

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: **A63-03049C**
Date Received: 2/23/1990
Receipt No: C014914
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: KENNETH D TIEGS
Address: 10305 MELMONT RD
MELBA ID 83641 208-495-2272

AND/OR

Name: PHYLLIS TIEGS
Address: 10305 MELMONT RD
MELBA ID 83641 208-495-2272

2. Date of Priority: MAY 31, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
01N	02W	17	SE		SE		NE		CANYON
			SE		NE		SE		CANYON
			SW		SW		SE		CANYON

5. Description of diverting works:
THREE WELLS, VETICAL TURBINE PUMPS, MAINLINE, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.650		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is 2124.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 2 HOMES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	02W	17	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	33.0
			NW		NW		IRR	32.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		DOMEST	
			SW		SE		IRR	37.0
			SE		SE		IRR	36.0

Section Acres 618.0

Total Acres 618.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
A63-02823C, 02-02196, 02-02363

14. Remarks:
THIS CLAIM IS BASED ON COMBINING WATER RIGHTS 63-03049A AND
63-03049B.

15. Basis of Claim: LICENSE

Water Right Number: 25710

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

IN RE THE GENERAL ADJUDICATION
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CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

2-12-99

0024800

RECEIVED

FEB 12 1999

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Kenneth Tiegs Phone () 495-2272

Mailing Address 10305 Melmont Road, Melba, ID Zip 83641

2. Date of Priority (Only one (1) per claim) 5-31-55

3. Source of water supply (a) Groundwater
which is tributary to (b) N/A

4. a. Location of existing point of diversion is: Township 1N Range 2W Section 17,
SE 1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: SENESE 17; SWSWSE 17; T1N, R2W

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

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

Govt. Lot _____ B.M., County of _____

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Three wells, vertical turbine pumps, mainline,
sprinklers for distribution.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 2.65 or 2124.5

For Domestic purposes from 1/1 to 12/31 amount .08 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.65 (cfs) and/or (b) 2124.5 (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater; Type and number of livestock Etc.) Domestic water is for farm labor residences.

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1N	2W	17	40	40	40	40	33	32	40	40	40	40	40	40	40	40	37	36	618

Total number of acres irrigated 618

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-02823; 02-02196; 02-02363 or None ()

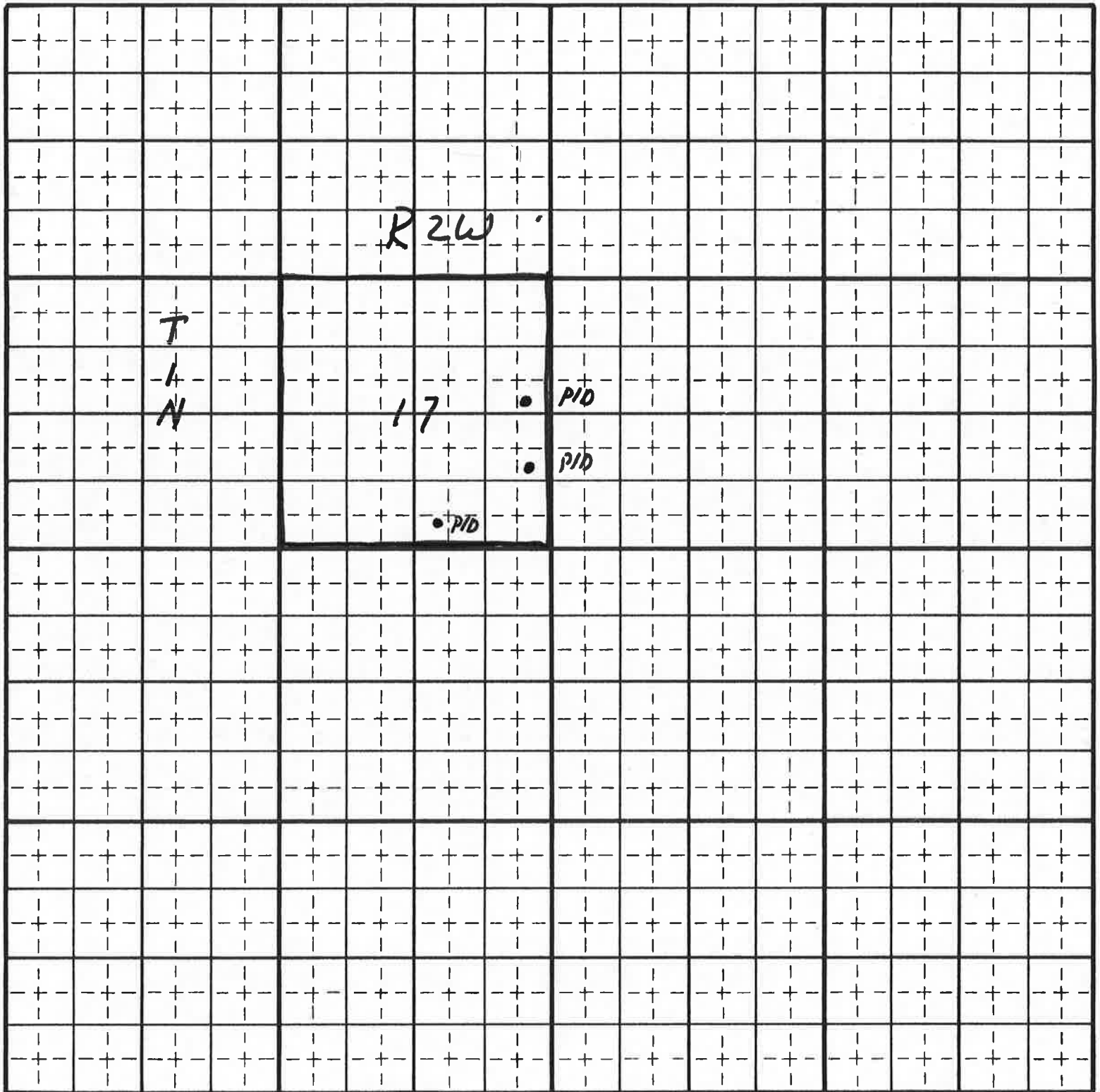
14. Remarks:

Last Name Tiegs Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



Last Name Tiegs Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XXX Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-03049
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Jonathan M. Mabbutt Date 2/10/99
_____ Date _____

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

_____ Title _____
of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

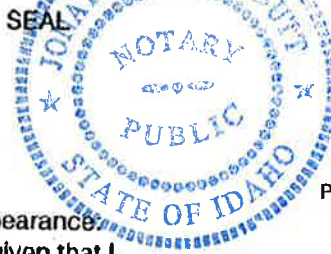
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of CAYON) SS.

Subscribed and sworn (or affirmed) before me this 10th day of February 19 99



Notary Public Jonathan M. Mabbutt

Residing at Meridian ID

My Commission Expires April 25, 2000

Please Print Name Jonathan M. Mabbutt

17. Notice of Appearance

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Tiegs Ident. Number _____

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IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
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CIVIL CASE NUMBER: 39576

Ident. Number: A63-03049C

Date Received: 2/23/1990

Receipt No: 0014914

Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH D. TIEGS 208-495-2272
Address: 10305 MELMONT RD.
MELBA, ID 83641

AND/OR
Name: PHYLLIS TIEGS 208-495-2272
Address: 10305 MELMONT RD.
MELBA, ID 83641

2. Date of Priority: MAY 31, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	02W	17	SE	SE	NE		CANYON
			SW	SE	SW		CANYON
			SE	NE	SE		CANYON

5. Description of diverting works:
3 WELLS, 2-100 HP & 1-200 HP TURBINE PUMPS, GRAVITY FLOW DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.650		

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

8. Total consumptive use is 2124.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A63-03049C

Page 1

Date: 02/23/90

MICROFILMED
AUG 18 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	02W	17	NE		NE		IRR	38.0
			NW		NE		IRR	39.0
			SW		NE		IRR	39.0
			SE		NE		IRR	38.0
			NE		NW		IRR	38.0
			NW		NW		IRR	37.0
			SW		NW		IRR	38.0
			SE		NW		IRR	39.0
			NE		SW		IRR	39.0
			NW		SW		IRR	37.0
			SW		SW		IRR	38.0
			SE		SW		IRR	38.0
			NE		SE		IRR	38.0
			NW		SE		IRR	38.0
			SW		SE		IRR	36.0
			SE		SE		IRR	37.0

Section Acres 607.0

Total Acres 607.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
A63-02823C, 02-02196, 02-02363

14. Remarks:
THIS CLAIM IS BASED ON COMBINING WATER RIGHTS 63-03049A AND
63-03049B.

15. Basis of Claim: LICENSE
Water Right Number: 25710

16. Signature(s)

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

Number of attachments: -1-

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kenneth D. Siegs Date: 2/23/90

Date: _____

State of Idaho)
County of Ada) SS.

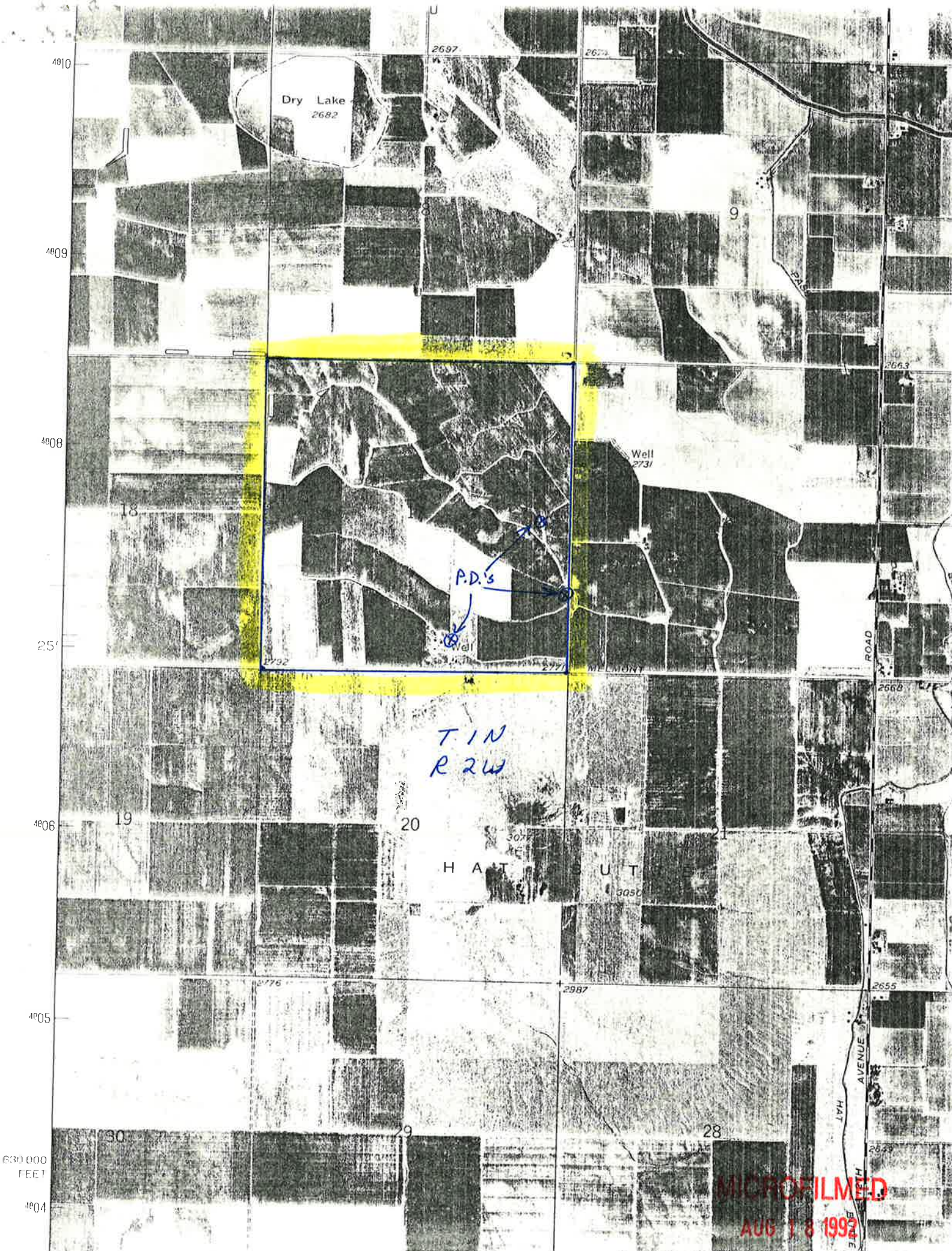
Subscribed and sworn (or affirmed) before me this 23rd day
of February 19 90
Carter Fritschle
Notary Public

Seal

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994



Dry Lake
2682

2697

2672

9

13

2663

Well
2731

P.D.'s

TIN
R 2W

HAT BUT

MICROFILMED
AUG 18 1992

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IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
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CIVIL CASE NUMBER: 39576

Ident. Number 63-3049C
Date Received: 2/23/1990
Receipt No: C014914
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JANICE DE GROOT
10394 MELMONT RD
MELBA ID USA 83641

Phone: (208)495-2131

CHARLES DE GROOT
10394 MELMONT RD
MELBA ID USA 83641

Phone: (208)495-2131

2. Date of Priority: 05/31/1955

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	02W	17	SE NE	CANYON	
01N	02W	17	SW SE	CANYON	
01N	02W	17	NE SE	CANYON	

5. Description of diverting works:

FOUR WELLS, PUMPS & MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.3	1117.7
STOCKWATER	1/01	12/31	0.35	72.3
COMMERCIAL	1/01	12/31	0.35	97.8

7. Total Quantity Appropriated is:
2.65 C.F.S. and/or 1287.8 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01N	02W	17	NE	SW		STOCKWATER	
			NW	SE		STOCKWATER	
			NE	SE		STOCKWATER	
			NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	33
			NW	NW		IRRIGATION	32
			SW	NW		IRRIGATION	40
			NE	SW		IRRIGATION	37
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			SW	SE		IRRIGATION	37
			SE	NW		IRRIGATION	40
			SE	SE		IRRIGATION	36
			NW	NE		COMMERCIAL	
			SW	NE		COMMERCIAL	
			SE	NE		COMMERCIAL	
			NE	NW		COMMERCIAL	
			NW	NW		COMMERCIAL	
			SW	NW		COMMERCIAL	
			NE	SW		COMMERCIAL	
			NW	SW		COMMERCIAL	
			SW	SW		COMMERCIAL	
			NE	SE		COMMERCIAL	
			NW	SE		COMMERCIAL	
			SW	SE		COMMERCIAL	
			SE	SE		COMMERCIAL	
			NE	NE		COMMERCIAL	
			SE	NW		COMMERCIAL	
			SE	SW		COMMERCIAL	
						Section Acres	535
						Total Acres	535

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 5409 APPROVED 08/05/1999.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5409 IN FILE.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5409 SHALL NOT EXCEED 8.43 CFS, NOR A TOTAL COMBINED ANNUAL VOLUME OF 2700.4 AF.

RIGHTS 63-02823C AND 63-03049C WHEN COMBINED SHALL NOT EXCEED A TOTAL DIVERSION RATE OF 1.13 CFS FOR STOCKWATER AND COMMERCIAL USES AT A DAIRY, A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 123.4 AF FOR STOCKWATER USE, 167.1 AF FOR COMMERCIAL USE AND 2407.5 AF AT THE FIELD HEADGATE FOR IRRIGATION OF 535.0 ACRES.

THE WATER USED FOR COMMERCIAL PURPOSES UNDER THIS APPROVAL IS APPLIED TO AND IRRIGATES LAND LISTED IN THE PLACE OF USE TO SATISFY WATER QUALITY REQUIREMENTS. WATER SHALL NOT IRRIGATE GROWING PLANTS UNLESS THE WATER IS FIRST BENEFICIALLY USED IN THE DAIRY AS AUTHORIZED BY THESE WATER RIGHTS.

AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL MEASURE THE DIVERSION 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.

THE DAIRY IS LOCATED WITHIN THE NESW AND THE N1/2SE, S17, T01N, R02W.

TWO POINTS OF DIVERSION ARE LOCATED WITHIN NESE, S17, T01N, R02W.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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.

The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.

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.

The right holder shall accomplish the change authorized by this transfer within one (1) 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.

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.

15. Basis of Claim: License

RECEIVED
APR 02 2004
WATER RESOURCES
WESTERN REGION

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-3049C</u>	_____	___	_____	_____	___
<u>63-2823C</u>	_____	___	_____	_____	___
<u>02-2363</u>	_____	___	_____	_____	___
<u>02-2196</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. → **NO Fee Required**
DAN 1-30-03.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) 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(s)

Kenneth D Reigs
10305 Melmont Rd

4. New Owner/Claimant(s)

Melba, Idaho 83641

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

New Mailing Address

Charles & Janice De Groot

City, State and ZIP Code

10394 Melmont Rd Melba, Id 83641

New Telephone Number

(208) 495-2131

5. Date you acquired the property

SCANNED
JUL 27 2004

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) Charles De Groot
(include title, if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

SCANNED
JUL 27 2004

For Office Use Only

Received by DN Date 4-2-04 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

NO Fee
REQUIRED
DAN

(2N 52200)

INSTRUMENT NO. 9950244
WARRANTY DEED
(CORPORATE FORM)

K.P. INC., a corporation organized and existing under the laws of the State of Idaho, with its principal office at Melba of County of Canyon grantor, hereby **CONVEYS or GRANTS and WARRANTS TO CHARLES DEGROOT and JANICE DEGROOT, husband and wife** grantee of **1400 Phipps Road, Outlook WA 98938** for the sum of **—TEN AND OTHER GOOD AND VALUABLE CONSIDERATION DOLLARS**, the following described tract(s) of land in **CANYON** County, State of Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

TOGETHER WITH APPURTANENT WATER RIGHTS

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

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this December 16, 1999.

K.P. INC.

BY

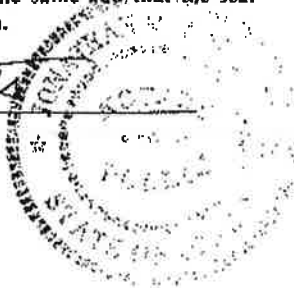
Kenneth D. Tiegs

ITS PRESIDENT

STATE OF IDAHO
COUNTY OF CANYON

On this 28th day of December, 1999, before me, a notary public appeared **KENNETH TIEGS** who being by me duly sworn did say, each for him/herself, that he/she, the said **KENNETH TIEGS** is the president of **K.P. INC.**, a corporation, and that the within and foregoing instrument was signed on behalf of said corporation by authority of a resolution of its board of directors and said **KENNETH TIEGS** duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

Sen H. Helt
Notary Public
Residing at MERIDIAN, Idaho
My commission expires: 4-25-2000



99 DEC 29 PM 4 11
C NOEL MALES
CANYON COUNTY RECORDER
by C Noel Males

RECORDED

009950244

REQUEST PIONEER — NAMPA
TYPE Deed FEB 6-00

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

SCANNED

JUL 27 2004

PN77916

C. D. G.
JAL

Exhibit "A"

The Northeast Quarter of Section 20, Township 1 North, Range 2 West
of the Boise Meridian in Canyon County, Idaho;

EXCEPTING THEREFROM:

A parcel lying in the North half of the Northeast Quarter of
Section 20, Township 1 North, Range 2 West, Boise Meridian, Canyon
County, Idaho, being more particularly described as follows:

Beginning at the Northeast corner of said Section 20; thence
North 90°00'00" West, 1190.00 feet along the Section line (the
centerline of Melmont Road) to a point, said point being the REAL
POINT OF BEGINNING; thence continuing North 90°00'00" West, 660.00
feet along said Section Line to a point; thence
South 00°00'00" West, 660.00 feet to a point; thence
South 90°00'00" East, 660.00 feet to a point; thence
North 00°00'00" East, 660.00 feet to a point; the REAL POINT
OF BEGINNING.

REQUEST PIONEER MAP
TYPE 1000 FEE 6.00

CANYON COUNTY RECORDER
BY *[Signature]*
G. NOEL HALES

304 MAR 31 PM 12 16

RECORDED

200417087

PN 77916

INSTRUMENT NO. 200417087

WARRANTY DEED

FOR VALUE RECEIVED THE TRUSTEES OF THE PK TRUST C.D.G.

the Grantors, do hereby grant, bargain, sell and convey unto CHARLES DE GROOT and JANICE DE GROOT, husband and wife

the Grantees, whose address is 10394 MELMONT ROAD, MELBA, ID 83641

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE;

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 hhe 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 2004 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: March 22, 2004

THE TRUSTEES OF THE PK TRUST

BY: Bruce L. Tieg
BRUCE L. TIEGS, TRUSTEEBY: Susan L. Huter, TEE
SUSAN L. HUTER, TRUSTEESTATE OF IDAHO
COUNTY OF CANYON

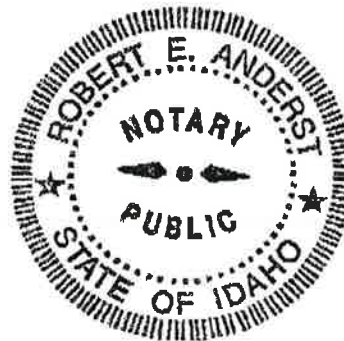
On this 22 day of March, 2004, before me, a notary public, personally appeared BRUCE L. TIEGS and SUSAN L. HUTER, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument as TRUSTEES of THE PK TRUST and acknowledged to me that they executed the same as such TRUSTEES.

[Signature]
Notary Public

Residing at Nampa, Idaho

My commission expires: ~~4/17/2005~~

4/20/2007

PIONEER TITLE COMPANY
OF CANYON COUNTY100 10TH AVE SOUTH
NAMPA, IDAHO 83651423 SOUTH KIMBALL
CALDWELL, ID 83605

SCANNED

JUL 27 2004

EXHIBIT "A"

A parcel of land lying in the Southwest Quarter of the Southeast Quarter of Section 17, Township 1 North, Range 2 West of the Boise Meridian, Canyon County, Idaho, and more particularly described as follows:

BEGINNING at the brass cap marking the Southeast corner of the said Southeast Quarter of Section 17; thence

South 89° 45' 07" West 2,002.48 feet along the Southerly boundary of the said Southeast Quarter of Section 17, which is also the centerline of Melmont Road, to a point, also said point being the REAL POINT OF BEGINNING; thence continuing

South 89° 45' 07" West 30.00 feet along the said Southerly boundary of the Southeast Quarter of Section 17 to a point; thence

North 0° 36' 20" West 438.77 feet to an iron pin; thence

South 53° 38' 50" East 228.82 feet to an iron pin; thence

South 0° 36' 20" East 94.42 feet to an iron pin; thence

North 88° 08' 15" West 152.82 feet to a point; thence

South 0° 36' 20" East 213.66 feet to the POINT OF BEGINNING.

C.D.G.

Jas

~~Handwritten signature~~
H. A. H.

PN 52208

WARRANTY DEED

(CORPORATE FORM)

NWA DEVELOPMENT I, INC., a corporation organized and existing under the laws of the State of Washington, with its principal office at Kennewick of County of Benton grantor, hereby CONVEYS or GRANTS and WARRANTS TO **CHARLES DEGROOT AND JANICE DEGROOT, husband and wife** grantee of **1400 Phipps Road, Outlook, WA 98938** for the sum of --TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION OF AN IRC 1031 EXCHANGE ON BEHALF OF THE GRANTEEES HEREIN, the following described tract(s) of land in Canyon County, State of Idaho:

The North one-half of the Southeast Quarter of Section 17, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho

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

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this February 24, 2000.

NWA DEVELOPMENT I, INC.

BY

Scot T. Hansen

ITS PRESIDENT

STATE OF WASHINGTON
COUNTY OF BENTON

On this 24 day of February, 2000, before me, a notary public appeared **SCOT T. HANSEN** who being by me duly sworn did say, each for him/herself, that he/she, the said **SCOT T. HANSEN** is the president of **NWA DEVELOPMENT I, INC.**, a corporation, and that the within and foregoing instrument was signed on behalf of said corporation by authority of a resolution of its board of directors and said **SCOT T. HANSEN** did duly acknowledge to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

Debra A. Boehmler
Debra A. Boehmler

Notary Public

Residing at West Richland Washington

My commission expires: 10-27-01



REQUEST PIONEER-NAMPA
TYPE Dee FEE 3.00

BY *[Signature]*
CANYON CNTY RECORDER

G NOEL HALES

00 FEB 25 PM 4 19

RECORDED

200006804

Received Time Feb. 24, 3:20PM

SCANNED
JUL 27 2004

PN52200

Exhibit "A"

TRACT I:

All of Section 17, Township 1 North, Range 2 West of the Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM:

Beginning at the brass cap marking the Southeast corner of the Southeast Quarter of Section 17; thence

South 89° 45' 07" West 2,002.48 feet along the Southerly boundary of the said Southeast Quarter of Section 17, which is also the centerline of Melmont Road, to a point, also said point being the REAL POINT OF BEGINNING; thence continuing

South 89° 45' 07" West 30.00 feet along the said Southerly boundary of the Southeast Quarter of Section 17 to a point; thence

North 0° 36' 20" West 438.77 feet to an iron pin; thence

South 53° 38' 50" East 228.62 feet to an iron pin; thence

South 0° 36' 20" East 94.42 feet to an iron pin; thence

North 88° 08' 15" West 152.82 feet to a point; thence

South 0° 36' 20" East 213.66 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A tract of land situated in the Southwest Quarter of Section 17, Township 1 North, Range 2 West of the Boise Meridian, County of Canyon and more particularly described as follows:

COMMENCING at the section corner common to Sections 17, 18, 19 and 20; thence

North 90° 00' 00" East a distance of 1036.84 feet along the Southerly boundary; of said Southwest Quarter to the POINT OF BEGINNING; thence continuing

North 90° 00' 00" East a distance of 273.27 feet along the Southerly boundary of said Southwest Quarter; thence

North 2° 36' 22" West a distance of 316.38 feet; thence

South 86° 39' 07" West a distance of 273.00 feet; thence

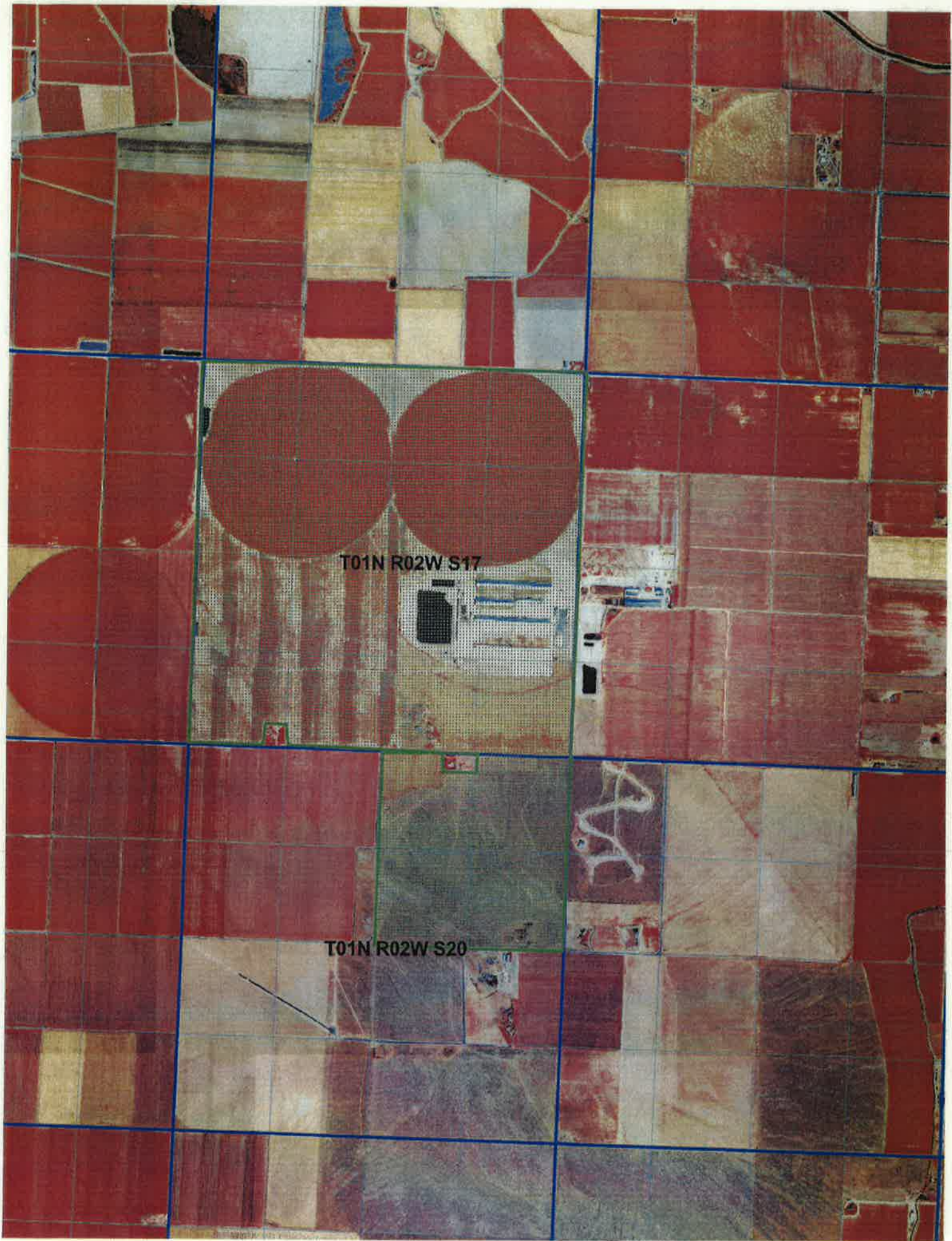
South 2° 36' 22" East a distance of 300.42 feet parallel with the Easterly boundary of this parcel to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM

The North One-Half of the Southeast Quarter of said Section 17.

256.

SCANNED
JUL 27 2004



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: **A63-03049C**
Date Received: 2/23/1990
Receipt No: C014914
Received By: _____

AMENDED

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

AMENDED

1. Name: KENNETH D TIEGS 208-495-2272
Address: 10305 MELMONT RD
MELBA ID 83641

AND/OR

Name: PHYLLIS TIEGS 208-495-2272
Address: 10305 MELMONT RD
MELBA ID 83641

2. Date of Priority: MAY 31, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02W	17	SE	NE	41		CANYON
			NE	SE	42		CANYON
			SW	SE	43		CANYON

5. Description of diverting works:
FOUR WELLS, PUMPS & MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.300		1117.70
STOCKWATER	01/01	12/31	0.350		72.30
COMMERCIAL	01/01	12/31	0.350		97.80

7. Total Quantity Appropriated is:
2.650 C.F.S. (and/or) 1287.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	02W	17	NE		NE		IRR	40.0
			NE		NE		COMMER	
			NW		NE		IRR	40.0
			NW		NE		COMMER	
			SW		NE		IRR	40.0
			SW		NE		COMMER	
			SE		NE		IRR	40.0
			SE		NE		COMMER	
			NE		NW		IRR	33.0
			NE		NW		COMMER	
			NW		NW		IRR	32.0
			NW		NW		COMMER	
			SW		NW		IRR	40.0
			SW		NW		COMMER	
			SE		NW		IRR	40.0
			SE		NW		COMMER	
			NE		SW		IRR	37.0
			NE		SW		STOCK	
			NE		SW		COMMER	
			NW		SW		IRR	40.0
			NW		SW		COMMER	
			SW		SW		IRR	40.0
			SW		SW		COMMER	
			SE		SW		IRR	40.0
			SE		SW		COMMER	
			NE		SE		STOCK	
			NE		SE		COMMER	
			NW		SE		STOCK	
			NW		SE		COMMER	
			SW		SE		IRR	37.0
			SW		SE		COMMER	
			SE		SE		IRR	36.0
			SE		SE		COMMER	

Section Acres 535.0

Total Acres 535.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

A63-02823C, 02-02196, 02-02363

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 5409 APPROVED 08/05/1999.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5409 IN FILE.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5409 SHALL NOT EXCEED 8.43 CFS, NOR A TOTAL COMBINED ANNUAL VOLUME OF 2700.4 AF.

RIGHTS 63-02823C AND 63-03049C WHEN COMBINED SHALL NOT EXCEED A TOTAL DIVERSION RATE OF 1.13 CFS FOR STOCKWATER AND COMMERCIAL USES AT A DAIRY, A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 123.4 AF FOR STOCKWATER USE, 167.1 AF FOR COMMERCIAL USE AND 2407.5 AF AT THE FIELD HEADGATE FOR IRRIGATION OF 535.0 ACRES.

THE WATER USED FOR COMMERCIAL PURPOSES UNDER THIS APPROVAL IS APPLIED TO AND IRRIGATES LAND LISTED IN THE PLACE OF USE TO SATISFY WATER QUALITY REQUIREMENTS. WATER SHALL NOT IRRIGATE GROWING PLANTS UNLESS THE WATER IS FIRST BENEFICIALLY USED IN THE DAIRY AS AUTHORIZED BY THESE WATER RIGHTS.

AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL MEASURE THE DIVERSION 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.

THE DAIRY IS LOCATED WITHIN THE NESW AND THE N1/2SE, S17, T01N, R02W.

TWO POINTS OF DIVERSION ARE LOCATED WITHIN NESE, S17, T01N, R02W.

15. Basis of Claim: LICENSE

Water Right Number: 25710

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

DATE: 09/27/99
PAGE: 1

- 046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
- R65 - 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.
- 081 - 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.
- 082 - The dairy operation authorized under this approval shall comply
- with applicable county zoning and use ordinances.
- T07 - The right holder shall accomplish the change authorized by this
- transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this
- transfer is cause for the Director to rescind approval of the
- transfer.
- T09 - 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.
- T17 - Prior to diversion of water under this approval, the right holder

Conditions of Approval:

- 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.

Remarks: GEN The total instantaneous diversion of water from all points of diversion under Transfer 5409 shall not exceed 8.43 cfs, nor a total combined annual volume of 2700.4 af. Rights 63-02823C and 63-03049C when combined shall not exceed a total diversion rate of 1.13 cfs for stockwater and commercial uses at a dairy, a total annual maximum diversion volume of 123.4 af for stockwater use, 167.1 af for commercial use and 2407.5 af at the field headgate for irrigation of 535.0 acres. The water used for commercial purposes under this approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used in the dairy as authorized by these water rights. After specific notification by the department, the right holder shall measure the diversion 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. The dairy is located within the NESW and the N1/2SE, S17, T01N, R02W. Two points of diversion are located within NESE, S17, T01N, R02W.

Dates: App. Received: Priority Date: 05/31/1955
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 07/17/1984

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/29/1999 User-ID: PSKAGGS Subject: TRANSFER 5409
Transfer 5409 recombines Rights 63-02823A & B and 63-03049A & B into Part C for each right. The transfer also adds points of diversion & changes the nature & season of use under a portion of the rights to provide for an on-site dairy.

Audit: 07/29/99 PSKAGGS 07/29/99 PSKAGGS 07/29/99 PSKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5409
WATER RIGHT NO(S). 63-02823C/63-03049C

RECEIVED

AUG 06 1999

WATER RESOURCES
WESTERN REGION

This is to certify that: **KENNETH TIEGS**
10305 MELMONT RD
MELBA ID 83641

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. 63-02823C :			
IRRIGATION	03/15 to 11/15	5.00 CFS	2407.5 AF
STOCKWATER	01/01 to 12/31	0.78 CFS	123.4 AF
COMMERCIAL	01/01 to 12/31	0.78 CFS	167.1 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
Priority: 07/24/1950			
SUBTOTAL:		5.78 CFS	2700.4 AF
Right No. 63-03049C :			
IRRIGATION	03/15 to 11/15	2.30 CFS	1117.7 AF
STOCKWATER	01/01 to 12/31	0.35 CFS	72.3 AF
COMMERCIAL	01/01 to 12/31	0.35 CFS	97.8 AF
Priority: 05/31/1955			
SUBTOTAL:		2.65 CFS	1287.8 AF
Use Totals :			
* IRRIGATION	03/15 to 11/15	7.30 CFS	2407.5 AF
* STOCKWATER	01/01 to 12/31	1.13 CFS	123.4 AF
* COMMERCIAL	01/01 to 12/31	1.13 CFS	167.1 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
TOTAL:		** 8.43 CFS	** 2700.4 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 17, Township 01N, Range 02W
NESE , Sec. 17, Township 01N, Range 02W
SWSE , Sec. 17, Township 01N, Range 02W
CANYON County

TRANSFER NO. 5409
WATER RIGHT NO(S) . 63-02823C/63-03049C

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N 02W 17	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 33	NWNW 32	
	SWNW 40	SENW 40	NESW 37	
	NWSW 40	SWSW 40	SESW 40	
	SWSE 37	SESE 36		
Total number of acres irrigated:				535
				535

PLACE OF USE: STOCKWATER

<u>TWN RGE SEC</u>			
01N 02W 17	NESW	NESE	NWSE

PLACE OF USE: COMMERCIAL

<u>TWN RGE SEC</u>			
01N 02W 17	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENW	NESW
	NWSW	SWSW	SESW
	NESE	NWSE	SWSE
	SESE		

PLACE OF USE: DOMESTIC

<u>TWN RGE SEC</u>	
01N 02W 17	SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. 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.
4. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

TRANSFER NO. 5409
WATER RIGHT NO(S). 63-02823C/63-03049C

CONDITIONS OF APPROVAL AND REMARKS

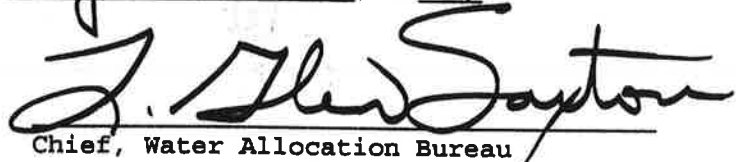
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 9. The total instantaneous diversion of water from all points of diversion under Transfer 5409 shall not exceed 8.43 cfs, nor a total combined annual volume of 2700.4 af.
- ** 10. Rights 63-02823C and 63-03049C when combined shall not exceed a total diversion rate of 1.13 cfs for stockwater and commercial uses at a dairy, a total annual maximum diversion volume of 123.4 af for stockwater use, 167.1 af for commercial use and 2407.5 af at the field headgate for irrigation of 535.0 acres.
11. The water used for commercial purposes under this approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used in the dairy as authorized by these water rights.
12. After specific notification by the department, the right holder shall measure the diversion 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.
13. The dairy is located within the NESW and the N1/2SE, S17, T01N, R02W.
14. Domestic use is for two (2) homes.
15. Two points of diversion are located within NESE, S17, T01N, R02W.

Dated this

5th day of

August

1999


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 63-02823A & B and 63-03049A & B
FROM: Pam Skaggs/State Office
SUBJECT: Transfer 5409
DATE: July 30, 1999

Transfer 5409 recombines Parts A and B under each right into Parts C. The transfer also adds points of diversion, and changes the nature and season of use under a portion of Part C of each right to provide water for a dairy to be built on-site. A sale of the dairy portion of the right is pending following the transfer approval. A Change of ownership form will be sent with the approval letter to the right holder.

Region staff confirmed domestic use with the applicant's consultant as claimed in the SRBA. Both rights were originally licensed with non-specific domestic uses. Right 63-02823 provides the full volume for the licensed domestic and irrigation uses, and subsequently the proposed transfer uses. Junior Right 63-03049 provided additional rate of diversion to the same land. Combined limits for these rights avoid expansion of use and the net result is a reduction of diversion volume.

Season of use and diversion volume were adjusted to current standards, allowing year round use for the dairy. Recommended conditions include drilling permit requirements, water quality requirements, county zoning, multiple points of diversion/measuring devices, future measuring & annual reporting, combined right limits, land application, irrigation overlap and standard transfer conditions.

Change in Nature of Use Evaluation

Combined Parts A & B	Rate	Use	Acres	Div.Vol./C.U.Vol.
36-02823	5.78 cfs	IRR	618.0 acres	(2781.0 afa/2163.0 afa)
	0.06 "	DOM	(2 Homes)	(2.4 " / 0.0 "
36-03049	2.65 "	IRR	618.0 acres	(1278.0 " /1278.0 ")
	8.43 cfs	IRR&DOM	618.0 acres	2783.4 afa/2163.0 afa
36-02823C	5.00 cfs	IRR	535.0 acres	2407.5 afa/1872.5 afa
	0.78 "	STOCK	~~-83.0 acres~~	123.4 " / 123.4 "
	0.78 "	COMM	~~-83.0 acres~~	167.1 " / 167.1 "
	0.06 cfs	DOM	(2 Homes)	2.4 afa/ 0.0 afa
	5.78 cfs		535.0 acres	2700.4 afa/2163.0 afa
36-03049C	2.30 cfs	IRR	535.0 acres	1117.7 afa/1117.7 afa
	0.35 "	STOCK	~~-83.0 acres~~	72.3 " / 72.3 "
	0.35 "	COMM	~~-83.0 acres~~	97.8 " / 97.8 "
	2.65 cfs		535.0 acres	1117.7 afa/ 1287.8 afa
Combined Part Cs	7.30 cfs	IRR	535.0 acres	2407.5 afa/1872.5 afa
	1.13 "	STOCK		123.4 " / 123.4 "
	1.13 "	COMM		167.1 " / 167.1 "
	0.06 cfs	DOM	(2 Homes)	2.4 afa/ 0.0 afa
	8.43 cfs		535.0 acres	2700.4 afa/2163.0 afa

Page 1 of 12STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5409APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant KENNETH TIEGS Phone 495-2272
Post Office address 10305 MELMONT RD MELBA ID 83641

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 Clarify P/D
2. Describe the reason for the proposed changes: A portion of the farm will be eliminated from irrigated cropland and converted to a dairy.

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-02823C</u>	<u>7/24/50</u>	<u>.06/2.4</u> <u>5/1637.1</u>	<u>Dom</u> <u>Irrig</u>	<u>1/1</u> to <u>12/31</u> <u>3/15</u> to <u>11/15</u>
<u>63-02823D</u>		<u>.78/147.9</u>	<u>Comm</u>	<u>1/1</u> to <u>12/31</u>
<u>63-03049C</u>	<u>5/31/55</u>	<u>2.3/770.4</u>	<u>Irrig</u>	<u>3/15</u> to <u>11/15</u>
<u>63-03049D</u>		<u>.35/93.2</u>	<u>Comm</u>	<u>1/1</u> to <u>12/31</u>

2. Total amount of water being transferred 8.43 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ground water tributary to _____ see attachment
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NE		17	1N	2W	Canyon	1 existing
	SE	NE	SE					2 existing/clarified
	SW	SW	SE					3 existing
	NE	NE	SE					4 proposed

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	
1N	2W	17	40	40	40	40	33	32	40	40	37	40	40	40			37	36	535
											C				C	C			
NOTE: water from waste lagoons will be used on irrigated acres described above																			

WR0749NP
No. 63-02823A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/03/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH D. TIEGS	07/24/1950	IRRIGATION	00/00 00/00	3.040 CFS	
C	PHYLLIS TIEGS		DOMESTIC	00/00 00/00		
	MELBA ID 83641					
TOTAL DIVERSION:					3.040 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S17 SENE SWSE 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	
01N	02W	17	:	40		40		40		40	:	33		32		40		40	:		
																			20	:	325.0
																			TOTAL ACRES	:	325.0

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

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-02823B 63-03049A 63-03049B

Other Water Rights Listing Overlapping Place(s) of use:
02-02196 02-02363 63-02823B 63-03049A 63-03049B

Remarks: GEN TRANS. 3016.

Dates:	App. Received:	Priority Date:	07/24/1950
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	07/17/1984	

Misc: Water District Number: Field Exam Fee:

Audit: 05/06/85 05/01/88 CONVERT 02/08/98 CLEARFLD

DATE: 02/03/99
PAGE: 1

Audit: 05/06/85 05/01/88 CONVERT 02/08/98 CLEARFLD

pg 7 of 12

WR0749NP
No. 63-03049A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/03/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH D. TIEGS	05/31/1955	IRRIGATION	04/01 11/01	1.390 CFS	
C	PHYLLIS TIEGS		DOMESTIC	01/01 12/31		
	RT. 1					
	MELBA ID 83641					
TOTAL DIVERSION:					1.390 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S17 SENE CANYON 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			
01N	02W	17	:	40		40			40		40		:	33		32			:					:	20
																							TOTAL ACRES	325.0	

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

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-02823A

Other Water Rights Listing Overlapping Place(s) of use:
02-02196 02-02363 63-02823A 63-02823B 63-03049B

Remarks: GEN TRANS. 3017.

Dates:	App. Received:	Priority Date:	05/31/1955
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	07/17/1984	

Misc: Water District Number: Field Exam Fee:

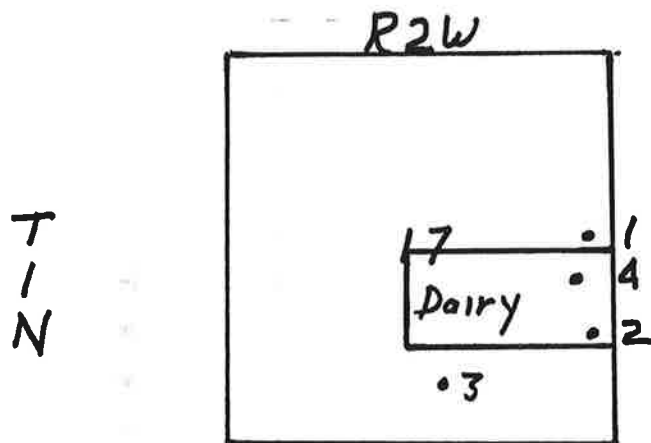
Audit: 05/06/85 05/01/88 CONVERT 02/08/98 CLEARFLD

DATE: 02/03/99
PAGE: 1

Audit: 05/06/85 05/01/88 CONVERT 02/08/98 CLEARFLD

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.



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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Commercial	1.14/281	365	1-1 to 12-31
				to

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

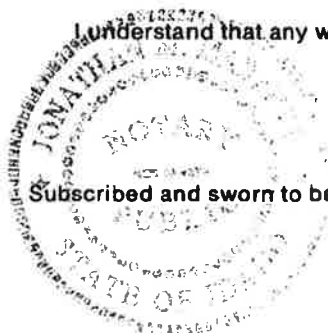
Waste water will be conveyed to lagoons for land disposal.

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

Eighty-one (81) acres of existing irrigated land will be removed from production which eliminates any expansion of the water right.

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.



Jonathan M. Hill
(Signature of Applicant)

Subscribed and sworn to before me this 14th day of January, 19 99.

Jonathan M. Hill
(Notary Public)

My commission expires 4-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 12 pages and 4 attachments

Received by g Date 1/15/99 Protest filed by _____

Prelim. check by g Fee 100 #W024721

Received by g Date 1/15/99

Published in Press Tribune Copies of protest forwarded by _____

Pub. dates 3-4 & 11-99 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

ATTACHMENT 1

WATER REQUIREMENTS - DEGROOT DAIRY

The attached worksheet for dairy water consumption was provided by Five G Consulting of Molalla, Oregon. The design was prepared by D. Joe Gribble, A.E., Dairy Design Specialist. A full copy of the preliminary design (37 pages) is available upon request.

ATTACHMENT 1

Worksheet 1. Calculating Daily Herd Requirements for Fresh Water**Drinking Water Estimates (see Table 1 & 2)**

	Number	Estimated Use (gallons per day)	
		Individual	Total
		per day	
Milking Cows	<u>2,000</u>	<u>35</u>	<u>70,000</u>
Dry Cows	<u>750</u>	<u>30</u>	<u>22,500</u>
Heifers			
16-24 mo	<u>400</u>	<u>25</u>	<u>10,000</u>
13-15 mo	<u>150</u>	<u>20</u>	<u>3,000</u>
9-12 mo	<u>150</u>	<u>15</u>	<u>2,250</u>
5-8 mo	<u>150</u>	<u>10</u>	<u>1,500</u>
3-4 mo	<u>100</u>	<u>5</u>	<u>1,000</u>
0-2 mo	<u>100</u>	<u>2</u>	<u>200</u>

Total herd drinking water used

A. 110,450 gpd**Wash Pen Estimate (see Table 3)**

1 - Sprinkler discharge per nozzle

2 gpm

2 - Number of nozzles

150

3 - Minutes per day used

300

Total wash pen water used

B. 90,000 gpd

(Line 1 x line 2 x line 3)

Milk house and Parlor Estimate (see Table 4)

	Water per operation	Gallons per day
Bulk tank	<u>150</u>	<u>450</u>
Pipeline	<u>150</u>	<u>450</u>
Backflush	<u>1,000</u>	<u>3,000</u>
Cleanup	<u> </u>	<u>24,000</u>
(Parlor, milk house and holding pen)		
Cow prep	<u>2,500</u>	<u>7,500</u>
Plate cooler	<u>8,000</u>	<u>24,000</u>
(ignore if water recycled)		
Total milk house and parlor water used		C. <u>59,400</u> gpd

TOTAL FRESH WATER ESTIMATE (A + B + C)250,850 gpd

175 gpm



09/29/2006

NOTICE OF ERROR
REPLY

OCT 30 2006

DEPARTMENT OF
WATER RESOURCES

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: 63-3049C

JANICE DE GROOT
10394 MELMONT RD
MELBA ID 83641
Telephone Number: (208)495-2131

CHARLES DE GROOT
10394 MELMONT RD
MELBA ID 83641
Telephone Number: (208)495-2131

RECEIVED

OCT 26 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):

Point of diversion

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

add condition that states "two points of diversion are located within NENESE sec 17 TIN, R2W" &

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

Transfer 5810, condition #15 identifies the two pods in the NENESE S17 TIN, R2W

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

DATE: 10/10/2006

SIGNATURE:

Charles De Groot

Please print your name:

Charles De Groot

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

SCANNED

OCT 31 2006

10/17/2006

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

RIGHT NUMBER: 63-3049C

NAME AND ADDRESS: JANICE DE GROOT
10394 MELMONT RD
MELBA ID 83641CHARLES DE GROOT
10394 MELMONT RD
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.650 CFS
1,287.80 AFY

Right Nos. 63-2823C and 63-3049C are limited to a total combined diversion rate of 1.13 cfs for Stockwater and Commercial uses at a dairy, and to a total combined annual diversion volume of 123.4 AF for Stockwater use, 167.1 AF for Commercial use and 2407.5 AF at the field headgate for Irrigation of 535 acres.

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.

PRIORITY DATE: 05/31/1955

POINT OF DIVERSION:

T01N R02W S17 SENE Within CANYON County
T01N R02W S17 NESE Within CANYON County
T01N R02W S17 NESE Within CANYON County
T01N R02W S17 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.350 CFS 72.30 AFY
COMMERCIAL	01/01 12/31	0.350 CFS 97.80 AFY
IRRIGATION	03/15 11/15	2.300 CFS 1,117.70 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

IRRIGATION Within CANYON County

T01N R02W S17	NENE	40.00	T01N R02W S17	NWNE	40.00
T01N R02W S17	SWNE	40.00	T01N R02W S17	SENE	40.00
T01N R02W S17	NENW	33.00	T01N R02W S17	NWNW	33.00
T01N R02W S17	SWNW	40.00	T01N R02W S17	SENW	40.00
T01N R02W S17	NESW	40.00	T01N R02W S17	NWSW	40.00
T01N R02W S17	SWSW	40.00	T01N R02W S17	SESW	40.00
T01N R02W S17	NWSE	3.00	T01N R02W S17	SWSE	30.00
T01N R02W S17	SESE	36.00			

535 ACRES TOTAL

STOCKWATER Within CANYON County

T01N R02W S17	NESW	T01N R02W S17	NESE
T01N R02W S17	NWSE		

COMMERCIAL Within CANYON County

T01N R02W S17	NENE	T01N R02W S17	NWNE
T01N R02W S17	SWNE	T01N R02W S17	SENE
T01N R02W S17	NENW	T01N R02W S17	NWNW
T01N R02W S17	SWNW	T01N R02W S17	SENW
T01N R02W S17	NESW	T01N R02W S17	NWSW
T01N R02W S17	SWSW	T01N R02W S17	SESW
T01N R02W S17	NESE	T01N R02W S17	NWSE
T01N R02W S17	SWSE	T01N R02W S17	SESE

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

The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Failure of the right holder to comply with the conditions of transfer 5810 cause for the Director to rescind approval of the transfer.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Idaho Department of Water Resources

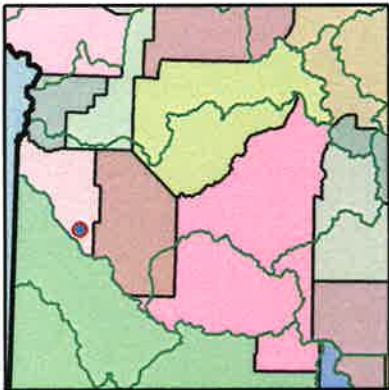
SRBA Recommendation:

63-3049C

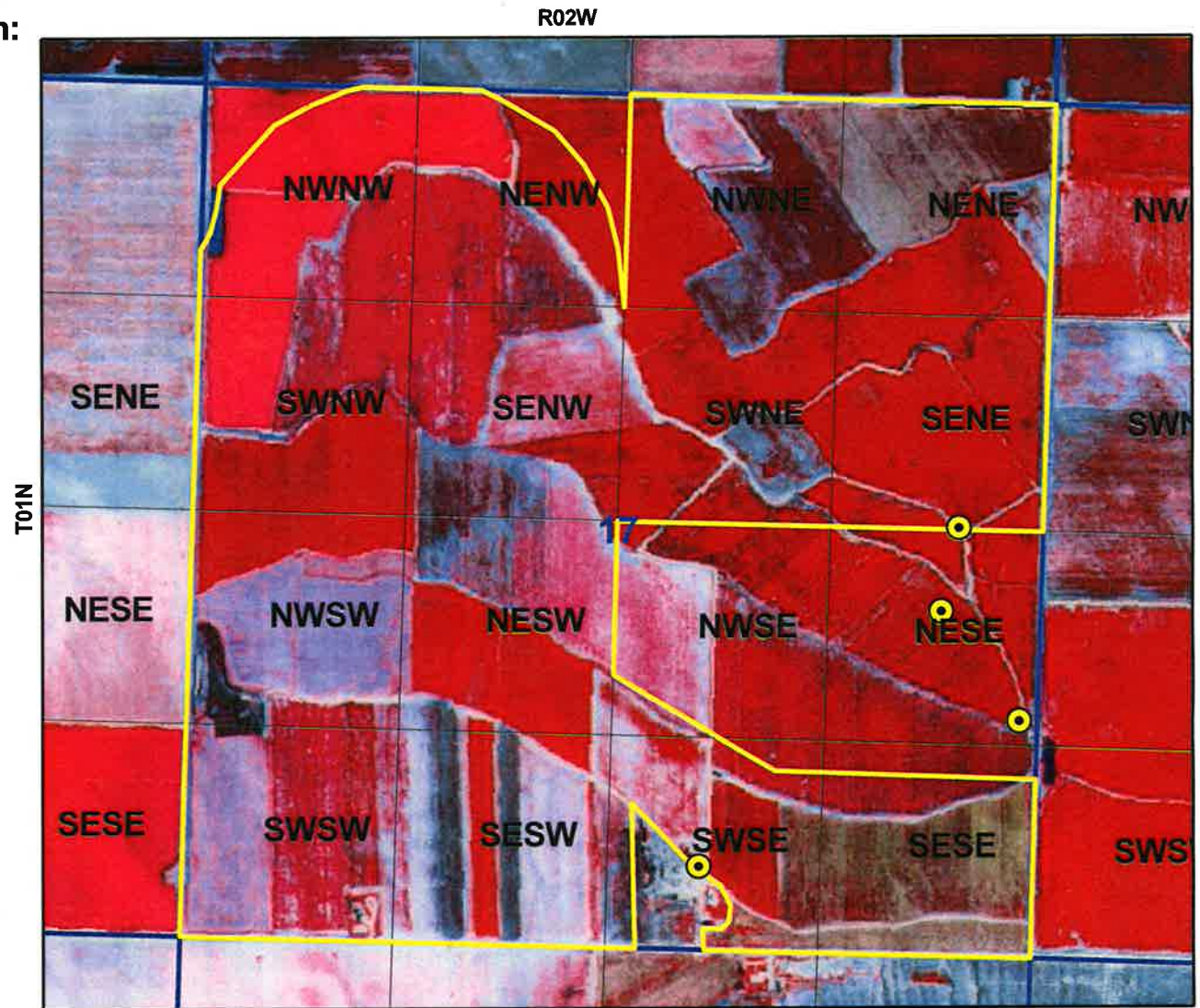
(Irrigation)

Legend

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



Canyon County IDWR Basin 63



0

0.5

1 Miles

**Prepared by M. Ciscell
On Wednesday, November 1, 2006
1987/88 Aerial Photography**



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 27, 2004

CHARLES DE GROOT
JANICE DE GROOT
10394 MELMONT RD
MELBA ID 83641

Re: Notice of Claim to a Water Right No. 63-3049C, 63-2823C, 02-2196 & 02-2363

Dear Claimant(s):

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

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

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

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

SCANNED

JUL 27 2004

MEMORANDUM

TO: FILES 63-3049C, 63-2823C, 02-2363, & 02-2196

FROM: DANIEL A. NELSON

DATE: 1/30/04

SUBJECT: CHANGE OF OWNERSHIP

Charles DeGroot came into my office today to perform a change of ownership. He is the process of purchasing all the lands in the NE ¼ of S20, so I told him that it would be best to hold off the change of ownership until this land is purchased so we don't have to split the water rights. Please note each of these rights are currently owned by Mr. Teigs, a change of ownership will come in first of July.

His mailing address is as follows:

Charles DeGroot
10394 Melmont RD.
Melba ID 83641

AJ5809NP
No. A63-03049C

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/09/00
PAGE: 47

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PHYLLIS TIEGS	05/31/1955	IRRIGATION	03-15 11-15	2.300 CFS	1117.70 AFA
C	KENNETH D TIEGS		STOCKWATER	01-01 12-31	0.350 CFS	72.30 AFA
	10305 MELMONT RD		COMMERCIAL	01-01 12-31	0.350 CFS	97.80 AFA
	MELBA ID 83641					
	(208) 495-2272					
TOTAL DIVERSION:					2.650 CFS	1287.80 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S17 SENE NESE SWSE 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											
01N	02W	17	:	40		40		40		40		33		32		40		40		37		40		40				37		36		535.0
																			TOTAL ACRES				535.0									

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE												
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:								
01N	02W	17	:																	:								
																			S				S		S			

Place of use Legal Description for: COMMERCIAL

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	02W	17	:	C		C		C		C		C		C		C		C		:	

POU County: CANYON

Other Rights: A63-02823C, 02-02196, 02-02363

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A63-02823C

Other Water Rights Listing Overlapping Place(s) of Use:
A02-02196 A02-02363 A63-02823A A63-02823B A63-02823C A63-03049A A63-03049B

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R65 - 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.
- 081 - Use of water under this approval shall comply with applicable

Conditions of Approval:

- water quality standards of the Division of Environmental Quality
- of the Idaho Department of Health and Welfare.
- 082 - The dairy operation authorized under this approval shall comply
- with applicable county zoning and use ordinances.
- T07 - The right holder shall accomplish the change authorized by this
- transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this
- transfer is cause for the Director to rescind approval of the
- transfer.
- T09 - 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.
- T17 - 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.

Remarks: GEN

CLAIM AMENDED PER TRANSFER NO. 5409 APPROVED 08/05/1999.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 5409 IN FILE.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF
DIVERSION UNDER TRANSFER 5409 SHALL NOT EXCEED 8.43 CFS, NOR A
TOTAL COMBINED ANNUAL VOLUME OF 2700.4 AF.
RIGHTS 63-02823C AND 63-03049C WHEN COMBINED SHALL NOT EXCEED A
TOTAL DIVERSION RATE OF 1.13 CFS FOR STOCKWATER AND COMMERCIAL
USES AT A DAIRY, A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF
123.4 AF FOR STOCKWATER USE, 167.1 AF FOR COMMERCIAL USE AND
2407.5 AF AT THE FIELD HEADGATE FOR IRRIGATION OF 535.0 ACRES.
THE WATER USED FOR COMMERCIAL PURPOSES UNDER THIS APPROVAL IS
APPLIED TO AND IRRIGATES LAND LISTED IN THE PLACE OF USE TO
SATISFY WATER QUALITY REQUIREMENTS. WATER SHALL NOT IRRIGATE
GROWING PLANTS UNLESS THE WATER IS FIRST BENEFICIALLY USED IN THE
DAIRY AS AUTHORIZED BY THESE WATER RIGHTS.
AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER
SHALL MEASURE THE DIVERSION 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.
THE DAIRY IS LOCATED WITHIN THE NESW AND THE N1/2SE, S17, T01N,
R02W.
TWO POINTS OF DIVERSION ARE LOCATED WITHIN NESE, S17, T01N, R02W.

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:
Audit: 03/02/90 FRITSCHL 03/30/95 POST-STD 03/02/99 RHOWERTO 09/27/99 RHOWERTO

AJ5809NP
No. A63-03093

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/09/00
PAGE: 49

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
-----		-----	-----	-----	-----	-----
C	VANDER STELT DAIRY 2777 SWAN FALLS RD KUNA ID 83634 (208) 922-1179	08/21/1956	IRRIGATION	03-15 11-15	1.730 CFS	
TOTAL DIVERSION:					1.730 CFS	
Water Source: GROUNDWATER		Tributary to:			Stage: LICENSE	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5810
WATER RIGHT NO(S). 63-02823C/63-03049C

RECEIVED

SEP 26 2000

WATER RESOURCES
WESTERN REGION

This is to certify that: CHARLES DE GROOT
JANICE DE GROOT
1400 PHIPPS RD
OUTLOOK WA 98938

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. 63-02823C :			
Priority: 07/24/1950			
IRRIGATION	03/15 to 11/15	5.00 CFS	2407.5 AF
STOCKWATER	01/01 to 12/31	0.78 CFS	123.4 AF
COMMERCIAL	01/01 to 12/31	0.78 CFS	167.1 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
SUBTOTAL:		5.78 CFS	2700.4 AF
Right No. 63-03049C :			
Priority: 05/31/1955			
IRRIGATION	03/15 to 11/15	2.30 CFS	1117.7 AF
STOCKWATER	01/01 to 12/31	0.35 CFS	72.3 AF
COMMERCIAL	01/01 to 12/31	0.35 CFS	97.8 AF
SUBTOTAL:		2.65 CFS	1287.8 AF
Use Totals :			
* IRRIGATION	03/15 to 11/15	7.30 CFS	2407.5 AF
* STOCKWATER	01/01 to 12/31	1.13 CFS	123.4 AF
* COMMERCIAL	01/01 to 12/31	1.13 CFS	167.1 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
TOTAL:		** 8.43 CFS	** 2700.4 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESENE , Sec. 17, Township 01N, Range 02W
NENESE , Sec. 17, Township 01N, Range 02W
SENESE , Sec. 17, Township 01N, Range 02W
SWSWSE , Sec. 17, Township 01N, Range 02W
CANYON County

TRANSFER NO. 5810
WATER RIGHT NO(S). 63-02823C/63-03049C

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N 02W 17	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 33	NWNW 32	
	SWNW 40	SENE 40	NESW 37	
	NWSW 40	SWSW 40	SESW 40	
	SWSE 37	SESE 36		
				535
				535 *

Total number of acres irrigated:

PLACE OF USE: STOCKWATER

<u>TWN RGE SEC</u>			
01N 02W 17	NESW	NESE	NWSE

PLACE OF USE: COMMERCIAL

<u>TWN RGE SEC</u>			
01N 02W 17	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENE	NESW
	NWSW	SWSW	SESW
	NESE	NWSE	SWSE
	SESE		

PLACE OF USE: DOMESTIC

<u>TWN RGE SEC</u>	
01N 02W 17	SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. 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.
4. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

TRANSFER NO. 5810
WATER RIGHT NO(S). 63-02823C/63-03049C

CONDITIONS OF APPROVAL AND REMARKS

8. 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.
9. The total instantaneous diversion of water from all points of diversion under Transfer 5810 shall not exceed 8.43 cfs, nor a total combined annual volume of 2700.4 af.
10. Rights 63-02823C and 63-03049C when combined shall not exceed a total diversion rate of 1.13 cfs for stockwater and commercial uses at a dairy, a total annual maximum diversion volume of 123.4 af for stockwater use, 167.1 af for commercial use and 2407.5 af at the field headgate for irrigation of 535.0 acres.
11. The water used for commercial purposes under this approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used in the dairy as authorized by these water rights.
12. After specific notification by the department, the right holder shall measure the diversion 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.
13. The dairy is located within the NESW and the N1/2SE, S17, T01N, R02W.
14. Domestic use is for two (2) homes.
15. Two points of diversion are located within NENESE, S17, T01N, R02W.

Dated this 22nd day of

September, 2000

J. Glen Saxton
Chief, Water Allocation Bureau

RECEIVED

JUL 27 2000

Page 1 of 10STATE OF IDAHO WATER RESOURCES
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONTransfer No. 5810

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Charles DeGroot Phone 208-867-3914Post Office address 1400 Phipps Road, Outlook, WA 98938

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 Well #4 did not produce adequate water for the dairy.
Applicant wishes to drill an additional well in the same 40 and use Well #4 as a backup.
Change ownership into My Name. C.D.G.

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
- | Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|--------------|-----------|--------------------|---------------|---------------|
| 63-03049C | 5/31/1955 | 2.30 | Irrigation | 3/15 to 11/15 |
| 63-03049C | 5/31/1955 | .35 | Commercial | 1/1 to 12/31 |
| 63-02823C | 7/24/1950 | 5.05 | Irrigation | 3/15 to 11/15 |
| 63-02823C | 7/24/1950 | .73 | Commercial | 1/1 to 12/15 |
| 63-02823C | 7/24/1950 | .08 | Domestic | 1/1 to 12/31 |
2. Total amount of water being transferred 8.51 cubic feet per second and/or 2124.5 acre-feet per annum.
3. Source of water Ground water 8.43 / 2000 tributary to N/A 2700.4
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	NE	17	1N	2W	Canyon	Well #1
	SE	NE	SE	17	1N	2W	Canyon	Well #2
	SW	SW	SE	17	1N	2W	Canyon	Well #3 C.D.G.
	NE	NE	SE	17	1N	2W	Canyon	Well 4 & 5 (Proposed 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	
1N	2W	17	40 38	40 39	40 39	40 38	33 38	32 37	40 38	40 39	37 39	40 37	40 38	40 33			37 36	36 37	535 526
1N	2W	17	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	
											S				S	S	D		

Total acres 526

PART 1

6. General Information:

a. Description of diversion system Five wells will provide the ground water component for irrigation of 526 acres and the needs of the dairy. Water from all P/D's may be used for all purposes.

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

d. Remarks:

The purpose of the transfer is to add one point of diversion.

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 _____.

DATE: 08/02/00
PAGE: 1

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:	T01N R02W S17	SENE	NESE	SWSE	CANYON County
------------------------	---------------	------	------	------	---------------

Place of use Legal Description for: IRRIGATION

[illegible]

Place of use Legal Description for: STOCKWATER

01N	02W	17	:	:	:	S	:	S	S
-----	-----	----	---	---	---	---	---	---	---

Place of use Legal Description for: COMMERCIAL

01N 02W 17	:	C	C	C	C	:	C	C	C	C	:	C	C	C	C	:	C	C	C	C
------------	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

Place of use Legal Description for: DOMESTIC

01N 02W 17 :	:	:	:	:	D
--------------	---	---	---	---	---

Pou County: CANYON

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R65 - 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.
- 081 - 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.
- 082 - The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the

Conditions of Approval:

- transfer.
- T09 - 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.
- T17 - 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.

Remarks: GEN The total instantaneous diversion of water from all points of diversion under Transfer 5409 shall not exceed 8.43 cfs, nor a total combined annual volume of 2700.4 af.
Rights 63-02823C and 63-03049C when combined shall not exceed a total diversion rate of 1.13 cfs for stockwater and commercial uses at a dairy, a total annual maximum diversion volume of 123.4 af for stockwater use, 167.1 af for commercial use and 2407.5 af at the field headgate for irrigation of 535.0 acres.
The water used for commercial purposes under this approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used in the dairy as authorized by these water rights.
After specific notification by the department, the right holder shall measure the diversion 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.
The dairy is located within the NESW and the N1/2SE, S17, T01N, R02W.
Domestic use is for two (2) homes.
Two points of diversion are located within NESE, S17, T01N, R02W.

Dates: App. Received: Priority Date: 07/24/1950
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 07/17/1984

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/29/1999 User-ID: PSKAGGS Subject: TRANSFER NO. 5409
Transfer 5409 recombines Rights 63-02823A & B and 63-03049A & B into Part C for each right. The transfer also adds points of diversion & changes the nature & season of use under a portion of the rights to provide for an on-site dairy.

Audit: 07/29/99 PSKAGGS 07/29/99 PSKAGGS

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	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. 63-03049C

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/02/00

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH TIEGS 10305 MELMONT RD MELBA ID 83641 (208) 495-2272	05/31/1955	IRRIGATION	03/15 11/15	2.300 CFS	1117.70 AFA
			STOCKWATER	01/01 12/31	0.350 CFS	72.30 AFA
			COMMERCIAL	01/01 12/31	0.350 CFS	97.80 AFA
TOTAL DIVERSION:					2.650 CFS	1287.80 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S17 SENE NESE SWSE 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		
01N	02W	17	:	40		40		40		40		:	33		32		40		40		:	37		40		40		40	:					37		36	:	535.0
																												TOTAL ACRES						535.0				

Place of use Legal Description for: STOCKWATER

01N 02W 17 :	:	:	S	:	S	S
--------------	---	---	---	---	---	---

Place of use Legal Description for: COMMERCIAL

01N 02W 17 : C C C C : C C C C : C C C C : C C C C :

Pou County: CANYON

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R65 - 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.
- 081 - 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.
- 082 - The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - 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.
- T17 - Prior to diversion of water under this approval, the right holder

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

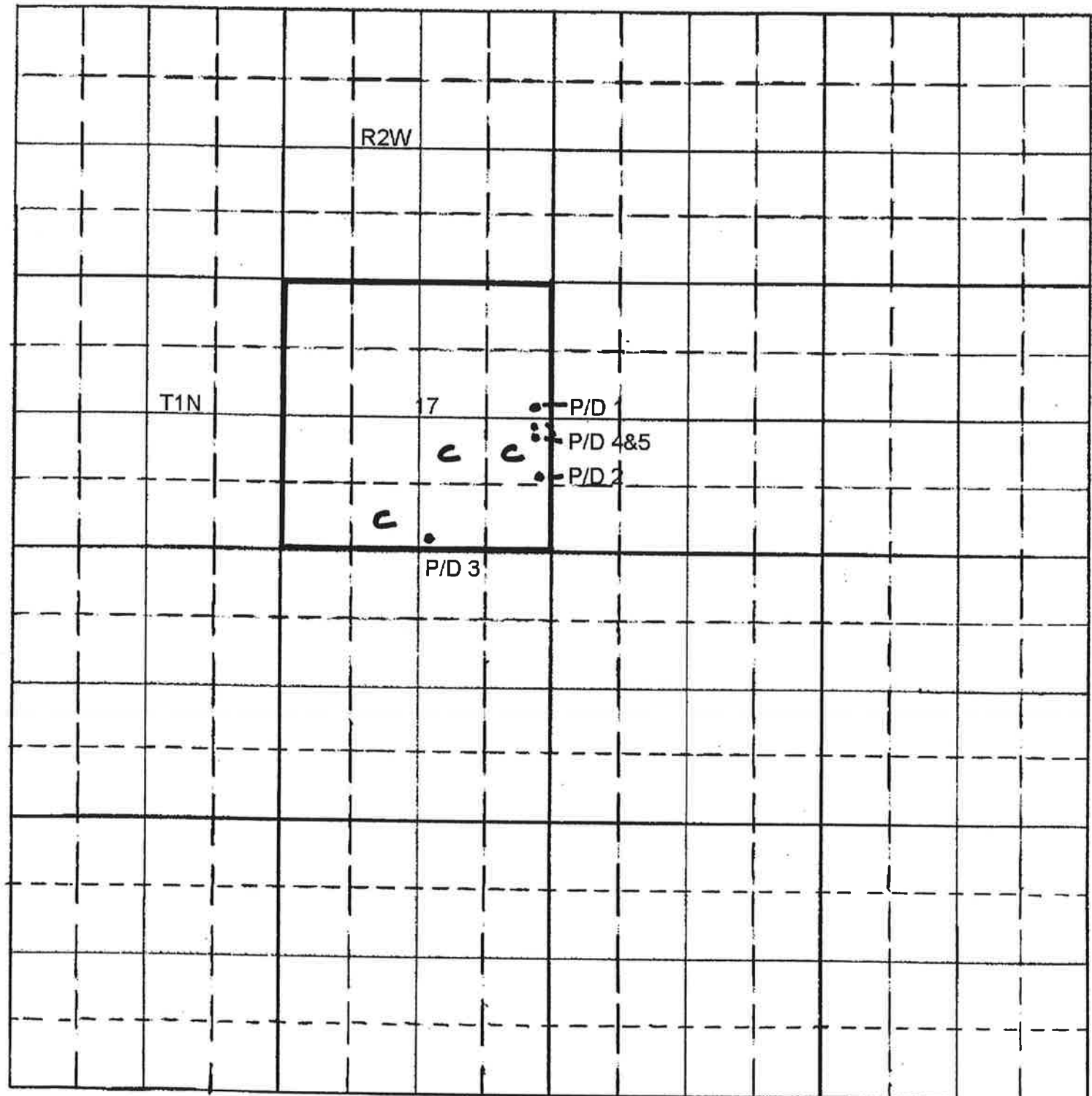
3. Lands irrigated or place of use:

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 _____

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.



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

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

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	N/A			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.

Charles A. Hood
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of July, 2000.

Ray Chubb
(Notary Public)
residing at Bolton, Idaho

My commission expires 12/2000

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and 2 attachments

Received by _____	Date _____	Protest filed by _____
Prelim. check by _____	Fee _____	
Received by <u>Lm</u>	Date <u>7-27-00</u>	<u>W026793</u> # <u>260⁰⁰</u>
Published in <u>DAN Press Tribune</u>	<u>8-2-00</u>	<u>W026809</u> # <u>310⁰⁰</u>
Pub. dates <u>8-17 + 24-00</u>		Copies of protest forwarded by _____
Watermaster recommendation requested on _____		Hearing held by _____ Date _____
		Recommended for ☐ approval ☐ denial
_____ rec'd. _____		by _____
Copy of transfer sent to lien holder _____		

DESCRIPTION OF RIGHTS

RIGHT NUMBER	PRIORITY	AMOUNT CFS/AFA	NATURE OF USE	PERIOD OF USE TO FROM
63-02823C	07/24/1950	5.0/2407.5	IRRIGATION	3/15 11/15
		.78/123.4	STOCKWATER	01/01 12/31
		.78/167.1	COMMERCIAL	01/01 12/31
		.06/2.4	DOMESTIC	01/01 12/31
63-03049C	05/31/1955	2.3/1117.7	IRRIGATION	3/15 11/15
		.35/72.3	STOCKWATER	01/01 12/31
		.35/97.8	COMMERCIAL	01/01 12/31

C.D.G.

ATTACHMENT
A



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 10, 1991

REAL ESTATE UNLIMITED
C/O KEN MARSHAL 888-5283
223 HOLLY
NAMPA, IDAHO 83686

REF: Kenneth Tiegs claim(s).

Dear Ken,

After reviewing 16 pages of current adjudication claims, it appears that only one claim actually lists Domestic use. This claim is a combination of two others. It lists 2 Domestic homes.

A63-02823C = Combination of: A63-02823A & A63-02823B.

The other claim that I thought was a possibility is A63-03049C. This claim is also a combination of two others.

A63-03049C = Combination of: A63-03049A & A63-03049B.

This claim had originally had domestic use on the "A" portion of the combination. However, it was not claimed when combined.

Is it possible that the Domestic private well was not claimed, and that's why it not apparent ?

I've enclosed the following:

1. Copies of the two above mentioned combined claims.
2. The 16 page list of recorded adjudication water rights in Sec. 17.
3. A change of ownership form.

If you have more questions, please feel free to call me or this office to assist you in this matter.

Sincerely,

A handwritten signature in cursive script that reads 'Ron Howerton'.

Ron Howerton
Sr. Water Resource Agent

Water Right Number - 63-03049A Prefix Translation: WATER RIGHT Old (D) Number -

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

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
00/00/0000 14 WESTERN Z - SEE REMARKS

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

+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

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

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.0

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

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +
GEN PARTS A & B RECOMBINED INTO PART C THRU APPROVED TRANSFER 5409.

+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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

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

+ - - - - - - - - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 05/06/85 05/01/88 CONVERT 02/08/98 CLEARFLD 08/05/99 PSKAGGS

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

| | | |
|--------------------------------|------------------------------|---------------------|
| Proof Due Date - 00/00/0000 | Field Exam Made - 00/00/0000 | Field Exam Fee - |
| Approved/Denied - 08/05/1999 | Protested Date - 00/00/0000 | Swan Falls - |
| Proof Made Date - 00/00/0000 | Hearing Date - 00/00/0000 | Temporary Right - P |
| Exam to S.O. Date - 00/00/0000 | Verified Date - 00/00/0000 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - | Water District - |

Water right number - 63-03049A Prefix Translation: WATER RIGHT

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

| | | | | | |
|-------------------|--------------|----------------|--------------|--------------------|---|
| Licensed Date | - 00/00/0000 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Presumption Flag | - | Name Connector | - | POU Ownership Flag | - |
| SRBA Decreed Flag | - | | | | |

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

09/27/99 08:32:42
Page 1

Water Right Number - 63-030498

Prefix Translation: WATER RIGHT

Old (D) Number -

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

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
00/00/0000 14 WESTERN Z - SEE REMARKS

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

+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

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

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.0

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

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +

GEN PARTS A & B RECOMBINED INTO PART C THRU APPROVED TRANSFER 5409.

+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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

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

+ - - - - - - - - - - - -Comments- - - - - +
No Comments Found

+ - - Audit Fields - 05/06/85 05/01/88 CONVERT 02/08/98 CLEARFLD 08/05/99 PSKAGGS

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

| | | | | | |
|-------------------|--------------|-----------------|--------------|-----------------|-----|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 08/05/1999 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Exam to S.O. Date | - 00/00/0000 | Verified Date | - 00/00/0000 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

09/27/99 08:32:42
Page 2

Water right number - 63-030498

Prefix Translation: WATER RIGHT

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

| | | | | | |
|-------------------|--------------|----------------|--------------|--------------------|---|
| Licensed Date | - 00/00/0000 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Presumption Flag | - | Name Connector | - | POU Ownership Flag | - |
| SRBA Decreed Flag | - | | | | |

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

07/14/95 11:54:58

Page 1

Water Right Number - 63-03049

Prefix Translation: WATER RIGHT

Old (D) Number -

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

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
00/00/0000 14 WESTERN

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

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

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

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

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
SPLIT INTO 63-3049A & 63-3049B BY TRANS. 3016 & 3017.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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

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

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 05/06/85 05/01/88

+ - - - - 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 |
| Exam to S.O. Date - 00/00/0000 | Verified Date - 05/06/1985 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - | Water District - |
| Licensed Date - 00/00/0000 | Appl Received - 00/00/0000 | Transfer/Amended - |

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

07/14/95 11:54:58
Page 2

Water right number - 63-03049

Prefix Translation: WATER RIGHT

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

| | | | | |
|------------------|--------------|----------------|---|---------------------|
| Decree Date | - 00/00/0000 | Name Connector | - | POU Ownership Flag- |
| Presumption Flag | - | | | |

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

07/13/95 00:03:43
Page 1

NO RECORD WAS FOUND FOR 6303049C

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 63-03049 C Date: 6-7-00

Overlapping POU Claim #'s: 63-02823 C

| | 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 | <u>1N</u> | <u>2W</u> | <u>17</u> | <u>40</u> | <u>40</u> | <u>40</u> | <u>40</u> | <u>33</u> | <u>32</u> | <u>40</u> | <u>40</u> | <u>37</u> | <u>40</u> | <u>40</u> | <u>40</u> | | | <u>37</u> | <u>36</u> | <u>535</u> |
| GIS | | | | <u>40</u> | <u>40</u> | <u>40</u> | <u>40</u> | <u>*40</u> | <u>*40</u> | <u>40</u> | <u>40</u> | <u>*40</u> | <u>40</u> | <u>40</u> | <u>40</u> | | | <u>*40</u> | <u>*40</u> | <u>560</u> |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |

POU_ID #(s): 58

POD_ID #(s): 41, 42, 43

Total Claimed Acres: 535

Total GIS Acres: 560

COMMENTS:

* claimed acres out of 40 digitized

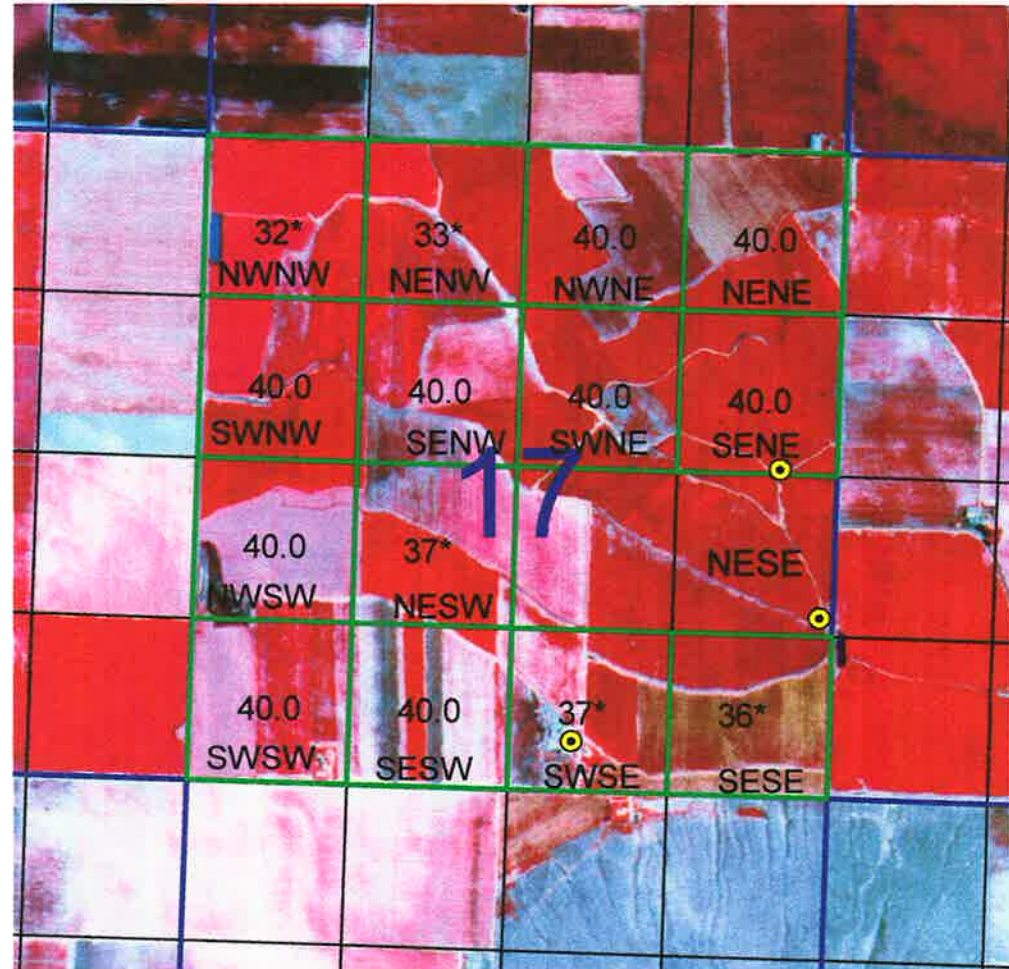
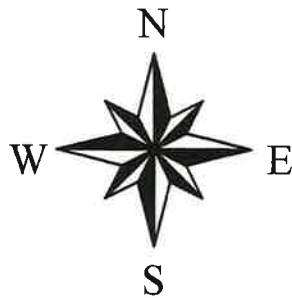
Idaho Department of Water Resources

Claim Number: 63-03049C

Legal: T01N, R02W, S17

Reviewed By:

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



1987 Napp Photo

0 0.25 0.5 0.75 1 Miles

Idaho Department of Water Resources

Claim Number: 63-03049C

Legal: T01N, R02W, S17

Reviewed By:

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

