

09/22/2004

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

RIGHT NUMBER: 25-14125  
NAME AND ADDRESS: BALL BROTHERS PRODUCE LC  
PO BOX 69  
LEWISVILLE ID 83431  
SOURCE: GROUND WATER TRIBUTARY:  
QUANTITY: 0.040 CFS  
The quantity of water under this right shall not exceed 2,500 gallons per day.  
PRIORITY DATE: 09/30/1986  
POINT OF DIVERSION:  
T04N R38E S5 SWSESE Within JEFFERSON County  
PURPOSE AND PERIOD OF USE:  

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| DOMESTIC              | 01/01 12/31          | 0.040 CFS       |

  
PLACE OF USE: DOMESTIC Within JEFFERSON County  
T04N R38E S05 SESW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use  
Parcel No.: RP04N38E059340

Water Right 25-14125

SCANNED  
1  
NOV 05 2004  
PROFILED

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 25-14125  
Date Received: 9/22/2004  
Receipt No: E030281  
Received By: ENC

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

1. Name of Claimant(s)

BALL BROTHERS PRODUCE LC Phone: (208)754-4651  
PO BOX 69  
LEWISVILLE ID USA 83431

2. Date of Priority: 09/30/1986

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County    | Type |
|----------|-------|---------|-----------------------|-----------|------|
| 04N      | 38E   | 5       | SW SE SE              | JEFFERSON |      |

5. Description of diverting works:

Well, pump and delivery system for lavatories and employee break area.  
Business has 50 employees.

6. Water is used for the following purposes:

| Purpose  | From  | To    | C.F.S. | (or) A.F.A |
|----------|-------|-------|--------|------------|
| DOMESTIC | 01/01 | 12/31 | 0.04   |            |

7. Total Quantity Appropriated is: 0.04 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 |
|----------|-------|---------|----------------|----------|-------|
| 04N      | 38E   | 5       | SE SW          | DOMESTIC |       |

11. Place of use in counties: JEFFERSON

SCANNED

NOV 05 2004

FILED

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

13. Other Water Rights Used:

14. Remarks:

The quantity of water under this right shall not exceed 2,500 gallons per day.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

15. Basis of Claim:

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 Managing Partner of  
Title  
Ball Brothers Produce LC, that I have signed the foregoing  
Organization  
document in the space below as Managing Partner of  
Title  
Ball Brothers Produce LC and that the statements contained in the  
Organization  
foregoing document are true and correct.

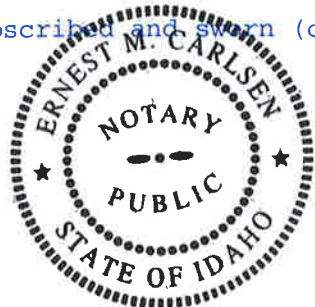
Carol Ball  
Signature of Authorized Agent

Managing Partner, Ball Brothers Produce LC  
Title and Organization

September 22, 2004  
Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 22 of September 2004



Ernest Carlsen  
Notary Public

Residing at Idaho Falls **SCANNED**

My commission Expires 8-21-2009 **NOV 05 2004**