

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: **A63-03547**
Date Received: 2/15/1990
Receipt No: W008952
Received By: _____

AMENDED

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

AMENDED

1. Name: GREGORY T TROOST 909-736-1944
Address: 6301 ARCHIBALD AVE
CORONA CA 92880
OR
Name: JOYCE K TROOST 909-736-1944
Address: 6301 ARCHIBALD AVE
CORONA CA 92880

2. Date of Priority: OCT 4, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	25	SW	SE			PAYETTE
		35	NE	NE			PAYETTE
		36	SW	SW			PAYETTE
			NW	SE			PAYETTE

5. Description of diverting works:
550' DEEP, 14" AND 18" CASING, MAINLINE AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/15	1.980		1017.20
STOCKWATER	01/01	12/31	0.650		333.90
COMMERCIAL	01/01	12/31	0.650		333.90

7. Total Quantity Appropriated is:
2.630 C.F.S. (and/or) 1351.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL, DAIRY FACILITY

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	05W	25	NE		SW		IRR	40.0
			NE		SW		COMMER	
			NW		SW		IRR	40.0
			NW		SW		COMMER	
			SE		SW		IRR	24.5
			SE		SW		COMMER	
			SW		SE		IRR	33.0
			SW		SE		COMMER	
			SE		SE		IRR	30.0
			SE		SE		COMMER	
							Section Acres	167.5
		36	NE		NE		IRR	30.0
			NE		NE		COMMER	
			NW		NE		IRR	40.0
			NW		NE		COMMER	
			SW		NE		IRR	27.5
			SW		NE		STOCK	
			SW		NE		COMMER	
			SE		NE		IRR	40.0
			SE		NE		COMMER	
			NE		NW		IRR	40.0
			NE		NW		COMMER	
			NW		NW		IRR	29.0
			NW		NW		COMMER	
			SW		NW		IRR	40.0
			SW		NW		COMMER	
			SE		NW		IRR	31.0
			SE		NW		STOCK	
			SE		NW		COMMER	
			NE		SW		IRR	21.0
			NE		SW		STOCK	
			NE		SW		COMMER	
			NW		SW		IRR	40.0
			NW		SW		COMMER	
			SW		SW		IRR	39.0
			SW		SW		COMMER	
			SE		SW		IRR	36.0
			SE		SW		STOCK	
			SE		SW		COMMER	
			NE		SE		IRR	40.0
			NE		SE		COMMER	
			NW		SE		STOCK	
			NW		SE		COMMER	
			SW		SE		IRR	31.0
			SW		SE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	36	SW	SE		COMMER	
			SE	SE		IRR	30.0
			SE	SE		COMMER	

Section Acres 514.5

Total Acres 682.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
A63-09279,03315,03581,03065

14. Remarks:

TWO POINTS OF DIVERSION LOCATED IN T06N, R05W, S36, NWSE.
CLAIM AMENDED PER TRANSFER 5546 APPROVED 4/19/00.
FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS, SEE COPY OF
TRANSFER IN ADJUDICATION FILE.

15. Basis of Claim: LICENSE

Water Right Number: 33251

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5546
WATER RIGHT NO(S) . 63-03065/63-03315/63-03547
63-03581/63-09279

RECEIVED

APR 20 2000

WATER RESOURCES
WESTERN REGION

This is to certify that: GREGORY T TROOST
JOYCE K TROOST
6301 ARCHIBALD AVE
CORONA CA 92880

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>
Right No. 63-03065 :			
Priority: 11/01/1955			
IRRIGATION	03/01 to 11/15	1.91 CFS	639.0 AF
Right No. 63-03315 :			
Priority: 10/15/1962			
IRRIGATION	03/01 to 11/15	4.38 CFS	2250.1 AF
STOCKWATER	01/01 to 12/31	0.96 CFS	493.2 AF
COMMERCIAL	01/01 to 12/31	0.96 CFS	493.2 AF
		5.34 CFS	2743.3 AF
Right No. 63-03547 :			
Priority: 10/04/1966			
IRRIGATION	03/01 to 11/15	1.98 CFS	1017.2 AF
STOCKWATER	01/01 to 12/31	0.65 CFS	333.9 AF
COMMERCIAL	01/01 to 12/31	0.65 CFS	333.9 AF
		2.63 CFS	1351.1 AF
Right No. 63-03581 :			
Priority: 02/02/1967			
IRRIGATION	03/01 to 11/15	0.93 CFS	477.8 AF
STOCKWATER	01/01 to 12/31	0.20 CFS	102.7 AF
COMMERCIAL	01/01 to 12/31	0.20 CFS	102.7 AF
		1.13 CFS	580.5 AF
Right No. 63-09279 :			
Priority: 09/07/1979			
IRRIGATION	03/01 to 11/15	3.08 CFS	1582.2 AF
STOCKWATER	01/01 to 12/31	0.74 CFS	380.2 AF
COMMERCIAL	01/01 to 12/31	0.74 CFS	380.2 AF
		3.82 CFS	1962.4 AF
IRRIGATION:		12.28 CFS *	3051.5 AF *
STOCKWATER & COMMERCIAL:		2.55 CFS **	399.8 AF **
TOTAL:		14.83 CFS ***	3451.3 AF ***

TRANSFER NO. 5546
WATER RIGHT NO(S). 63-03065/63-03315/63-03547
63-03581/63-09279

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 25, Township 06N, Range 05W
NENE , Sec. 35, Township 06N, Range 05W
SWSW , Sec. 36, Township 06N, Range 05W
NWSE , Sec. 36, Township 06N, Range 05W
PAYETTE 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>
06N	05W	25	NESW 40.0	NWSW 40.0	SESW 24.5	
			SWSE 33.0	SESE 30.0		167.5
	36		NENE 30.0	NWNE 40.0	SWNE 27.5	
			SENE 40.0	NENW 40.0	NWNW 29.0	
			SWNW 40.0	SENW 31.0	NESW 21.0	
			NWSW 40.0	SWSW 39.0	SESW 36.0	
			NESE 40.0	SWSE 31.0	SESE 30.0	514.5
Total number of acres irrigated:						682.0 ****

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			
06N	05W	36	SWNE	SENW	NESW
			SESW	NWSE	SWSE

PLACE OF USE: COMMERCIAL

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			
06N	05W	25	NESW	NWSW	SESW
			SWSE	SESE	
	36		NENE	NWNE	SWNE
			SENE	NENW	NWNW
			SWNW	SENW	NESW
			NWSW	SWSW	SESW
			NESE	NWSE	SWSE
			SESE		

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
3. 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 at the field headgate for irrigation of the lands above.

TRANSFER NO. 5546
WATER RIGHT NO(S). 63-03065/63-03315/63-03547
63-03581/63-09279

CONDITIONS OF APPROVAL AND REMARKS

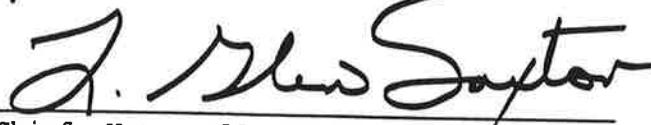
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- **** 8. Right 63-03065 is limited to the irrigation of 142.0 acres in the place of use described above in a single irrigation season.
- **** 9. Right 63-03315 is limited to the irrigation of 588.5 acres in the place of use described above in a single irrigation season.
- **** 10. Right 63-03547 is limited to the irrigation of 239.5 acres in the place of use described above in a single irrigation season.
- **** 11. Right 63-03581 is limited to the irrigation of 588.5 acres in the place of use described above in a single irrigation season.
- **** 12. Right 63-09279 is limited to the irrigation of 670.5 acres in the place of use described above in a single irrigation season.
- ** 13. Rights 63-03315, 63-03547, 63-03581 and 63-09279 when combined shall not exceed a total diversion rate of 2.55 cfs and a total annual maximum diversion volume of 399.8 af for stockwater and commercial uses at the dairy facility.
- * 14. Rights 63-03065, 63-03315, 63-03547, 63-03581 and 63-09279 when combined shall not exceed a total diversion rate of 12.28 cfs, and a total annual maximum diversion volume of 3051.5 af at the field headgate for the irrigation of 678.1 acres.
- *** 15. The total instantaneous diversion of water from all points of diversion under Transfer 5546 shall not exceed 14.83 cfs, nor a total combined annual volume of 3451.3 af for all uses.
16. The well(s) previously used under Right 63-03547 shall be abandoned in a manner which complies with Department well abandonment rules.
17. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 under Right 63-09279 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date of this approval.

TRANSFER NO. 5546
WATER RIGHT NO(S). 63-03065/63-03315/63-03547
63-03581/63-09279

CONDITIONS OF APPROVAL AND REMARKS

18. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
19. Commercial use is for a dairy facility located in the SWNE, SENW, NESW, SESW and W1/2SE, S36, T06N, R05W.
20. Two points of diversion are located within NWSE, S36, T06N, R05W.

Dated this 19th day of April, 2000


Chief, Water Allocation Bureau

RECEIVED

NOV 22 1999

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources

Name of applicant

RUSSELL R. SHINN

Phone

(208) 887-1521

Post Office address

1090 LARKSPUR CT. MERIDIAN ID. 83642

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 PUT IRRIGATION INTO PERMISSIBLE PLACE OF USE.

2. Describe the reason for the proposed changes TO TRANSFER ^{PLACE OF USE.} WATER TO A NEW
DAIRY OPERATION AND COMBINE ALL THE IRRIGATION
RIGHTS TO A PERMISSIBLE PLACE OF USE.

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 |
|-----------------|----------|-----------------------|------------------|---------------|
| | SEE | ATTACHMENT | A | |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |

2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum

3. Source of water _____ tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	36	6N	5W	Payette	63-03065- 63-03581
		SW	SE	25	6N	5W	Payette	63-03315
		NE	NE	35	6N	5W	Canyon	63-09279
		NW	SE	36	6N	5W	Payette	2 New Dairy wells.

5. Lands irrigated or place of use:

[illegible]

T 5546

Total acres

PART 1

6. General Information:

- a. Description of diversion system IRRIGATION well Tied Together
By mainline to hand line sprinklers. Dairy will have
2 new wells tied together and diverting into large
pressure tank and then to dairy. One well will be a backup.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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:
156 Acres will be put out of
production to cover dairy use. Lagoon waste
will be land applied to remaining acres.
- 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 _____

B.) DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER CHANGE.

Right No.	Priority	CFS/AFA	Nature of use	From	To
63-03065	11/01/1955	1.91/639	Irrigation	3/15	11/15
63-03315	10/15/1962	4.18/2019.6	Irrigation	3/15	11/15
		1.16/137	Commercial	1/1	12/31
		1.16/105.1	Stockwater	1/1	12/31
63-03547	10/04/1966	2.63/1283.3	Irrigation	3/15	11/15
63-03581	02/02/1967	1.13/551.4	Irrigation	3/15	11/15
63-09279	09/07/1979	3.1/1483.7	Irrigation	3/15	11/15
		.72/83.9	Commercial	1/1	12/31
		.72/64.4	Stockwater	1/1	12/31

Attachment B

-

20

20

1166 F

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HORSESHOE VALLEY RANCH C/O DON BRANDT 203 11TH AVE S NAMPA ID 83651 (208) 466-7821	09/07/1979	IRRIGATION	03/15 11/15	3.820 CFS	
					TOTAL DIVERSION:	3.820 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 14.830 CFS

Point(s) of Diversion: T06N R05W S35

NENE

CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																					
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE			
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM		
06N	05W	25	:														:	40	40	15	31	:									35	40	: 202.8
06N	05W	36	:	40	40	40	40	:	40	31	40	40	:	40	40	37	38	:	40	40	40	40	:	40	40	40	40	40	40	:	627.6		
																												TOTAL ACRES	830.4				

Pou County: CANYON

Other Water Rights Listing Overlapping Place(s) of use:
63-03065 63-03315 63-03547 63-03581

Conditions of Approval:

- 004 - The issuance of this right does not grant any right-of-way
- or easement across the land of another.

Remarks: GEN This right when combined with the rights listed below shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above. The combined rights are: 63-03065, 63-03315, 63-03547 and 63-03581.

Dates: App. Received: 08/23/1979 Priority Date: 09/07/1979
Proof Due Date: 11/01/1981 Proof Made Date: 07/18/1980
Exam Made Date: 06/30/1988 Exam Sent to S.O.: 03/15/1991
Licensed Date: 06/01/1994

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 10/22/87 05/01/88 CONVERT 08/02/88 GARRETT 03/29/93 TAYLOR
05/25/94 BCHAPMAN

Total acres _____

WR5809NP

IDAHO DEPARTMENT OF WATER RESOURCES

DATE: 08/06/99

No. 63-03315

WATER RIGHT PROFILE REPORT

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWARD G. JENKINS	10/15/1962	IRRIGATION	00/00 00/00	5.340 CFS	
C	BILLYE O. JENKINS					
	NAMPA ID 83651					
					TOTAL DIVERSION:	5.340 CFS
C	DON BRANDT					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06N R05W S25

SWSE

PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE	:				NENW	NWNW	SWNW	SENW	:				NESW	NWSW	SWSW	SESW	:				NESE	NWSE	SWSE	SESE	:	SUM
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:		
06N	05W	25	:									:							:					:									
06N	05W	36	:	40	40	40	40	:	40	39	39	40	:	40	40	39	38	:	40	40	39	39	:	40	40	39	39	:	633.0				
																TOTAL ACRES								717.0									

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:

63-03065 63-03547 63-03581 63-09279

Dates: App. Received: Priority Date: 10/15/1962
 Proof Due Date: Proof Made Date:
 Exam Made Date: Exam Sent to S.O.:
 Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/01/88 CONVERT

PART 2

Transfer No.

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

no

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

WR5809NP

No. 63-03065

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/06/99

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT J. KNOBLOCK P.O. BOX 213 PARMA ID 83660	11/01/1955	IRRIGATION DOMESTIC	00/00 00/00 00/00 00/00	1.910 CFS	
TOTAL DIVERSION:					1.910 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06N R05W S36

SWSW

PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	
06N	05W	36	:	25	28	40	02	09	38	:	:	:	:	:	:	142.0
TOTAL ACRES																142.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: PAYETTE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-03581

Other Water Rights Listing Overlapping Place(s) of use:
63-03315 63-03547 63-03581 63-09279

Dates: App. Received: Priority Date: 11/01/1955
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 05/06/85 05/01/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

WR5809NP
No. 63-03581

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/06/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARTH HARKER	02/02/1967	IRRIGATION	00/00 00/00	1.130 CFS	
C	BETTY HARKER					
C	AKA HORSESHOE VALLEY RANCH NAMPA ID 83651			TOTAL DIVERSION:	1.130 CFS	
C	DON BRANDT RT. 2 NAMPA ID 83651					
C	BILLYE O. JENKINS					
C	EDWARD G. JENKINS NAMPA ID 83651					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06N R05W S36 SWSW

PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
06N	05W	25	:					:					:					:					:	84.0	
06N	05W	36	:	40		40		:	40		39		:	40		40		:	40		40		:	633.0	
																							TOTAL ACRES	717.0	

Pou County: PAYETTE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-03065

Other Water Rights Listing Overlapping Place(s) of use:
63-03065 63-03315 63-03547 63-09279

Dates: App. Received: Priority Date: 02/02/1967
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/12/1979

Misc: Water District Number: Field Exam Fee:

Audit: 04/23/85 05/01/88 CONVERT 03/16/90 CURTIS

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

WR5809NP

No. 63-03547

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/06/99

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HORSESHOE VALLEY RANCH C/O DON BRANDT RT. 2 NANPA ID 83651	10/04/1966	IRRIGATION	00/00 00/00	2.630 CFS	
					TOTAL DIVERSION:	2.630 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06N R05W S36

NESE

PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE															
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	SUM
06N	05W	36	:			40		40	:			40	:		20		20	:	40		40		39		39	:	318.0
																								TOTAL ACRES	318.0		

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:

63-03065 63-03315 63-03581 63-09279

Dates:	App. Received:	Priority Date:	10/04/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	09/12/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 04/08/85 05/01/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
(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

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

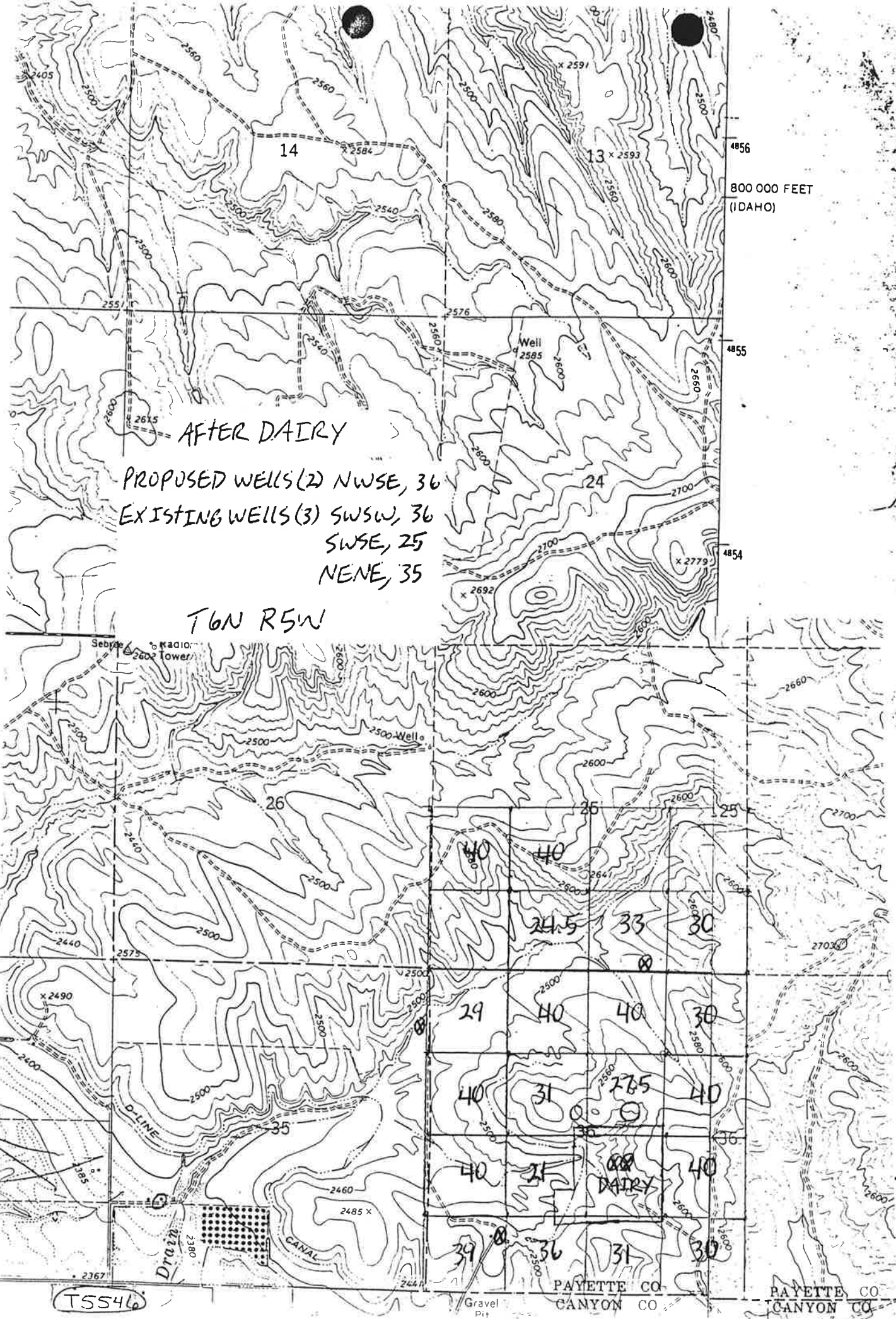
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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	

Total acres _____



AFTER DAIRY

PROPOSED WELLS (2) NWSE, 36
EXISTING WELLS (3) SWSW, 36
SWSE, 25
NENE, 35

T6N R5W

PAYETTE CO
CANYON CO

PAYETTE CO
CANYON CO

T5546

Attack ment

23 24
26 25

24 19
25 30

T8695

40 ACRES
WHEAT

CRP
1987-1996
CP-1

NO CROP

20 ACRES
NHIEL ALFAFA
1-98.4 15 A

CRP
1987-1996
CP-1

NHIEL
2-26.8

CRP
1987-1996
CP-1

CRP
1987-1996
CP-1

Pivot
1080 GPM
BARLEY

26 25
35 36

25 3
36 3

CRP
1987-1996
CP-1
CORN

CRP
1987-1996
CP-1
CORN

CRP
1987-1996
CP-1

NHIEL
7-39.8

NHIEL
6-32.1

NHIEL
5-49.7

Pivot 900 GPM
CORN
CRP
1987-1996
CP-10

ALFAFA
CRP
1987-1996
CP-1

BARLEY
CRP
1987-1996
CP-1

NHIEL
8-39.4

NHIEL
9-38.5

NHIEL
10-35.9

NO CROP
CRP
1987-1996
CP-1

NO CROP
CRP
1987-1996
CP-1

ALFAFA
CRP
1987-1996
CP-1

NHIEL
3-40.2

NHIEL
13-38.3

NHIEL
12-39.4

NHIEL
11-38.4

CRP
1987-1996
CP-1
WHEAT

CRP
1987-1996
CP-10

CRP
1987-1996
CP-10

CRP
1987-1996
CP-1

NHIEL
14-32.5

NHIEL
15-39.7

NHIEL
16-39.3

NHIEL
17-40.3

04219

TSS46

13 OF 14

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
Attachment
C1 x C2

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>Commercial</u>	<u>1.88/220.9</u>	<u>24/365</u>	<u>01/01 to 12/31</u>
	<u>STOCK WATER</u>	<u>1.88/169.5</u>	<u>24/365</u>	<u>01/01 to 12/31</u>

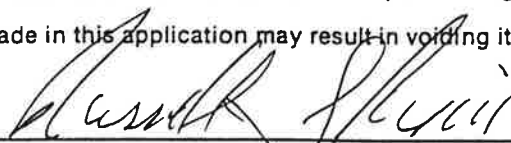
2. Quantity and quality of return flows and location of discharge:

N/A

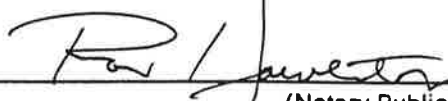
3. Describe effects on other water uses resulting from the proposed change:

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.



(Signature of Applicant)

Subscribed and sworn to before me this 6 day of AUG, 19 99


(Notary Public)

Ron Howerton

My commission expires _____

Residing at Boise, Idaho

My Commission Expires December 8, 2000

FOR DEPARTMENT USE ONLYTransfer contains 14 pages and 8 attachmentsReceived by DAN Date 8-6-1999 Protest filed by _____Prelim. check by Ly Fee 100.00 W025563Received by DAN Date 8-6-1999Published in Press Tribune Copies of protest forwarded by _____Pub. dates 9-2 + 9-99 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

DAILY FRESH WATER REQUIREMENT FOR DAIRY FACILITY

FOR: T&T CATTLE CO.
BY: DANIEL A NELSON
DATE: 8/6/99

STOCKWATER VOLUME REQUIREMENT

TYPE OF ANIMAL	NUMBER	USE/DAY	TOTAL GAL/DAY	TOTAL GAL/YEAR
MILKING COWS	3,840.00	32.00	122,880.00	44,851,200.00
DRY COWS	600.00	14.00	8,400.00	3,066,000.00
HEIFERS	2,500.00	8.00	20,000.00	7,300,000.00
TOTAL GALLONS			151,280.00	55,217,200.00

STOCKWATER ANNUAL VOLUME NEEDED 169.46

COMMERCIAL VOLUME REQUIREMENT

WASH PEN ESTIMATE

GPM PER NOZZLE	NUMBER OF NOZZLES	TIME PER USE(IN MINUTES)	NUMBER OF USES	TOTAL GAL/DAY	TOAL GAL/YEAR
7.80	225.00	3.00	32.00	168,480.00	61,495,200.00

MILKING PARLOR ESTIMATES

ITEM	GALS/OP	X'S/DAY	GALS/DAY	GALS/YEAR
BULK TANK	180.00	4.00	720.00	262,800.00
COW PREP	0.50	7,680.00	3,840.00	1,401,600.00
PIPELINES	200.00	6.00	1,200.00	438,000.00
PARLOR CLEANUP	2,000.00	4.00	8,000.00	2,920,000.00
WASHPEN CLEANUP	2,000.00	4.00	8,000.00	2,920,000.00
TOTAL MILK PARLOR USE			21,760.00	7,942,400.00

D1
T5546

D2

PAGE 2
T&T CATTLE

HOSPITAL BARN USE

ITEM	GALS/OP	X'S/DAY	GALS/DAY	GALS/YEAR
BILK TANK	46.00	2.00	92.00	33,580.00
COW PREP	2.50	260.00	650.00	237,250.00
PARLOR & HOLDING				
PEN CLEANUP	600.00	2.00	1,200.00	438,000.00
TOTAL HOSPITAL BARN USE			1,942.00	708,830.00

MISCELLANEOUS USES

ITEM	GALS/OP	X'S/DAY	GALS/DAY	GALS/YEAR
TOWEL WASHING	50.00	20.00	1,000.00	365,000.00
EMPLOYEE SHOWERS				
& RESTROOMS	50.00	30.00	1,500.00	547,500.00
MAINTENANCE SHOP	2,500.00	1.00	2,500.00	912,500.00
TOTAL MISCELLANEOUS USES			5,000.00	1,825,000.00

COMMERCIAL ANNUAL VOLUME NEEDED

220.87

STOC KWATER VOLUME REQUIREMENT =	169.46
COMMERCIAL REQUIREMENT =	220.87
TOTAL VOLUME REQUIRED =	390.33

HISTORIC CONSUMPTIVE VOLUME PER ACRE = 2.5 ACRE FEET PER ACRE

NUMBER OF ACRES THAT NEED TO BE RETIRED = 156 ACRES

ATTACHMENT D₂

TSS 11

CONSUMPTIVE USE ESTIMATION USING AGRIMET
FROM AGRICULTURE CROP WATER USE SUMMARY 1988-1994
US BUREAU OF RECLAMATION PACIFIC NORTHWEST REGION FEBRUARY 1995

EVALUATION FOR TRANSFER : **T & T CATTLE**

BY: **Daniel A. Nelson**

DATE: **8/6/99**

AGRIMET REPORTING SITE **Parma, Idaho**

1998 IRRIGATION YEAR

Crop	Acres	Method	Application EFF. %	IR for Crop in/season	Crop Div. Vol AF/Ann	Crop CU AF/Ann
ALF	300.00	SPRINKLER	75	38.80	1,293.33	970.00
WHEAT	320.00	SPRINKLER	75	22.40	796.44	597.33
POTATOES	200.00	SPRINKLER	75	25.60	568.89	426.67
TOTALS	820.00				2,658.67	1,994.00

1999 IRRIGATION YEAR

Crop	Acres	Method	Application EFF. %	IR for Crop in/season	Crop Div. Vol AF/Ann	Crop CU AF/Ann
ALF	300.00	SPRINKLER	75	38.80	1,293.33	970.00
WHEAT	150.00	SPRINKLER	75	22.40	373.33	280.00
CORN	210.00	SPRINKLER	75	25.70	599.67	449.75
BARLEY	160.00	SPRINKLER	75	24.30	432.00	324.00
TOTALS	820.00				2,698.33	2,023.75

AVERAGE ACRES IRRIGATED	820
AVERAGE ACRE FEET VOL DIVERTED PER ACRE:	3.29
AVERAGE ACRE FEET VOL CONSUMED PER ACRE:	2.45

CROP HISTORY EVALUATION FOR ESTIMATION OF DIVERSION VOLUME AND CONSUMPTIVE USE

EVALUATION FOR TRANSFER NO: T & T CATTLE
 BY: DANIEL A NELSON
 DATE: 8/6/99
 ALLEN & BROCKWAY REPORT SITE: PARMA

Year	Crop	Acres	Method	Application Eff. %	IR for Crop (mm/season)	Crop Div Vol (AF/Ann)	Crop CU (AF/Ann)
1998	Alf	300	Sprinkler	75	933	1224.409	918.3071
	Wheat	320	Sprinkler	75	715	1000.875	750.6562
	Potatoes	200	Sprinkler	75	710	621.1724	465.8793
		0				0	0
		0				0	0
Total Year 1		820				2846.457	2134.843
1999	Alf	300	Sprinkler	75	933	1224.409	918.3071
	Wheat	150	Sprinkler	75	639	419.2913	314.4685
	Corn	210	Sprinkler	75	693	636.6142	477.4606
	Barley	160	Sprinkler		639	0	335.4331
		0				0	0
Total Year 2		820				2280.315	2045.669

SUMMARY FOR FIVE YEAR PERIOD:

AVERAGE NUMBER OF ACRES IRRIGATED: 820
 AVERAGE ACRE FEET VOL DIVERTED PER ANNUM: 2563.386
 AVERAGE ACRE FEET VOL CONSUMED PER ANNUM: 2090.256
 AVERAGE ACRE FEET VOL DIVERTED PER ACRE: 3.12608
 AVERAGE ACRE FEET VOL CONSUMED PER ACRE: 2.549093

WARRANTY DEED

FOR VALUE RECEIVED, THE JOHN H. AND ORAH I. BRANDT FINE ARTS CENTER TRUST, and DON BRANDT, a single man, the Grantors, do hereby grant, bargain, sell and convey unto RUSSELL SHINN and CAROL SHINN, husband and wife, the Grantees, whose address is 1090 LARKSPUR CT. MERIDIAN ID, 8364 the following described premises, situated in Canyon County, State of Idaho, to-wit: Layette DB Q RA

See Exhibit "A" attached hereto and incorporated herein by this reference;

Together with all water, water rights, ditches and rights-of-way for ditches appurtenant thereto or in anywise appertaining;

SUBJECT to taxes and assessments for the year 1998 and all subsequent years.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 8th day of April, 1998.

John H. Brandt, Trustee
John H. Brandt, Trustee of The John H. and Orah I. Brandt Fine Arts Center Trust

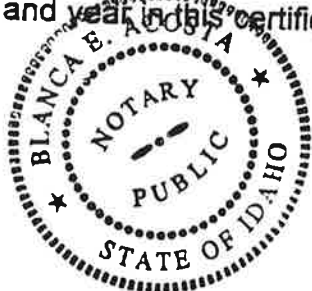
Don Brandt
Don Brandt

STATE OF IDAHO)
County of Canyon) ss.
)

On this 8th day of April, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN H. BRANDT, known to me to be the Trustee of The John H. and Orah I. Brandt Fine Arts

Center Trust, and the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as such Trustee.

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



Blanca E. Acosta
Notary Public for Idaho
Residing at Greenleaf, Idaho
My commission expires: 9-1-99

STATE OF IDAHO)

County of Canyon)

) ss.

On this 8th day of April, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared **DON BRANDT**, a single man, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he 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.



Blanca E. Acosta
Notary Public for Idaho
Residing at Greenleaf, Idaho
My commission expires: 9-1-99

RD

F3

EXHIBIT "A"

PARCEL I:

All of Section 36, Township 6 North, Range 5 West, Boise Meridian, County of Payette, State of Idaho.

PARCEL II:

The Southwest Quarter; and the South Half of the Southeast Quarter of Section 25, Township 6 North, Range 5 West, Boise Meridian, County of Payette, State of Idaho.

273831

STATE OF IDAHO } ss
County of Payette }

I hereby certify that this instrument
was filed for record at the request of
FIRST AMERICAN TITLE CO

Time 11:00 AM
Date April 23, 1998
Instrument # 273831 - Deeds
LAURAL L. STIGILE
By *[Signature]* Ex officio Recorder
Deputy
Fee \$900

AJ0749NP
No. A63-09279

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/12/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN H BRANDT	08/23/1979	IRRIGATION	04-01 10-30	6.500 CFS	
C	HORSESHOE VALLEY RANCH					
C	DON BRANDT					
	203 11TH AVE S					
	NAMPA ID 83651					
	(208) 466-7821					
				TOTAL DIVERSION:	6.500 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T06N R05W S36

NWNE

PAYETTE County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
06N	05W 25									40	20	32	40			40	40	212.0
06N	05W 36	40		40		40		40		40		40		40		40		640.0
																	TOTAL ACRES	852.0

POU County: CANYON

Non-Irrigation Uses: NONE

Other Rights: A63-03315,03581,03065,03547

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall
 - be permanently installed and maintained as part of the diverting works.
- 004 - The issuance of this right does not grant any right-of-way
 - or easement across the land of another.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

DATE: 08/12/99
PAGE: 1

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. A63-03315

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/12/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HORSESHOE VALLEY RANCH 203 11TH AVE SO NAMPA ID 83651 (208) 466-7821	10/15/1962	IRRIGATION	04-01 10-30	5.340 CFS	
TOTAL DIVERSION:					5.340 CFS	

C DON BRANDT
C JOHN H BRANDT
203 11TH AVE S
NAMPA ID 83651
(208) 466-7821

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06N R05W S35

NENE

CANYON County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE					
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
06N	05W 25													12			36	36	84.0
06N	05W 36		40		40		40		40		39		39	40		40	40	39	633.0
TOTAL ACRES																		717.0	

POU County: PAYETTE

Non-Irrigation Uses: NONE

Other Rights: A63-09279,03581,03065,03547.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. A63-03547

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/12/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HORSESHOE VALLEY RANCH	10/04/1966	IRRIGATION	04-01 10-30	2.630 CFS	
C	JOHN H BRANDT					
C	DON BRANDT					
	203 11TH AVE S					
	NAMPA ID 83651					
	(208) 466-7821					
				TOTAL DIVERSION:	2.630 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06N R05W S36

NESE

PAYETTE County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE					
T	R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM	
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
06N	05W 36 :			40	40				40		20		20		40	40	39	39	318.0
TOTAL ACRES																		318.0	

POU County: PAYETTE

Non-Irrigation Uses: NONE

Other Rights: A63-09279,03315,03581,03065

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

DATE: 08/12/99
PAGE: 1

Presumption Flag:



United States
Department of
Agriculture

Farm Service
Agency

Payette Service
Center
1630 3rd Avenue S
Payette, ID
83661-2922

PHONE:
208/642-402

TO: Russell Shinn

August 16 1999

FROM: Payette County FSA Office
Sherry M Elson, CED

A handwritten signature in cursive script, reading "Sherry M Elson".

SUBJECT: Conservation Reserve Contracts

Per your request:

Conservation Reserve Contracts #13a and 1a for Horseshoe Valley
Ranch expired September 30, 1997.

STATE OF IDAHO

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES

NOV 26 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

NOV 12 1999

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.

WATER RESOURCES
WESTERN REGION

1. Water Right No(s): 63-03065, 63-03315, 63-09279, 63-03547, 63-03581
Adjudication Claim No(s): SAME AS ABOVE

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

RUSSELL R. STINN

1090 LARKSPUR CT. MERIDIAN, ID. 83642

4. New Owner/Claimant(s)

GREG & JOYCE TROOST

New Mailing Address

6301 ARCHIBALD Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

City, State and ZIP Code

CORONA CA 92880

New Telephone Number

(909) 736 1944

5. Date you acquired the property

NOVEMBER 2, 1997

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)

Greg Troost

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.

WARRANTY DEED



FOR VALUE RECEIVED RUSSELL SHINN and CAROL SHINN, husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto GREGORY T. TROOST and JOYCE K. TROOST, Trustees of the Troost Family Trust, under instrument dated April 28, 1997

the Grantees, whose address is 6301 Archibald Ave., Corona, CA 92880

the following described premises, to-wit:

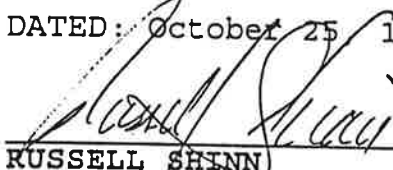
All of Section 36, Township 6 North, Range 5 West, Boise Meridian, County of Payette, State of Idaho.

AND

The Southwest Quarter; and the South Half of the Southeast Quarter of Section 25, Township 6 North, Range 5 West, Boise Meridian, County of Payette, State of Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1999 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: October 25 1999

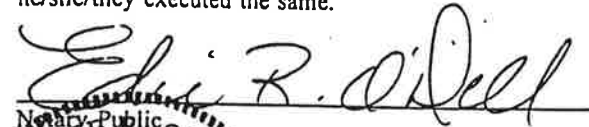

RUSSELL SHINN


CAROL SHINN

STATE OF IDAHO

COUNTY OF CANYON Nov. 20

On this 3rd day of October, 1999, before me, a notary public, personally appeared RUSSELL SHINN AND CAROL SHINN, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.


Notary Public

Residing at Idaho

My Commission Expires 4/17/2003

NOTARY

PUBLIC

1001 10th Ave South
Ramp, IDAHO 83651

PIONEER TITLE COMPANY
OF CANYON COUNTY

423 SOUTH KIMBALL
CALDWELL, ID 83605

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: A63-03547
Date Received: 2/13/1990
Receipt No: W008952
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HORSESHOE VALLEY RANCH 208-466-7821
Address: 203 11TH AVE S
Nampa ID 83651

OR

Name: JOHN H BRANDT 208-466-7821
Address: 203 11TH AVE S
Nampa ID 83651

OR

Name: DON BRANDT 208-466-7821
Address: 203 11TH AVE S
Nampa ID 83651

2. Date of Priority: OCT 4, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	36	NE	SE			PAYETTE

5. Description of diverting works:
550' DEEP, 14" AND 18" CASING, MAINLINE AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/30	2.630		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	05W	36	SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	20.0
			SE		SW		IRR	20.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	39.0
			SE		SE		IRR	39.0

Section Acres 318.0

Total Acres 318.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
A63-09279,03315,03581,03065

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 33251

\$368⁰⁰

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: A63-03547
Date Received: 1/17/1990
Receipt No: _____
Received By: _____

RECEIVED
FEB 13 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HORSESHOE VALLEY RANCH 208-466-7821
Address: 203 11TH AVE SOUTH 83651
NAMPA, ID
OR
Name: JOHN H. BRANDT 208-466-7821
Address: 203 11TH AVE SOUTH 83651
NAMPA, ID
OR
Name: DON BRANDT 208-466-7821
Address: 203 11TH AVE SOUTH 83651
NAMPA, ID

2. Date of Priority: OCT 04, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	36	NE	SE			PAYETTE

5. Description of diverting works:
~~350'~~ DEEP, ~~16"~~ CASING, MAINLINE AND SPRINKLERS

550 14 x 18"
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/30	2.630		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED
JUL 25 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	05W	36	SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	20.0
			SE		SW		IRR	20.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	39.0
			SE		SE		IRR	39.0
							Section Acres	318.0
							Total Acres	318.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
A63-09279,03315,03581,03065

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 33251

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): Don Brant Date: 1-22-90
John H. Brant Date: 1-22-90

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 25 day

of January 19 90

Seal

Arnetta Anderson
Notary Public

Residing at Manzanita, N.M.
My Commission Expires 7-2-1991

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 63-03547

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 33251

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
HORSESHOE VALLEY RANCH

1 - C/O DON BRANDT
2 - RT. 2
3 -
City- NAMPA
Phone -

State- ID Zip- 83651

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
10/04/1966 14 L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
06N 05W 36 NE SE (75) PAYETTE

+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 2.630

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
2.630

| TwN | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|---------------|
| 06N | 05W | 36 | SW NE | | 40.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | SE NE | | 40.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | SE NW | | 40.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | NE SW | | 20.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | SE SW | | 20.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | NE SE | | 40.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | NW SE | | 40.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | SW SE | | 39.0 | 01 | IRRIGATION | (75) PAYETTE |
| 06N | 05W | 36 | SE SE | | 39.0 | 01 | IRRIGATION | (75) PAYETTE |

Total Acres: 318.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

MICROFILMED
JUL 25 1994

Water right number - 63-03547

Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - -

| | | | | | |
|------------------|--------------|-----------------|--------------|------------------|-----|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Start Work Date | - 00/00/0000 | Verified Date | - 04/08/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | - 09/12/1979 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | | | | |

MICROFILMED
JUL 25 1994

Receipt Details for ID W008952

| Status | Adjustment Type | Version |
|--------|---------------------|---------|
| | Water Right Receipt | 1 |

General Information:

| Date Received | Date Deposited | Region | Total Amount | Payment Type |
|-----------------------|----------------|------------------------|--------------|--------------|
| 2/15/1990 12:00:01 PM | 2/15/1990 | Western | \$2,304.00 | Check |
| Payer | | HORSESHOE VALLEY RANCH | | |

Account Information:

| Check # | Account # | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 2000 | | | |
| Card Expiration Date | Credit Card Transaction # | | |
| | | | |

Comment ADJUDICATION CLAIM FEE

Fee Detail:

| Amount | Description | PCA | Fund | Fund Detail | Subsidiary | Object |
|------------|------------------------|--------|------|-------------|------------|--------|
| \$2,304.00 | ADJUDICATION CLAIM FEE | 410162 | 9337 | 0 | 0 | 6490 |

Refund(s):

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|

Water Right Information:

| Basin Number | Sequence Number | Split Suffix | Amount | Type |
|--------------|-----------------|--------------|----------|-------|
| 63 | 3065 | | \$902.00 | Claim |
| 63 | 3315 | | \$368.00 | Claim |
| 63 | 3547 | | \$192.00 | Claim |
| 63 | 3581 | | \$25.00 | Claim |
| 63 | 9279 | | \$767.00 | Claim |
| 63 | 20323 | | \$50.00 | Claim |

Print Report

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

In Re SRBA

Case No. 39576

**Water Rights: 63-3315, 63-3547,
63-3581**

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

☐ Substitution of Party

XX IC § 42-222 transfer

XX Point of diversion XX Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

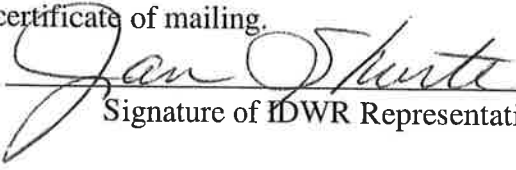
XX Other-Conditions & Remarks

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4/29/10


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 30, 2010, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Director of IDWR
PO Box 83720
Boise ID 83720

☒ hand-delivered

3. Copies to all parties to the subcase:

Gregory Troost
Joyce Troost
30540 Sabin Rd
Parma ID 83660

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

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

RIGHT NUMBER: 63-3547

NAME AND ADDRESS: GREGORY TROOST
30540 SABIN RD
PARMA ID 83660

JOYCE TROOST
30540 SABIN RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.630 CFS
1351.100 AFY

Rights 63-3315, 63-3547, 63-3581, 63-33290 and 63-33292 when combined for all uses shall not exceed a total diversion rate of 14.15 cfs and a total annual maximum diversion volume of 3280.3 af.

Rights 63-3315, 63-3547, 63-3581 and ~~63-33292~~ 63-9279 are limited for dairy uses to a total combined diversion rate of 2.55 cfs and to a total combined annual diversion volume of 399.8 af for stockwater and commercial uses at the dairy facility.

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 at the field headgate for irrigation of the lands above.

Diversion of water from the additional well authorized under Transfer 74917 located in the SWNE, Sec. 36, T6N, R5W shall not exceed a maximum diversion rate of 7.00 cfs.

Rights 63-3315, 63-3547, 63-3581, 63-33290 and 63-33292 when combined shall not exceed a total diversion rate of 11.60 cfs, a total annual maximum diversion volume of 2880.5 af at the field headgate, and the irrigation of 640.1 acres.

~~The rights listed below are limited to total combined diversion rate of 12.28 cfs and to a total combined annual diversion volume of 3051.5 AF at the field headgate for the irrigation of 678.1 acres. Combined Right Nos.: 63-3065, 63-3315, 63-3547, 63-3581 and 63-9279~~

~~The total instantaneous diversion rate from all authorized points of diversion under this right is limited to 14.83 cfs and to a total combined annual diversion volume of 3451.3 AF for all uses.~~

PRIORITY DATE: 10/04/1966

POINT OF DIVERSION:

T06N R05W S25 SWSE Within PAYETTE County
T06N R05W S35 NENE Within CANYON County
T06N R05W S36 SWNE Within PAYETTE County
T06N R05W S36 SESW Within PAYETTE County
T06N R05W S36 SESW Within PAYETTE County
T06N R05W S36 SESW Within PAYETTE County
~~T06N R05W S36 NWSE Within PAYETTE County~~
~~T06N R05W S36 NWSE Within PAYETTE County~~
~~T06N R05W S36 SWSW Within PAYETTE County~~

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|--------------------------|
| STOCKWATER | 01/01 12/31 | 0.650 CFS
333.90 AFY |
| COMMERCIAL | 01/01 12/31 | 0.650 CFS
333.90 AFY |
| IRRIGATION | 03/01 11/15 | 1.980 CFS
1017.20 AFY |

Commercial use is for a dairy.

PLACE OF USE:

IRRIGATION in PAYETTE County

| | | | | | |
|----------------------|-------------|--------------------|----------------------|-------------|--------------------|
| T06N R05W S25 | NESW | 40.00 | T06N R05W S25 | NWSW | 40.00 |
| <u>T06N R05W S25</u> | <u>SWSW</u> | <u>40.00</u> | T06N R05W S25 | SESW | <u>40.00</u> 24.50 |
| T06N R05W S25 | SWSE | <u>40.00</u> 33.00 | T06N R05W S25 | SESE | <u>40.00</u> 30.00 |
| <u>T06N R05W S35</u> | <u>SENE</u> | <u>40.00</u> | <u>T06N R05W S35</u> | <u>NESE</u> | <u>40.00</u> |
| <u>T06N R05W S35</u> | <u>NWSE</u> | <u>18.00</u> | <u>T06N R05W S35</u> | <u>SWSE</u> | <u>24.00</u> |
| T06N R05W S36 | NENE | <u>40.00</u> 30.00 | T06N R05W S36 | NWNE | 40.00 |
| T06N R05W S36 | SWNE | <u>40.00</u> 27.50 | T06N R05W S36 | SENE | 40.00 |
| T06N R05W S36 | NENW | 40.00 | T06N R05W S36 | NWNW | <u>40.00</u> 29.00 |
| T06N R05W S36 | SWNW | 40.00 | T06N R05W S36 | SENW | <u>40.00</u> 31.00 |
| T06N R05W S36 | NESW | <u>40.00</u> 21.00 | T06N R05W S36 | NWSW | 40.00 |
| T06N R05W S36 | SWSW | <u>40.00</u> 39.00 | T06N R05W S36 | SESW | <u>40.00</u> 36.00 |
| T06N R05W S36 | NESE | 40.00 | <u>T06N R05W S36</u> | <u>NWSE</u> | <u>40.00</u> |
| T06N R05W S36 | SWSE | <u>40.00</u> 31.00 | T06N R05W S36 | SESE | <u>40.00</u> 30.00 |

STOCKWATER in PAYETTE County

| | | | |
|---------------|------|---------------|------|
| T06N R05W S36 | SWNE | T06N R05W S36 | SENE |
| T06N R05W S36 | NESW | T06N R05W S36 | SESW |
| T06N R05W S36 | NWSE | T06N R05W S36 | SWSE |

COMMERCIAL in PAYETTE County

| | | | |
|---------------|------|---------------|------|
| T06N R05W S25 | NESW | T06N R05W S25 | NWSW |
| T06N R05W S25 | SESW | T06N R05W S25 | SWSE |
| T06N R05W S25 | SESE | T06N R05W S36 | NENE |
| T06N R05W S36 | NWNE | T06N R05W S36 | SWNE |
| T06N R05W S36 | SENE | T06N R05W S36 | NENW |
| T06N R05W S36 | NWNW | T06N R05W S36 | SWNW |
| T06N R05W S36 | SENW | T06N R05W S36 | NESW |
| T06N R05W S36 | NWSW | T06N R05W S36 | SWSW |
| T06N R05W S36 | SESW | T06N R05W S36 | NESE |
| T06N R05W S36 | NWSE | T06N R05W S36 | SWSE |
| T06N R05W S36 | SESE | | |

1002 ACRES TOTAL ~~682 TOTAL ACRES~~

The place of commercial use authorized by this right includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements.

This right is limited to the irrigation of 239.5 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 - License

Failure of the right holder to comply with the conditions of Transfer 73903 is cause for the Director to rescind approval of the transfer.

Right Nos. 63-3315, 63-3547, 63-3581, 63-33290 and 63-33292 are also diverted through points of diversion described above.

Right Nos. 63-3065, 63-3547, 63-3581, and 63-9279 are also diverted through points of diversion described above.

Stockwater use is for 6940 dairy cattle.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

The right holder shall accomplish the change authorized by Transfer 73903 within one year of the date of the approval.

Failure of the right holder to comply with the conditions of Transfer 74917 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 74917 within one year of the date of the approval.

Right Holder: JOYCE OR GREGORY TROOST
30540 SABIN RD
PARMA ID 83660

Source: GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION | 03/01 | to 11/15 | 1.98 CFS | 1,017.2 AF |
| COMMERCIAL | 01/01 | to 12/31 | 0.65 CFS | 333.9 AF |
| STOCKWATER | 01/01 | to 12/31 | 0.65 CFS | 333.9 AF |
| | | | 2.63 CFS | 1,351.1 AF |

| | | | |
|--------------|------|-----------------|------------------------|
| GROUND WATER | SWSE | Sec. 25 Twp 06N | Rge 05W PAYETTE County |
| GROUND WATER | NENE | Sec. 35 Twp 06N | Rge 05W CANYON County |
| GROUND WATER | SWNE | Sec. 36 Twp 06N | Rge 05W PAYETTE County |
| GROUND WATER | SESW | Sec. 36 Twp 06N | Rge 05W PAYETTE County |
| GROUND WATER | SESW | Sec. 36 Twp 06N | Rge 05W PAYETTE County |
| GROUND WATER | SESW | Sec. 36 Twp 06N | Rge 05W PAYETTE County |

| Twp | Rge | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 06N | 05W | 25 | | | | | | | | | 40.0 | 40.0 | 40.0 | 40.0 | | | 40.0 | 40.0 | 240.0 |
| 06N | 05W | 35 | | | | 40.0 | | | | | | | | | 40.0 | 18.0 | 24.0 | | 122.0 |
| 06N | 05W | 36 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 640.0 |

| Twp Rge Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
| | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | |
| 06N 05W 36 | | | X | | | | | X | X | | | | X | | X | X | |

[illegible]

WATER RIGHT NO. 63-3547
As Modified by Transfer No. 73903

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by Transfer 73903 within one year of the date of the approval.
2. Failure of the right holder to comply with the conditions of Transfer 73903 is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. This right is limited to the irrigation of 239.5 acres within the place of use described above in a single irrigation season.
6. Rights 63-3315, 63-3547, 63-3581, 63-33290 and 63-33292 when combined shall not exceed a total diversion rate of 11.60 cfs, a total annual maximum diversion volume of 2880.5 af at the field headgate, and the irrigation of 640.1 acres.
7. Rights 63-3315, 63-3547, 63-3581 and 63-33292 are limited for dairy uses to a total combined diversion rate of 2.55 cfs and to a total combined annual diversion volume of 399.8 af for stockwater and commercial uses at the dairy facility.
8. Rights 63-3315, 63-3547, 63-3581, 63-33290 and 63-33292 when combined for all uses shall not exceed a total diversion rate of 14.15 cfs and a total annual maximum diversion volume of 3280.3 af.
9. Diversion of water from the additional well authorized under Transfer 74917 located in the SWNE, Sec. 36, T6N, R5W shall not exceed a maximum diversion rate of 7.00 cfs.
10. 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 at the field headgate for irrigation of the lands above.
11. Right Nos. 63-3315, 63-3547, 63-3581, 63-33290 and 63-33292 are diverted through points of diversion described above.
12. Commercial use is for a dairy.
13. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 11th day of January, 2010


John Westra, Western Regional Manager

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

In Re SRBA

Case No. 39576

**Water Rights: 63-3065, 63-3307,
63-3315, 63-3547, 63-3581, 63-8244
63-8387, 63-9279
NOTICE OF ADMINISTRATIVE
PROCEEDING**

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

- ☐ Substitution of Party (waiting for documentation)
- ☐ Substitution of Party/Split Water Right
- ☒ Amended Transfer Pending

IDWR projects the Administrative Proceeding shall be completed not later than: July 23, 2009

Dated July 23, 2008



Signature of IDWR Representative

INSTRUCTIONS FOR MAILING

Mail this form to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

CERTIFICATE OF MAILING

I certify that on July 23, 2008, I mailed the original and copies of this form to the following persons, postage prepaid, and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls ID 83303-2707
2. One copy to Claimant:
Gregory Troost
Joyce Troost
30540 Sabin Rd.
Parma ID 83660
3. One copy to:
Each party in the subcase, or attorney of record:



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

July 23, 2008

GREGORY TROOST
JOYCE TROOST
30540 SABIN RD
PARMA ID 83660

Re: Water Right Nos. 63-3065, 63-3307, 63-3315, 63-3547, 63-3581, 63-8244,
63-8387, 63-9279

Dear Mr. & Mrs. Troost:

Enclosed is a copy of the Notice of Administrative Proceeding regarding your water right(s) that have been sent to the Snake River Basin Adjudication Court in Twin Falls. This document is required to be filed by the Department in order to notify the Court of any contemplated changes to your water right(s).

The SRBA Court or Water Resources will notify you of any future action on your water right(s).

Please contact this office if you have any questions concerning this notification.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

LH:l
Enclosure

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

RIGHT NUMBER: 63-3547

NAME AND ADDRESS: GREGORY TROOST
30540 SABIN RD
PARMA ID 83660

JOYCE TROOST
30540 SABIN RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.630 CFS
1,351.100 AFY

Diversion of water from the additional well authorized under Transfer 74917 located in the SWNE, Sec. 36, T6N, R5W shall not exceed a maximum diversion rate of 7.00 cfs.

The rights listed below are limited to a total combined diversion rate of 2.55 cfs and to a total combined annual diversion volume of 399.8 AF for stockwater and commercial uses at the dairy facility. Combined Right Nos.: 63-3315, 63-3547, 63-3581 and 63-9279.

The rights listed below are limited to a total combined diversion rate of 12.28 cfs and to a total combined annual diversion volume of 3051.5 AF at the field headgate for the irrigation of 678.1 acres. Combined Right Nos.: 63-3065, 63-3315, 63-3547, 63-3581 and 63-9279.

The total instantaneous diversion rate from all points of diversion under ~~Transfer 5546~~ this right is limited to 14.83 cfs and to a total combined annual diversion volume of 3451.3 AF for all uses.

PRIORITY DATE: 10/04/1966

POINT OF DIVERSION:

T06N R05W S25 SWSE Within PAYETTE County

T06N R05W S35 NENE Within CANYON PAYETTE County

T06N R05W S36 SWNE Within PAYETTE County

T06N R05W S36 SWSW Within PAYETTE County

T06N R05W S36 NWSE Within PAYETTE County

T06N R05W S36 NWSE Within PAYETTE County

Right Nos. 63-3065, 63-3315, 63-3581 and 63-9279 are also diverted through points of diversion described above.

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|---------------------------|
| IRRIGATION | 03/01 11/15 | 1.980 CFS
1,017.20 AFY |
| COMMERCIAL | 01/01 12/31 | 0.650 CFS
333.90 AFY |
| STOCKWATER | 01/01 12/31 | 0.650 CFS
333.90 AFY |

Commercial use is for a dairy.

PLACE OF USE:

IRRIGATION in PAYETTE County

| | | | | | |
|---------------|------|-------|---------------|------|-------|
| T06N R05W S25 | NESW | 40.00 | T06N R05W S25 | NWSW | 40.00 |
| T06N R05W S25 | SESW | 24.50 | T06N R05W S25 | SWSE | 33.00 |
| T06N R05W S25 | SESE | 30.00 | T06N R05W S36 | NENE | 30.00 |
| T06N R05W S36 | NWNE | 40.00 | T06N R05W S36 | SWNE | 27.50 |
| T06N R05W S36 | SENE | 40.00 | T06N R05W S36 | NENW | 40.00 |
| T06N R05W S36 | NWNW | 29.00 | T06N R05W S36 | SWNW | 40.00 |
| T06N R05W S36 | SENW | 31.00 | T06N R05W S36 | NESW | 21.00 |
| T06N R05W S36 | NWSW | 40.00 | T06N R05W S36 | SWSW | 39.00 |
| T06N R05W S36 | SESW | 36.00 | T06N R05W S36 | NESE | 40.00 |
| T06N R05W S36 | SWSE | 31.00 | T06N R05W S36 | SESE | 30.00 |

STOCKWATER in PAYETTE County

| | | | | | |
|---------------|------|--|---------------|------|--|
| T06N R05W S36 | SWNE | | T06N R05W S36 | SENW | |
| T06N R05W S36 | NESW | | T06N R05W S36 | SESW | |
| T06N R05W S36 | NWSE | | T06N R05W S36 | SWSE | |

COMMERCIAL in PAYETTE County

| | | | | | |
|---------------|------|--|---------------|------|--|
| T06N R05W S25 | NESW | | T06N R05W S25 | NWSW | |
| T06N R05W S25 | SESW | | T06N R05W S25 | SWSE | |
| T06N R05W S25 | SESE | | T06N R05W S36 | NENE | |
| T06N R05W S36 | NWNE | | T06N R05W S36 | SWNE | |
| T06N R05W S36 | SENE | | T06N R05W S36 | NENW | |
| T06N R05W S36 | NWNW | | T06N R05W S36 | SWNW | |
| T06N R05W S36 | SENW | | T06N R05W S36 | NESW | |
| T06N R05W S36 | NWSW | | T06N R05W S36 | SWSW | |
| T06N R05W S36 | SESW | | T06N R05W S36 | NESE | |
| T06N R05W S36 | NWSE | | T06N R05W S36 | SWSE | |
| T06N R05W S36 | SESE | | | | |

682 ACRES TOTAL

The place of commercial use authorized by ~~Transfer 5546~~ this right includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. ~~Water diverted under the transfer shall not be used for irrigation unless the water is first used in the dairy as authorized by the transfer.~~

This right is limited to the irrigation of 239.5 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 - License

Stockwater use is for 6940 dairy cattle.

~~Prior to diversion of water under Transfer 5546, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.~~

The right holder shall accomplish the change authorized by Transfer 74917 5546 within one year of the date of the approval.

~~The well previously used under this right shall be abandoned in a manner which complies with Department well abandonment rules.~~

~~Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.~~

Failure of the right holder to comply with the conditions of Transfer 74917 5546 is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

~~Right Nos. 63-3065, 63-3315, 63-3581 and 63-9279 are also diverted through points of diversion described above.~~

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

In Re SRBA

Case No. 39576

Water Rights: 63-3065, 63-3315,
63-3547, 63-3581, 63-9279

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

☐ Substitution of Party

XX IC § 42-222 transfer

XX Point of diversion ☐ Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

XX Other – Conditions & Remarks

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 16, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 16, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

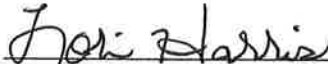
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Gregory Troost
Joyce Troost
30540 Sabin Rd.
Parma ID 83660

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document

WATER RIGHT NO. 63-3547
As Modified by Transfer No. 74917

In accordance with the approval of Transfer No. 74917, Water Right No. 63-3547 is now described as follows.

Right Holder: GREGORY TROOST And/Or
 JOYCE TROOST
 30540 SABIN RD
 PARMA ID 83660

Priority Date: October 04, 1966

Source: GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION | 03/01 | to 11/15 | 1.98 CFS | 1,017.2 AF |
| COMMERCIAL | 01/01 | to 12/31 | 0.65 CFS | 333.9 AF |
| STOCKWATER | 01/01 | to 12/31 | 0.65 CFS | 333.9 AF |
| | | | 2.63 CFS | 1,351.1 AF |

LOCATION OF POINT(S) OF DIVERSION:

| | | | | |
|--------------|------|-----------------|---------|----------------|
| GROUND WATER | SWSE | Sec. 25 Twp 06N | Rge 05W | PAYETTE County |
| GROUND WATER | NENE | Sec. 35 Twp 06N | Rge 05W | CANYON County |
| GROUND WATER | SWNE | Sec. 36 Twp 06N | Rge 05W | PAYETTE County |
| GROUND WATER | SWSW | Sec. 36 Twp 06N | Rge 05W | PAYETTE County |
| GROUND WATER | NWSE | Sec. 36 Twp 06N | Rge 05W | PAYETTE County |
| GROUND WATER | NWSE | Sec. 36 Twp 06N | Rge 05W | PAYETTE County |

PLACE OF USE: STOCKWATER

| Twp Rge Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
| | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | |
| 06N 05W 36 | | | X | | | | | X | | X | | | | X | | X | |

PLACE OF USE: COMMERCIAL

| Twp Rge Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
| | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | |
| 06N 05W 25 | | | | | | | | | X | X | | X | | | X | X | |
| 06N 05W 36 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | |

PLACE OF USE: IRRIGATION

| Twp Rge Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
| | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | |
| 06N 05W 25 | | | | | | | | | 40.0 | 40.0 | | 24.5 | | | 33.0 | 30.0 | 167.5 |
| 06N 05W 36 | 30.0 | 40.0 | 27.5 | 40.0 | 40.0 | 29.0 | 40.0 | 31.0 | 21.0 | 40.0 | 39.0 | 36.0 | 40.0 | | 31.0 | 30.0 | 514.5 |

Total Acres: 682

CONDITIONS OF APPROVAL

- The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

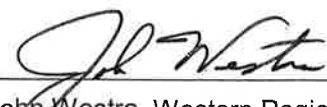
WATER RIGHT NO. 63-3547
As Modified by Transfer No. 74917

CONDITIONS OF APPROVAL

3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. This right is limited to the irrigation of 239.5 acres within the place of use described above in a single irrigation season.
7. Rights 63-3065, 63-3315, 63-3547, 63-3581 and 63-9279 when combined for irrigation shall not exceed a total diversion rate of 12.28 cfs, a total annual maximum diversion volume of 3051.5 af at the field headgate, and the irrigation of 678.1 acres.
8. Rights 63-3315, 63-3547, 63-3581 and 63-9279 are limited for dairy uses to a total combined diversion rate of 2.55 cfs and to a total combined annual diversion volume of 399.8 af for stockwater and commercial uses at the dairy facility.
9. Rights 63-3065, 63-3315, 63-3547, 63-3581 and 63-9279 when combined for all uses shall not exceed a total diversion rate of 14.83 cfs and a total annual maximum diversion volume of 3451.3 af.
10. 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 at the field headgate for irrigation of the lands above.
11. Diversion of water from the additional well authorized under Transfer 74917 located in the SWNE, Sec. 36, T6N, R5W shall not exceed a maximum diversion rate of 7.00 cfs.
12. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements.
13. Commercial use is for a dairy.
14. Right Nos. 63-3065, 63-3315, 63-3581 and 63-9279 are also diverted through points of diversion described above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of July, 20 08


John Westra, Western Regional Manager

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74917

This is to certify that: GREGORY TROOST And/Or
JOYCE TROOST
30540 SABIN RD
PARMA ID 83660
(208)722-7325

have requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

| <u>Right</u> | <u>Origin/Basis</u> | <u>Priority</u> | <u>Rate</u> | <u>Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>Source</u> |
|--------------|---------------------|-----------------|-------------|---------------|-------------------|--------------------|---------------|
| 63-3065 | AJC/License | 11/01/1955 | 1.91 cfs | 639.0 af | 142.0 | 682.0 | GROUND WATER |
| 63-9279 | AJC/License | 09/07/1979 | 3.82 cfs | 1962.4 af | 670.5 | 682.0 | GROUND WATER |
| 63-3581 | AJC/License | 02/02/1967 | 1.13 cfs | 580.5 af | 588.5 | 682.0 | GROUND WATER |
| 63-3547 | AJC/License | 10/04/1966 | 2.63 cfs | 1351.1 af | 239.5 | 682.0 | GROUND WATER |
| 63-3315 | AJC/License | 10/15/1962 | 5.34 cfs | 2743.3 af | 588.5 | 682.0 | GROUND WATER |

Purpose of Transfer (Changes Proposed)

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 63-3065 | NO | NO | NO | YES | NO | NO |
| 63-9279 | NO | NO | NO | YES | NO | NO |
| 63-3581 | NO | NO | NO | YES | NO | NO |
| 63-3547 | NO | NO | NO | YES | NO | NO |
| 63-3315 | NO | NO | NO | YES | NO | NO |

Summary of Water Rights After the Approved Change

| <u>Existing Right</u> | <u>New No. (changed portion)</u> | <u>Transfer Rate</u> | <u>Transfer Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>New No. (remaining portion)</u> | <u>Remaining Rate</u> | <u>Remaining Volume</u> | <u>Remaining Acre Limit</u> | <u>Remaining Total Acres</u> |
|-----------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 63-3065 | 63-3065 | 1.91 cfs | 639.0 af | 142.0 | 682.0 | | N/A | N/A | N/A | N/A |
| 63-9279 | 63-9279 | 3.82 cfs | 1962.4 af | 670.5 | 682.0 | | N/A | N/A | N/A | N/A |
| 63-3581 | 63-3581 | 1.13 cfs | 580.5 af | 588.5 | 682.0 | | N/A | N/A | N/A | N/A |
| 63-3547 | 63-3547 | 2.63 cfs | 1351.1 af | 239.5 | 682.0 | | N/A | N/A | N/A | N/A |
| 63-3315 | 63-3315 | 5.34 cfs | 2743.3 af | 588.5 | 682.0 | | N/A | N/A | N/A | N/A |
| COMBINED | | | | | | | | | | |
| TOTALS | | 14.83 cfs | 3451.3 af | 678.1 | 682.0 | | N/A | N/A | N/A | N/A |



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

July 16, 2008

GREGORY TROOST
JOYCE TROOST
30540 SABIN RD
PARMA ID 83660

Re: Water Right Nos. 63-3065, 63-3315, 63-3547, 63-3581, 63-9279

Dear Mr. & Mrs. Troost:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris". The signature is written in dark ink and is positioned above the typed name and title.

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

JS:lh
Enclosures

Should questions arise during the processing of this application please contact:
Steven Hannula ERO Resources Corp. (208) 373-7983

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JUL 07 2008

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Gregory and/or Joyce Troost

Phone (208) 722-7325

Post Office address 30540 Sabin Rd, Parma ID 83660

A. Purpose of Transfer

- ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe the reason for the proposed changes To add a new point of diversion in an area away from a well that has formation problems.

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 |
|-----------------|----------|-----------------------|------------------|----------------|
| <u>63-3065</u> | _____ | _____ | _____ | _____ to _____ |
| <u>63-3315</u> | _____ | _____ | _____ | _____ to _____ |
| <u>63-3547</u> | _____ | NO CHANGE | _____ | _____ to _____ |
| <u>63-3581</u> | _____ | _____ | _____ | _____ to _____ |
| <u>63-9279</u> | _____ | _____ | _____ | _____ to _____ |

2. Total amount of water being transferred 14.83 cubic feet per second and/or 3451.3 acre-feet per annum.

3. Source of water Ground Water tributary to N/A

The new well is not expected to produce more than 7 cfs, therefore, the filing fee is based on that diversion rate.

4. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|----|----|------|------|------|---------|--------------------------|
| | | NW | SE | 36 | 6N | 5W | PAYETTE | 2 wells for Dairy |
| | | SW | SW | 36 | 6N | 5W | PAYETTE | Well near the scale |
| | | NE | NE | 35 | 6N | 5W | PAYETTE | Irrigation well |
| | | SW | SE | 25 | 6N | 5W | PAYETTE | Well #3 |
| | | SW | NE | 36 | 6N | 5W | PAYETTE | New Well |

5. 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 | |
| | | | | | | | | | | | | | | | | | | | |
| | | | No Change to Place of Use | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total acres _____

SCANNED

JUL 10 2008

Transfer No. _____

Transfer No. _____

- Transfer No. _____

Transfer No. _____

Transfer No. _____

Transfer No. _____

Transfer No. _____

(Attach one copy for each right)

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-3065 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 5546 which produced this right.

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date of priority _____

5. Water is used for the following purpose:

Amount _____ for
(cfs/ac-ft)

Amount _____ for
(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

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

7. Point(s) of Diversion:

[illegible]

8. Lands irrigated or place of use:

[illegible]

Total acres

9. Describe any other water rights used for the same purpose as described above 63-3315, 63-3547, 63-3581, 63-9279

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JUL 10 2008

PART 2 – 63-3065

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

No If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Points of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Points of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres SCANNED

JUL 10 2008

(Attach one copy for each right)

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-3315 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 5546 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 _____ tributary to _____
4. Date of priority _____
5. Water is used for the following purpose:

Amount _____ for

(cfs/ac-ft)

Amount _____ for

(cfs/ac-ft)

Amount for

(cfs/ac-ft)

SEE ATTACHED COPY OF TRANSFER 5546.

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion: _____

[illegible]

8. Lands irrigated or place of use:

[illegible]

Total acres

9. Describe any other water rights used for the same purpose as described above 63-3065, 63-3547, 63-3581, 63-9279

SCANNED

JUL 10 2008

PART 2 – 63-3315

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

No If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. **Points of Diversion:**

[illegible]

3. Lands irrigated or place of use:

[illegible]

| | |
|-------------|--|
| Total acres | |
|-------------|--|

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Points of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

SCANNED

JUL 10 2008

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. 63-3547 issued by the Idaho Department of Water Resources.
- c. Claim No. on file with the Idaho Department of Water Resources.
- d. Transfer No. 5546 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 tributary to

4. Date of priority

5. Water is used for the following purpose:

Amount for
(cfs/ac-ft)

Amount for
(cfs/ac-ft)

Amount for
(cfs/ac-ft)

SEE ATTACHED COPY OF TRANSFER 5546.

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

7. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

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 | |
| |
| |
| |
| |

Total acres

9. Describe any other water rights used for the same purpose as described above 63-3315, 63-3065, 63-3581, 63-9279

SCANNED
JUL 10 2008

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

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

2. Points of Diversion:

3. Lands irrigated or place of use:

Total acres _____

2. Points of Diversion:

3. Lands irrigated or place of use:

Total acres **SCANNED**

SCANNED
JUL 10 2008

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. 63-3581 issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. 5546 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 _____ tributary to _____

4. Date of priority _____

5. Water is used for the following purpose:

Amount _____ for
(cfs/ac-ft)

Amount _____ for
(cfs/ac-ft)

Amount _____ for
(cfs/ac-ft)

SEE ATTACHED COPY OF TRANSFER 5546.

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

7. Point(s) of Diversion:

[illegible]

8. Lands irrigated or place of use:

[illegible]

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-3315, 63-3547, 63-3065, 63-9279

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JUL 10 2008

(Attach one copy for each right)

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-9279 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 5546 which produced this right.

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____
4. Date of priority _____
5. Water is used for the following purpose:

(cfs/ac-ft)

SEE ATTACHED COPY OF TRANSFER 5546

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

[illegible]

8. Lands irrigated or place of use:

[illegible]

Total acres

9. Describe any other water rights used for the same purpose as described above 63-3315, 63-3547, 63-3581, 63-3065

SCANNED

JUL 10 2008

PART 2 – 63-9279

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

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. 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 | |
| |
| |
| |

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. 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 | |
| |
| |
| |

Total acres _____

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 JUL 10 2008

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

1. New Nature of Use _____ Amount (cfs/ac-ft) _____ Hours/days/year _____ Period of Use _____ to _____
 _____ to _____
2. Quantity and quality of return flows and location of discharge: _____
3. Describe effects on other water uses resulting from the proposed change: _____

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 before me this

7th

day of

July

, 20

08

(Signature of Applicant)

Steve R. Hannula

(Notary Public)

My commission expires

8-18-11**FOR DEPARTMENT USE ONLY**Transfer contains 13 pages and 2 attachmentsReceived by Jmh

Date

7-7-08

Protest filed by _____

Prelim. check by JL

Fee

\$490 *Received by Jmh

Date

7-7-084:40pmW036693Published in > N/A

Copies of protest forwarded by _____

Pub. Dates _____

Hearing held by _____

Date _____

Watermaster recommendation requested on _____

Recommended for

☐ approval☐ denial

rec'd. _____

by _____

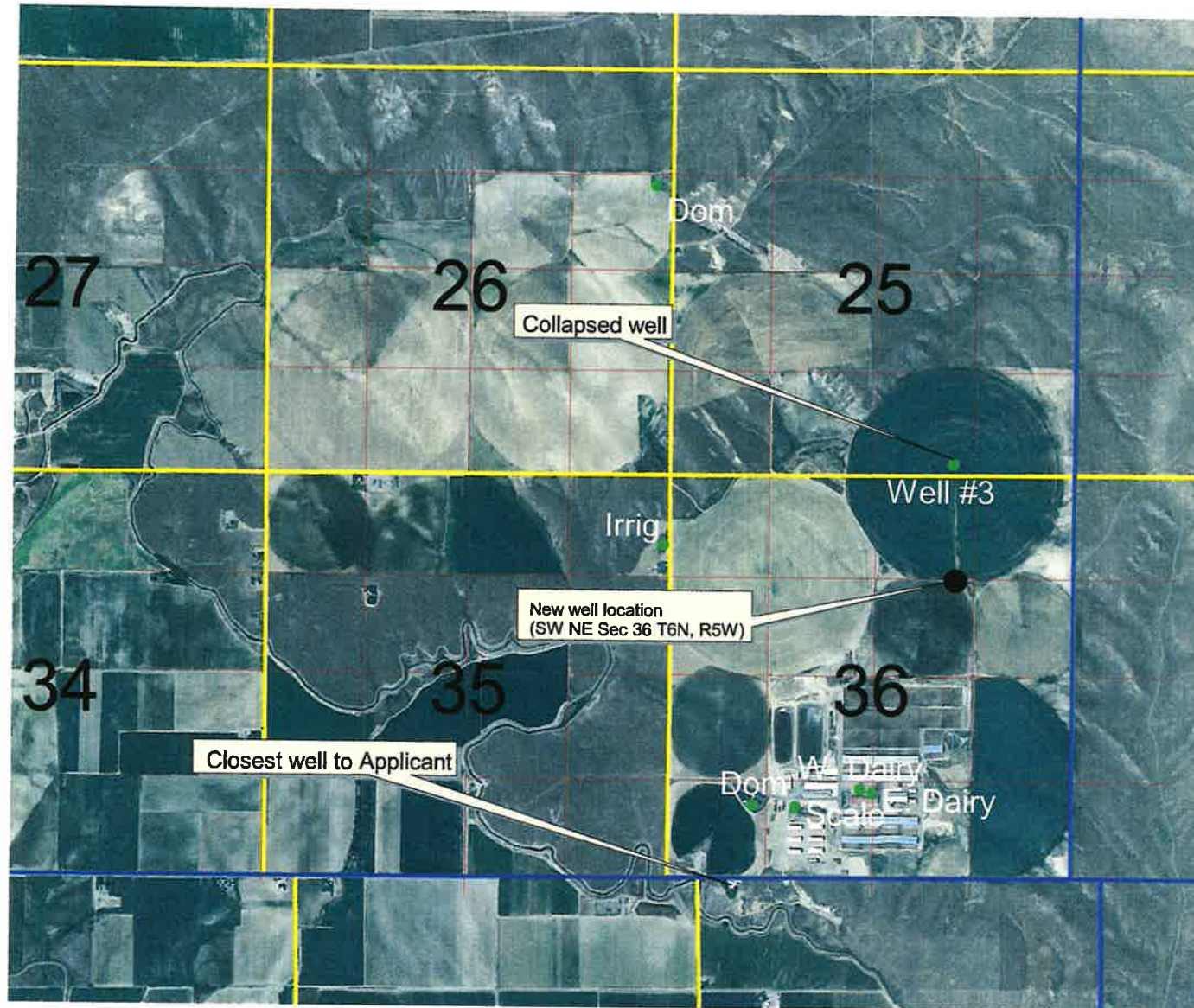
Copy of transfer sent to lien holder _____

* correct fee for 7.0 cfs limit - JL

SCANNED

JUL 10 2008

**Attachment A - Location of New Well for Greg Troost
(T6N, R5W, Section 36, Payette County)**



- Farm #1 PODs
- Township
- Section
- ~ QQ



Prepared by: ERO Resources
3314 Grace St.
Boise, ID 83703
(208) 373-7983

Attachment A
SCANNED
JUL 10 2008

10/03/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-3547

GREGORY T TROOST
30540 SABIN RD
PARMA ID 83660
Telephone Number: (208)722-7325

JOYCE K TROOST
30540 SABIN RD
PARMA ID 83660
Telephone Number: (208)722-7325

RECEIVED

OCT 19 2006

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10/12/06

SIGNATURE: [Signature]

Please print your name: GREG TROOST

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

07/20/2006

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

RIGHT NUMBER: 63-3547

NAME AND ADDRESS: GREGORY T TROOST
30540 SABIN RD
PARMA ID 83660JOYCE K TROOST
30540 SABIN RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.630 CFS
1,351.100 AFY

The rights listed below are limited to a total combined diversion rate of 2.55 cfs and to a total combined annual diversion volume of 399.8 AF for stockwater and commercial uses at the dairy facility. Combined Right Nos.: 63-3315, 63-3547, 63-3581 and 63-9279.

The rights listed below are limited to a total combined diversion rate of 12.28 cfs and to a total combined annual diversion volume of 3051.5 AF at the field headgate for the irrigation of 678.1 acres. Combined Right Nos.: 63-3065, 63-3315, 63-3547, 63-3581 and 63-9279.

The total instantaneous diversion rate from all points of diversion under Transfer 5546 is limited to 14.83 cfs and to a total combined annual diversion volume of 3451.3 AF for all uses.

PRIORITY DATE: 10/04/1966

POINT OF DIVERSION:

T06N R05W S25 SWSE Within PAYETTE County

T06N R05W S35 NENE Within PAYETTE County

T06N R05W S36 SWSW Within PAYETTE County

T06N R05W S36 NWSE Within PAYETTE County

T06N R05W S36 NWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|---------------------------|
| IRRIGATION | 03/01 11/15 | 1.980 CFS
1,017.20 AFY |
| COMMERCIAL | 01/01 12/31 | 0.650 CFS
333.90 AFY |
| STOCKWATER | 01/01 12/31 | 0.650 CFS
333.90 AFY |

Commercial use is for a dairy.

PLACE OF USE:

IRRIGATION Within PAYETTE County

| | | | | | |
|---------------|------|-------|---------------|------|-------|
| T06N R05W S25 | NESW | 40.00 | T06N R05W S25 | NWSW | 40.00 |
| T06N R05W S25 | SESW | 24.50 | T06N R05W S25 | SWSE | 33.00 |
| T06N R05W S25 | SESE | 30.00 | T06N R05W S36 | NENE | 30.00 |
| T06N R05W S36 | NWNE | 40.00 | T06N R05W S36 | SWNE | 27.50 |
| T06N R05W S36 | SENE | 40.00 | T06N R05W S36 | NENW | 40.00 |
| T06N R05W S36 | NWNW | 29.00 | T06N R05W S36 | SWNW | 40.00 |
| T06N R05W S36 | SENW | 31.00 | T06N R05W S36 | NESW | 21.00 |

07/20/2006

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

| | | | | | |
|---------------|------|-------|---------------|------|-------|
| T06N R05W S36 | NWSW | 40.00 | T06N R05W S36 | SWSW | 39.00 |
| T06N R05W S36 | SESW | 36.00 | T06N R05W S36 | NESE | 40.00 |
| T06N R05W S36 | SWSE | 31.00 | T06N R05W S36 | SESE | 30.00 |

STOCKWATER Within PAYETTE County

| | | | | | |
|---------------|------|--|---------------|------|--|
| T06N R05W S36 | SWNE | | T06N R05W S36 | SENE | |
| T06N R05W S36 | NESW | | T06N R05W S36 | SESW | |
| T06N R05W S36 | NWSE | | T06N R05W S36 | SWSE | |

COMMERCIAL Within PAYETTE County

| | | | | | |
|---------------|------|--|---------------|------|--|
| T06N R05W S25 | NESW | | T06N R05W S25 | NWSW | |
| T06N R05W S25 | SESW | | T06N R05W S25 | SWSE | |
| T06N R05W S25 | SESE | | T06N R05W S36 | NENE | |
| T06N R05W S36 | NWNE | | T06N R05W S36 | SWNE | |
| T06N R05W S36 | SENE | | T06N R05W S36 | NENW | |
| T06N R05W S36 | NWNW | | T06N R05W S36 | SWNW | |
| T06N R05W S36 | SENE | | T06N R05W S36 | NESW | |
| T06N R05W S36 | NWSW | | T06N R05W S36 | SWSW | |
| T06N R05W S36 | SESW | | T06N R05W S36 | NESE | |
| T06N R05W S36 | NWSE | | T06N R05W S36 | SWSE | |
| T06N R05W S36 | SESE | | | | |

682 ACRES TOTAL

The place of commercial use authorized by Transfer 5546 includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under the transfer shall not be used for irrigation unless the water is first used in the dairy as authorized by the transfer.

This right is limited to the irrigation of 239.5 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 - License

07/20/2006

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

Stockwater use is for 6940 dairy cattle.

Prior to diversion of water under Transfer 5546, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The right holder shall accomplish the change authorized by Transfer 5546 within one year of the date of the approval.

Right Nos. 63-3065, 63-3315, 63-3581 and 63-9279 are also diverted through points of diversion described above.

The well previously used under this right shall be abandoned in a manner which complies with Department well abandonment rules.

Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.

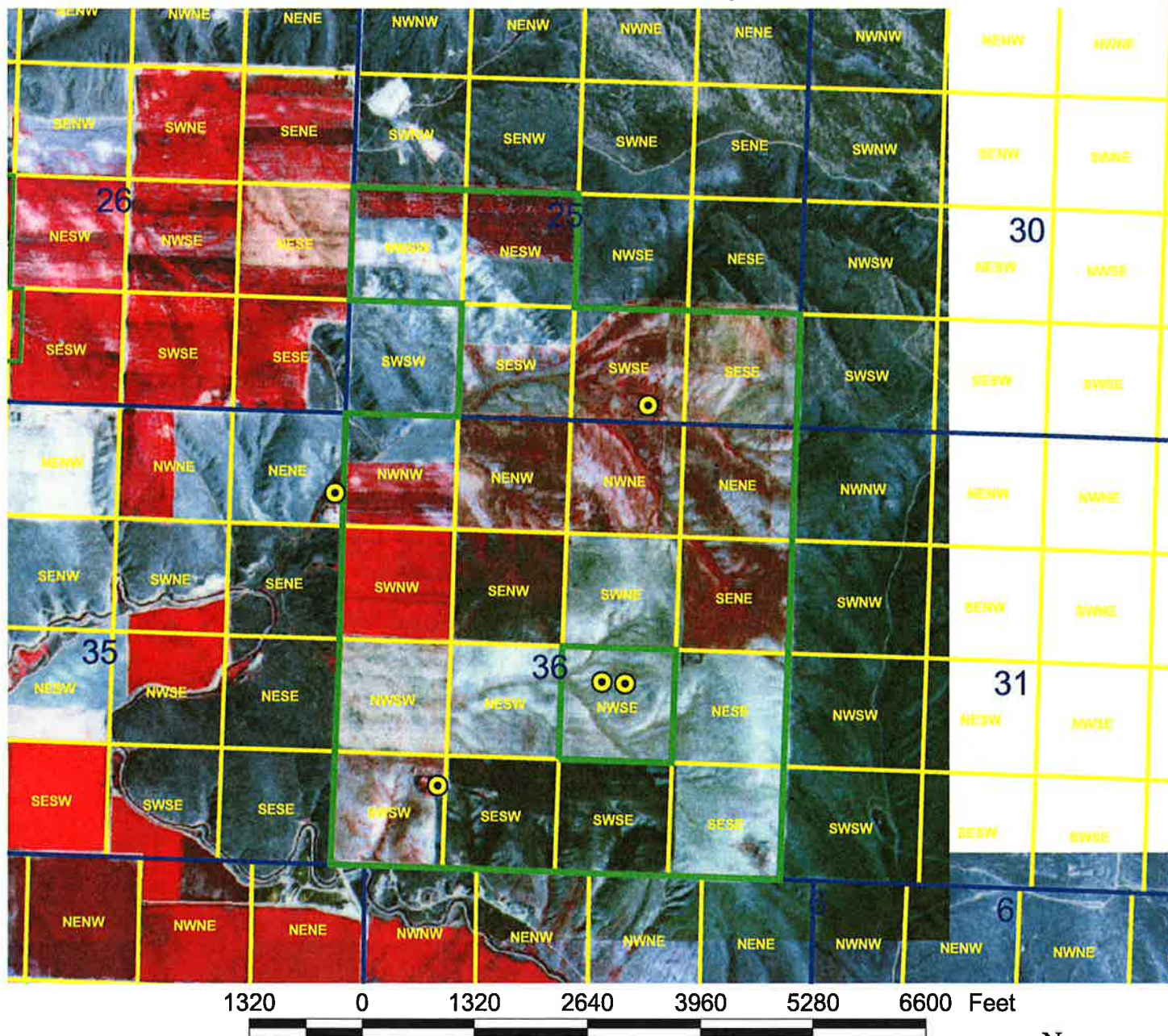
Failure of the right holder to comply with the conditions of Transfer 5546 is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.



State of Idaho
Idaho Department of Water Resources
Western Region

T6N R5W SECTIONS 25, 35 and 36
Water Right (s): 63-3065, 63-3315, 63-3547,
63-3581 and 63-9279



□ TOTAL IRRIGATED ACRES IN PPU = 682



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

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3547 V1

WATER RIGHT NUMBER: 63-3547 V1

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|--|
| Original Owner | JOHN H BRANDT
203 11TH AVE S
NAMPA, ID 83651
(208)466-7821 |
| Original Owner | DONALD K BRANDT
203 11TH AVE S
NAMPA, ID 83651
(208)466-7821 |
| Current Owner | GREGORY T TROOST
30540 SABIN RD
PARMA, ID 83660
(208)722-7325 |
| Original Owner | HORSESHOE VALLEY RANCH
C/O DON BRANDT
203 11TH AVE S
NAMPA, ID 83651
(208)466-7821 |
| Current Owner | JOYCE K TROOST
30540 SABIN RD
PARMA, ID 83660
(208)722-7325 |

Priority Date: 10/04/1966

Basis: License

Status: Active

SourceTributary

GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION | 03/01 to 11/15 | 1.980 CFS | 1,017.20 AF |
| COMMERCIAL | 01/01 to 12/31 | 0.650 CFS | 333.90 AF |
| STOCKWATER | 01/01 to 12/31 | 0.650 CFS | 333.90 AF |
| | <u>Total Diversion:</u> | 2.630 CFS | 1,351.10 AF |

Location of Point(s) of Diversion

| | | |
|----------------|------------|---------------------------------|
| GROUND WATER | NW1/4SE1/4 | Sec. 36, Twp 06N, Rge 05W, B.M. |
| PAYETTE County | | |
| GROUND WATER | NW1/4SE1/4 | Sec. 36, Twp 06N, Rge 05W, B.M. |
| PAYETTE County | | |
| GROUND WATER | SW1/4SW1/4 | Sec. 36, Twp 06N, Rge 05W, B.M. |
| PAYETTE County | | |
| GROUND WATER | NE1/4NE1/4 | Sec. 35, Twp 06N, Rge 05W, B.M. |
| PAYETTE County | | |
| GROUND WATER | SW1/4SE1/4 | Sec. 25, Twp 06N, Rge 05W, B.M. |
| PAYETTE County | | |

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3547 V1

Place of UseIRRIGATION Within PAYETTE County

| | | | | | |
|---------------|------|------|---------------|------|------|
| T06N R05W S25 | NESW | 40.0 | T06N R05W S25 | NWSW | 40.0 |
| T06N R05W S25 | SESW | 24.5 | T06N R05W S25 | SWSE | 33.0 |
| T06N R05W S25 | SESE | 30.0 | T06N R05W S36 | NENE | 30.0 |
| T06N R05W S36 | NWNE | 40.0 | T06N R05W S36 | SWNE | 27.5 |
| T06N R05W S36 | SENE | 40.0 | T06N R05W S36 | NENW | 40.0 |
| T06N R05W S36 | NWNW | 29.0 | T06N R05W S36 | SWNW | 40.0 |
| T06N R05W S36 | SENE | 31.0 | T06N R05W S36 | NESW | 21.0 |
| T06N R05W S36 | NWSW | 40.0 | T06N R05W S36 | SWSW | 39.0 |
| T06N R05W S36 | SESW | 36.0 | T06N R05W S36 | NESE | 40.0 |
| T06N R05W S36 | SWSE | 31.0 | T06N R05W S36 | SESE | 30.0 |

Total Acres: 682

COMMERCIAL Within PAYETTE County

| | | | | | |
|---------------|------|--|---------------|------|--|
| T06N R05W S25 | NESW | | T06N R05W S25 | NWSW | |
| T06N R05W S25 | SESW | | T06N R05W S25 | SWSE | |
| T06N R05W S25 | SESE | | T06N R05W S36 | NENE | |
| T06N R05W S36 | NWNE | | T06N R05W S36 | SWNE | |
| T06N R05W S36 | SENE | | T06N R05W S36 | NENW | |
| T06N R05W S36 | NWNW | | T06N R05W S36 | SWNW | |
| T06N R05W S36 | SENE | | T06N R05W S36 | NESW | |
| T06N R05W S36 | NWSW | | T06N R05W S36 | SWSW | |
| T06N R05W S36 | SESW | | T06N R05W S36 | NESE | |
| T06N R05W S36 | NWSE | | T06N R05W S36 | SWSE | |
| T06N R05W S36 | SESE | | | | |

STOCKWATER Within PAYETTE County

| | | | | | |
|---------------|------|--|---------------|------|--|
| T06N R05W S36 | SWNE | | T06N R05W S36 | SENE | |
| T06N R05W S36 | NESW | | T06N R05W S36 | SESW | |
| T06N R05W S36 | NWSE | | T06N R05W S36 | SWSE | |

Conditions of Approval:

1. X02 Stockwater use is for 6940 dairy cattle.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3547 V1

2. 01J Prior to diversion of water under Transfer 5546, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. C18 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.
4. X01 Commercial use is for a dairy facility.
5. T07 The right holder shall accomplish the change authorized by Transfer 5546 within one year(s) of the date of the approval.
6. E61 The rights listed below are limited to a total combined diversion rate of 2.55 cfs and to a total combined annual diversion volume of 399.8 AF for stockwater and commercial uses at the dairy facility. Combined Right Nos.: 63-3315, 63-3547, 63-3581 and 63-9279.

The rights listed below are limited to a total combined diversion rate of 12.28 cfs and to a total combined annual diversion volume of 3051.5 AF at the field headgate for the irrigation of 678.1 acres. Combined Right Nos.: 63-3065, 63-3315, 63-3547, 63-3581 and 63-9279.

The total instantaneous diversion rate from all points of diversion under Transfer 5546 is limited to 14.83 cfs and to a total combined annual diversion volume of 3451.3 AF for all uses.

7. WD8 The place of commercial use authorized by Transfer 5546 includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under the transfer shall not be used for irrigation unless the water is first used in the dairy as authorized by the transfer.
8. F05 Right Nos. 63-3065, 63-3315, 63-3581 and 63-9279 are also diverted through points of diversion described above.
9. The well previously used under this right shall be abandoned in a manner which complies with Department well abandonment rules.
10. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
11. K06 This right is limited to the irrigation of 239.5 acres within the place of use described above in a single irrigation season.
12. T08 Failure of the right holder to comply with the conditions of Transfer 5546 is cause for the Director to rescind approval of the transfer.
13. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Remarks:

Comments:

1. vmusic 7/19/2006 POD

Comment: ORIGINAL WELL WAS TO BE ABANDONED AS CONDITION OF TRANSFER 5546.

2. vmusic 7/19/2006 RECOMMENDATION

Comment: RECOMMENDED PER TRANSFER 5546 APPROVED IN 2000.

3. vmusic 7/19/2006 SURFACE RTS

Comment: NONE PER 546 TRANSFER ANALYSIS

4. vmusic 7/19/2006 2005 TRANSFER

Comment: TRANSFER APPLICATION RECEIVED JUNE 2005 AND PLACED ON ADMINISTRATIVE HOLD PENDING ISSUANCE OF SRBA PARTIAL DECREE.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3547 V1

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|--|
| Summary | 5/22/2006 11:43:15 AM | scurtis | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?
(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? |
| Contacts | 7/20/2006 8:55:05 AM | vmusic | (No) 1. Do you want to schedule an appointment?

Comment for 1: LICENSE |
| General | 7/20/2006 8:55:26 AM | vmusic | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?
(Yes) 4. Is the basis of claim decree or license?
(Yes) 5. Does the decree or license have a Priority Date?
(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?
(Yes) 15. Is the basis of claim coded correctly?
(No) 16. Is a Priority Date remark and/or condition required? |
| POD | 7/20/2006 8:55:53 AM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 4. Does the Decree or License have a POD?
(Yes) 5. Can the claimed POD be verified using the water right file?
(Yes) 10. Is a POD remark and/or condition required? |
| POD | 7/20/2006 8:58:54 AM | vmusic | Updated shape |
| POD | 7/20/2006 8:59:16 AM | vmusic | Updated shape |
| POU | 7/20/2006 9:06:54 AM | vmusic | Updated shape for Active POU |
| Quantity | 7/20/2006 9:15:40 AM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 4. Does the Decree or License have a diversion rate and/or volume?
(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
(No) 8. Does the parent right have an annual diversion volume limit?
(Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?
(Yes) 10. Is a irrigation a purpose of use?
(Yes) 12. Is a Quantity remark or condition required?
Description for Question 10 - SEE TRANSFER 5546 ANALYSIS FOR CALCULATIONS |
| POD | 7/20/2006 8:58:33 AM | vmusic | Updated shape |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3547 V1

| | | | |
|--------|----------------------|--------|---|
| Source | 7/20/2006 8:59:52 AM | vmusic | (Yes) 1. Is the basis of claim Decree or License?
(Yes) 4. Does the Decree or License have a source?
(Yes) 5. Can the claimed source be verified using the water right file?
(No) 11. Is a Source remark and/or condition required? |
| POU | 7/20/2006 9:00:07 AM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 2a. Is the POU required?
(Yes) 5. Does the Decree or License have a POU?
(Yes) 6. Can the claimed POU be verified using the water right file?
(Yes) 14. Is a POU remark and/or condition required? |
| POU | 7/20/2006 9:05:50 AM | vmusic | Updated shape for Active POU |
| POD | 7/20/2006 8:58:13 AM | vmusic | Updated shape |
| POD | 7/20/2006 8:59:34 AM | vmusic | Updated shape |
| POU | 7/20/2006 9:08:57 AM | vmusic | Updated shape for Active POU |
| Use | 7/20/2006 9:12:28 AM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 4. Does the Decree or License have a Purpose of Use?
(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
(Yes) 13. Is a Purpose of Use remark and/or condition required? |
| Season | 7/20/2006 9:13:45 AM | vmusic | (Yes) 1. Is the basis of claim Decree or License?
(No) 4. Does the Decree or License have a Period of Use?
(No) 6. Is there evidence that there has been a change in the Period of Use?
(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?
(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?
(Yes) 15. Is irrigation claimed as a Purpose of Use?
(No) 18. Is a Period of Use remark and/or condition required? |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3547 V1

| | | | |
|---------|----------------------|--------|---|
| Summary | 7/20/2006 9:40:24 AM | vmusic | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?
(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
(Yes) 5. Does this right have any combined use limits with other rights?
(Yes) 6. Is an additional remark and/or condition required?
(Yes) 7. Would you like to view the recommended right?
(No) 8. Is this a split or combined right?
(No) 9. Do you have documents you would like to attach or link to the file?
(Yes) 10. Would you like to set the verification date? |
|---------|----------------------|--------|---|

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3547

WATER RIGHT NUMBER: 63-3547

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|--|
| Original Owner | JOHN H BRANDT
203 11TH AVE S
NAMPA, ID 83651
(208)466-7821 |
| Original Owner | DONALD K BRANDT
203 11TH AVE S
NAMPA, ID 83651
(208)466-7821 |
| Current Owner | GREGORY T TROOST
30540 SABIN RD
PARMA, ID 83660
(208)722-7325 |
| Original Owner | HORSESHOE VALLEY RANCH
C/O DON BRANDT
203 11TH AVE S
NAMPA, ID 83651
(208)466-7821 |
| Current Owner | JOYCE K TROOST
30540 SABIN RD
PARMA, ID 83660
(208)722-7325 |

Priority Date: 10/04/1966 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION

COMMERCIAL

STOCKWATER

From To

3/01 to 11/15

1/01 to 12/31

1/01 to 12/31

Diversion Rate

1.980 CFS

0.650 CFS

0.650 CFS

Annual Volume

1,017.20 AF

333.90 AF

333.90 AF

Total Diversion:

2.630 CFS ✓

1,351.10 AF ✓

Location of Point(s) of Diversion

GROUND WATER

PAYETTE County

GROUND WATER

PAYETTE County

GROUND WATER

PAYETTE County

GROUND WATER

PAYETTE County

NW1/4SE1/4

SW1/4SW1/4

NE1/4NE1/4

SW1/4SE1/4

Sec. 36, Twp 06N, Rge 05W, B.M.

Sec. 36, Twp 06N, Rge 05W, B.M.

Sec. 35, Twp 06N, Rge 05W, B.M.

Sec. 25, Twp 06N, Rge 05W, B.M.

- orig. licensed well abandoned.

claimed & recommended
per box 5546

not licensed - no
should be

box 5546
added
uses,

↓
Combined
5 wells into
common
system

no surface rts

see note for num: 3 shapes
(1) SW only - 600(2) commercial
(2) irrigation - same as commercial
except for nurse 36 - dairy
location, used 63-3065
shape

used 63-3065

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3547

Place of UseIRRIGATION Within PAYETTE County

| | | | | | |
|---------------|------|------|---------------|------|------|
| T06N R05W S25 | NESW | 40.0 | T06N R05W S25 | NWSW | 40.0 |
| T06N R05W S25 | SESW | 24.5 | T06N R05W S25 | SWSE | 33.0 |
| T06N R05W S25 | SESE | 30.0 | T06N R05W S36 | NENE | 30.0 |
| T06N R05W S36 | NWNE | 40.0 | T06N R05W S36 | SWNE | 27.5 |
| T06N R05W S36 | SENE | 40.0 | T06N R05W S36 | NENW | 40.0 |
| T06N R05W S36 | NWNW | 29.0 | T06N R05W S36 | SWNW | 40.0 |
| T06N R05W S36 | SENW | 31.0 | T06N R05W S36 | NESW | 21.0 |
| T06N R05W S36 | NWSW | 40.0 | T06N R05W S36 | SWSW | 39.0 |
| T06N R05W S36 | SESW | 36.0 | T06N R05W S36 | NESE | 40.0 |
| T06N R05W S36 | SWSE | 31.0 | T06N R05W S36 | SESE | 30.0 |

Total Acres: 682

COMMERCIAL Within PAYETTE County

| | | | |
|---------------|------|---------------|------|
| T06N R05W S25 | NESW | T06N R05W S25 | NWSW |
| T06N R05W S25 | SESW | T06N R05W S25 | SWSE |
| T06N R05W S25 | SESE | T06N R05W S36 | NENE |
| T06N R05W S36 | NWNE | T06N R05W S36 | SWNE |
| T06N R05W S36 | SENE | T06N R05W S36 | NENW |
| T06N R05W S36 | NWNW | T06N R05W S36 | SWNW |
| T06N R05W S36 | SENW | T06N R05W S36 | NESW |
| T06N R05W S36 | NWSW | T06N R05W S36 | SWSW |
| T06N R05W S36 | SESW | T06N R05W S36 | NESE |
| T06N R05W S36 | NWSE | T06N R05W S36 | SWSE |
| T06N R05W S36 | SESE | | |

STOCKWATER Within PAYETTE County

| | | | |
|---------------|------|---------------|------|
| T06N R05W S36 | SWNE | T06N R05W S36 | SENW |
| T06N R05W S36 | NESW | T06N R05W S36 | SESW |
| T06N R05W S36 | NWSE | T06N R05W S36 | SWSE |

Conditions of Approval:

1. ~~CLAIM AMENDED PER TRANSFER 5546 APPROVED 4/19/00.~~
~~FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS, SEE COPY OF TRANSFER IN ADJUDICATION FILE.~~
2. ~~TWO POINTS OF DIVERSION LOCATED IN T06N, R05W, S36, NWSE.~~

PO5 other rfs - same POD
X02 sen is for dairy cattle
tx conditions

tx 5546 created PPU.
63-3547 was reduced by
78.5 acres ^{irrigated} for
dairy/commercial uses.
239.5 acres irrigation
in 682 ac. PPU.

Idaho Dept. of Water Resources Place of Use Comparison Report

| Type | WR # | Owner | Source | TRS | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|-------|---------|--|------------------------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| Rec | 63 2878 | BLACK CANYON IRRIGATION DIST, | ELIJAH DRAIN, WILSON DRAIN | 06N05W36 | | | | | X | X | X | | | X | X | X | | | | | 0 |
| Rec | 63 2322 | UNITED STATES OF AMERICA ACTING THROUGH, | ELIJAH SLOUGH, WILSON SLOUGH | 06N05W36 | | | | | X | X | X | | | X | X | X | | | | | 0 |
| Claim | 63 3065 | JOYCE K TROOST, GREGORY T TROOST, | GROUND WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| Claim | 63 3315 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | | | X | | | | | X | X | | | X | | X | X | | 0 |
| Claim | 63 3315 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| Claim | 63 3315 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | 0 |
| Claim | 63 3547 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | | | X | | | | | X | X | | | X | | X | X | | 0 |
| Claim | 63 3547 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| Claim | 63 3547 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | 0 |
| Claim | 63 3581 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| Claim | 63 3581 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | 0 |
| Claim | 63 3581 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | | | X | | | | | X | X | | | X | | X | X | | 0 |
| Claim | 63 9279 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | | | X | | | | | X | X | | | X | | X | X | | 0 |
| Claim | 63 9279 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | 0 |
| Claim | 63 9279 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| Rec | 63 3065 | JOYCE K TROOST, GREGORY T TROOST, | GROUND WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| Rec | 63 3315 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | | | X | | | | | X | X | | | X | | X | X | | 0 |
| Rec | 63 3315 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | 0 |
| Rec | 63 3315 | GREGORY T TROOST, JOYCE K TROOST, | GROUND WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |

[illegible]

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

| | | | | | | | | | | | | | | | | | | | | | |
|-------|---------|--|----------------------|----------|----|----|------|----|----|----|----|----|----|----|----|----|----|---|----|----|-------|
| Right | 63 3581 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W36 | | | X | | | | | X | X | | | X | | X | X | | 0 |
| Right | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W36 | | | X | | | | | X | X | | | X | | X | X | | 0 |
| Right | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W36 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | 0 |
| Right | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| Rec | 65 2433 | UNITED STATES OF
AMERICA ACTING
THROUGH, | PAYETTE
RIVER | 06N05W36 | | | | | X | X | X | | | X | X | X | | | | | 0 |
| Rec | 65 2900 | BLACK CANYON
IRRIGATION DIST, | TUNNEL NO 2
DRAIN | 06N05W36 | | | | | X | X | X | | | X | X | X | | | | | 0 |

Idaho Dept. of Water Resources Place of Use Comparison Report

| Type | WR # | Owner | Source | TRS | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|-------|---------|--------------------------------------|-----------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| Claim | 63 3065 | JOYCE K TROOST,
GREGORY T TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Claim | 63 3315 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Claim | 63 3315 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Claim | 63 3547 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Claim | 63 3547 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Claim | 63 3581 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Claim | 63 3581 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Claim | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Claim | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Rec | 63 3065 | JOYCE K TROOST,
GREGORY T TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Rec | 63 3315 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Rec | 63 3315 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Rec | 63 3547 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Rec | 63 3547 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Rec | 63 3581 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Rec | 63 3581 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Rec | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Rec | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Right | 63 3065 | JOYCE K TROOST,
GREGORY T TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Right | 63 3315 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |

5/23/2006

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Page2

| | | | | | | | | | | | | | | | | | | | | | |
|-------|---------|--------------------------------------|-----------------|----------|--|--|--|--|--|--|--|--|----|----|--|------|--|--|----|----|-------|
| Right | 63 3315 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Right | 63 3547 | JOYCE K TROOST,
GREGORY T TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Right | 63 3547 | JOYCE K TROOST,
GREGORY T TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Right | 63 3581 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| Right | 63 3581 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Right | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | X | X | | X | | | X | X | 0 |
| Right | 63 9279 | GREGORY T TROOST,
JOYCE K TROOST, | GROUND
WATER | 06N05W25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |

STATE OF IDAHO

License and Certificate of Water Right

Water License No. G-33251

Amount 2.63 c.f.s.

Water District No. _____

Priority October 4, 1966

THIS IS TO CERTIFY that HORSESHOE VALLEY RANCH (Don Brandt, Edward G. Jenkins, and Billye O. Jenkins, Husband & Wife) of Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 4, 1966; that Permit No. G-33251 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.63 second feet, was issued thereunder on October 26, 1967, showing that said works were completed on the 30th day of June, 1967; and that on the 30th day of June, 1967, HORSESHOE VALLEY RANCH (Don Brandt, Edward G. Jenkins, and Billye O. Jenkins, Husband & Wife) of Nampa, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well

a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-33251 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses at Page 8897, on the 26th day of October, 1967.

The right hereby confirmed dates from October 4, 1966.

The Point of Diversion is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 6 N, Rge. 5 W, B.M., County of Payette.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.63 cubic feet per second.

Description and location of use:

| Twp. | Range | Section | Forty-Acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|------|-------|---------|--|-------------------------------|------------------------------|
| 6 N | 5 W | 36 | S $\frac{1}{2}$ NE $\frac{1}{4}$ | 80 | 80 |
| | | | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | 40 | 40 |
| | | | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 20 | 20 |
| | | | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 20 | 20 |
| | | | N $\frac{1}{2}$ SE $\frac{1}{4}$ | 80 | 80 |
| | | | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 40 | 39 |
| | | | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | 40 | 39 |
| | | | Total number of acres to be irrigated: | | 318 |

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 26th day of October, 1967.

S/ R. KEITH HIGGINSON

State Reclamation Engineer.

(SEAL)

3547
63 3547

63-3547 33251 40
LICENSE ISSUED FOR 263 SEC.
LICENSE PAGE NO. 8897

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-41462
Permit No. G-33251
District No.

Don Brandt
Route #2
Nampa, Idaho

1. Name of Applicant: Horseshoe Valley Ranch (Don Brandt, Edward G. Jenkins, and Billye O. Jenkins, Husband & Wife
Postoffice address: 215-11th Avenue South County: Canyon State: Idaho
Nampa
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 6.0 or Idaho
Miners' inches 300 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW 1/4 of the NE 1/4 of Section 36
Twp. 6 N , Rge. 5 W , B.M., County of Payette
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: well and sprinkler system
8. Estimated cost of works: \$ 60,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 5
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources: loan available also own other lands.
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) -0- (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 6. (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

HORSESHOE VALLEY RANCH

Applicant:

By /s/ DON BRANDT and EDWARD G. JENKINS Agent

Date of first receipt at Department of Reclamation: October 4, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-33251

Recorded in Book 116 Page 33251 Approved October 7, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before
Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before April 7, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before October 7, 1971

Witness my hand this 7th day of October, 1966. /s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7th
day of October, 1966

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ ROBERT E. SMYLIE
Governor

12.

| Twp. | Range | 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 | |
| 6 N | 5 W | 36 | 40 | 40 | | | 40 | | | | 20 | | | 20 | 40 | 40 | 40 | 40 | 320 |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5546
WATER RIGHT NO(S). 63-03065/63-03315/63-03547
63-03581/63-09279

This is to certify that: GREGORY T TROOST
JOYCE K TROOST
6301 ARCHIBALD AVE
CORONA CA 92880

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> |
|--------------------------|----------------------|-----------------------|----------------------|
| Right No. 63-03065 : | | | |
| Priority: 11/01/1955 | | | |
| IRRIGATION | 03/01 to 11/15 | 1.91 CFS | 639.0 AF |
| Right No. 63-03315 : | | | |
| Priority: 10/15/1962 | | | |
| IRRIGATION | 03/01 to 11/15 | 4.38 CFS | 2250.1 AF |
| STOCKWATER | 01/01 to 12/31 | 0.96 CFS | 493.2 AF |
| COMMERCIAL | 01/01 to 12/31 | 0.96 CFS | 493.2 AF |
| | | <hr/> 5.34 CFS | <hr/> 2743.3 AF |
| Right No. 63-03547 : | | | |
| Priority: 10/04/1966 | | | |
| IRRIGATION | 03/01 to 11/15 | 1.98 CFS | 1017.2 AF |
| STOCKWATER | 01/01 to 12/31 | 0.65 CFS | 333.9 AF |
| COMMERCIAL | 01/01 to 12/31 | 0.65 CFS | 333.9 AF |
| | | <hr/> 2.63 CFS | <hr/> 1351.1 AF |
| Right No. 63-03581 : | | | |
| Priority: 02/02/1967 | | | |
| IRRIGATION | 03/01 to 11/15 | 0.93 CFS | 477.8 AF |
| STOCKWATER | 01/01 to 12/31 | 0.20 CFS | 102.7 AF |
| COMMERCIAL | 01/01 to 12/31 | 0.20 CFS | 102.7 AF |
| | | <hr/> 1.13 CFS | <hr/> 580.5 AF |
| Right No. 63-09279 : | | | |
| Priority: 09/07/1979 | | | |
| IRRIGATION | 03/01 to 11/15 | 3.08 CFS | 1582.2 AF |
| STOCKWATER | 01/01 to 12/31 | 0.74 CFS | 380.2 AF |
| COMMERCIAL | 01/01 to 12/31 | 0.74 CFS | 380.2 AF |
| | | <hr/> 3.82 CFS | <hr/> 1962.4 AF |
| IRRIGATION: | | 12.28 CFS * | 3051.5 AF * |
| STOCKWATER & COMMERCIAL: | | 2.55 CFS ** | 399.8 AF ** |
| TOTAL: | | <hr/> 14.83 CFS *** | <hr/> 3451.3 AF *** |

MICROFILMED

APR 18 2000

TRANSFER NO. 5546
WATER RIGHT NO(S). 63-03065/63-03315/63-03547
63-03581/63-09279

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 25, Township 06N, Range 05W
NENE , Sec. 35, Township 06N, Range 05W
SWSW , Sec. 36, Township 06N, Range 05W
NWSE , Sec. 36, Township 06N, Range 05W
PAYETTE 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> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 06N | 05W | 25 | NESW 40.0 | NWSW 40.0 | SESW 24.5 | |
| | | | SWSE 33.0 | SESE 30.0 | | 167.5 |
| | | 36 | NENE 30.0 | NWNE 40.0 | SWNE 27.5 | |
| | | | SENE 40.0 | NENW 40.0 | NWNW 29.0 | |
| | | | SWNW 40.0 | SENW 31.0 | NESW 21.0 | |
| | | | NWSW 40.0 | SWSW 39.0 | SESW 36.0 | |
| | | | NESE 40.0 | SWSE 31.0 | SESE 30.0 | 514.5 |
| Total number of acres irrigated: | | | | | | 682.0 **** |

PLACE OF USE: STOCKWATERTWN RGE SEC

| | | | | | |
|-----|-----|----|------|------|------|
| 06N | 05W | 36 | SWNE | SENW | NESW |
| | | | SESW | NWSE | SWSE |

PLACE OF USE: COMMERCIALTWN RGE SEC

| | | | | | |
|-----|-----|----|------|------|------|
| 06N | 05W | 25 | NESW | NWSW | SESW |
| | | | SWSE | SESE | |
| | | 36 | NENE | NWNE | SWNE |
| | | | SENE | NENW | NWNW |
| | | | SWNW | SENW | NESW |
| | | | NWSW | SWSW | SESW |
| | | | NESE | NWSE | SWSE |
| | | | SESE | | |

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
3. 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 at the field headgate for irrigation of the lands above.

MICROFILMED

APR 18 2006

TRANSFER NO. 5546
WATER RIGHT NO(S). 63-03065/63-03315/63-03547
63-03581/63-09279

CONDITIONS OF APPROVAL AND REMARKS

- 101-APP
108-APP
101J-APP
KOB-APP
E61
Q
EXP
this r/t
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
 5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 6. 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.
Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
 - **** 8. Right 63-03065 is limited to the irrigation of 142.0 acres in the place of use described above in a single irrigation season.
 - **** 9. Right 63-03315 is limited to the irrigation of 588.5 acres in the place of use described above in a single irrigation season.
 - **** 10. Right 63-03547 is limited to the irrigation of 239.5 acres in the place of use described above in a single irrigation season.
 - **** 11. Right 63-03581 is limited to the irrigation of 588.5 acres in the place of use described above in a single irrigation season.
 - **** 12. Right 63-09279 is limited to the irrigation of 670.5 acres in the place of use described above in a single irrigation season.
 - ** 13. Rights 63-03315, 63-03547, 63-03581 and 63-09279 when combined shall not exceed a total diversion rate of 2.55 cfs and a total annual maximum diversion volume of 399.8 af for stockwater and commercial uses at the dairy facility.
 - * 14. Rights 63-03065, 63-03315, 63-03547, 63-03581 and 63-09279 when combined shall not exceed a total diversion rate of 12.28 cfs, and a total annual maximum diversion volume of 3051.5 af at the field headgate for the irrigation of 678.1 acres.
 - *** 15. The total instantaneous diversion of water from all points of diversion under Transfer 5546 shall not exceed 14.83 cfs, nor a total combined annual volume of 3451.3 af for all uses.
 16. The well(s) previously used under Right 63-03547 shall be abandoned in a manner which complies with Department well abandonment rules.
 17. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 under Right 63-09279 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date of this approval.

TRANSFER NO. 5546
WATER RIGHT NO(S). 63-03065/63-03315/63-03547
63-03581/63-09279

CONDITIONS OF APPROVAL AND REMARKS

WD 8-804 ✓
XOI-PURPOSE

tr 5546

18. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under ~~this approval~~ shall not be used for irrigation unless the water is first used in the dairy as authorized by ~~these water rights~~. *the tr.*
19. Commercial use is for a dairy facility located in the ~~SWNE, SENW, NESW, SESW and W1/2SE, S36, T06N, R05W.~~ *the tr.*
20. Two points of diversion are located within NWSE, S36, T06N, R05W.

Dated this 19th day of April, 2000

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED

APR 18 2000

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G083251 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use ✓

RGE SW

TWP 6N

9-22-67
Land Acq. OK
P.D. Adv. & OK



P.D.

120 ACRES

100

10098

115

c/y

~~351~~ ACRES

~~320~~

318

also covered by G 37459, G-26047, G, 30767

Course

AREA - 351 ACRES

SUBD - 9

allow **RE Measure** f.s. ?

$Q = 2.63$ cfs

WHY NOT ALLOW

PUMP IS CAPABLE OF PRODUCING

3.1 cfs.

THE

3.1 cfs +

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-33251 ✓

This proof is for C/W & B/U ✓

In Water District No. _____

1. Name of applicant Horseshoe Valley Ranch ✓

2. Source of water supply: subterranean ✓

3. Location of point of diversion: Is in the SW 1/4 of Section 36 ✓

T. 6 N R. 5 W ✓ County of Payette ✓

4. Describe works as they exist, giving dimensions and capacities of same:

150 H.P. U.S. HOLLOSHAFT MOTOR # 1445 UPH

LAYNE & BOWLER PUMP # 44386, 10" DISCHARGE DRAIN

CATCH BASIN, 60 H.P. HOLLOSHAFT U.S. MOTOR # A404UP

LAYNE & BOWLER RELIANT PUMP # 44396, 8" DISCHARGE THROUGH

UNDERGROUND PRESSURE SPRINKLER SYSTEM

5. Water is used for: irrigation ✓

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4, SE 1/4 NW 1/4, SE 1/4, E 1/4 SW 1/4, Sec. 36, T. 6 N. R. 5 W. B.M.

PRESENTLY BEING USED ON 240 ACRES

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: MR E. C. JENKINS & MR. HARKER PRESENT

| SPARKING METER USED | REV. | Sec |
|-----------------------|------|--------|
| | 1 | 12 |
| | 1 | 18 |
| 48 1/2 sec 100 c.f.s. | 1 | 48 1/2 |
| | 1 | 19 |

396 - 9/64" @ (AVERAGE) 68 lbs = 4.20 c.f.s.

(RAIN BIRD #30 SINGLE)

NOTE: THIS IS THE

SYSTEM CAPACITY FROM THE RESERVOIR

This examination was made on the 17 TH day of JULY, 1967

(Signed) _____

Examiner.

remeasurement

7/21/67

Sparkling 3 rev 114 sec 2.63 cfs

33251

OK upon a new
PD DO
Plat

MR. DON BRANDT

PH 466 7821

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Horseshoe Valley Ranch (Don Brandt, Edward G. Jenkins & Billye O. Jenkins)
215-11th Avenue South
Nampa, Idaho

Permit No. G-33251

14" - 635'

H - 380'

Q - 3.6 c.f.s.

Examination for

C/W & B/U

County

Payette

Quantity: 3.1 c.f.s. (permit is for 6.0)

Sec. 36 T. 6N R. 5W

Source: subterranean

P.D.: ~~SW 1/4~~ Sec. 36, T. 6N, R. 5W, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: October 4, 1966

Due: October 7, 1971

Made: June 30, 1967

Priority: October 4, 1966

396-9/64-70# INDICATES 3.60 c.f.s.

150 HP U.S. HOLLOSHAFT

1445 UPH

LAYNE E BOWLER

14386

10" DISCHARGE

WFO CATCH BASIN

RELIFT PUMP

60 HP HOLLOSHAFT

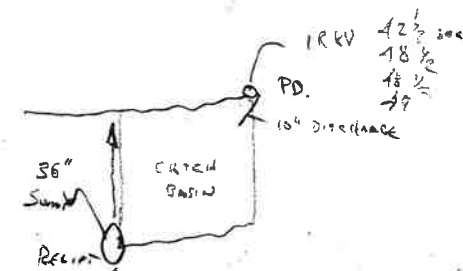
A 404UP

LAYNE E BOWLER

14396

8" UNDERGROUND DISCHARGE

20 lbs pressure



Should questions arise during the processing of this application please contact:
Steven Hannula ERO Resources Corp. (208) 373-7983

RECEIVED

JUN 30 2005

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

2 of 2

Name of applicant Gregory and/or Joyce Troost

Phone (208) 722-7325

Post Office address 30540 Sabin Rd, Parma ID 83660

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 To define a Permissible Place of Use and to move the water rights from retired land to new land.

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
- SEE ATTACHMENT #2-A _____ to _____

All = Rs. 63
Right

63.3065
3315
3547
3581
9279

all in
Payette Co.

2. Total amount of water being transferred 14.14* cubic feet per second and/or 3280.3* acre-feet per annum.

3. Source of water Ground Water tributary to N/A

*The actual amount changed in this transfer involves 87 acres, which is 1.57 cfs and is the basis for determining the filing fee.

4. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|---------|--------------------------|
| | | NW | SE | 36 | 6N | 5W | PAYETTE | 2 wells for Dairy |
| | | SW | SW | 36 | 6N | 5W | PAYETTE | Well near the scale |
| | | NE | NE | 35 | 6N | 5W | PAYETTE | Irrigation well |
| | | SW | SE | 25 | 6N | 5W | PAYETTE | Well #3 |

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 | |
| 6N | 5W | 25 | | | | | | | | | 40 | 40 | 40 | 40 | | | 40 | 40 | 240 |
| | | 25 | | | | | | | | | c | c | | c | | | c | c | |
| | | 35 | | | | 40 | | | | | | | | | 40 | 18 | 24 | | 122 |
| | | 36 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 640 |
| | | 36 | | | s | | | | | s | s | | | s | | s | s | | |
| | | 36 | c | c | c | c | c | c | c | c | c | c | c | c | c | c | c | c | |

Total acres 640.1 acres in a 1002-acre PPU

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-03547

Date: 12-28-01

| | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | Sum |
|-------|-----|-----|-----|----|----|------|----|----|----|----|----|----|----|----|------|----|----|----|----|-------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| Claim | 6N | 5W | 25 | | | | | | | | | 40 | 40 | | 24.5 | | | 33 | 30 | 167.5 |
| GIS | | | | | | | | | | | | 40 | 40 | | 40 | | | 40 | 40 | 200 |
| Claim | 6N | 5W | 36 | 30 | 40 | 27.5 | 40 | 40 | 29 | 40 | 31 | 21 | 40 | 39 | 36 | 40 | | 31 | 30 | 514.5 |
| GIS | | | | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | | 40 | 40 | 600 |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |

Number of POD's 5 (sec. 25, 35, 36)

Total Claimed Acres: 682.0

Overlapping POU Claim #'s:

Total GIS Acres: 800

63-03315, 63-03581, 63-03065, 63-09279

COMMENTS:

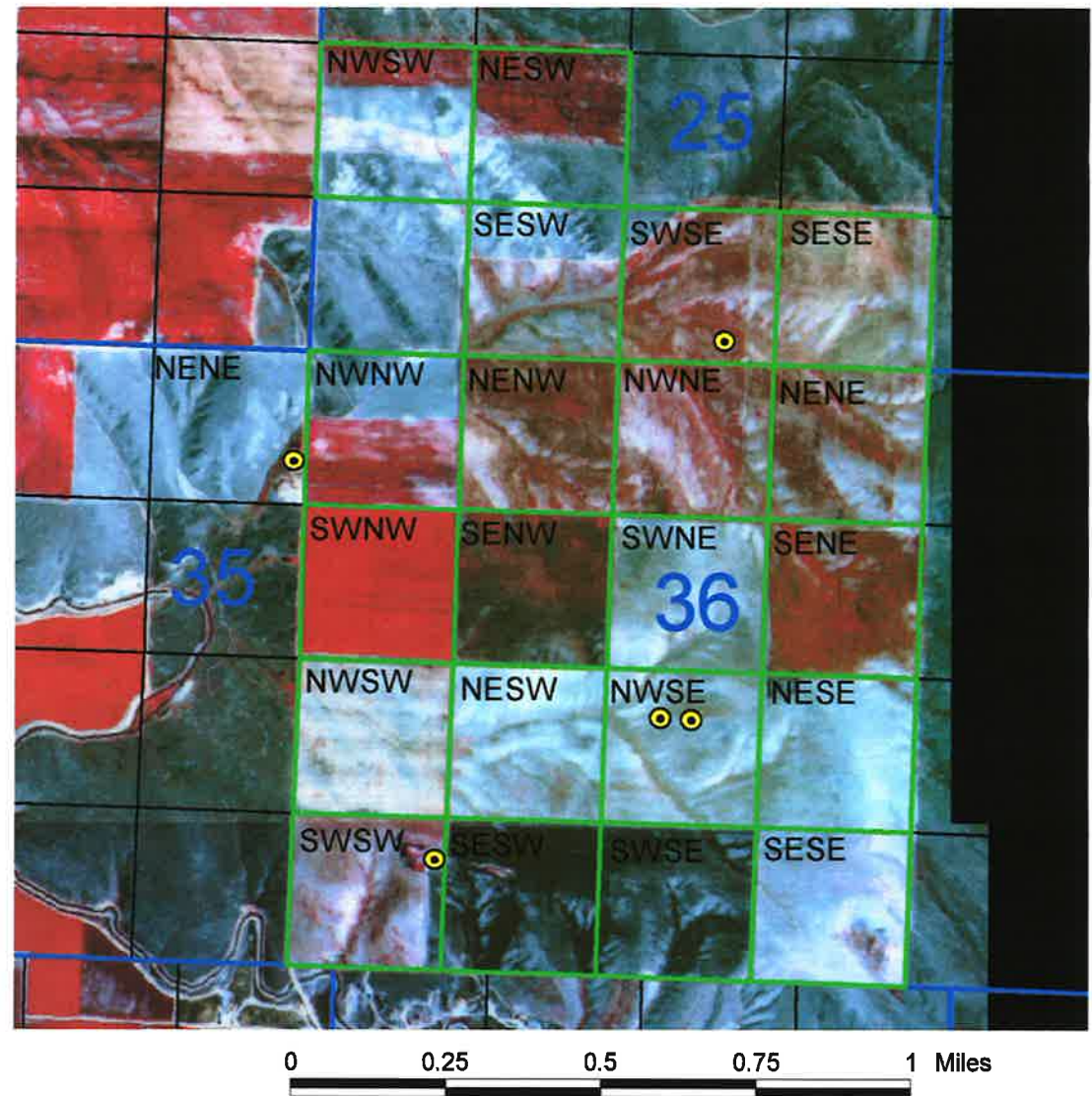
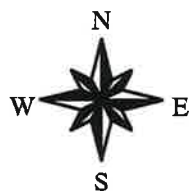
Per claim map.

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 63-03547
Legal: T06N, R05W, S25, 36
Reviewed By:

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



Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 63-03547
Legal: T06N, R05W, S25, 36
Reviewed By:

-  Point of Diversion
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