

RECEIVED

JUN 27 2000

WATER RESOURCES  
WESTERN REGION

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: A63-03142  
Date Received: 2/27/1990  
Receipt No: C015057  
Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CLARENCE VANDERSTELT AND SONS 909-735-9585  
Address: A CALIFORNIA PARTNERSHIP  
6701 HARRISON  
CORONA CA *92880* ~~91720~~

2. Date of Priority: JAN 7, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01N      | 03W   | 13      | NE     | NE     | NE  |     | CANYON |

5. Description of diverting works:  
WELL 610' DEPTH, 20" CAS. W/POND, DITCHES, CANALS, GRAV. IRRIG.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.630 |      |        |

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

8. Total consumptive use is 840.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 03W   | 13      | NE     | NE  |     | IRR | 40.0  |
|          |       |         | NW     | NE  |     | IRR | 40.0  |
|          |       |         | SW     | NE  |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 03W   | 13      | SE     | NE  |     | IRR | 40.0  |
|          |       |         | NE     | SW  |     | IRR | 1.0   |
|          |       |         | SE     | SW  |     | IRR | 40.0  |
|          |       |         | NE     | SE  |     | IRR | 40.0  |
|          |       |         | NW     | SE  |     | IRR | 40.0  |
|          |       |         | SW     | SE  |     | IRR | 40.0  |
|          |       |         | SE     | SE  |     | IRR | 39.0  |

Section Acres 360.0

Total Acres 360.0

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:  
BENEFICIAL USE RIGHT FROM SNAKE RIVER.

14. Remarks:  
THIS RT.WHEN COMBINED WITH RT.A63-07083 SHALL NOT EXCEED 2.76 CFS  
THIS RT. IS NOT USED AS ORIGINALLY LICENSED AND IS USED IN COMB-  
INATION WITH A63-07083 AS SUPPLEMENTAL WATER TO A BENEFICIAL USE  
RIGHT FROM THE SNAKE RIVER ON THE ENTIRE EAST HALF OF SEC. 13,  
T01N,R03W, AND HAS BEEN USED IN THAT MANNER SINCE THE START OF  
THE IRRIGATION SEASON, MAR.15,1963.  
\*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/16/93.  
AMENDED TO INCLUDE 41 ACRES IN W1/2 S13 AND 40 ACRES IN THE SWSE  
AS LICENSED ON COMBINED RIGHT A63-07083.

15. Basis of Claim: LICENSE

Water Right Number: 27684

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am Steven Clarence VanderStelt of  
Title  
CLARENCE VANDERSTELT + SONS DAIRY, that I have signed the foregoing  
Organization  
document in the space below as PARTNER of  
Title  
CLARENCE VANDERSTELT + SONS DAIRY and that the statements contained in the  
Organization  
foregoing document are true and correct.

Steven Clarence VanderStelt  
Signature of Authorized Agent

CLARENCE VANDERSTELT + SONS DAIRY  
Title and Organization

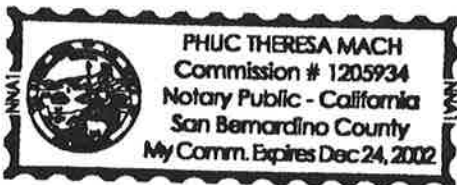
6-22-00  
Date

State of Idaho )  
County of San Bernardino ) SS.

Subscribed and sworn (or affirmed) before me this 22<sup>nd</sup> day  
of June 20 00

[Signature]  
Notary Public

Seal



Residing at San Bernardino County  
My Commission Expires 12/24/2002

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: **A63-03142**  
Date Received: 2/27/1990  
Receipt No: C015057  
Received By: \_\_\_\_\_

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

1. Name: MICHAEL CHRISTENSEN 208-495-2857  
Address: 8725 BIGFOOT  
MELBA ID 83641

2. Date of Priority: JAN 7, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 01N      | 03W   | 13      | NE     | NE     | NE     |     | CANYON |

5. Description of diverting works:  
WELL 610'DEPTH, 20"CAS.W/POND, DITCHES, CANALS, GRAV. IRRIG.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.630 |      |        |

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

8. Total consumptive use is 840.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

**MICROFILMED**  
**JUL 25 1994**

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 01N      | 03W   | 13      | NE     | NE     |     | IRR | 40.0  |
|          |       |         | NW     | NE     |     | IRR | 40.0  |
|          |       |         | SW     | NE     |     | IRR | 40.0  |
|          |       |         | SE     | NE     |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 03W   | 13      | NE     | SE  |     | IRR | 40.0  |
|          |       |         | NW     | SE  |     | IRR | 40.0  |
|          |       |         | SE     | SE  |     | IRR | 39.0  |

Section Acres 279.0

Total Acres 279.0

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:  
BENEFICIAL USE RIGHT FROM SNAKE RIVER.

14. Remarks:  
THIS RT.WHEN COMBINED WITH RT.A63-07083 SHALL NOT EXCEED 2.76 CFS  
THIS RT. IS NOT USED AS ORIGINALLY LICENSED AND IS USED IN COMB-  
INATION WITH A63-07083 AS SUPPLEMENTAL WATER TO A BENEFICIAL USE  
RIGHT FROM THE SNAKE RIVER ON THE ENTIRE EAST HALF OF SEC. 13,  
T01N,R03W, AND HAS BEEN USED IN THAT MANNER SINCE THE START OF  
THE IRRIGATION SEASON, MAR.15,1963.  
\*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/16/93.

15. Basis of Claim: LICENSE

Water Right Number: 27684

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: **JUL 25 1994**

\_\_\_\_\_ 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 \_\_\_\_\_

MICROFILMED  
JUL 25 1994



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type  
(see instructions on back of page)

DATE OF CLOSING: \_\_\_\_\_

LEGAL DESCRIPTION OF PROPERTY: Township \_\_\_\_\_ Range \_\_\_\_\_  
Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.  
Lot \_\_\_\_\_, Block \_\_\_\_\_, Subdivision/Townsite \_\_\_\_\_.  
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)  
Assigned by IDWR: A63-07083, A63-03142, A02-10030

☐ Name and Address of Former  
Owner/Claimant(s)(Seller): Dry Lake Farms Inc., DBA Clements Farms Inc.

☐ New Owner/Claimant  
(Purchaser): 4121 Rim Road  
Nampa, ID. 83686

☐ New Mailing Address: Michael Christensen  
8725 B16Foot  
MELBA, ID 83641

☐ New Telephone Number: (208) 495-2857

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of  
ownership, describe  
proof attached: \_\_\_\_\_

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New  
Owner/Claimant(s): Michael Christensen Date 2-3-93

☐ Signature of Former  
Owner/Claimant(s): [Signature] Date \_\_\_\_\_

(Signature of former claimant(s) is not required if proof of ownership is attached.)

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: \_\_\_\_\_ By: \_\_\_\_\_

Further Action Needed:

Further Action Taken

Date: \_\_\_\_\_ By: \_\_\_\_\_

Final Review and Data-Entry

Date: \_\_\_\_\_ By: \_\_\_\_\_

Claim Numbers of Split, if any:

MICROFILMED

JUL 25 1994

Original to be mailed to Idaho Department of Water Resources  
Copies to Former Owner and New Owner

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: A63-03142  
Date Received: 2/16/1990  
Receipt No: Co15057  
Received By: OS

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: DRY LAKES FARMS INC. 208-495-2201  
Address: 4121 RIM ROAD  
NAMPA, ID 83686

2. Date of Priority: JAN 07, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01N      | 03W   | 13      | NE     | NE     | NE  |     | CANYON |

5. Description of diverting works:  
WELL 610' DEPTH, 20" CAS. W/POND, DITCHES, CANALS, GRAV. IRRIG.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.630  |      |        |

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

8. Total consumptive use is 840.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 03W   | 13      | NE     | NE  |     | IRR | 40.0  |
|          |       |         | NW     | NE  |     | IRR | 40.0  |
|          |       |         | SW     | NE  |     | IRR | 40.0  |

A63-03142

Page 1

Date: 02/16/90

MICROFILMED  
AUG 18 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 01N      | 03W   | 13      | SE     | NE  |     | IRR           | 40.0  |
|          |       |         | NE     | SE  |     | IRR           | 40.0  |
|          |       |         | NW     | SE  |     | IRR           | 40.0  |
|          |       |         | SE     | SE  |     | IRR           | 39.0  |
|          |       |         |        |     |     |               |       |
|          |       |         |        |     |     | Section Acres | 279.0 |
|          |       |         |        |     |     | Total Acres   | 279.0 |

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:  
BENEFICIAL USE RIGHT FROM SNAKE RIVER.

14. Remarks:  
THIS RT.WHEN COMBINED WITH RT.A63-07083 SHALL NOT EXCEED 2.76 CFS  
THIS RT. IS NOT USED AS ORIGINALLY LICENSED AND IS USED IN COMB-  
INATION WITH A63-07083 AS SUPPLEMENTAL WATER TO A BENEFICIAL USE  
RIGHT FROM THE SNAKE RIVER ON THE ENTIRE EAST HALF OF SEC. 13,  
T01N,R03W, AND HAS BEEN USED IN THAT MANNER SINCE THE START OF  
THE IRRIGATION SEASON, MAR.15,1963.

15. Basis of Claim: LICENSE  
Water Right Number: 27684

16. Signature(s)

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

Number of attachments:   2  

For Organizations:

I do solemnly swear or affirm that I am President of Dry Lake Farms Inc., that I have signed the foregoing document in the space below as President of Dry Lake Farms Inc. and that the statements contained in the foregoing document are true and correct.

M. S. Charnock  
Signature of Authorized Agent

Pres. - Dry Lake Farms Inc.  
Title and Organization

2-16-90  
Date

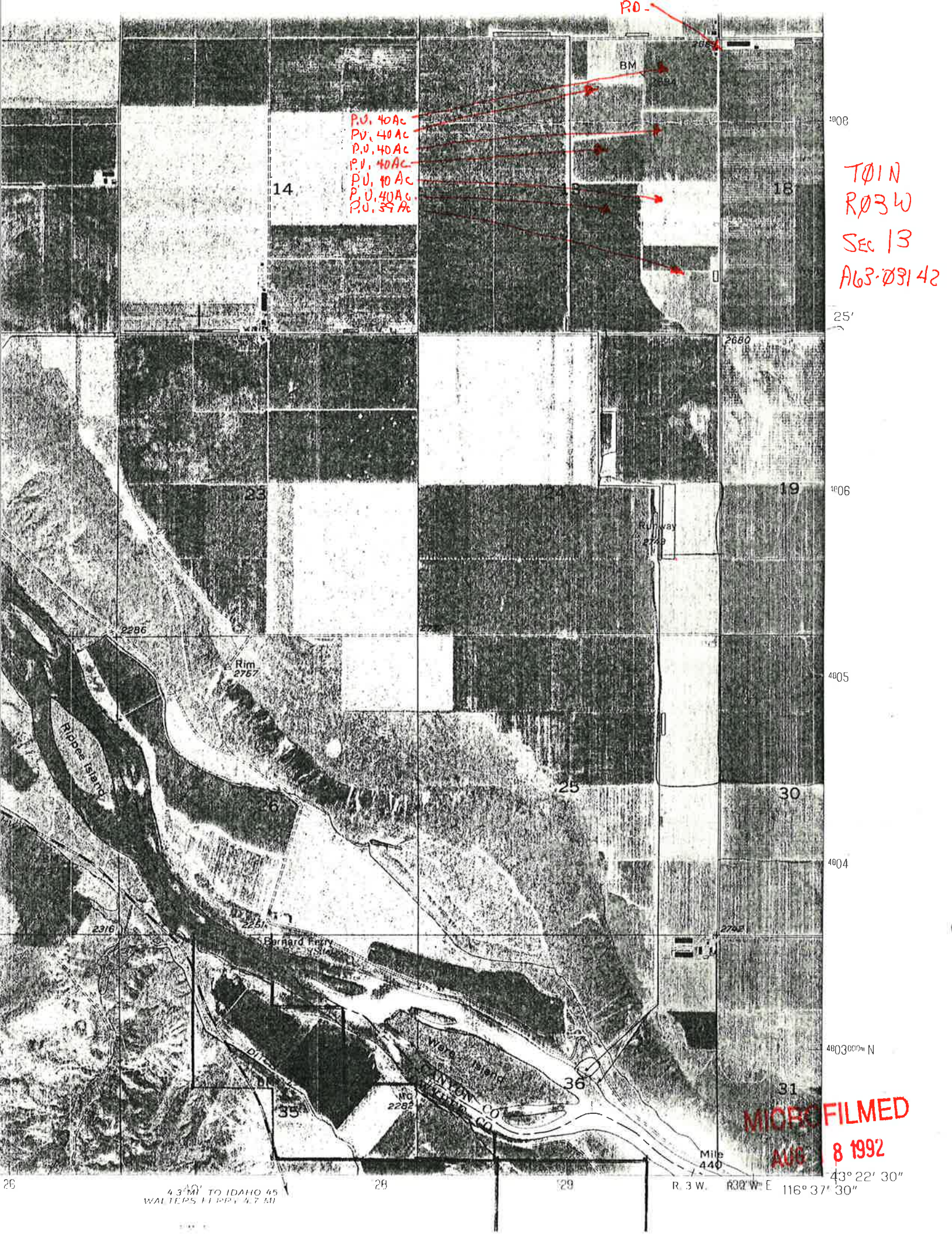
State of Idaho )  
County of AOA ) SS.

Subscribed and sworn (or affirmed) before me this 16<sup>th</sup> day  
of FEB 19 90

Dennis E. Smith  
Notary Public

Seal

Residing at BORSE, ID  
My Commission Expires 11/08/1994



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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-3142  
Date Received: 2/27/1990  
Receipt No: C015057  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

951

CLARENCE VANDER STELT & SONS DAIRY Phone: ~~(909)~~735-9585  
A CALIFORNIA PARTNERSHIP  
6701 HARRISON AVE  
CORONA CA USA 91720

2. Date of Priority: 01/07/1959

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      | 03W   | 13      | NE                    | NE | CANYON |      |
| 01N      | 03W   | 13      | NE                    | NE | CANYON |      |
| 01N      | 03W   | 13      | NE                    | NE | CANYON |      |

5. Description of diverting works:

Back-up Well & pressure system for dairy.

Main Well & pressure system for dairy.

Well, pump & irrigation system.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/01 | 11/15 | 0.69   | 143.8      |
| STOCKWATER | 01/01 | 12/31 | 1.94   | 247        |
| COMMERCIAL | 01/01 | 12/31 | 1.94   | 247        |

7. Total Quantity Appropriated is:

2.63 C.F.S. and/or 390.8 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      | 03W   | 12      | SE            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SW            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NW            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NE            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SE            | SW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SW            | SW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NW            | SW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NE            | SW     |     | COMMERCIAL |       |  |  |     |
| 01N      | 03W   | 13      | NE            | NE     |     | STOCKWATER |       |  |  |     |
|          |       |         | NW            | NE     |     | STOCKWATER |       |  |  |     |
|          |       |         | SW            | NE     |     | STOCKWATER |       |  |  |     |
|          |       |         | SE            | NE     |     | STOCKWATER |       |  |  |     |
|          |       |         | NE            | SE     |     | IRRIGATION | 40    |  |  |     |
|          |       |         | SE            | SW     |     | IRRIGATION | 40    |  |  |     |
|          |       |         | NE            | SW     |     | IRRIGATION | 1     |  |  |     |
|          |       |         | SE            | NE     |     | IRRIGATION | 31    |  |  |     |
|          |       |         | SW            | NE     |     | IRRIGATION | 31    |  |  |     |
|          |       |         | SE            | SE     |     | IRRIGATION | 39    |  |  |     |
|          |       |         | SW            | SE     |     | IRRIGATION | 40    |  |  |     |
|          |       |         | NW            | SE     |     | IRRIGATION | 40    |  |  |     |
|          |       |         | SE            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SW            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NW            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NE            | SE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NE            | NE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NW            | NE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SW            | NE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SE            | NE     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NE            | NW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NW            | NW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SW            | NW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SE            | NW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NE            | SW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | NW            | SW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SW            | SW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | SE            | SW     |     | COMMERCIAL |       |  |  |     |
|          |       |         | Section Acres |        |     |            |       |  |  | 262 |
|          |       |         | Total Acres   |        |     |            |       |  |  | 262 |

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Commercial use is for a dairy located in the NE, Sec. 13, T01N, R03W.

Claim amended per Transfer 67018 approved 4/13/01.

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

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right and shall only divert groundwater under this right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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.

The total instantaneous diversion of water from all points of diversion under Transfer 67018 shall not exceed 2.76 cfs, nor total combined annual volume of 419.5 af for irrigation and dairy uses.

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

Right 63-3142 is limited to the supplemental irrigation of 63.2 acres within the place of use described above in a single irrigation season.

Rights 63-3142 and 63-7083 when combined shall not exceed a total diversion rate of 2.76 cfs and a total annual maximum diversion volume of 172.5 af at the field headgate for the supplemental irrigation of 183.2 acres.

15. Basis of Claim: License

**WATER RIGHT NO. 63-3142**  
**As Modified by Transfer No. 67018**

In accordance with the approval of Transfer No. 67018, Water Right No. 63-3142 is now described as follows.

**Right Holder:** CLARENCE VANDER STELT & SONS DAIRY  
A CALIFORNIA PARTNERSHIP  
6701 HARRISON AVE  
CORONA CA 91720

**Priority Date:** 01/07/1959

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/01       | to 11/15  | 0.69 CFS              | 143.8 AF      |
| STOCKWATER            | 01/01       | to 12/31  | 1.94 CFS              | 247.0 AF      |
| COMMERCIAL            | 01/01       | to 12/31  | 1.94 CFS              | 247.0 AF      |
|                       |             |           | 2.63 CFS              | 390.8 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |                       |
|--------------|------|-----------------|-----------------------|
| GROUND WATER | NENE | Sec. 13 Twp 01N | Rge 03W CANYON County |
| GROUND WATER | NENE | Sec. 13 Twp 01N | Rge 03W CANYON County |
| GROUND WATER | NENE | Sec. 13 Twp 01N | Rge 03W CANYON County |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE |    |      |      | NW |    |    |    | SW  |    |    |      | SE   |      |      |      | Totals |
|-----|-----|-----|----|----|------|------|----|----|----|----|-----|----|----|------|------|------|------|------|--------|
|     |     |     | NE | NW | SW   | SE   | NE | NW | SW | SE | NE  | NW | SW | SE   | NE   | NW   | SW   | SE   |        |
| 01N | 03W | 13  |    |    | 31.0 | 31.0 |    |    |    |    | 1.0 |    |    | 40.0 | 40.0 | 40.0 | 40.0 | 39.0 | 262.0  |

Total Acres: 262

PLACE OF USE: STOCKWATER

[illegible]

**PLACE OF USE:** COMMERCIAL

[illegible]

**WATER RIGHT NO. 63-3142**  
**As Modified by Transfer No. 67018**

**CONDITIONS OF APPROVAL**

1. The total instantaneous diversion of water from all points of diversion under Transfer 67018 shall not exceed 2.76 cfs, nor total combined annual volume of 419.5 af for irrigation and dairy uses.
2. 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.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Commercial use is for a dairy located in the NE, Sec 13, T01N, R03W.
6. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this right.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. Right 63-3142 is limited to the supplemental irrigation of 63.2 acres within the place of use described above in a single irrigation season.
9. Rights 63-3142 and 63-7083 when combined shall not exceed a total diversion rate of 2.76 cfs and a total annual maximum diversion volume of 172.5 af at the field headgate for the supplemental irrigation of 183.2 acres.
10. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right and shall only divert groundwater under this right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.
11. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. 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.
13. Use of water under this right may be affected by an agreement between the protestant and the right holder.

**WATER RIGHT NO. 63-3142**  
**As Modified by Transfer No. 67018**

**CONDITIONS OF APPROVAL**

14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

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

Dated this 13<sup>th</sup> day of April, 2001

  
Chief, Water Allocation Bureau

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 67018

**RECEIVED****APR 16 2001****WATER RESOURCES  
WESTERN REGION**

This is to certify that: MICHAEL CHRISTENSEN  
8725 BIGFOOT  
MELBA ID 83641

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

**Summary of Water Rights Before the Proposed Change**

| <u>Right</u> | <u>Origin/Basis</u> | <u>Priority</u> | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> | <u>Total</u> | <u>Source</u> |
|--------------|---------------------|-----------------|-------------|---------------|--------------|--------------|---------------|
| 63-3142      | AJC/License         | 01/07/1959      | 2.63 cfs    |               | 360.0        | 360.0        | GROUND WATER  |
| 63-7083      | AJC/License         | 04/11/1968      | 2.4 cfs     | 540 af        | 360.0        | 360.0        | GROUND WATER  |

**Purpose of Transfer (Changes Proposed)**

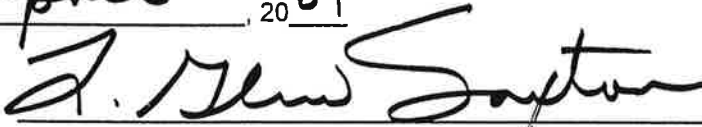
| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 63-3142               | NO           | NO         | YES        | YES            | YES                  | YES                  |
| 63-7083               | NO           | NO         | YES        | YES            | NO                   | NO                   |

**Summary of Water Rights After the Approved Change**

| <u>Existing Right</u> | <u>New No. (changed portion)</u> | <u>Transfer Rate</u> | <u>Transfer Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>New No. (remaining portion)</u> | <u>Remaining Rate</u> | <u>Remaining Volume</u> | <u>Remaining Acre Limit</u> | <u>Remaining Total Acres</u> |
|-----------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 63-3142               | <b>63-3142</b>                   | 2.63 cfs             | 390.8 af               | 63.2              | 262.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-7083               | <b>63-7083</b>                   | 2.40 cfs             | 172.5 af               | 120.0             | 262.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>TOTALS</b>         |                                  | <b>2.76 cfs</b>      | <b>419.5 af</b>        | <b>183.2</b>      | <b>262.0</b>       |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

Detailed Water Right Description(s) attached

Dated this 13<sup>th</sup> day of April, 2001

  
Chief, Water Allocation Bureau

Page 1 of 6

**AMENDED**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTransfer No. 559867018**APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1**Name of applicant: Michael ChristensenPhone: (208) 495-2857Post Office address: 8725 Bigfoot 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

2. Describe the reason for the proposed changes: Applicant wishes to adjust water rights to reflect changes in his operation which have occurred since 1995, when the property was converted from a feedlot to a dairy.

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

| 1. Right Number | Priority   | Amount<br>(cfs/ac-ft) | Nature<br>of Use | Period of Use |          |
|-----------------|------------|-----------------------|------------------|---------------|----------|
| 63- 003142      | 01/07/1959 | .69/ 336.7            | Irrigation       | 03/15         | to 11/15 |
|                 |            | 1.37/ 173.4           | Stock water      | 01/01         | to 12/31 |
|                 |            | .57/ 73.2             | Commercial       | 01/01         | to 12/31 |
| 63- 07083       | 04/11/1968 | 2.4 /400              | Irrigation       | 03/15         | to 11/15 |

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

3. Source of water Ground water tributary to \_\_\_\_\_

**4. Point(s) of Diversion:**

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp  | Rge. | County | Local Name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     | NE  | NE  | 13   | 01 N | 03 W | Canyon | Irrigation Well          |
|     |     | NE  | NE  | 13   | 01N  | 03W  | Canyon | Dairy Well               |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

**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 |        |
| 63-03142  |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|           | 01N  | 03W  | 13     |        |        |        | 31     | 31     |        |        |        |        |        |        | 40     | 7      |        | 33     | 142    |
|           |      |      |        | S      | S      | S      | S      |        |        |        |        |        |        |        |        |        |        |        |        |
|           |      |      |        | C      | C      | C      | C      | C      | C      | C      | C      | C      | C      | C      | C      | C      | C      | C      |        |
|           |      | 12   |        |        |        |        |        |        |        |        | C      | C      | C      | C      | C      | C      | C      | C      |        |
| 63- 07083 |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|           | 01N  | 03W  | 13     |        |        |        |        |        |        |        | 1      |        |        | 40     |        | 33     | 40     | 6      | 120    |
|           |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|           |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total Acres

262

**PART 1****6. General Information:**

a. Description of diversion system New well and pressure system engineered for the dairy.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X 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:  
98 acres will be taken out of crop production, and used for dairy barns, corrals, etc.

d. Remarks:  
This transfer will alter the adjudication claim, and applicant requests that IDWR amend the SRB adjudication claim to make it consistent with this transfer.

**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 \_\_\_\_\_.

pg 3 of 8

WR0749NP  
No. 63-03142

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 10/04/99  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                         | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | DRY LAKES FARMS INC.<br>NAMPA ID 83651 | 01/07/1959       | IRRIGATION | 00/00 00/00           | 2.630 CFS         |                     |
| TOTAL DIVERSION: |                                        |                  |            |                       | 2.630 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R03W S13

NENE

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   | Lt   | Ac   | Lt | Ac   | Lt   | Ac   | Lt   | Ac    |     |   |       |
| 01N         | 03W | 13 | :  | 40   |      | 40   |      | 40 |      | 40   |      |      |    | :    |      |      |      |    | :    | 40   |      | 07   |       | 33  | : | 240.0 |
| TOTAL ACRES |     |    |    |      |      |      |      |    |      |      |      |      |    |      |      |      |      |    |      |      |      |      | 240.0 |     |   |       |

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
63-07083

Other Water Rights Listing Overlapping Place(s) of use:  
02-02172 63-07083 A02-02172

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 01/07/1959 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  | 08/28/1979         |            |

Misc: Water District Number: Field Exam Fee:

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

pg 4 of 8

| OWNER<br>CODE    | NAME & ADDRESS                                 | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | DRY LAKE FARMS INC.<br>RT. 4<br>NAMPA ID 83651 | 04/11/1968       | IRRIGATION | 03/15 11/15           | 2.400 CFS         | 540.00 AFA          |
| TOTAL DIVERSION: |                                                |                  |            |                       | 2.400 CFS         | 540.00 AFA          |

Water Source: GROUNDWATER Tributary to: Stage: LICENSE  
 Point(s) of Diversion: T01N R03W S13 NENE CANYON County

| Place of use Legal Description for: IRRIGATION |   |   |   |       |      |      |      |       |      |      |      |       |    |      |      |       |             |    |      |       |      |      |    |       |       |     |  |       |  |  |  |    |  |  |  |    |  |  |  |         |  |  |  |
|------------------------------------------------|---|---|---|-------|------|------|------|-------|------|------|------|-------|----|------|------|-------|-------------|----|------|-------|------|------|----|-------|-------|-----|--|-------|--|--|--|----|--|--|--|----|--|--|--|---------|--|--|--|
|                                                |   |   |   | NE    |      |      |      | NW    |      |      |      | SW    |    |      |      | SE    |             |    |      |       |      |      |    |       |       |     |  |       |  |  |  |    |  |  |  |    |  |  |  |         |  |  |  |
|                                                |   |   |   | NENE  | NWNE | SWNE | SENE | :     | NENW | NWNW | SWNW | SENW  | :  | NESW | NWSW | SWSW  | SESW        | :  | NESE | NWSE  | SWSE | SESE | :  |       |       |     |  |       |  |  |  |    |  |  |  |    |  |  |  |         |  |  |  |
| T                                              | R | S | : | Lt    | Ac   | Lt   | Ac   | Lt    | Ac   | Lt   | Ac   | Lt    | Ac | :    | Lt   | Ac    | Lt          | Ac | Lt   | Ac    | Lt   | Ac   | Lt | Ac    | :     | SUM |  |       |  |  |  |    |  |  |  |    |  |  |  |         |  |  |  |
| -----                                          |   |   |   | ----- |      |      |      | ----- |      |      |      | ----- |    |      |      | ----- |             |    |      | ----- |      |      |    | ----- |       |     |  | ----- |  |  |  |    |  |  |  |    |  |  |  |         |  |  |  |
| 01N 03W 13 :                                   |   |   |   |       |      |      |      |       |      |      |      |       |    |      |      | 01    |             |    |      | 40    |      |      |    |       |       |     |  | 33    |  |  |  | 40 |  |  |  | 06 |  |  |  | : 120.0 |  |  |  |
|                                                |   |   |   |       |      |      |      |       |      |      |      |       |    |      |      |       | TOTAL ACRES |    |      |       |      |      |    |       | 120.0 |     |  |       |  |  |  |    |  |  |  |    |  |  |  |         |  |  |  |

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
 63-03142

Other Water Rights Listing Overlapping Place(s) of use:  
 02-02172 02-02177 02-07010 63-03142 A02-02172

- Conditions of Approval:
- 016 - See remarks for additional conditions of approval.
  - R32 - 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.

Remarks: GEN THIS RT. WHEN COMBINED WITH RT. 63-3142 SHALL NOT EXCEED 2.76 CFS

Dates: App. Received: Priority Date: 04/11/1968  
 Proof Due Date: Proof Made Date:  
 Exam Made Date: Exam Sent to S.O.:  
 Licensed Date: 04/08/1985

Misc: Water District Number: Field Exam Fee:

Audit: 09/11/85 05/01/88 CONVERT

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**

(Attach one copy for each right)

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

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

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other \_\_\_\_\_

3. Source of water \_\_\_\_\_ tributary to \_\_\_\_\_

4. Date or priority \_\_\_\_\_

5. Water is used for the following purpose:

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

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

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres \_\_\_\_\_

9. Describe any other water rights used for the same purpose as described above. The E 1/2 of Section 13  
is irrigated by these rights in conjunction with 02-02172

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 1.96/247 for commercial purposes from 01/01 to 12/31  
 (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 |
|-----|----|----|---|------|------|------|--------|--------------------------|
|     | NE | NE |   | 13   | 1N   | 3W   | Canyon | Dairy Well               |
|     |    |    |   |      |      |      |        |                          |
|     |    |    |   |      |      |      |        |                          |

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 |        |
| 1N   | 3W   | 13   | 40   | 40   | 09   | 09   |      |      |      |      |      |      |      |      |      |      |      |      | 98     |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres 98

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

1. amount .80/180 for irrigation purposes from 3/15 to 11/15  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

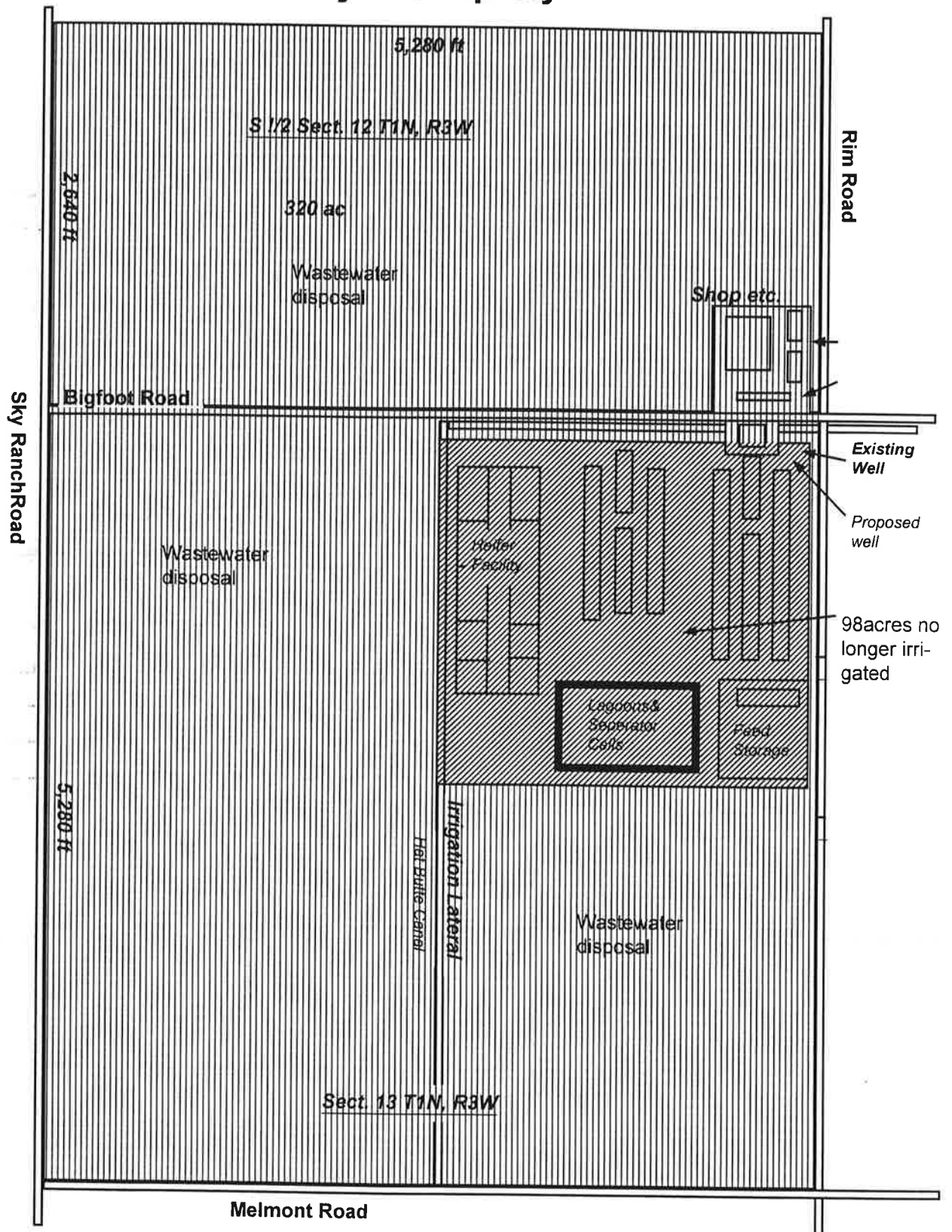
| Lot | ¼  | ¼  | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|----|----|---|------|------|------|--------|--------------------------|
|     | NE | NE |   | 13   | T1N  | 3W   | Canyon | irrigation well          |
|     |    |    |   |      |      |      |        |                          |
|     |    |    |   |      |      |      |        |                          |

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 |        |
| 1N   | 3W   | 13   |      |      | 31   | 31   |      |      |      |      |      |      |      |      | 40   | 07   |      | 33   | 142    |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres 142

# Subject Property



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

| 1 | <u>New Nature of Use</u> | <u>Amount<br/>(cfs/ac-ft)</u> | <u>Hours/days/year</u> | <u>Period of Use</u>  |
|---|--------------------------|-------------------------------|------------------------|-----------------------|
|   | <u>Commercial</u>        | <u>1.96/247</u>               | <u>365</u>             | <u>01/01 to 12/31</u> |
|   |                          |                               |                        | <u>to</u>             |

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

Return flows will be treated and stored in lagoons and land applied during the growing season. See attached drawing for area.

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

No effect. There will be a net reduction in licensed consumptive use from 483 afa to 427.

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.

Michael Christensen  
(Signature of Applicant)

Subscribed and sworn to before me this 13 day of Oct, 1999.

Daniel E. Uman  
(Notary Public)

My commission expires 4-17-02

**FOR DEPARTMENT USE ONLY**

Transfer contains 8 pages and 5 attachments (A-E)

Received by DAN Date 10-13-99 Protest filed by \_\_\_\_\_

Prelim. check by g Fee #100.00 WD25817

Receipted by \_\_\_\_\_ Date \_\_\_\_\_

Published in \_\_\_\_\_ Copies of protest forwarded by \_\_\_\_\_

Pub. dates \_\_\_\_\_ Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

# Daily Fresh Water Requirement For Dairy Facility Worksheet

For: **Vander Stelt Dairy**

Drinking Water Estimates (see Table 1 & 2):

|               | Number    | Use/day | Total Gal/Day | Total Gals/Yr. | Acre-feet/Yr (AF/a) |
|---------------|-----------|---------|---------------|----------------|---------------------|
| Milking Cows  | 3400      | 35      | 119000        |                |                     |
| Dry Cows      | 600       | 12      | 7200          |                |                     |
| Total Cows    | 4000      |         | 126200        | 46,063,000     | 141.36              |
| Heifers:      |           |         |               |                |                     |
| Age           | % of Herd | Number  | Use/day       | Total          |                     |
| 16-24 mo.     | 0.38      | 1520    | 10            | 15200          |                     |
| 13-15 mo.     | 0.12      | 480     | 8             | 3840           |                     |
| 9-12 mo.      | 0.17      | 680     | 6             | 4080           |                     |
| 5-8 mo.       | 0.17      | 680     | 5             | 3400           |                     |
| 3-4 mo.       | 0.08      | 320     | 4             | 1280           |                     |
| 0-2 mo.       | 0.08      | 320     | 2.5           | 800            |                     |
| Total Heifers |           | 4000    |               | 28600          | 10,439,000 32.04    |

**Total Herd Drinking Water**

**173.40**

## Wash Pen Estimate:

|                      |                     |
|----------------------|---------------------|
| GPM discharge/nozzle | 5.39                |
| Number of Nozzles    | 120                 |
| Minutes run/day:     | 120                 |
| groups               | 12                  |
| mins/group           | 5                   |
| x/day                | 2                   |
| days per year        | 270 (off in winter) |

**Total Wash Pen Water Used:**

77616 20,956,320 **64.31**

## Milk House and Parlor Estimate (see Table 4)

| Item                                                              | Gals/Op     | x's/day         | Gals/day |               |              |
|-------------------------------------------------------------------|-------------|-----------------|----------|---------------|--------------|
| Bulk Tank                                                         | 126         | 2               | 252      |               |              |
| Pipeline                                                          | 140         | 4               | 560      |               |              |
| Backflush                                                         | 0.5         | 2               | 3400     |               |              |
| Cleanup                                                           | 1000        | 2               | 2000     |               |              |
| Cow Prep                                                          | 0.25        | 2               | 1700     |               |              |
| Plate Cooler(ignore if recycled)                                  |             |                 |          |               |              |
| <b>Total Milk House and Parlor Water Used:</b>                    |             |                 | 7912     | 2,887,880     | 8.86         |
| <b>Total Gals/Day</b>                                             |             |                 |          | <b>240328</b> |              |
| <b>Total Fresh Water Diverted Annually (af/a consumptive use)</b> |             |                 |          |               | <b>246.6</b> |
| <b>Acres to be taken out of production @</b>                      | <b>2.52</b> | <b>afa/acre</b> |          |               | <b>97.8</b>  |

ATTACHMENT A

# **Crop history, 1997,1998,1999. Tract # 5306**

**Mike Christensen E 1/2 Sect. 13, T1N, R3W.**

Source: FSA 578 "Report of Acreage" Crop years 97,98,99

| Field      | Acres | 1997<br>Crop   | %             | 1998<br>Crop | %           | 1999<br>Crop | %             |
|------------|-------|----------------|---------------|--------------|-------------|--------------|---------------|
| 1          | 21.79 | Sugar Beets    | 7.3%          | Alfalfa Seed | 7.3%        | Alfalfa Seed | 7.3%          |
| 2          | 35.6  | Potatoes       | 12.0%         | Sugar Beets  | 12.0%       | Corn silage  | 12.0%         |
| 3          | 26.7  | Sugar Beets    | 9.0%          | Alfalfa Seed | 9.0%        | Alfalfa Seed | 9.0%          |
| 4          | 22.2  | Sweetcorn Seed | 7.5%          | Corn Silage  | 7.5%        | Alfalfa Seed | 7.5%          |
| 5          | 38.2  | Peppermint     | 12.9%         | Peppermint   | 12.9%       | Alfalfa Seed | 12.9%         |
| 6          | 33.4  | Peppermint     | 11.2%         | Potatoes     | 11.2%       | Sugar Beets  | 11.2%         |
| 7          | 12.5  | Sweetcorn Seed | 4.2%          | Corn Silage  | 4.2%        | Corn Silage  | 4.2%          |
| 8          | 24.6  | Sweetcorn Seed | 8.3%          | Corn Silage  | 8.3%        | Corn Silage  | 8.3%          |
| 9          | 82    | Alfalfa Hay    | 27.6%         | Alfalfa Hay  | 27.6%       | Alfalfa Hay  | 27.6%         |
| <b>297</b> |       |                | <b>100.0%</b> |              | <b>100%</b> |              | <b>100.0%</b> |

| Crops Grown    | 97            | 98            | 99            | Average<br>% Grown | Average<br>Acres/yr |
|----------------|---------------|---------------|---------------|--------------------|---------------------|
| Sugar Beets    | 16.3%         | 12.0%         | 11.2%         | 13.2%              | 39.16               |
| Potatoes       | 12.0%         | 11.2%         |               | 7.7%               | 23.00               |
| Peppermint     | 24.1%         | 12.9%         |               | 12.3%              | 36.60               |
| Sweetcorn Seed | 20.0%         |               |               | 6.7%               | 19.77               |
| Alfalfa Hay    | 27.6%         | 27.6%         | 27.6%         | 27.6%              | 82.00               |
| Alfalfa Seed   |               | 16.3%         | 36.7%         | 17.7%              | 52.43               |
| Corn Silage    |               | 20.0%         | 24.5%         | 14.8%              | 44.00               |
|                | <b>100.0%</b> | <b>100.0%</b> | <b>100.0%</b> | <b>100.0%</b>      | <b>297</b>          |

# Crop History Evaluation for estimation of Diversion Volume and Consumptive Use

## Allen and Brockway Data

Transfer No. Mike Christensen Transfer

By: Darwin Vander Stelt

Date: 10/12/99

Allen and Brockway report site: Caldwell

| Year          | Crop           | Acres      | Method    | App. Eff. %** | IR for Crop mm/season | Crop Div Vol AF/Ann | Crop CU AF/Ann |
|---------------|----------------|------------|-----------|---------------|-----------------------|---------------------|----------------|
| 5 Yr.         | Sugar Beets    | 39.16      | sprinkler | 70%           | 826                   | 151.62              | 106.13         |
| Avg           | Potatoes       | 23.00      | sprinkler | 70%           | 708                   | 76.32               | 53.43          |
|               | Peppermint*    | 36.60      | sprinkler | 70%           | 678                   | 116.30              | 81.41          |
|               | Sweetcorn Seed | 19.77      | gravity   | 50%           | 565                   | 73.28               | 36.64          |
|               | Alfalfa Hay    | 82.00      | sprinkler | 70%           | 936                   | 359.73              | 251.81         |
|               | Alfalfa Seed   | 52.43      | gravity   | 50%           | 707                   | 243.24              | 121.62         |
|               | Corn Silage    | 44.00      | gravity   | 50%           | 678                   | 195.75              | 97.87          |
| <b>Totals</b> |                | <b>297</b> |           |               |                       | <b>1216</b>         | <b>748.92</b>  |

## Summary for 5 year period:

|                         |      |        |                              |      |
|-------------------------|------|--------|------------------------------|------|
| Average Acres Irrigated | 297  | Acres  | Average Diversion Vol/acre   | 4.10 |
| Total Diversion         | 1216 | AF/ann | Average Consumptive Use/acre | 2.52 |
| Total Consumptive Use   | 749  | AF/ann |                              |      |

\* Peppermint CU estimated from Agrimet data

\*\*Application efficiency is quite high because the farm recovers and recycles all the waste water generated.

# Crop History Evaluation for estimation of Diversion Volume and Consumptive Use

## Agrimet Data

Transfer No. Mike Christensen Transfer

By: Darwin Vander Stelt

Date: 10/12/99

Agrimet report site:

Parma

| Year   | Crop           | Acres | Method    | App. Eff. % | IR for Crop inch/season | Crop Div Vol AF/Ann | Crop CU AF/Ann |
|--------|----------------|-------|-----------|-------------|-------------------------|---------------------|----------------|
| 5 Yr.  | Sugar Beets    | 39.16 | sprinkler | 70%         | 31.8                    | 148.26              | 103.78         |
| Avg    | Potatoes       | 23.00 | sprinkler | 70%         | 25.6                    | 70.10               | 49.07          |
|        | Peppermint     | 36.60 | sprinkler | 70%         | 24.7                    | 107.62              | 75.34          |
|        | Sweetcorn Seed | 19.77 | gravity   | 50%         | 21.2                    | 69.84               | 34.92          |
|        | Alfalfa Hay    | 82.00 | sprinkler | 70%         | 38.8                    | 378.76              | 265.13         |
|        | Alfalfa Seed   | 52.43 | gravity   | 50%         | 38.8                    | 339.07              | 169.53         |
|        | Corn Silage    | 44.00 | gravity   | 50%         | 25.7                    | 188.47              | 94.23          |
| Totals |                | 297   |           |             |                         | 1302                | 792.01         |

## Summary for 5 year period:

|                         |      |        |                              |      |
|-------------------------|------|--------|------------------------------|------|
| Average Acres Irrigated | 297  | Acres  | Average Diversion Vol/acre   | 4.38 |
| Total Diversion         | 1302 | AF/ann | Average Consumptive Use/acre | 2.67 |
| Total Consumptive Use   | 792  | AF/ann |                              |      |

305

AW

H7NW

H7NW

147.2

127  
1378

305

H7NW

N/

21.7

N/

2  
35.6

3  
26.7

N/

H/

4  
22.2

5  
38.2

NAPP 16027-426

R3W

H/NW

T 5306

N/

N/

6  
33.4

7  
12.5

N/

9  
82.0

8  
24.6

13 18

24 19

N/NW

T 3424

SEE

N-16

H/NW

H/NW

B

FSA-578 (Producer Print)

## REPORT OF ACREAGE

PROGRAM YEAR 1999

DATE: 09-30-1999

| Farm Number | Tract Number | Field Num ID | Irr | Crop  | Var/Type | Int Seed | Reported Acreage | Determined Acreage | Planting Date | Prod Share     | Prod Name                               |
|-------------|--------------|--------------|-----|-------|----------|----------|------------------|--------------------|---------------|----------------|-----------------------------------------|
| 4043        | 2661         | 2            | Ir  | BEANS | GTN      | Seed     | 3.90             | 3.90               |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             | 2723         | 1            | Ir  | ALFAL |          | Hay      | 73.60            | 73.60              |               | .7000<br>.5000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 2            | Ir  | PERHT |          | Oil      | 73.40            | 73.40              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 3            | Ir  | SBEET |          | Produce  | 39.10            | 39.10              |               | .7500<br>.2500 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 4            | Ir  | CORN  |          | Silage   | 70.50            | 70.50              |               | .7000<br>.3000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 5            | Ir  | PTATO | WHT      | Fresh    | 33.30            | 33.30              |               | .7500<br>.2500 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 6            | Ir  | PTATO | WHT      | Fresh    | 33.50            | 33.50              |               | .7500<br>.2500 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 7            | Ir  | PERHT |          | Oil      | 75.10            | 75.10              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 8            | Ir  | PTATO | SUS      | Fresh    | 92.50            | 92.50              |               | .7500<br>.2500 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 9            | Ir  | CORN  |          | Silage   | 74.70            | 74.70              |               | .7000<br>.3000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             | 3026         | 1            | Ir  | ALFAL |          | Seed     | 21.70            | 21.70              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 2            | Ir  | CORN  |          | Grain    | 35.30            | 35.30              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 3            | Ir  | ALFAL |          | Seed     | 24.70            | 24.70              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 4            | Ir  | ALFAL |          | Seed     | 22.30            | 22.30              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 5            | Ir  | ALFAL |          | Seed     | 33.70            | 33.70              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 6            | Ir  | SBEET |          | Produce  | 33.40            | 33.40              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 7            | Ir  | CORN  |          | Silage   | 12.50            | 12.50              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 8            | Ir  | CORN  |          | Silage   | 24.00            | 24.00              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 9            | Ir  | ALFAL |          | Hay      | 32.00            | 32.00              |               | 1.0000         | MICHAEL CHRISTENSEN                     |
| 7402        | 3732         | 1A           | Ir  | PERHT |          | Oil      | 30.70            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
| 7404        | 3727         | 1C           | Ir  | PTATO | SUS      | Produce  | 74.00            | 74.00              |               | .7500<br>.2500 | MICHAEL CHRISTENSEN<br>CLEO MILLER      |

PRODUCER'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land.

Producer's Signature \_\_\_\_\_ Date \_\_\_\_\_

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.

ESA-579(02-01-91)

## REPORT OF ACREAGE

PROGRAM YEAR 1997

FARM NUMBER: 6041

## FARM AND TRACT DETAIL LISTING

DATE: 09-30-99

Operator Name and Address ID

Original: \_\_\_\_\_

MICHAEL CHRISTENSEN 6505

Revision: \_\_\_\_\_

9725 BIG FOOT RD

MELBA, ID 83641-9000

Cropland: 972.6

Farmland: 1,040.0

| Tract Number | Field Num ID | Int Prc | Crop  | Var/ Type | Int Use | Lnd Use | Reported Acreage | Determined Acreage | C/ H | Crop Stat | PltPr FCIC | Prod Share | Prod ID |
|--------------|--------------|---------|-------|-----------|---------|---------|------------------|--------------------|------|-----------|------------|------------|---------|
| 3661         | 1            | Ir      | GRASS | OTH       | Graze   |         | 4.50             |                    |      | I         |            | 1.0000     | 6505    |
|              | 2            | Ir      | SWORN | SHY       | Seed    | F FAV   | 5.50             |                    |      | I         |            | 1.0000     | 6505    |
|              | 3            | Ir      | SWORN | SHY       | Seed    | F FAV   | 8.50             |                    |      | I         |            | 1.0000     | 6505    |
|              | 4            | Ir      | PEPMT |           | Gil     |         | 20.00            |                    |      | I         |            | 1.0000     | 6505    |
|              | 5A           | Ir      | FALOW |           |         |         | 3.00             |                    |      | I         |            | 1.0000     | 6505    |
|              | 5L           | Ir      | SWORN | SHY       | Seed    | F FAV   | 22.50            |                    |      | I         |            | 1.0000     | 6505    |
|              | 5C           | Ir      | CHION | HYB       | Seed    | F FAV   | 4.50             |                    |      | I         |            | 1.0000     | 6505    |
|              |              | Crop    | FALOW | PEPMT     | Nirr    | Ir      | Crop             | Nirr               | Ir   | Crop      | Nirr       | Ir         |         |
|              |              |         |       |           | 3.0     |         | GRASS            | 4.5                |      | GRAV      | 40.0       |            |         |
|              |              |         |       |           | 20.0    |         |                  |                    |      |           |            |            |         |

Photo Number/Legal Description: \*P15 15 1 2

Cropland: 70.5 Reported: 70.5 Difference: .0 Reported D.B.S.R.A: .0

|      |   |      |       |       |        |       |       |      |    |       |      |        |      |
|------|---|------|-------|-------|--------|-------|-------|------|----|-------|------|--------|------|
| 0770 | 1 | Ir   | ALFAL |       | Nirr   |       | 78.50 |      |    | I     |      | .5000  | 6505 |
|      |   |      |       |       |        |       |       |      |    |       |      | .5000  | 1445 |
|      | 2 | Ir   | SBEET |       | Proces |       | 75.40 |      |    | I     |      | .7500  | 6505 |
|      |   |      |       |       |        |       |       |      |    |       |      | .2500  | 1445 |
|      | 3 | Ir   | WHEAT | SW    | Grain  |       | 59.10 |      |    | I     |      | .6667  | 6505 |
|      |   |      |       |       |        |       |       |      |    |       |      | .3333  | 1445 |
|      | 4 | Ir   | CORN  | SLC   | Gilage |       | 70.50 |      |    | I     |      | .7000  | 6505 |
|      |   |      |       |       |        |       |       |      |    |       |      | .3000  | 1445 |
|      | 5 | Ir   | PEPMT |       | Gil    |       | 38.90 |      |    | I     |      | 1.0000 | 6505 |
|      | 6 | Ir   | PEPMT |       | Gil    |       | 38.50 |      |    | I     |      | 1.0000 | 6505 |
|      | 7 | Ir   | PEPMT |       | Gil    |       | 75.10 |      |    | I     |      | 1.0000 | 6505 |
|      | 8 | Ir   | PEPMT |       | Gil    |       | 92.50 |      |    | I     |      | 1.0000 | 6505 |
|      | 9 | Ir   | PINTO | GRB   | Proces | F FAV | 76.70 |      |    | I     |      | .7500  | 6505 |
|      |   |      |       |       |        |       |       |      |    |       |      | .2500  | 1445 |
|      |   | Crop | ALFAL | PEPMT | Nirr   | Ir    | Crop  | Nirr | Ir | Crop  | Nirr | Ir     |      |
|      |   |      |       |       | 78.5   |       | CORN  | 70.5 |    | SWAN  | 71.7 |        |      |
|      |   |      |       |       | 244.0  |       | SBEET | 75.4 |    | WHEAT |      |        | 59.1 |

Photo Number/Legal Description: \*N15/16 12 1 2

Cropland: 605.2 Reported: 605.2 Difference: .0 Reported D.B.S.R.A: .0

|      |   |    |       |  |        |  |       |  |  |   |  |        |      |
|------|---|----|-------|--|--------|--|-------|--|--|---|--|--------|------|
| 5306 | 1 | Ir | SBEET |  | Proces |  | 21.70 |  |  | I |  | 1.0000 | 6505 |
|------|---|----|-------|--|--------|--|-------|--|--|---|--|--------|------|

FSA-578(02-01-91)

## REPORT OF ACREAGE

PROGRAM YEAR 1997

FARM NUMBER: 6041

## FARM AND TRACT DETAIL LISTING

DATE: 09-30-99

| Tract<br>Number | Field<br>Num ID | Irr<br>Prc             | Crop  | Var/<br>Type         | Int<br>Use | Land<br>Use  | Reported<br>Acreage | Determined<br>Acreage | S/<br>H | Crop<br>Stat  | PltPr<br>FCIC | Prod<br>Share | Prod<br>ID |
|-----------------|-----------------|------------------------|-------|----------------------|------------|--------------|---------------------|-----------------------|---------|---------------|---------------|---------------|------------|
| 5306            | 2               | Ir                     | PTATO | GRA                  | Proces     | F FAV        | 35.60               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 3               | Ir                     | SBEET |                      | Proces     |              | 26.70               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 4               | Ir                     | SWCRN | SHY                  | Seed       | F FAV        | 22.20               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 5A              | Ir                     | PEPMT |                      | Oil        |              | 26.20               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 5B              | Ir                     | PEPMT |                      | Oil        |              | 18.00               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 6               | Ir                     | PEPMT |                      | Oil        |              | 33.40               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 7               | Ir                     | SWCRN | SHY                  | Seed       | F FAV        | 12.50               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 8               | Ir                     | SWCRN | SHY                  | Seed       | F FAV        | 24.40               |                       |         | I             |               | 1.0000        | 6505       |
|                 | 9               | Ir                     | ALFAL |                      | Hay        |              | 32.00               |                       |         | I             |               | 1.0000        | 6505       |
|                 |                 | Crop<br>ALFAL<br>SBEET |       | Nirr<br>22.0<br>48.4 | Irr        | Crop<br>GRAV |                     | Nirr<br>24.7          | Irr     | Crop<br>PEPMT |               | Nirr<br>71.6  | Irr        |

Photo Number/Legal Description: 4M15-M11 12-13 1 3

|           |       |           |       |             |    |                     |   |
|-----------|-------|-----------|-------|-------------|----|---------------------|---|
| Cropland: | 296.9 | Reported: | 296.9 | Difference: | .0 | Reported S,B,S,B,A: | 3 |
|-----------|-------|-----------|-------|-------------|----|---------------------|---|

FSA-579 (Producer Print)

## REPORT OF ACREAGE

PROGRAM YEAR 1998

DATE: 09-30-1999

| Farm Number | Tract Number | Field Num ID | Irr Perc | Crop   | Var/Type | Int Use | Reported Acreage | Determined Acreage | Planting Date | Prod Share     | Prod Name                               |
|-------------|--------------|--------------|----------|--------|----------|---------|------------------|--------------------|---------------|----------------|-----------------------------------------|
| 6041        | 3661         | 3            | Ir       | POTATO | GRA      | Fresh   | 8.50             |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 4            | Ir       | SUCORN | SHY      | Seed    | 20.00            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 5A           | Ir       | WHEAT  | SHW      | Grain   | 20.00            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 5D           | Ir       | GRASS  | OTH      | Graze   | 5.60             |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 3799         | 1        | Ir     | ALFAL    | Hay     | 78.60            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 2            | Ir       | SBEET  |          | Proces  | 75.40            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 3            | Ir       | POTATO | GRA      | Fresh   | 59.10            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 4            | Ir       | WHEAT  | SHW      | Grain   | 70.50            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             | 3806         | 5            | Ir       | CORN   | GRN      | Grain   | 38.30            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 6            | Ir       | SBEET  |          | Proces  | 76.70            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 7A           | Ir       | POTATO | GRA      | Fresh   | 15.90            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 7B           | Ir       | WHEAT  |          | Oil     | 74.60            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 8            | Ir       | WHEAT  |          | Oil     | 75.10            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 9            | Ir       | CORN   | SLG      | Silage  | 23.30            |                    |               | .8667<br>.0000 | MICHAEL CHRISTENSEN<br>JOHN F ALSIP III |
|             |              | 1            | Ir       | ALFAL  |          | Seed    | 21.70            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 2            | Ir       | ALFAL  |          | Seed    | 24.70            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 3            | Ir       | SBEET  |          | Proces  | 35.30            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 4            | Ir       | CORN   | SLG      | Silage  | 22.20            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 5A           | Ir       | PEPHT  |          | Oil     | 15.00            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 5D           | Ir       | SUCORN | SHY      | Seed    | 23.20            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 6            | Ir       | POTATO | GRB      | Fresh   | 33.40            | 33.4               |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 7            | Ir       | CORN   | SLG      | Silage  | 12.50            |                    |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 8            | Ir       | CORN   | SLG      | Silage  | 24.60            | 24.6               |               | 1.0000         | MICHAEL CHRISTENSEN                     |
|             |              | 9            | Ir       | ALFAL  |          | Hay     | 82.00            | 82.0               |               | 1.0000         | MICHAEL CHRISTENSEN                     |

PRODUCER'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land.

Producer's Signature

Date

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.

## Groundwater Measurement

**Theoretical Rate of Flow:**  $Q = ((8.8) * (HP) * (EFF))/TDH$

Where,

Q = flow in CFS

HP= Total Brake HP of pump including booster

EFF= pump efficiency (assume 70%)

TDH= Total dynamic Head = (Lift)+(PSI \* 2.31)

Lift= Depth to water in feet

PSI = discharge pressure near the pump.

### Variables

| Plate | Peak KWH | Calculated |      |
|-------|----------|------------|------|
| 150   | 121      | 162.14     | 108% |
| 70%   |          |            |      |
| 260   |          | 306.200    |      |
| 20    |          |            |      |

**Theoretical Q =**

|      |     |
|------|-----|
| 3.26 | CFS |
| 1464 | GPM |
| 2.76 | CFS |
| 1239 | GPM |

**Maximum diversion Rate =**  
(from water Right)

(remark on profile report for 63-07083)

**Data Sources:**

### Lift From:

measurement  
owner  
area estimate  
well logs

X

### PSI from:

measurement  
owner  
estimate  
owner gage

X

### Notes on Pump

Motor make etc.  
Pump make etc.

**Number to use on this application:**

Q = 2.76 CFS  
1239 GPM

## Determination of Power Consumption Coefficient

**Power Consumption Coefficient (PCC) =**  $(KW * 5431) / GPM$

PCC Cond. #1      121      (KW) X      5431      /      1239      (gpm)=

| PCC                |
|--------------------|
| 530.49 (kWh/ac.ft) |

**Actual KWH used:**

~~1997~~ 305280      ~~1998~~ 234360

(see attached power consumption records)

**Acre- Feet pumped:**

575      442

**divide higher by 4.5 =**

128      total acres

The well has irrigated more acres than dairy will remove from crop production.

Records Organize Go To Exit

1:37:30 pm

IPNAME CHRISTENSEN MICHAEL  
ACTNO 11320170632  
SHORTACTNO 1132017063  
AREA 120  
HOUSENO \*  
FRC  
ST\_PFX  
STREET 0396 HP 150  
ST\_SFX  
POLE\_NO  
CITY MELBA  
ST ID  
ZIP 83641  
ZIP\_F  
MTRNO 64724588  
MTR\_MFG G  
W\_SOR W  
MTR\_HP 15000  
NO\_MTR 1  
MTR\_HP2 0

Edit !wa:[rloveall.db4]IPCO\_98 !Rec 9481/18049 !File !

| Records  | Organize | Go To | Exit |
|----------|----------|-------|------|
| KW_DEC96 | 0        |       |      |
| KW_JAN97 | 0        |       |      |
| KW_FEB97 | 0        |       |      |
| KW_MAR   | 0        |       |      |
| KW_APR   | 120      |       |      |
| KW_MAY   | 116      |       |      |
| KW_JUN   | 118      |       |      |
| KW_JUL   | 115      |       |      |
| KE_AUG   | 117      |       |      |
| KW_SEP   | 117      |       |      |
| KW_OCT97 | 118      |       |      |
| TOT_KWH  | 305280   |       |      |
| TOT_KW   | 935      |       |      |

1:44:40 pm

Edit !wa:[rloveall.db4]IPCO\_97 !Rec 9457/17817 !File !

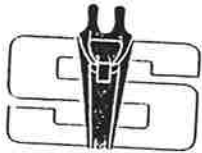
| Reccrds  | Organize | Go To | Exit |
|----------|----------|-------|------|
| KW_DEC97 | 0        |       |      |
| KW_JAN98 | 0        |       |      |
| KW_FEB98 | 0        |       |      |
| KW_MAR98 | 0        |       |      |
| KW_APR98 | 0        |       |      |
| KW_MAY98 | 110      |       |      |
| KW_JUN98 | 108      |       |      |
| KW_JUL98 | 111      |       |      |
| KW_AUG98 | 115      |       |      |
| KW_SEP98 | 113      |       |      |
| KW_OCT98 | 121      |       |      |
| TOT_KWH  | 234360   |       |      |
| TOT_KW   | 790      |       |      |

1:37:30 pm

Edit      !wa:[rloveall.db4]IPCO\_98      !Rec 9481/18049      !File !

|                                                                                |
|--------------------------------------------------------------------------------|
| HAT BUTTE MUTUAL CANAL CO.<br>COST ANALYSIS FOR 1998<br>INCLUDING LAST 5 YEARS |
|--------------------------------------------------------------------------------|

|             | 1998       | 1997       | 1996       | 1995       | 1994       |
|-------------|------------|------------|------------|------------|------------|
|             | ACRE FT OF | ACRE FT OF | ACRE FT OF | ACRE FT OF | ACRE FT OF |
|             | WATER      | WATER      | WATER      | WATER      | WATER      |
| MONTIERTH   | 1258.37    | 1426.48    | 1485.83    | 1482.88    | 1587.72    |
| CHRISTENSEN | 217.87     | 310.21     | 268.58     | 230.15     | 471.52     |



Order No. 99000218  
This form furnished by Stewart Title of Nampa, LLC

## WARRANTY DEED

For Value Received

HERBERT R. MONTIERTH, A MARRIED MAN; HERBERT R. MONTIERTH, AS  
PERSONAL REPRESENTATIVE OF THE ESTATE OF DARLENE R. MONTIERTH, ALSO  
KNOWN AS GOLDA D. MONTIERTH, DECEASED; EDWARD RAY MONTIERTH AND  
SUSAN L. MONTIERTH, HUSBAND AND WIFE, EACH AS THEIR INTERESTS MAY  
APPEAR.

the Grantor hereby grants, bargains, sells, conveys and warrants unto CLARENCE VANDER STELT AND  
SONS DAIRY, A CALIFORNIA GENERAL PARTNERSHIP

the Grantee whose current address is: 6701 HARRISON AVENUE CORONA, CA 91720

the following described premises, to-wit:

AS PER LEGAL DESCRIPTION ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns  
forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said  
premises; that said premises are free from all incumbrances and that he will warrant and defend the same from all lawful  
claims whatsoever.

Dated: June 02, 2000

Edward Ray Montierth  
EDWARD RAY MONTIERTH

Susan L. Montierth  
SUSAN L. MONTIERTH

Herbert R. Montierth  
HERBERT R. MONTIERTH

Herbert R. Montierth, P.R.  
HERBERT R. MONTIERTH, AS PERSONAL REPRESENTATIVE  
OF THE ESTATE OF DARLENE R. MONTIERTH, ALSO KNOWN  
AS GOLDA D. MONTIERTH, DECEASED

State of IDAHO

County of CAMPBELL

SS.

On this 2 day of JUNE, 2000, before me, the  
undersigned, a Notary Public, in and for said State, personally appeared HERBERT R. MONTIERTH, SUSAN L. MONTIERTH, EDWARD RAY MONTIERTH,  
satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me  
that THAT executed the same.

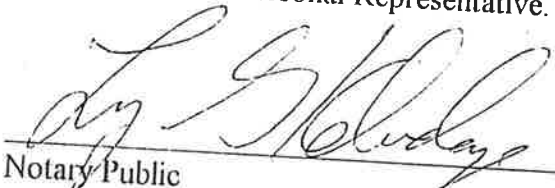
WITNESS MY HAND AND OFFICIAL SEAL.

Larry G. Kavelage  
Notary Public  
Residing at: Nampa ID  
Commission Expires: 12/09/2000



STATE OF IDAHO )  
COUNTY OF CANYON )

On this 2<sup>nd</sup> day of June in the year 2000, before me, a Notary Public, personally appeared HERBERT R. MONTIERTH known or identified to me to be the person whose name is subscribed to the within instrument as the Personal Representative of the Estate of DAELE MONTIERTH, ALSO KNOWN AS GOLDA D. MONTIERTH, DECEASED and acknowledged to me that he executed the same as such Personal Representative.

  
Notary Public  
Residing at Nampa, Idaho  
My Commission Expires 12/09/2000



*LEGAL DESCRIPTION*

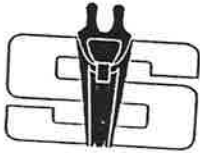
*Order Number: 99000218*

*PARCEL I*

*THE SOUTH HALF OF SECTION 12, TOWNSHIP 1 NORTH, RANGE 3 WEST, BOISE MERIDIAN, CANYON COUNTY, IDAHO; EXCEPTING THEREFROM THE WESTERLY 28 FEET FOR ROAD RIGHT OF WAY.*

*PARCEL II*

*THE WEST HALF OF SECTION 13, TOWNSHIP 1 NORTH, RANGE 3 WEST, OF THE BOISE MERIDIAN, CANYON COUNTY, IDAHO.*



Order No. 99000219

This form furnished by Stewart Title of Nampa, LLC

## WARRANTY DEED

For Value Received MICHAEL CHRISTENSEN AND JILL CHRISTENSEN, HUSBAND AND WIFE

the Grantor hereby grants, bargains, sells, conveys and warrants unto CLARENCE VANDER STELT AND SONS DAIRY, A CALIFORNIA GENERAL PARTNERSHIP

the Grantee whose current address is: 6701 HARRISON AVENUE CORONA, CA 91720

the following described premises, to-wit:

AS PER LEGAL DESCRIPTION ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all incumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 02, 2000

Michael Christensen  
MICHAEL CHRISTENSEN

Jill Christensen  
JILL CHRISTENSEN

State of IDAHO

County of ADA

ss.

On this 2nd day of JUNE, 2000, before me, the undersigned, a Notary Public, in and for said State, personally appeared MICHAEL CHRISTENSEN AND JILL CHRISTENSEN

\_\_\_\_\_, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Larry G. Kavelage  
Notary Public

Residing at: Nampa, ID

Commission Expires: 12/09/2000



*LEGAL DESCRIPTION*

*Order Number: 99000219*

THE EAST ONE-HALF OF SECTION 13, ALL IN TOWNSHIP 1 NORTH, RANGE 3  
WEST, OF THE BOISE MERIDIAN, CANYON COUNTY, IDAHO.

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**TRANSFER ANALYSIS SHEET**

APPLICANT Michael Christensen TRANSFER NO. 5598

INITIAL ALLOCATION REVIEW BY g DATE 11/8/99

1. Right number(s) 63-03142 63-07083

2. Type of right ☐ Decree ☒ License ☐ Statutory Claim  
☐ SRBA Beneficial Use Claim

3. Purpose of transfer ☐ Change P/D ☒ Add P/D ☐ Change P/U  
☒ Change N/U ☒ Change Period ☐ Split Right  
☐ Other: \_\_\_\_\_

4. Check Existing Right:  
☒ Source ☒ Priority ☐ Amount ☒ Purpose  
☒ Period ☐ SRBA Claim  
☒ Description of original point(s) of diversion  
☒ Description of original place of use  
☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☒ Analysis memo (always - unless justify why not needed)
- b. ☒ All of right
- c. ☐ Part of right (**NOTE!** Part B should be filled in only if part of right is owned by the applicant)
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing P/D & P/U after transfer
- g. ☒ Correct notarized signature and \$100 fee
- h. ☐ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive use volume. Discuss in memo.
- j. ☒ Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

k.      Overlapping rights: check current & proposed scenarios:

Current A02-10030

**Proposed**

1. ✓ SRBA claim(s) " see memo dated 7/24/2000 "

m.      Comment letters      Yes      No  
                 If yes      \_\_\_\_\_  
                      Water District #  
                      \_\_\_\_\_  
                      Other, see #2 below for name  
                      and address

## PUBLICATION REVIEW

1. Legal Notice electronically sent to DWR03::VAULT? ☒ Yes

## 2. COMMENT LETTERS

Watermaster recommendation requested on \_\_\_\_\_, Received on \_\_\_\_\_

Other comments letters: See attached information

3. Transfer published correctly? ☒ Yes ☐ No

4. Affidavit of publication received? ☒ Yes ☐ No

5. Protests received? ☐ Yes ☒ No; Acknowledgement sent? ☐ Yes

6. Data entry of application completed? ☒ Yes

### RECOMMENDED ACTION

1. ✓ Approve                      See attached memo

2.        Deny due to

3. Conditions (special conditions in Water Districts) (046) - See also memo by Lori Graves, dated 7/24/00, and accompanying analysis.

4. By Barry S Date 7/26/00

## FILE FORWARDING

1. Copies made for Region file (see attached supplemental page)? Yes

2. File forwarded to S.O.: by AS date 7-27-00

## MEMORANDUM

TO: FILE

FROM: lg ☺ *lg*

DATE: 7/24/2000

RE: CHRISTENSEN TRANSFER, RIGHTS 63-03142 & 63-07083

The transfer proposes to retire 98 acres from irrigation and add a well for Clarence Vander Stelt's new 4000 cow dairy ~7 miles South of Lake Lowell just West of Rim Road.

### DOCUMENTS AND APPLICATION PREPARATION

- A. Dairy Water Requirement Worksheet
- B1-6. Crop History 1997-1999
- C1-4. Ground Water Use Records 1997-1998
- D. Surface Water Use Records 1994-1998
- E. Ownership Documentation

### CURRENT RECORDS & PROPOSED CHANGE

Volume was not specified on license 63-03142 but can be assumed at 4.5 afa because licensed flow rate of 2.63 cfs x 246 dys x 1.9835 = 1283.2 afa is greater than 240 licensed acres x 4.5 = 1080 afa.

The SRBA claims reflected the licenses with the addition of a ppu and the ownership changed to applicant's name. Previous owner filed SRBA claim A02-10030 and should have filed on license 02-02172 instead. A02-10030 has since been withdrawn and replaced with A02-02172.

According to claim A63-03142, the ground water has been used to supplement surface water since 3/15/1963. The surface water use was claimed in the SRBA, (A02-02172), for Snake River water delivered via Hat Butt Mutual Canal Co. Delivery records from 1994-1998 have been submitted per Attachment D.

The Allen/Brockway and Agrimet reports were used to determine that on the average, 2.52 afa/acre of water had been historically consumed by the crops grown on the proposed dairy site. Based on the dairy worksheet (Attachment A), the dairy operation will require 247 afa. At a consumption rate of 2.52 afa/acre, 98 acres will need to be retired from irrigation.

Since ground water supplements surface water at the proposed dairy site, 1997 and 1998 power records were used to determine the extent of ground water production from the well (Attachment C1-4). These records indicated that at least 128 acres could have been irrigated with only ground water at 1"/acre or 4.5 afa during the 1997 and 1998 irrigation seasons, which exceeds the 98 acres required for the dairy operation.

The dairy facilities will be located in the NE S13 and the dairy waste water will be land applied in S13 and the S1/2 S12, all now owned by Vanderstelt Dairy (see attachment E).

### **RECOMMENDATIONS**

Based on attached Department analysis, I feel sufficient information has been provided by the applicant to warrant approval of this transfer.

**IDWR Analysis  
Transfer No. 5598  
63-03142 & 63-07083**

**Current rights:**

| <u>SOURCE</u> | <u>RIGHT #</u> | <u>RATE</u> | <u>VOLUME</u> | <u>ACRES</u> |
|---------------|----------------|-------------|---------------|--------------|
| Surface water | 02-02172       | 2.50 cfs    | 1225 afa      | 317 acres    |
| Groundwater   | 63-03142       | 2.63 cfs    | 1080 afa*     | 240 acres    |
| Groundwater   | 63-07083       | 2.40 cfs    | 540 afa       | 120 acres    |

\* Volume calculations for 63-03142 (unspecified on water right)

$$240 \text{ ac} \times 4.5 \text{ afa} = 1080$$

$$2.63 \text{ cfs} \times 246 \times 1.9835 = 1283$$

allowable volume 1080 afa

**Combined uses**

**SURFACE WATER** (Determined by water right)

2.50 cfs      1225 afa      317 acres

**COMBINED GROUNDWATER** (both water rights)

2.76 cfs      1347 afa      360 acres

\*\* Diversion rate was limited by well capacity on water right 63-07083. Volume calculations for combined groundwater volume based on limitation of well capacity on water right and total number of acres irrigated

$$360 \text{ ac} \times 4.5 \text{ afa} = 1620$$

$$2.76 \text{ cfs} \times 246 \times 1.9835 = 1347$$

allowable volume 1347 afa

**TOTAL COMBINED USE OF BOTH SOURCES:**

|               |                 |                 |                  |
|---------------|-----------------|-----------------|------------------|
| Surface water | 2.50 cfs        | 1225 afa        | 240 acres        |
| Groundwater   | 2.76 cfs        | 1347 afa        | 360 acres        |
| <b>TOTAL</b>  | <b>5.26 cfs</b> | <b>1620 afa</b> | <b>360 acres</b> |

PLEASE NOTE: Total combined volume is limited to 4.5 afa per acre, thus limiting the combination of both sources to 1620 afa (4.5 afa/acre X 360 acres = 1620 afa). The total acres are also limited to 360 acres total.

**Proposal:**

Change portion of farm operation to commercial/stockwater use for a dairy and reflect a combined irrigation system for remaining acres.

The system involves two licensed ground water rights and 1 well that irrigate 360 acres. The proposed dairy needs 246.6 afa. Based on historical crop consumption of 2.52 afa, **98 acres at full appropriation must be retired from ground water irrigation.**

**Separating Process:**

1. Determine total historic acres irrigated with groundwater.

$$575 \text{ afa (power records)} / 4.1 \text{ afa (historic diversion volume)} = \mathbf{140 \text{ acres from well}}$$

2. Determine acres historically developed/license based on system capacity and acres irrigated:

$$63-03142: \frac{2.76 \text{ cfs}}{140 \text{ ac}} = \frac{2.63 \text{ cfs}}{x}$$

$$\frac{140 (2.63)}{2.76} = \mathbf{133 \text{ acres}}$$

$$63-07083: 140 \text{ ac} - 133 \text{ ac} = \mathbf{7 \text{ acres}}$$

Based on the above calculations, license 63-03142 can be used individually to account for the 98 acres that need to be retired for the dairy.

3. Redistribute 63-03142 amounts to reflect the dairy's needs based on historical cfs rate/ac (2.63/133 ac = .019774436 historical cfs rate/ac)

**CFS:**

Irrigation: 133 ac – 98 ac = 35 ac (.019774436) = .69 cfs

Stockwater: 69 ac (.019774436) = 1.37 cfs

Commercial: 29 ac (.019774436) = .57 cfs

Commercial and stockwater volumes are based on the dairy's consumptive needs as submitted by the applicant.

4. Determine acres irrigated after transfer:

$$63-03142: 240 \text{ acres} - 98 \text{ acres for dairy} = \mathbf{142 \text{ acres of irrigation}}$$

5. Determine irrigation systems capacity:

$2.76 \text{ cfs original capacity} - 1.94 \text{ cfs dairy need} = .82 \text{ cfs capacity}$

6. Determine irrigation volume 63-03142:

63-03142:  $142 \text{ ac} \times 4.5 \text{ afa} = 639$

$.69 \text{ cfs} \times 246 \times 1.9835 = 336.7$

**Use lesser 336.7 afa**

63-07083:  $120 \text{ ac} \times 4.5 \text{ afa} = 540$

$.82 \text{ cfs} \times 246 \times 1.9835 = 400$

**Use lesser 400 afa**

6. Recommendations:

**63-03142**

Irrigation:  $.69 \text{ cfs}/336.7 \text{ afa}$

Stockwater:  $1.37 \text{ cfs}/173.4 \text{ afa}$

Commercial:  $.57 \text{ cfs}/73.2 \text{ afa}$

Limited to 142 acres within a 262 acre ppu.

**63-07083**

Irrigation:  $.82 \text{ cfs}/400 \text{ afa}$

Limited to 120 acres within 262 ppu.

**When Combined:**

$2.76 \text{ cfs system capacity} - 1.94 \text{ cfs for dairy} = .82 \text{ cfs remaining capacity}$

$336.7 \text{ afa} + 400 \text{ afa} = 736.7 \text{ afa}$

$262 \text{ ac} \times 4.5 \text{ afa} = 1179 \text{ afa}$

$.82 \text{ cfs} \times 246 \times 1.9835 = 400 \text{ afa}$

**Use lesser 400 afa**

When combined, irrigation limited to .82 cfs, 400 afa and 262 acres. The stockwater and commercial use for the dairy has a combined total of 246.6 afa. When irrigation and dairy uses are combined, the total volume of water diverted from groundwater will be 646.6 afa ( $246.6 \text{ afa dairy} + 400 \text{ afa irrig.} = 646.6 \text{ afa}$ ). Historically the applicant has only diverted 575 afa from groundwater, but the water rights gave the applicant the flexibility to divert up to 1347 afa if surface water was not available. This transfer will reduce the volume flexibility of the groundwater from 1347 afa to 646.6 afa, a net reduction of 700.4 afa.

The applicant has removed the acres being dried up for the dairy from surface water right (A02-02172) in the SRBA.

## PROTEST INFORMATION SHEET

**APPLICANT:** MICHAEL CHRISTENSEN

**WATER RIGHT NO:** 63-03142 AND 63-07083 **TRANSFER NO:** 5598

**DATE FILED:** 10-13-99 **PROTEST DATE:** 12-6-99

**PROTESTANT(S) NAME & ADDRESS:**

LEE HALPER  
331 S 230 W  
JEROME ID 83338

**Attorney Name & Address:**

**Issues:**

**Applicant - Attorney - Name & Address:**

**Dates:**

**Acknowledgement Letters:** 12-10-99 \_\_\_\_\_

**Hearing Notice:** \_\_\_\_\_

**Hearing Date:** \_\_\_\_\_

**Room Confirmation Letter** \_\_\_\_\_

**Other:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO     )  
                                  ) SS.  
County of Canyon     )

Carolyn Roberson  
of Nampa, Canyon County, Idaho, being first duly  
sworn, deposes and says:

1. That I am a citizen of the United States, and at all times  
hereinafter mentioned was over the age of eighteen years, and  
not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a  
daily newspaper published in the City of Nampa and Caldwell,  
in the County of Canyon, State of Idaho; that the said  
newspaper is in general circulation in the said County of  
Canyon, and in the vicinity of Nampa and Caldwell. and has  
been uninterruptedly published in said County during a period of  
seventy-eight consecutive weeks prior to the first publication of  
the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was  
published in said newspaper two times in the regular and entire  
issue of said paper, and was printed in the newspaper proper,  
and not in a supplement.

4. That said notice was published the following dates:  
**November 18 and 25, 1999**

*Carolyn Roberson* \_\_\_\_\_

STATE OF IDAHO     )  
                                  )  
County of Canyon     )

On this 25th day of November in the  
year of 1999 before me a Notary Public, personally appeared.  
Carolyn Roberson, known or identified to me to be the person  
whose name subscribed to the within instrument, and being  
by me first duly sworn, declared that the statements therein  
are true, and acknowledge to me that she executed the same.

*Jeanne Lusk*  
Notary Public for Idaho  
Residing at Nampa

MY COMMISSION EXPIRES  
JUNE 21ST, 2003

RECEIVED

NOV 29 1999

WATER RESOURCES  
WESTERN REGION



RECEIVED

NOV 29 1999

WATER RESOURCES  
WESTERN REGION

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 5598**

Notice is hereby given that **MICHAEL CHRISTENSEN** of 8725 Bigfoot Rd, Melba, ID 83641 had applied to the Department of Water Resources to change the Nature, Period, and Place of Use and add a Point of Diversion pursuant to I.C. § 42-222 for the following ground water irrigation licenses in T1N R3W S13, Canyon County:

**63-03142**, priority 1/7/1959, 2.63 cfs, 240 acres.

**63-07083**, priority 4/11/1968, 2.4 cfs, 120 acres.

Both rights are served by the same well in the NENE and irrigate 360 total acres in S13.

**PROPOSED CHANGE**

Retire 98 acres from irrigation and use the water from those acres for Vander Stelt's new dairy in the NENE S13, located 7 miles South of Lake Lowell, just West of Rim Road. A proposed well will supply 3400 milking cows and 600 dry stock. Waste water from the dairy will be land applied to the remaining acres. New uses will be described as a total of 1.96 cfs/247 ac commercial and stock-water to be used year around.

Any protest against the approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way Boise, ID 83705-5082, together with a protest fee of \$25 on or before December 6, 1999. The applicant must also send a copy of the protest to the applicant.

**KARL J. DREHER, Director**

November 18, 25, 1999

9947

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-3142  
Date Received: 2/27/90  
Receipt No: C015057  
Received By:

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

1. Name of Claimant(s): CLARENCE VANDERSTELT AND SONS Phone: (909)735-9585  
A CALIFORNIA PARTNERSHIP  
6701 HARRISON  
CORONA CA 91720

2. Date of Priority: 01/07/1959

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County |
|----------|-------|---------|-----------------------|--------|
| 01N      | 03W   | 13      | NE NE NE              | CANYON |

5. Description of diverting works:

WELL 610'DEPTH,20"CAS.W/POND,DITCHES,CANALS,GRAV.IRRIG.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 3/15 | 11/15 | 2.63   |            |

7. Total Quantity Appropriated is:  
2.63 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use        | Acres |
|----------|-------|---------|------------|-----|------------|-------|
| 01N      | 03W   | 13      | SW         | NE  | IRRIGATION | 40    |
|          |       |         | NW         | SE  | IRRIGATION | 40    |
|          |       |         | SE         | SE  | IRRIGATION | 39    |
|          |       |         | NW         | NE  | IRRIGATION | 40    |
|          |       |         | NE         | NE  | IRRIGATION | 40    |
|          |       |         | SE         | NE  | IRRIGATION | 40    |
|          |       |         | NE         | SE  | IRRIGATION | 40    |
|          |       |         | NE         | SW  | IRRIGATION | 1     |
|          |       |         | SE         | SW  | IRRIGATION | 40    |
|          |       |         | SW         | SE  | IRRIGATION | 40    |

Section Acres 360

Total Acres 360

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:

THIS RT.WHEN COMBINED WITH RT.A63-07083 SHALL NOT EXCEED 2.76 CFS THIS RT. IS NOT USED AS ORIGINALLY LICENSED AND IS USED IN COMBINATION WITH A63-07083 AS SUPPLEMENTAL WATER TO A BENEFICIAL USE RIGHT FROM THE SNAKE RIVER ON THE ENTIRE EAST HALF OF SEC. 13, T01N,R03W, AND HAS BEEN USED IN THAT MANNER SINCE THE START OF THE IRRIGATION SEASON, MAR.15,1963

\*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/16/93

AMENDED TO INCLUDE 41 ACRES IN W1/2 S13 AND 40 ACRES IN THE SWSE AS LICENSED ON COMBINED RIGHT A63-07083

15. Basis of Claim: License

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

RECEIVED

JUL 19 2000

WATER RESOURCES  
WESTERN REGION

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, 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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 63-03142              | A63-03142                    | N     |                       |                              |       |
| 63-07083              | A63-07083                    | N     |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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) are 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) MICHAEL CHRISTENSEN  
8725 BIGFOOT MELBA ID 83641
4. New Owner/Claimant(s) CLARENCE VANDER STEIT & SONS  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or A CA PARTNERSHIP
- New Mailing Address 6701 HARRISON
- City, State and ZIP Code CORONA CA 91720
- New Telephone Number (909) 735-9585
5. Date you acquired the property 6/2/00

**Authorization to Sign for Applicant**

**Date:** 07/12/00

**Darwin Vander Stelt** is hereby appointed agent and is authorized to sign documents at the Idaho Dept of Water Resources on behalf of Clarence Vander Stelt and Sons, a California Partnership.

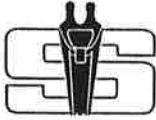
  
\_\_\_\_\_  
Darwin Vander Stelt, partner

  
\_\_\_\_\_  
Date

**RECEIVED**

**JUL 19 2000**

WATER RESOURCES  
WESTERN REGION



Order No. 99000219

This form furnished by Stewart Title of Nampa, LLC

## WARRANTY DEED

For Value Received MICHAEL CHRISTENSEN AND JILL CHRISTENSEN, HUSBAND AND WIFE

the Grantor hereby grants, bargains, sells, conveys and warrants unto CLARENCE VANDER STELT AND SONS DAIRY, A CALIFORNIA GENERAL PARTNERSHIP

the Grantee whose current address is: 6701 HARRISON AVENUE CORONA, CA 91720

the following described premises, to-wit:

AS PER LEGAL DESCRIPTION ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all incumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 02, 2000

Michael Christensen  
MICHAEL CHRISTENSEN

Jill Christensen  
JILL CHRISTENSEN

State of IDAHO

County of ADA

SS.

On this 2nd day of JUNE, 2000, before me, the undersigned, a Notary Public, in and for said State, personally appeared MICHAEL CHRISTENSEN AND JILL CHRISTENSEN

\_\_\_\_\_, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Larry G. Kavelage  
Notary Public  
Residing at Nampa, ID  
Commission Expires: 12/09/2000



*LEGAL DESCRIPTION*

*Order Number: 99000219*

THE EAST ONE-HALF OF SECTION 13, ALL IN TOWNSHIP 1 NORTH, RANGE 3  
WEST, OF THE BOISE MERIDIAN, CANYON COUNTY, IDAHO.

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: A63-03142  
Date Received: 2/27/1990  
Receipt No: C015057  
Received By: g

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CLARENCE VANDERSTELT AND SONS 909-735-9585  
Address: A CALIFORNIA PARTNERSHIP  
6701 HARRISON  
CORONA CA 91720

2. Date of Priority: JAN 7, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01N      | 03W   | 13      | NE     | NE     | NE  |     | CANYON |

5. Description of diverting works:  
WELL 610'DEPTH, 20"CAS.W/POND, DITCHES, CANALS, GRAV. IRRIG.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.630 |      |        |

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

8. Total consumptive use is 840.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 03W   | 13      | NE     | NE  |     | IRR | 40.0  |
|          |       |         | NW     | NE  |     | IRR | 40.0  |
|          |       |         | SW     | NE  |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|-----|-------|
| 01N      | 03W   | 13      | SE  |    | NE  |     | IRR | 40.0  |
|          |       |         | NE  |    | SW  |     | IRR | 1.0   |
|          |       |         | SE  |    | SW  |     | IRR | 40.0  |
|          |       |         | NE  |    | SE  |     | IRR | 40.0  |
|          |       |         | NW  |    | SE  |     | IRR | 40.0  |
|          |       |         | SW  |    | SE  |     | IRR | 40.0  |
|          |       |         | SE  |    | SE  |     | IRR | 39.0  |

Section Acres 360.0

Total Acres 360.0

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:  
BENEFICIAL USE RIGHT FROM SNAKE RIVER.

14. Remarks:  
THIS RT.WHEN COMBINED WITH RT.A63-07083 SHALL NOT EXCEED 2.76 CFS  
THIS RT. IS NOT USED AS ORIGINALLY LICENSED AND IS USED IN COMBINATION WITH A63-07083 AS SUPPLEMENTAL WATER TO A BENEFICIAL USE RIGHT FROM THE SNAKE RIVER ON THE ENTIRE EAST HALF OF SEC. 13, T01N,R03W, AND HAS BEEN USED IN THAT MANNER SINCE THE START OF THE IRRIGATION SEASON, MAR.15,1963.  
\*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/16/93.  
AMENDED TO INCLUDE 41 ACRES IN W1/2 S13 AND 40 ACRES IN THE SWSE AS LICENSED ON COMBINED RIGHT A63-07083.

15. Basis of Claim: LICENSE

Water Right Number: 27684

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: \_\_\_\_\_

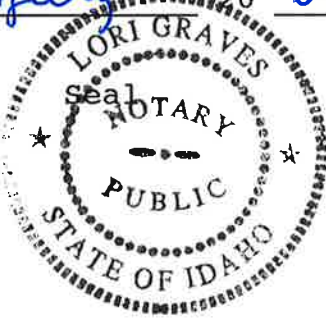
**For Individuals:**

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

Signature of Claimant(s): Lawrence Vander Stelt & Son Date: 7/18/00  
by Darwin Vander Stelt Date: \_\_\_\_\_

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 18<sup>th</sup> day  
of July 20 00 Lori Graves  
Notary Public



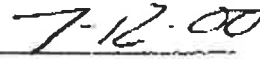
Residing at Boise  
My Commission Expires 6/18/04

**Authorization to Sign for Applicant**

**Date:** 07/12/00

**Derwin Vander Stelt** is hereby appointed agent and is authorized to sign documents at the Idaho Dept of Water Resources on behalf of Clarence Vander Stelt and Sons , a California Partnership.

  
\_\_\_\_\_  
Derwin Vander Stelt, partner

  
\_\_\_\_\_  
Date

**BILL OF SALE**

The undersigned, LAWRENCE VANDER STELT and STEVEN C. VANDER STELT, each as to an undivided fifty percent (50%) interest in the Dry Lake Dairy operation previously held under the "Clarence Vander Stelt & Sons Dairy" ("Transferor"), for valuable consideration, receipt of which is hereby acknowledged, transfer their interests in said Dry Lake Dairy operation previously held under the Clarence Vander Stelt & Sons Dairy partnership as a sub-partnership, as attached hereto dated July 1, 2005, and marked Exhibit "A," to DRY LAKE DAIRY, LLC, an Idaho Limited Liability Company ("Transferee").

To the best of Transferor's actual knowledge, the personal property is in working condition, reasonable wear and tear excepted. The real property included in Exhibit "A" and other assets, including liabilities, will be confirmed by execution of all documents required to evidence such change of ownership on the records of said entities.

Transferor further warrants that he is the lawful owner of the personal property listed in Exhibit "A" free from the rightful claims of others, and that each Transferor shall defend Transferee's title to all or any portion of the personal property listed on Exhibit "A" against all persons, except as reflected in the attached Statement as of July 1, 2005, including all the debts assumed under agreement dated January 1, 2003, with the Vander Stelt Family Trust dated September 21, 1989. Except for the warranty of good title and as above stated, Transferor makes this Bill of Sale except for the warranty of good title, transferring the personal property upon an "AS IS"/"WITH ALL FAULTS"/"WHERE IS" basis to Transferee, which Transferee acknowledges and understands.

DATED: July 1, 1005.

  
LAWRENCE VANDER STELT,  
as to an undivided one-half

  
STEVEN C. VANDER STELT,  
as to an undivided one-half

"Transferor"

REQUESTED

FIRST CLASS



UNITED STATES AIR MAIL  
02 14 \$04.10  
0004310839 OCT 06 2006  
MAILED FROM ZIP CODE 83702

CFS

RECEIVED

OCT 16 2016

WATER RESOURCES  
WESTERN REGION

CLARENCE VANDER STEIG & SONS  
DAIRY®  
A CALIFORNIA PARTNERSHIP®  
6701 HARRISON AVE  
CORONA CA 92720

LARI VANDER STELT

WAND701\* 923801031 1505 50 100000  
FORWARD TIME EXP RTN IC SEND  
10 VANDER STELT & SONS DAIRY  
1907 FERRINGTON DR  
CORONA CA 92880 1279

RETURN TO SENDER

[illegible]

63-3142

63-7083

Resent 10-17-06





# Idaho Department of Water Resources

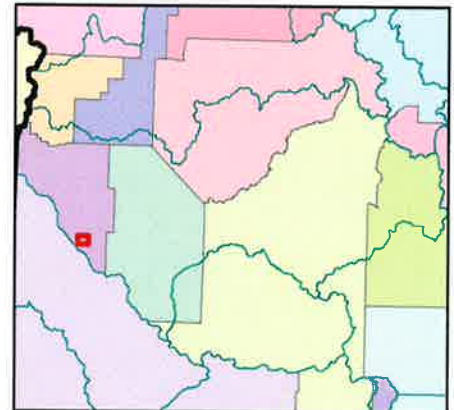
SRBA Recommendation

**63-3142**

**(COMMERCIAL)**

## Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots



**Canyon County**  
**IDWR Basin 63**

R03W



Prepared by Michael Ciscell  
On Thursday, July 17, 2008  
2004 Aerial Photography

0 0.45 0.9 1.8 Miles

10/17/2006

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

RIGHT NUMBER: 63-3142

NAME AND ADDRESS: CLARENCE VANDER STELT & SONS DAIRY  
A CALIFORNIA PARTNERSHIP  
6701 HARRISON AVE  
CORONA CA 91720

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.630 CFS  
390.80 AFY

Right Nos. 63-3142 and 63-7083 are limited to a total combined diversion rate of 2.76 cfs and to a total combined annual diversion volume of 419.5 AF.

PRIORITY DATE: 01/07/1959

POINT OF DIVERSION:

T01N R03W S13 NENE Within CANYON County

T01N R03W S13 NENE Within CANYON County

T01N R03W S13 NENE 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          | 1.940 CFS<br>247.00 AFY |
| IRRIGATION            | 03/01 11/15          | 0.690 CFS<br>143.80 AFY |
| COMMERCIAL            | 01/01 12/31          | 1.940 CFS<br>247.00 AFY |

Commercial use is for a dairy.

PLACE OF USE: IRRIGATION Within CANYON County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T01N R03W S13 | SWNE | 31.00 | T01N R03W S13 | SENE | 31.00 |
| T01N R03W S13 | NESW | 1.00  | T01N R03W S13 | SESW | 40.00 |
| T01N R03W S13 | NESE | 40.00 | T01N R03W S13 | NWSE | 40.00 |
| T01N R03W S13 | SWSE | 40.00 | T01N R03W S13 | SESE | 39.00 |

262 ACRES TOTAL

STOCKWATER Within CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01N R03W S13 | NENE | T01N R03W S13 | NWNE |
| T01N R03W S13 | SWNE | T01N R03W S13 | SENE |

COMMERCIAL Within CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01N R03W S12 | NESW | T01N R03W S12 | NWSW |
| T01N R03W S12 | SWSW | T01N R03W S12 | SESW |
| T01N R03W S12 | NESE | T01N R03W S12 | NWSE |
| T01N R03W S12 | SWSE | T01N R03W S12 | SESE |
| T01N R03W S13 | NENE | T01N R03W S13 | NWNE |
| T01N R03W S13 | SWNE | T01N R03W S13 | SENE |
| T01N R03W S13 | NENW | T01N R03W S13 | NWNW |
| T01N R03W S13 | SWNW | T01N R03W S13 | SENW |

|               |      |               |      |
|---------------|------|---------------|------|
| T01N R03W S13 | NESW | T01N R03W S13 | NWSW |
| T01N R03W S13 | SWSW | T01N R03W S13 | SESW |
| T01N R03W S13 | NESE | T01N R03W S13 | NWSE |
| T01N R03W S13 | SWSE | T01N R03W S13 | SESE |

The rights listed below are limited to the irrigation of a combined total of 262 acres in a single irrigation season.  
Combined Right Nos.: 2-2172, 63-3142 and 63-7083.

Right 63-3142 is limited to the supplemental irrigation of 63.2 acres within the place of use described above in a single irrigation season.

Right Nos. 63-3142 and 63-7083 are limited to the supplemental irrigation of 183.2 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The total instantaneous diversion of water from all points of diversion under Transfer 67018 shall not exceed 2.76 cfs, nor total combined annual volume of 419.5 af for irrigation and dairy uses.

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

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.

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.

Rights 63-3142 and 63-7083 when combined shall not exceed a total diversion rate of 2.76 cfs and a total annual maximum diversion volume of 172.5 af at the field headgate for the supplemental irrigation of 183.2 acres.

Use of water under this right may be affected by an agreement between the protestant and the right holder.

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

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right and shall only divert groundwater under this right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.

Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.

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

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.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.



# Idaho Department of Water Resources

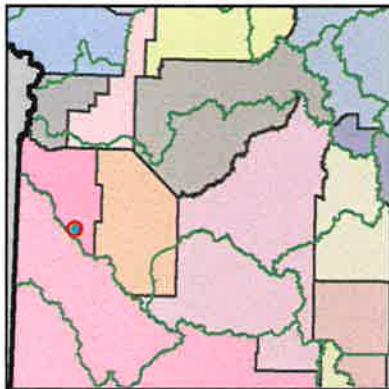
SRBA Recommendation:

**63-3142**

(Irrigation)

## Legend

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



Canyon County  
IDWR Basin 63



0 0.4 0.8 Miles

Prepared by M. Ciscell  
On Tuesday, October 17, 2006  
1987/88 Aerial Photography

# State of Idaho

## License and Certificate of Water Right

Water License No. G-27684Amount 2.63 c.f.s.

Water District No. \_\_\_\_\_

Priority January 7, 1959

THIS IS TO CERTIFY that M. O. CLEMENTS - Assignee - DRY LAKE FARMS, INC.

of Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 7, 1959; that Permit No. G-27684 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.63 second feet, was issued thereunder on May 13, 1964, showing that said works were completed on the 8th day of April, 1964; and that on the 8th day of April, 1964,

DRY LAKE FARMS, INC.

of Nampa, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well

, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-27684 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7832, on the 13 day of May, 1964;

The right hereby confirmed dates from January 7, 1959;

The Point of Diversion is located

in the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Sec. 13, Tp. 1 N, R. 3 W, B. M. Canyon County

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

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                       | No. Acres Described in Permit | No. Acres Actually Irrigated |
|------|-------|------|----------------------------------------|-------------------------------|------------------------------|
| 1 N. | 3 W.  | 13   | NE $\frac{1}{4}$                       | 160                           | 160                          |
|      |       |      | NE $\frac{1}{4}$ SE $\frac{1}{4}$      | 40                            | 40                           |
|      |       |      | NE $\frac{1}{4}$ SE $\frac{1}{4}$      | 40                            | 7                            |
|      |       |      | SE $\frac{1}{4}$ SE $\frac{1}{4}$      | 40                            | 33                           |
|      |       |      | Total number of acres to be irrigated: |                               | 240                          |

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

13th day of May, 1964.

/s/ RALPH W. THOMAS  
Deputy State Reclamation Engineer.

(SEAL)

# IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 63-03142 Date: 5-15-00

Overlapping POU Claim #'s: \_\_\_\_\_

|       | 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 | 1N  | 3W  | 13  | 40 | 40 | 40 | 40 |    |    |    |    |    |    |    |    | 40 | 40 |    | 39 | 279 |
| GIS   |     |     |     | 40 | 40 | 40 | 40 |    |    |    |    |    |    |    |    | 40 | 40 |    | 39 | 279 |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |

POU\_ID #(s): 16

POD\_ID #(s): 14

Total Claimed Acres: 279

Total GIS Acres: 279

COMMENTS:

---



---



---



---



---



---



---

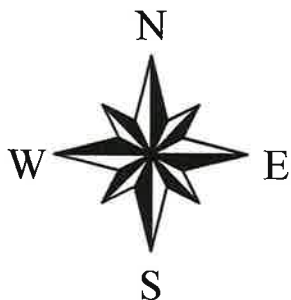
# Idaho Department of Water Resources

Claim Number: 63-03142

Legal: T01N, R03W, S13

Reviewed By:

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



1987 Napp Photo



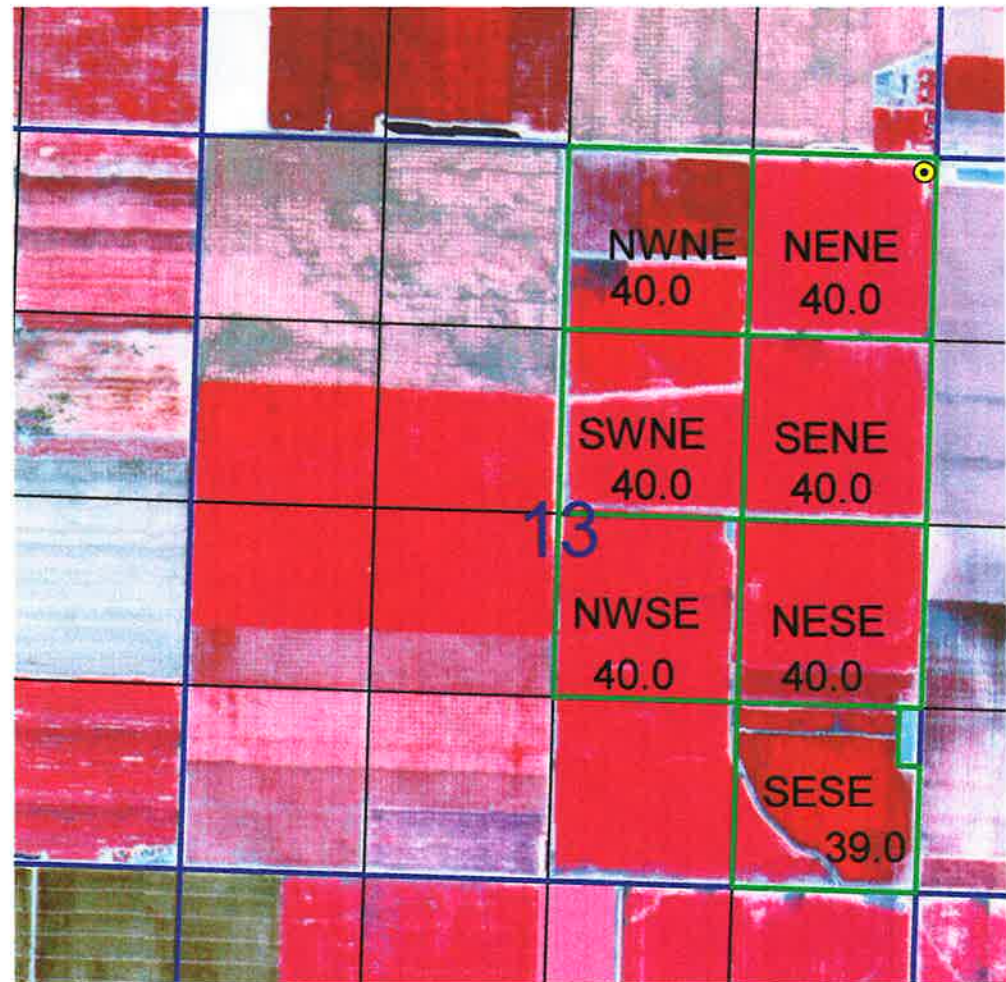
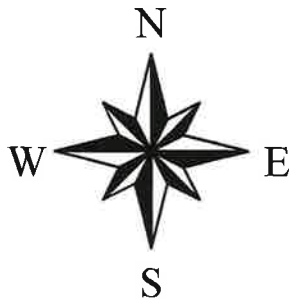
# Idaho Department of Water Resources

Claim Number: 63-03142

Legal: T01N, R03W, S13

Reviewed By:

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



1987 Napp Photo



## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3142 V1

WATER RIGHT NUMBER: 63-3142 V1

|                   |                                                                                                                          |
|-------------------|--------------------------------------------------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                                                                  |
| Current Owner     | CLARENCE VANDER STELT & SONS DAIRY<br>A CALIFORNIA PARTNERSHIP<br>6701 HARRISON AVE<br>CORONA, CA 91720<br>(909)735-9585 |

Priority Date: 01/07/1959

Basis: License

Status: Active

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

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| STOCKWATER            | 01/01 to 12/31          | 1.940 CFS             | 247.00 AF            |
| IRRIGATION            | 03/01 to 11/15          | 0.690 CFS             | 143.80 AF            |
| COMMERCIAL            | 01/01 to 12/31          | 1.940 CFS             | 247.00 AF            |
|                       | <u>Total Diversion:</u> | 2.630 CFS             | 390.80 AF            |

Location of Point(s) of Diversion

|               |            |                                 |
|---------------|------------|---------------------------------|
| GROUND WATER  | NE1/4NE1/4 | Sec. 13, Twp 01N, Rge 03W, B.M. |
| CANYON County |            |                                 |
| GROUND WATER  | NE1/4NE1/4 | Sec. 13, Twp 01N, Rge 03W, B.M. |
| CANYON County |            |                                 |
| GROUND WATER  | NE1/4NE1/4 | Sec. 13, Twp 01N, Rge 03W, B.M. |
| CANYON County |            |                                 |

Place of UseSTOCKWATER Within CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01N R03W S13 | NENE | T01N R03W S13 | NWNE |
| T01N R03W S13 | SWNE | T01N R03W S13 | SENE |

IRRIGATION Within CANYON County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T01N R03W S13 | SWNE | 31.0 | T01N R03W S13 | SENE | 31.0 |
| T01N R03W S13 | NESW | 1.0  | T01N R03W S13 | SESW | 40.0 |
| T01N R03W S13 | NESE | 40.0 | T01N R03W S13 | NWSE | 40.0 |
| T01N R03W S13 | SWSE | 40.0 | T01N R03W S13 | SESE | 39.0 |

Total Acres: 262

COMMERCIAL Within CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01N R03W S12 | NESW | T01N R03W S12 | NWSW |
| T01N R03W S12 | SWSW | T01N R03W S12 | SESW |
| T01N R03W S12 | NESE | T01N R03W S12 | NWSE |
| T01N R03W S12 | SWSE | T01N R03W S12 | SESE |
| T01N R03W S13 | NENE | T01N R03W S13 | NWNE |

|               |      |               |      |
|---------------|------|---------------|------|
| T01N R03W S13 | SWNE | T01N R03W S13 | SENE |
| T01N R03W S13 | NENW | T01N R03W S13 | NWNW |
| T01N R03W S13 | SWNW | T01N R03W S13 | SENW |
| T01N R03W S13 | NESW | T01N R03W S13 | NWSW |
| T01N R03W S13 | SWSW | T01N R03W S13 | SESW |
| T01N R03W S13 | NESE | T01N R03W S13 | NWSE |
| T01N R03W S13 | SWSE | T01N R03W S13 | SESE |

Conditions of Approval:

1. 01Q 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.
2. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 100 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right and shall only divert groundwater under this right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. 105 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. 106 Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
7. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
8. 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.
9. 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.
10. 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.
11. WB4 The total instantaneous diversion of water from all points of diversion under Transfer 67018 shall not exceed 2.76 cfs, nor total combined annual volume of 419.5 af for irrigation and dairy uses.
12. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this right.
13. X27 Right 63-3142 is limited to the supplemental irrigation of 63.2 acres within the place of use described above in a single irrigation season.
14. X35 Rights 63-3142 and 63-7083 when combined shall not exceed a total diversion rate of 2.76 cfs and a total annual maximum diversion volume of 172.5 af at the field headgate for the supplemental irrigation of 183.2 acres.

Remarks:

1. Purpose of Use Commercial use is for a dairy located in the NE, Sec. 13, T01N, R03W.

Comments:

1. TransferUser 4/13/2001 11:15:21 AM Approved Transfer  
Comment: This right is a result of approved transfer.

Dates and Other Information:

Decreed Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Defendant:  
Plaintiff:  
Civil Case Number:  
Judicial District:  
Notice of Error Flag:  
State or Federal:  
Owner Name Connector:  
Water District Number:  
Generic Max Rate Per Acre: 0.02  
Generic Max Volume Per Acre: 4.5  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>          |
|----------------|------------------------|-----------------|--------------------------|
| POU            | 9/19/2002 1:08:59 PM   | segbert         | Created polygon from PLS |



# State of Idaho

## DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

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

### WESTERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Interim Director

March 30, 2007

CLARENCE VANDER STELT & SONS  
12492 BIG FOOT RD  
NAMPA ID 83686

Re: Snake River Basin Adjudication (SRBA)  
Water Right No(s). 63-3142, 63-7083  
Change of Address

RECEIVED

APR 02 2007

DEPARTMENT OF  
WATER RESOURCES

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your claim(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

**If your mail delivery address changes in any form, please contact us in writing so we can update our records.**

If there has been a change in ownership of any of the properties connected with the water right(s) referenced above, please call this office to obtain a form to make this required change to the water right(s) records.

Sincerely,

Lori Harris  
Technical Records Specialist 2  
Adjudication Section  
Western Region

\*\*\*\*\*

The address is correct as shown above or as otherwise changed.

\_\_\_\_\_  
Signature of water right claimant

\_\_\_\_\_  
Telephone number

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



ADDRESS SERVICE  
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE  
02 1A  
0004389393  
MAILED FROM ZIP CODE  
\$01.  
FEB 02

*Returned*  
TO SENDER  
FORWARDING ORDER EXPIRED

RECEIVED

FEB 12 2007

WATER RESOURCES  
WESTERN REGION

~~CLARENCE VANDER STELT & SONS  
A CALIFORNIA PARTNERSHIP  
6701 HARRISON AVE  
CORONA CA 91733~~

12492 Big Foot Rd  
Nampa 83636

*For*

63-3142

63-7083





**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

October 13, 2000

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

CLARENCE VANDER STELT & SONS  
A CALIFORNIA PARTNERSHIP  
6701 HARRISON  
CORONA CA 91720

Re: Notice of Claim to a Water Right No. A63-03142 & A63-07083

Dear Claimant(s):

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

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

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

Sincerely,

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

Denise Buffington  
Office Specialist 1  
Adjudication Section  
Western Region Office

DB:db

Enclosure

AJ5809NP  
No. A63-03142

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/09/00  
PAGE: 55

| OWNER<br>CODE    | NAME & ADDRESS                                                          | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | MICHAEL CHRISTENSEN<br>8725 BIGFOOT<br>MELBA ID 83641<br>(208) 495-2857 | 01/07/1959       | IRRIGATION | 03-15 11-15           | 2.630 CFS         |                     |
| TOTAL DIVERSION: |                                                                         |                  |            |                       | 2.630 CFS         |                     |
| CONSUMPTIVE USE: |                                                                         |                  |            |                       |                   | 840.00 AFA          |

Water Source: GROUNDWATER      Tributary to:      Stage: LICENSE  
Point(s) of Diversion: T01N R03W S13      NENENE      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 | :  | SUM         |       |  |       |
| 01N | 03W | 13 | : | 40 |    | 40 |    | 40 |    | 40 |    |    |    |    |    | 40 |    | 40 |             | 39    |  | 279.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 279.0 |  |       |

POU County: CANYON

Non-Irrigation Uses: N/A

Other Rights: BENEFICIAL USE RIGHT FROM SNAKE RIVER.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A63-07083

Other Water Rights Listing Overlapping Place(s) of Use:  
A02-10030 A63-07083

Remarks: GEN THIS RT.WHEN COMBINED WITH RT.A63-07083 SHALL NOT EXCEED 2.76 CFS  
THIS RT. IS NOT USED AS ORIGINALLY LICENSED AND IS USED IN COMB-  
INATION WITH A63-07083 AS SUPPLEMENTAL WATER TO A BENEFICIAL USE  
RIGHT FROM THE SNAKE RIVER ON THE ENTIRE EAST HALF OF SEC. 13,  
T01N,R03W, AND HAS BEEN USED IN THAT MANNER SINCE THE START OF  
THE IRRIGATION SEASON, MAR.15,1963.  
\*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/16/93.

Dates: Exam Made Date: Verified Date: 12/16/1993 Objection Filed Date:

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

Audit: 05/25/90 LUTHY 12/16/93 WERNER 03/30/95 POST-STD



# State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

Date December 16, 1993

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

[ MICHAEL CHRISTENSEN ]  
8725 BIGFOOT  
[ MELBA ID 83641 ]

Notice of Claim No.(s) A63-07083, A63-03142, A02-10030

Dear Claimant:

Enclosed is **your** copy(s) of the above referenced claim(s) which reflect the change in ownership of the land and appurtenant water rights covered by this claim(s).

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

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Linda A. Werner  
Sr. Water Resource Agent  
Adjudication Section

Enclosure(s)

MICROFILMED

JUL 25 1994

CLAIMANT'S NAME: Dry Lake Farms, Inc.DATE: 12-22-1992COUNTY: CanyonEMPLOYEE: S.W. Keen

Mr. Mike Christensen (495-2857) called today to report that he has purchased T1N, R3W, S13, E $\frac{1}{2}$ , from M.O. Clements (Dry Lake Farms) and to inquire about appurtenant water rights.

I queried the database and found Licenses 02-02172 and 63-03142 and SRBA claim A63-03142. I told Mr. Christensen I would look into the matter and get back to him.

On second review, I found:

Licenses - 02-02172

SRBA Claims - A02-10030

63-03142

A63-03142

63-07083

A63-07083

I also found old claim A02-02172 on the WR database.

I called Linda Werner at Western Region to ask her to look in the claim files to determine why A02-10030 was filed instead of A02-02172. She found nothing but a claim and map in the file.

I attempted to return Mr. Christensen's call on 12-22-92 at 2:45, but no one was at home.

Mr. Christensen should at least review the SRBA claims and file an ownership change. He may also wish to file A02-02172. If A02-02172 is filed, claimant should get \$1000 credit for having filed in the old Basin 02 Adj.

12-22-92

sent Mr. Christensen  
An O-change form, a  
primer, and profile reports.

JUL 25 1994

8725  
Big Foot Rd.  
Melba, ID 83641

A63-03142

WESTERN

MEMO TO FILES From FEL.

DATE: 5/25/1990

APPLICANT: DRY LAKE FARMS INC.

CLAIM NO: A63-03142

SUBJECT: CHANGE IN RCPT. C015057

THIS CLAIM WAS INITIALLY ENTERED ON THE RCPT., C015057, AS  
A02-03142 IN ERROR CORRECTION THROUGH AR-9 WAS MADE  
ON THE ABOVE DATE.

OS

MICROFILMED  
AUG 18 1992

WR5808NP  
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROOF READING REPORT

07/13/95 00:04:26

Page 1

Water Right Number - 63-03142

Prefix Translation: WATER RIGHT

Old (D) Number - 27684

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

\*\*\* C - CURRENT OWNER \*\*\*  
DRY LAKES FARMS INC.

1 -  
2 -  
3 -  
City- NAMPA State- ID Zip- 83651  
Phone -

\*\*\* O - ORIGINAL OWNER \*\*\*  
CLEMENTS

M. O.

1 -  
2 -  
3 -  
City- State- Zip-  
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +  
01/07/1959 14 WESTERN L - LICENSE

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

+ - - - - Point of Diversion - - - - - +  
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.  
01N 03W 13 NE NE (27) CANYON

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

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

+ - - - - Place of Use - - - - - +  
Twn Rng Sec Tract Lot Acres Code Description County  
01N 03W 13 NE NE 40.0 01 IRRIGATION (27) CANYON  
01N 03W 13 NW NE 40.0 01 IRRIGATION (27) CANYON  
01N 03W 13 SW NE 40.0 01 IRRIGATION (27) CANYON  
01N 03W 13 SE NE 40.0 01 IRRIGATION (27) CANYON  
01N 03W 13 NE SE 40.0 01 IRRIGATION (27) CANYON  
01N 03W 13 NW SE 7.0 01 IRRIGATION (27) CANYON  
01N 03W 13 SE SE 33.0 01 IRRIGATION (27) CANYON

Total Acres: 240.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Page 2

Prefix Translation: WATER RIGHT

| Remarks           |
|-------------------|
| No Remarks found. |

```
+ - - - - 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     | - | 08/28/1979 | Appl Received   | - | 00/00/0000 | Transfer/Amended   | - |   |
| Decree Date       | - | 00/00/0000 | Name Connector  | - |            | POU Ownership Flag | - |   |
| Presumption Flag  | - |            |                 |   |            |                    |   |   |