

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: **A63-02900**
Date Received: 3/16/1990
Receipt No: C015697
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: HENGGELEER PACKING CO INC 208-452-4212
Address: PO BOX 313
FRUITLAND ID 83619
2. Date of Priority: APR 10, 1952
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 06N | 05W | 27 | SW | NW | SW | | CANYON |
5. Description of diverting works:
WELL, APP. 300' DEPTH, 8" CAS. W/ 75 HHP PUMP, PIPELINE TO SPRINKLER SYST.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.480 | | |
7. Total Quantity Appropriated is:
1.480 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 259.0 Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	05W	27	NE	SW		IRR	37.0
			NW	SW		IRR	37.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	74.0
					Total Acres	74.0

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:
N/A

14. Remarks:
OWNERSHIP CHANGED BY DB 4/14/98.

15. Basis of Claim: LICENSE

Water Right Number: 22719

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

APR 13 1998

IDAHO DEPARTMENT OF
WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: A 63-02900 A 63-21604
 Adjudication Claim No(s).: AJ0749NP

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant CALVIN E. MARSHALL & JANET L. MARSHALL
UNKNOWN

4. New Owner/Claimant(s) HENGGELE PAKCING CO., INC.
 Name Connector (Check one): ☐ and. ☐ or. ☐ and/or
 New Mailing Address P O BOX 313
 City, State and ZIP Code FRUITLAND, IDAHO 83619
 New Telephone Number (208) 452-4212

5. Date you acquired the property JAN. 8, 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Gerald J. Henggele Pres.
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

Packers and Shippers

Fortress Brand

Apples and Prunes

Henggeler Packing Co., Inc.

PHONE (208) 452-4212
P. O. BOX 313 — FRUITLAND, IDAHO 83619

HENGGELEER PACKING CO., INC.

CORPORATE OFFICERS

PRES. GERALD J. HENGGELEER

VICE PRES. ANTHONY R. HENGGELEER

SEC. RALPH R. HENGGELEER

TREAS. ROBERT M. HENGGELEER

9802261

RECORDED

98 JAN 22 PM 2 25

REC'D

CANYON CO. RECORDER

RY John D. Dwyer

REQUES: Coleman Ritchie & Robertson
TYPE: Deed FEE: 15.00

JOHN S. RITCHIE
COLEMAN, RITCHIE & ROBERTSON
Attorneys at Law
156 2nd Avenue West
P. O. Box 525
Twin Falls, ID 83303-0525
Telephone: (208)734-1224

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON

NORWEST AGRICULTURAL CREDIT,
INC., a Minnesota corporation,

Plaintiff,

vs.

CALVIN E. MARSHALL and JANET L.
MARSHALL, husband and wife;
HENGGELEER PACKING CO., INC., an
Idaho corporation; and WEST ONE
BANK, IDAHO, a National Banking
Association,

Defendants.

HENGGELEER PACKING CO., INC., an
Idaho corporation,

Cross-Complainant,

vs.

CALVIN E. MARSHALL and JANET L.
MARSHALL, husband and wife,

Cross-Defendants.

Case No. CV-96-01794

SHERIFF'S DEED

THIS INDENTURE, made this 15th day of January,
1998, between GEORGE NOURSE, Sheriff of the County of Canyon, State

of Idaho, the party of the first part, and HENGgeler PACKING CO., INC., an Idaho corporation, whose address is P. O. Box 313, Fruitland, Idaho, 83619, the party of the second part.

WHEREAS, by virtue of an Amended Writ of Execution issued out of and under the seal of the District Court of the Third Judicial District of the State of Idaho, in and for the County of Canyon, on the 25th day of November, 1996, upon a Judgment and Decree of Foreclosure recovered in the said Court on the 6th day of September, 1996, in favor of Norwest Agricultural Credit, Inc., a Minnesota corporation, plaintiff, and against Calvin E. Marshall and Janet L. Marshall, husband and wife; Henggeler Packing Company, Inc., an Idaho corporation; and West One Bank, Idaho, a National Banking Association, defendants, which was directed and delivered to the said Sheriff commanding him to sell real property owned by defendants Calvin E. Marshall and Janet L. Marshall, husband and wife, described in the Amended Notice of Levy on Real Estate under Execution accompanying the said Amended Writ of Execution; and

WHEREAS, the said Sheriff did, in obedience to said command to sell the real estate and appurtenances therein and hereinafter particularly described, did, on the 8th day of January, 1997, sell the said real estate and appurtenances at public auction at the real property in Canyon County, Idaho, at the hour of 2:00 o'clock p.m., after having first given due notice of the time and place of such sale according to law; at which sale the said real estate and appurtenances were sold to Henggeler Packing Co., Inc., an Idaho corporation, for the total sum of TWO HUNDRED FORTY-EIGHT

THOUSAND ONE HUNDRED TWELVE AND 46/100 DOLLARS (\$248,112.46), with \$108,070.61 of that amount being a credit bid, with payment of costs of sale In the amount of \$1,472.57, and with \$138,569.28 being applied toward the said Judgment and Decree of Foreclosure together with interest thereon; the said Henggeler Packing Co., Inc., an Idaho corporation, being the highest bidder, and that being the highest sum bid for the real property and appurtenances, whereupon the said Sheriff, after receiving from the purchaser the sum of \$140,041.85, with the balance of the bid being a credit bid, gave to said purchaser a Sheriff's Certificate of Sale as is by law directed to be given, which said Sheriff's Certificate of Sale dated January 9, 1997, was recorded on January 10, 1997, as Instrument No. 9700900, records of Canyon County, Idaho; and

WHEREAS, one year from the date of said sale and the recording of the Sheriff's Certificate of Sale has expired without any redemption of the said real property and appurtenances having been made by any of the defendants or anyone claiming under them.

NOW THIS INDENTURE WITNESSETH, that the said George Nourse, the Sheriff aforesaid, by virtue of the said Amended Writ of Execution, and in consideration of the said sums of money to him in hand paid as aforesaid by the said purchaser, the receipt whereof is hereby acknowledged, and in consideration of the balance of the bid being a credit bid, has granted, bargained, sold, conveyed and confirmed, and by these presence, does GRANT, BARGAIN, SELL, CONVEY and CONFIRM, unto the said party of the second part, and to their assigns, forever, all the right, title, interest and

claim which the said judgment debtors, Calvin E. Marshall and Janet L. Marshall, husband and wife, and all other defendants, had on the 6th day of September, 1996, or any time afterwards, or now have, in and to all of that real property and appurtenances thereto located in Canyon County, Idaho, specifically described as follows, to-wit:

The North Half of the Southwest Quarter of Section 27, Township 6 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

The commonly known address of the property is:

31276 Parma Road
Parma, ID 83660

Together with the following irrigation equipment:

- 1 75 HP U.S. Motor #1032949 with Layne & Bowler Turbine Pump
- 1 Clemons Sand Separator
Model 60LA3625, Serial No. 582-381
- 1 Clemons Screen Filter
Model 72-0555
- 1 General Electric 440 Volt. 3 phase
Control Panel No. Dia K-5768279

Together with State of Idaho Certificate #63-02900 for 1.48 cfs of water to irrigate 74 acres of land.

Together with a 1984 Brookfield Mobile Home, serial number IDFL2AE261307765.

TO HAVE AND TO HOLD the said real property and appurtenances, unto the said party of the second part, their assigns, forever as fully and absolutely as the said Sheriff can, may or ought to, by virtue of the said Amended Writ of Execution

and of the statute in such case made and provided, grant, bargain, sell, convey and confirm the same.

IN WITNESS WHEREOF, the said Sheriff, the said party of the first part, has hereunto set his hand and seal the day and year first above written.

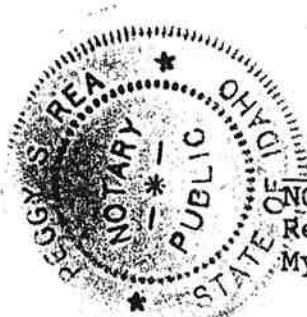
GEORGE NOURSE
Sheriff of Canyon County, Idaho

By George W. Nourse Sheriff

STATE OF IDAHO)
County of Canyon) ss.

On this 15 day of January, 1998, before me, the undersigned, a Notary Public in and for said County and State, personally appeared George W. Nourse Sheriff, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



[Signature]
NOTARY PUBLIC
Residing at: Nampa
My Commission Expires: 7-18-2001

CANYON, IDAHO

Form Approved - OMB No. 0560-0004

FSA-578(02-01-91)

REPORT OF ACREAGE

PROGRAM YEAR 1996

FARM NUMBER: 5614

FARM AND TRACT DETAIL LISTING

DATE: 06-03-96

Operator Name and Address ID

Original: _____

HENGGELEER PACKING CO. 0824

Revision: _____

P.O. BOX 313
FRUITLAND, ID 83619

Cropland: 63.3

Farmland: 80.0

Tract Number	Field Num ID	Irr Prc	Crop	Var/ Type	Int Use	Lnd Use	Reported Acreage	Determined Acreage	O/ H	Crop Stat	Prod Share	Prod ID	Ins Elig	Crop Type	Planting Prc Date	T Area	Map Area
5380	1	Ir	APPLE	FRH	Fresh	Y FAV	14.00			I	1.0000	0824	Y	89F	002		
	2	Ir	APPLE	FRH	Fresh	Y FAV	12.00			I	1.0000	0824	Y	89F	002		
	3	Ir	APPLE	FRH	Fresh	Y FAV	12.00			I	1.0000	0824	Y	89F	002		
	4	Ir	APPLE	FRH	Fresh	Y FAV	6.00			I	1.0000	0824	Y	89F	002		
	5	Ir	APPLE	FRH	Fresh	Y FAV	5.00			I	1.0000	0824	Y	89F	002		
	6	Ir	APPLE	FRH	Fresh	Y FAV	5.00			I	1.0000	0824	Y	89F	002		
	7	Ir	APPLE	FRH	Fresh	Y FAV	6.00			I	1.0000	0824	Y	89F	002		
	8	Ir	APPLE	FRH	Fresh	Y FAV	3.30			I	1.0000	0824	Y	89F	002		
Crop OFAV		Nirr 63.3		Irr													
Photo Number/Legal Description: *02 27 6 5																	
Cropland:		63.3		Reported:		63.3		Difference:		.0		Reported D,B,S,R,A:		.0			

5614 T 5380 *D2 27 6 5

1996

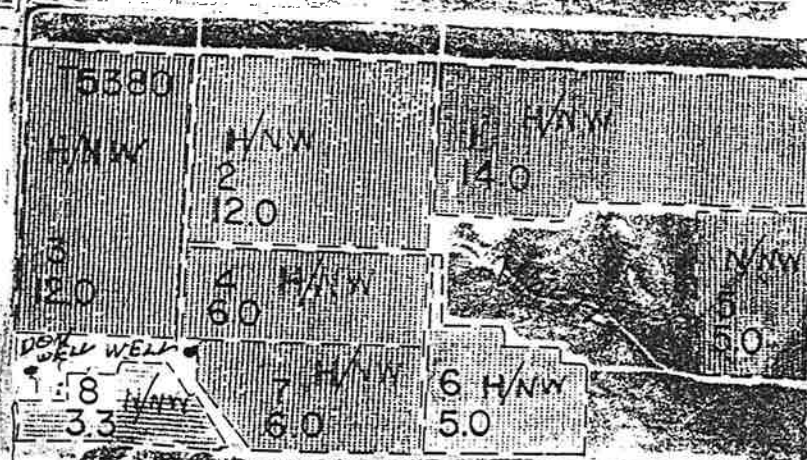
ST & CNTY:

AREA: _____ for pot/_____ for bns/_____ for appls-grps
List variety & spring (acres) or winter (acres) for crop.

☒ CASH RENTED

☐ CROP SHARED, list who & shares on field

2006
1996
504



T28 /NW

All
Apples
63.3 ACRES

28 27

23.5

27 26

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: A63-02900
Date Received: 3/16/1990
Receipt No: CØ 15697
Received By: ESP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CALVIN E. MARSHALL
Address: 11051 PAYETTE HEIGHTS ROAD
PAYETTE, ID 83661
208-642-4854

2. Date of Priority: APR 10, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	27	SW	NW	SW		CANYON

5. Description of diverting works:
WELL, APP. 300' DEPTH, 8" CAS. W/75HHP PUMP, PIPELINE TO SPRINKLER SYST.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.480		

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

8. Total consumptive use is 259.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	27	NE	SW		IRR	37.0
			NW	SW		IRR	37.0
Section Acres							74.0

A63-02900

Page 1

Date: 03/16/90

MICROFILMED
AUG 18 1992

10. Place of Use: Continued

Total Acres 74.0

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:
N/A

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 22719

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): Calvin E Marshall Date: 3-16-90

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of MARCH 19 90
Robert E. Smith
Notary Public

Seal

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

MICROFILMED
AUG 18 1992

T6N R5W SEC 27



P.U. 27
P.O.
IRE 37A
IRE 37
AC

MICROFILMED
AUG 18 1992

Music, Vicky

From: Music, Vicky
Sent: Tuesday, January 13, 2009 9:47 AM
To: 'tbooth@srba.state.id.us'
Subject: FW: 63-2900

SM Booth -

The irrigation season of use was not licensed so I corrected to the standard sou of 3/1 – 11/15 and deleted the shoulder remark. Vicky

From: Harris, Lori
Sent: Tuesday, January 13, 2009 8:36 AM
To: Music, Vicky
Subject: FW: 63-2900

Vicky,

This was one of Dan's, could you please look into this one.

Thanks,

LH

From: Ted Booth [mailto:tbooth@srba.state.id.us]
Sent: Monday, January 05, 2009 12:59 PM
To: Shurte, Jan
Subject: 63-2900

Jan,

The shoulder remark and/or the SOU needs to be revised on this right.

Ted

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster.
<http://www.ihatespam.net>

1/13/2009

05/25/2006

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

RIGHT NUMBER: 63-2900

NAME AND ADDRESS: HENGGELEER PACKING CO INC
PO BOX 313
FRUITLAND ID 83619

SOURCE: GROUND WATER TRIBUTARY;

QUANTITY: 1.480 CFS
333.000 AFY

PRIORITY DATE: 04/10/1952

POINT OF DIVERSION:

T06N R05W S27 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.480 CFS 333.00 AFY

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

PLACE OF USE: IRRIGATION Within CANYON County

T06N R05W S27	NESW	37.00	T06N R05W S27	NWSW	37.00
---------------	------	-------	---------------	------	-------

74 ACRES TOTAL

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

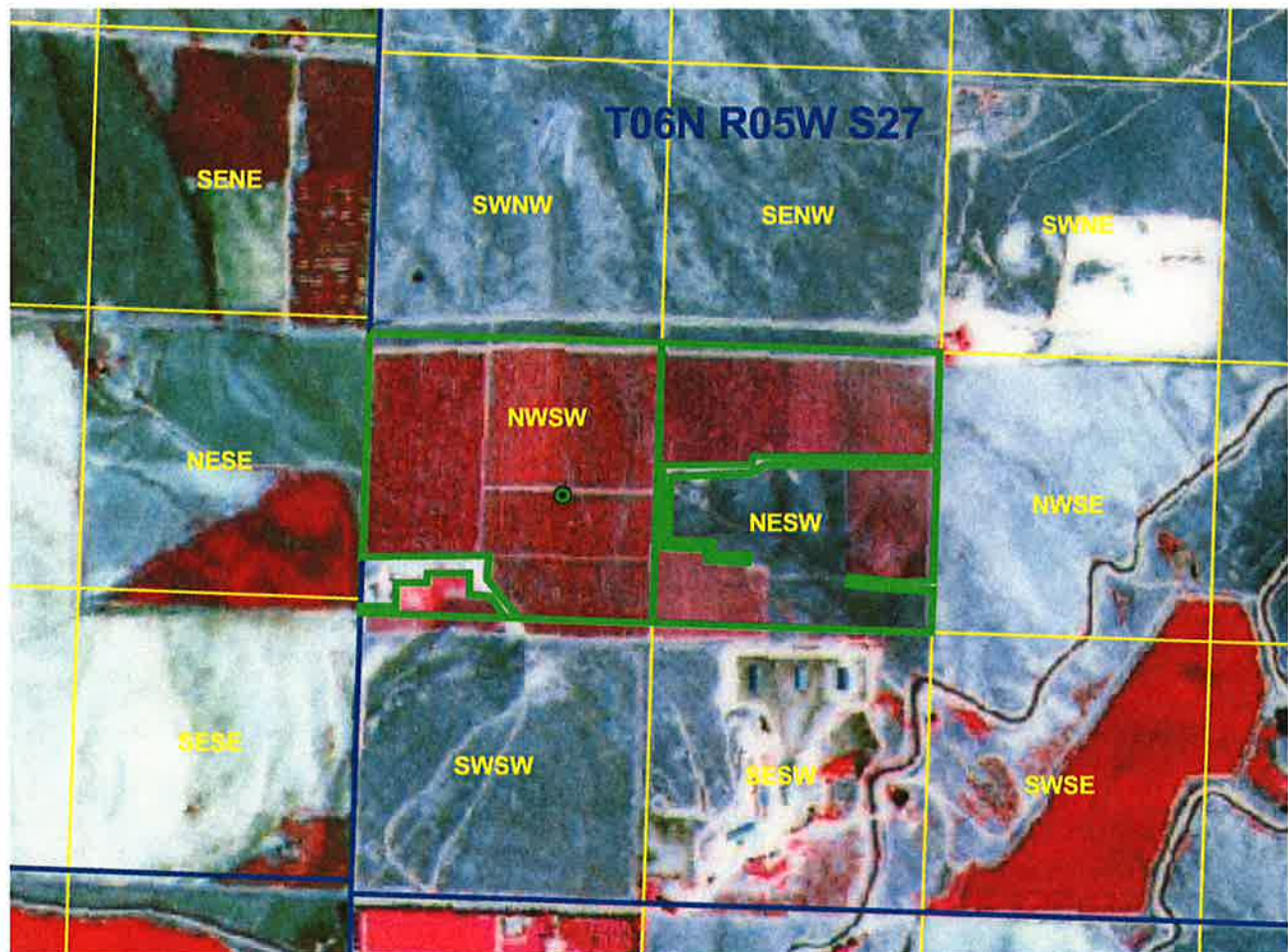
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



State of Idaho
Idaho Department of Water Resources
Western Region

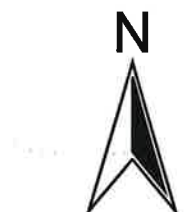
T6N R5W SECTION(S) 27
WATER RIGHT(S) : 63-2900



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

Total Irrigated Acres = 74 acre(s)

GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: May 2006



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2900 V1

WATER RIGHT NUMBER: 63-2900 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ABRAHAM BARBERIS
	PARMA, ID 83660
Original Owner	RONALD SMITH
	RURAL RT 2
	PARMA, ID 83660
Original Owner	CALVIN E MARSHALL
	11051 PAYETTE HEIGHTS RD
	PAYETTE, ID 83661
	(208)642-4854
Current Owner	HENGGELEER PACKING CO INC
	PO BOX 313
	FRUITLAND, ID 83619
	(208)452-4212
Original Owner	LEILA SMITH
	RURAL RT 2
	PARMA, ID 83660

Priority Date: 04/10/1952

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.480 CFS	333.00 AF
	<u>Total Diversion:</u>	1.480 CFS	333.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 27, Twp 06N, Rge 05W, B.M.
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	
06N	05W	27									37.0	37.0							74.0

Total Acres: 74

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2900 V1

1. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. 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.

Remarks:Comments:

1. dnelson 5/25/2006 Claim Review

Comment: This claim was based on a license that had been transferred. I retained the lands listed in the transfer. I could not determine exact acres from the transfer map, so the entire 40- acre tract was used to create the shape file. This farm is an orchard that grows fruit and grapes, so it really is not possible to determine actual acres. I did take out the home and roads that I found. The remainder of the file was recommend as licensed and transferred. The point of diversion marked on the map was too close to designate it to the 10 acre tract as marked on the claim. Therefore, it was described to the 40 acre tract like the current license.

2. dnelson 5/25/2006 Text

Comment: OWNERSHIP CHANGED BY DB 4/14/98.

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: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits: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>
Summary			04/10/2006	scurtis	Active
Contacts	5/25/2006 7:48:10 AM	dnelson			Active
Priority Date	5/25/2006 7:48:48 AM	dnelson			Active
POD	5/25/2006 7:51:33 AM	dnelson			Active
Source	5/25/2006 7:51:49 AM	dnelson			Active
POU	5/25/2006 7:52:43 AM	dnelson			Active
Use	5/25/2006 7:53:12 AM	dnelson			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2900 V1

Season	5/25/2006 7:54:03 AM	dnelson	Active
Quantity	5/25/2006 7:55:22 AM	dnelson	Active
Summary	05/25/2006	dnelson	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Quantity	5/25/2006 7:55:23 AM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a diversion rate and/or volume? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - The license provided adequate flow rate calculations. Description for Question 10 - 4.5 afa per acre standard for 74 acres = 333 afa total
Summary	5/25/2006 7:57:06 AM	dnelson	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Summary	4/10/2006 1:27:52 PM	scurtis	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
Contacts	5/25/2006 7:48:11 AM	dnelson	(No) 1. Do you want to schedule an appointment? Comment for 1: This claim is based on a licensed right that was transferred. There is adequate information to recommend right without a field exam.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2900 V1

General	5/25/2006 7:48:48 AM	dnelson	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	5/25/2006 7:49:57 AM	dnelson	Updated shape
POD	5/25/2006 7:51:34 AM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	5/25/2006 7:51:49 AM	dnelson	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	5/25/2006 7:52:31 AM	dnelson	Updated shape for Active POU
POU	5/25/2006 7:52:44 AM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	5/25/2006 7:53:12 AM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2900 V1

Season	5/25/2006 7:54:03 AM	dnelson	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
--------	----------------------	---------	---

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2900

WATER RIGHT NUMBER: 63-2900

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ABRAHAM BARBERIS
	PARMA, ID 83660
Original Owner	RONALD SMITH
	RURAL RT 2
	PARMA, ID 83660
Original Owner	CALVIN E MARSHALL
	11051 PAYETTE HEIGHTS RD
	PAYETTE, ID 83661
	(208)642-4854
Current Owner	HENGGELEER PACKING CO INC
	PO BOX 313
	FRUITLAND, ID 83619
	(208)452-4212
Original Owner	LEILA SMITH
	RURAL RT 2
	PARMA, ID 83660

Priority Date: 04/10/1952

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

1.480 CFS

Total Diversion:

1.480 CFS

Annual Volume

333969 (74 X 4.509 acre ft)

333969

11

Location of Point(s) of Diversion

GROUND WATER

SW1/4NW1/4SW1/4

Sec. 27, Twp 06N, Rge 05W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	05W	27																	74.0

Total Acres: 74

Conditions of Approval:

- OWNERSHIP CHANGED BY DB 4/14/98.

Dates and Other Information:

Claim Received Date: 3/16/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Mitigation Plan: False

Combined Use Limits:

S-39.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2900

WATER RIGHT NUMBER: 63-2900

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LEILA SMITH RURAL RT 2 PARMA, ID 83660
Current Owner	RONALD SMITH RURAL RT 2 PARMA, ID 83660
Original Owner	ABRAHAM BARBERIS PARMA, ID 83660

Priority Date: 04/10/1952

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.480 CFS	
	<u>Total Diversion:</u>	1.480 CFS	

Location of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4

Sec. 27, Twp 06N, Rge 05W, B.M.

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	
06N	05W	27									37.0	37.0							74.0

Total Acres: 74

Conditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2900

Licensed Date: 5/20/1985
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Ronald &/or Leila Smith Phone Parma 722-5845
Post office address Rural Route, 2 Parma, ID 83660

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. License No. 63-2900 issued by the Idaho Department of Water Resources

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

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Property sold by widow of Abraham Barberis, to Don Williams, then to A. V. Capps, then to Ronald and Leila Smith

3. Source of water Groundwater tributary to _____

4. Date of priority 4/10/52

5. Water is used for the following purposes:

amount 1.48 for Irrig. purposes from 3/15 to 11/15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 1.48 cubic feet per second
b. _____ &/or
acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27
Township 6N Range 5W, B.M., in Canyon County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>6N</u>	<u>5W</u>	<u>27</u>									<u>3</u>	<u>30</u>							<u>33</u>
		<u>28</u>													<u>40</u>	<u>1</u>			<u>41</u>

Total number of acres to be irrigated 74

9. Describe any other water rights used for the same purposes as described above _____

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
 - c. Description of diverting works _____
 - d. Describe the reasons for applying for a change in the point(s) of diversion _____
Applicant desires to irrigate entire 80 acres in Section 27. Will provide
new source in future for 80 acres in Section 28 from more practical location.

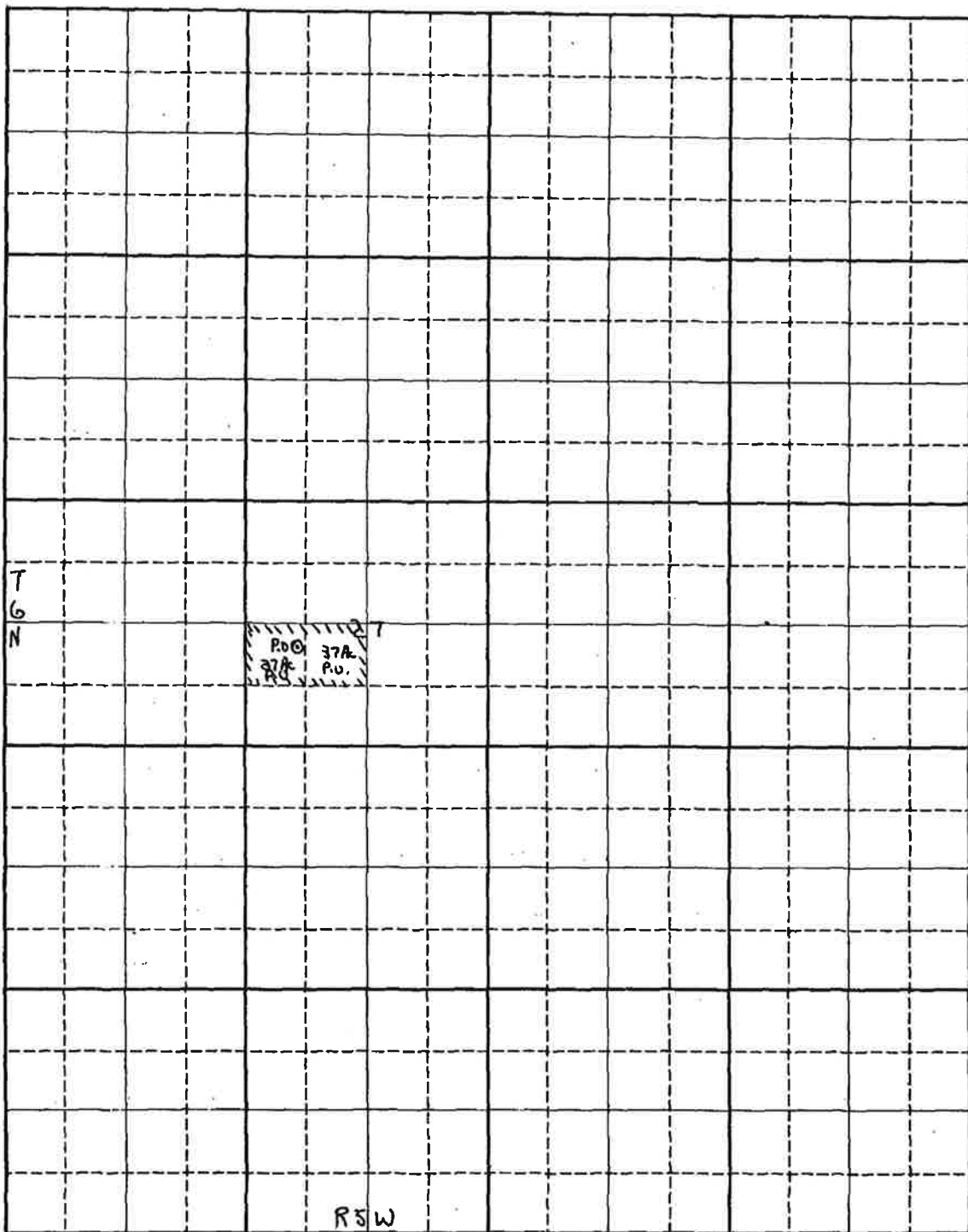
2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	5W	27									37	37							74

Total number of acres to be irrigated 74

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

4. Remarks

I hereby assert that no one will be injured by such change and 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.

Subscribed and sworn to before me this 18th day of September, 19 79.

Ronald E. Smith
(Signature of applicant)

[Signature]
(Notary public)

My commission expires Aug 16, 1981

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-2900 and said application is hereby approved, subject to the following limitations and conditions:

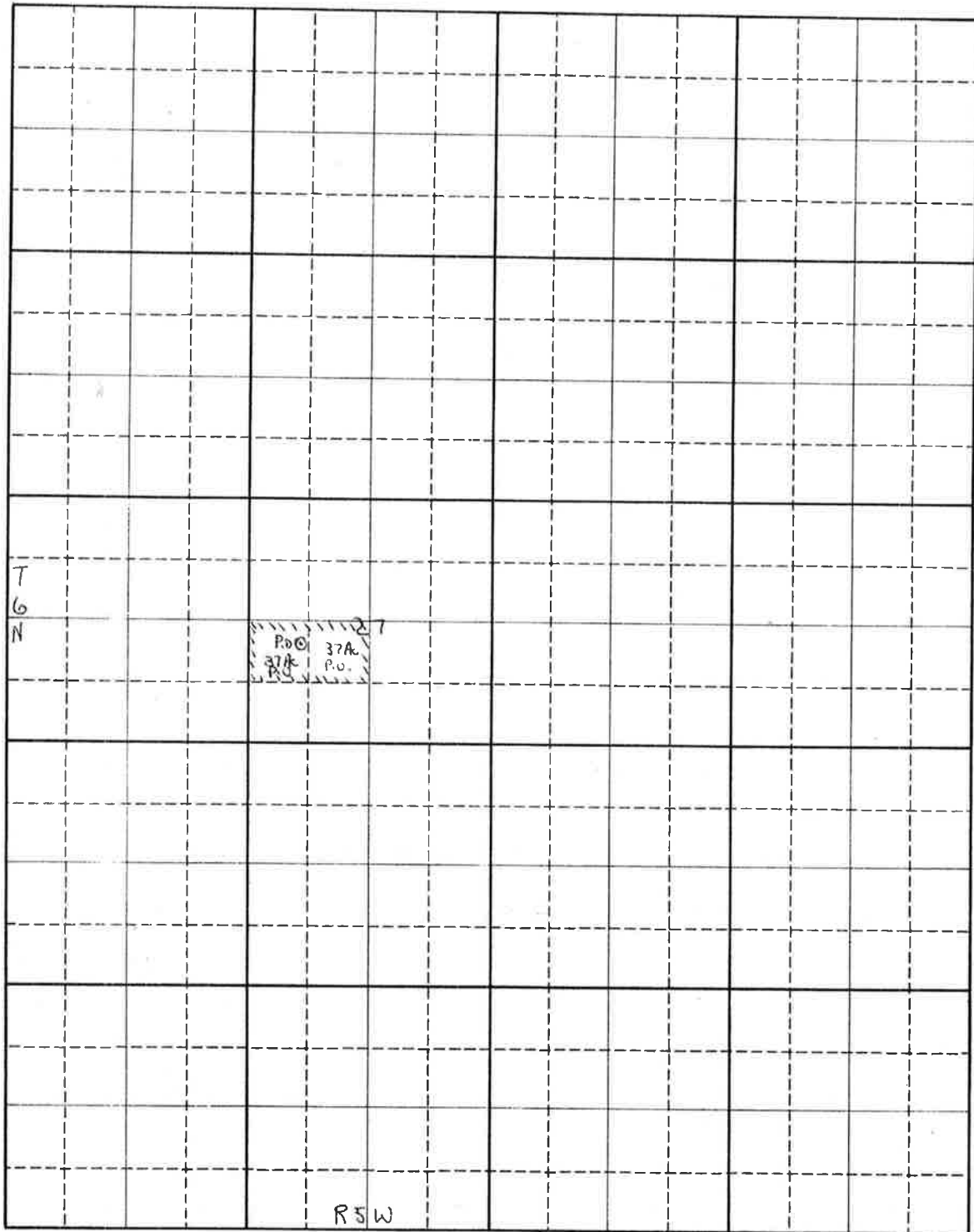
Witness my hand this 17th day of December, 19 79.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by <u>SES</u>	Date <u>9/20/79</u>	Protest filed by _____
Prelim. check by <u>645</u>	Fee <u>35</u>	_____
Receipted by <u>SES</u>	Date <u>9/20/79</u> # <u>14559</u>	_____
Published in <u>Idaho Free Press</u>	Copies of protest forwarded by _____	
Pub. dates <u>10/11 + 10/18/79</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>DSG</u> <u>Jan</u>	

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

State of Idaho License and Certificate of Water Right

Water License No. G-22719

Amount 1.48 c.f.s.

Water District No. _____

Priority April 10, 1952

THIS IS TO CERTIFY that ABRAHAM BARBERIS of Caldwell, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 10, 1952; that Permit No. G-22719 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.48 second feet, was issued thereunder on December 8, 1958, showing that said works were completed on the 11th day of August, 1958; and that on the 11th day of August, 1958, ABRAHAM BARBERIS

of Caldwell, 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, for the purpose of Irrigation and domestic use, under Use Permit No. G-22719 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 11 of Licenses at page 6560, on the 8th day of December, 1958; The right hereby confirmed dates from April 10, 1952;

The Point of Diversion is located in the NW 1/4 SW 1/4, Sec. 27, Tp. 6 N., R. 5 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 1.48 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	5 W.	27	NE 1/4 SW 1/4	40	3
			NW 1/4 SW 1/4	40	30
		28	NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	1
			Total number of acres irrigated - - - 74		

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

8th day of December, 1958.

/s/ Geo. N. Carter
State Reclamation Engineer.

(SEAL)

63-2900

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Ronald &/or Leila Smith Phone Parma 722-5845
Post office address Rural Route #2, Parma, ID 83660

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. License No. 63-2900 issued by the Idaho Department of Water Resources

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

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Property sold by widow of Abraham Barberis, to Don Williams, then to A. V. Capps, then to Ronald and Leila Smith

3. Source of water Groundwater tributary to _____

4. Date of priority 4/10/52

5. Water is used for the following purposes:

amount 1.48 for Irrig. purposes from 3/15 to 11/15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 1.48 cubic feet per second
b. _____ &/or
acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27
Township 6N Range 5W, B.M., in Canyon County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	5W	27									3	30							33
		28													40	1			41

Total number of acres to be irrigated 74

9. Describe any other water rights used for the same purposes as described above _____

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____
 - c. Description of diverting works _____
 - d. Describe the reasons for applying for a change in the point(s) of diversion _____
Applicant desires to irrigate entire 80 acres in Section 27. Will provide
new source in future for 80 acres in Section 28 from more practical location.

2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	5W	27									37	37							74

Total number of acres to be irrigated 74

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

T 6 N

P.O. 37A
37A P.O.
R.S.W.

R 5 W

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

4. Remarks

I hereby assert that no one will be injured by such change and 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.

Subscribed and sworn to before me this 18th day of September, 19 77.

(Signature of applicant)

(Notary public)

My commission expires Aug 16, 1981

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-2900 and said application is hereby approved, subject to the following limitations and conditions:

Witness my hand this 17th day of December, 19 79.

NORMAN C. YOUNG

Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by JS Date 9/20/79

Prelim. check by 645 Fee 35

Receipted by JS Date 9/20/79 # 14559

Published in Idaho Free Press

Pub. dates 10/11 - 10/18/79

Watermaster recommendation requested on _____

rec'd. _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial

by DBS Jim

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

Permit No. G-22719

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Abraham Barberis

2. Source of water supply: Subterranean floor from 2 wells

3. Location of point of diversion: Is in the NE 1/4 SE 1/4 of Section 28

T. 6 N. R. 5 W., B. M. County of Canyon

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

75 hp. H.S. Motor #1032979 440V
Layne B. Turbine 22206 5' x 5' conc. base. Shed roof shade
no walls. Open delivery thru 7" pipe to south. Flows
almost full. Open ditches to fields.
Extreme lift 272 feet.

5. Water is used for: irrigation and domestic

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

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

NE 1/4 SW 1/4 of Sec. 27, and NE 1/4 SE 1/4 of Sec. 28, all in Twp. 6 N., Rge. 5 W., B. M.

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

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

Remarks: This is a rough steep farm and difficult to
gravity irrigate yet he has a good stand of alfalfa
water was not measured.
It was determined by observation and checked
by calculation.

This examination was made on the 1 day of Dec., 1928

(Signed) E. H. Humphrey Examiner.

22719

Abraham Barberis
Rt. #1, Caldwell, Idaho

9780
Permit No. G-22719

Examination for Completion of Works & Beneficial Use

County Canyon

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
DEC 2 1958

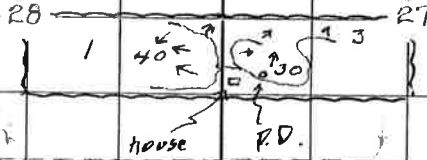
Department of Irrigation

R-5 W.

T.
6
N.

US. HWY. No. 20 X 9.5

TO PARK



Subdivisions = 4

Area = 74 acres

2 = 74 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-22719

REPORT ON PROOF OF Completion of Works & Beneficial Use

Abraham Barberis, Rt. #1, Caldwell, Idaho

63-2900
4-22719

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-30457
Permit No. G- 22719
District No.

1. Name of Applicant: ABRAHAM BARBERIS
Postoffice address: Rt. 1, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 3.2 or Idaho
Miners' inches 160 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from two wells
Section 28, and
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27
Twp. 6 N. , Rge. 5 W. , B. M., County of Canyon
5. Water is to be used for: Irrigation and domestic purposes.
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B. M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B. M.
7. Kind of works: Two wells, ditches and ditches
8. Estimated cost of works: \$10,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five(5)
years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supple-
mental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

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

Applicant.

Agent.

~~The~~ turned to applicant for correction:

Corrected application received:

The number of this permit is G-22719

Recorded in Book 31 Page 22719 Approved April 22, 1952

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

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

Work to begin on or before June 22, 1952 and to continue diligently and uninterruptedly to completion,

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

One-fifth of the work above specified to be completed on or before October 22, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before April 22, 1957

Witness my hand this 22nd day of April, 1952

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and PAUL E. LESTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 22nd
day of April, 1952.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By LEN JORDAN Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	
6 N.	5 W.	27 28			40 40		30 80
			STATE OF IDAHO DEPARTMENT OF RECLAMATION Total Number of Acres to be Irrigated - - 160				160
WHEREAS, Permit No. C-22719, in the name of Abraham Barberis, requires completion of works and beneficial use to be made on or before April 22, 1957; and, WHEREAS, Permit No. C-22719 was issued in connection with Desert Land Entry # Idaho 02768, which was not allowed until April 19, 1955; and, WHEREAS, Permit Holder was unable to proceed with construction pending allowance of his Desert Land Entry: NOW, THEREFORE, an extension is allowed for completion of works and beneficial use on Permit No. C-22719 to April 19, 1960, and a similar extension is allowed for all other acts required under the terms and conditions of Permit No. C-22719. Signed at Boise, Idaho, this 9th day of September, 1956. MARK R. KULP State Reclamation Engineer							

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+++++
+ MANUFACTURED HOUSING INQUIRY +
+++++
+ 01 6T71674-000- -0 049-00 FIRE- FLOOD- APPR TAM CLASS R3 REAP 98 DECL N +
+++++
+ NAMES AND MAILING ADDRESS + DESCRIPTION +
+ HENGGELEER PACKING CO INC + R39365-010- -0 SECTION 27-6N-5W SW +
+ + +
+ SPACE LOT BLOCK +
+ BROOKFIELD (28 X 48) ( X ) +
+ IDFL2AE261307765 +
+ PO BOX 313 + BROFD-84-28-D30 TITLE +
+ FRUITLAND ID 83619 +
+++++
+ VALUES +
+ SITE 31276 PARMA RD PA +
+ 46 28,700 +
+ STATUS- COMB N TRAN N DEL N PPD N + 47 100 +
+ PRIOR ACCOUNT 5T71674-000- -0 +
+ PARCEL 6T6N5W27R71674 +
+ H/O N C/B N SCH 137 +
+ 02 TRAITS INQUIRY + TOTAL 28,800 +
MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101
System User- IDWRR Date 04/11/2006 Time 7:53

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REAL PROPERTY INQUIRY
+++++
01 6R39365-010- -0 049-00 SCH137+ 01 27,200 60.00
+++++
05 600 19.90
HENGGELEER PACKING CO INC + 10 20,200 1.00
+ 19 .91
+ 32 15,000
+
+
PO BOX 313 +
FRUITLAND ID 83619 +
+++++
27-6N-5W SW + TOTAL 63,000 81.81
LOT 3,, NESW +
+ SURVEY INST 9802261
+ DRAIN DR VALUE APPR CTR
+ CLASS BF REAP 99 MAN 98 UNIT 0
31726 PARMA RD, PA + PARCEL 6R06N05W274800 H/O N C/B N
+ PRIOR ACCOUNT 5R39365-010- -0
+ 02 MH on Property YES
MODE:F ACTION: TRAITS INQUIRY TRQK318

```

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ACCOUNT NUMBER UNIT TOTAL UNITS
SITE SEC/TWN/RNG
ASSESSED VALUE ACREAGE
SUB/PARK NAME YEAR/MAKE
CLASS SPACE LOT BLOCK
+++++
YR BUILT AIR COND CARPORT
STORY HEATING CARPORT SQ FT
FIRST SQ FT EXTERIOR DECK/PATIO?
SECOND SQ FT ROOF POOL?
BEDS BSMT SQ FT SPA?
BATHS % BSMT FIN LOT SIZE
FRPLC GARAGE NEIGHBORHOOD
GARAGE SQ FT
+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

```

MODE:F ACTION:

COMPANION SHEET INQUIRY

TRQK361

01 ACCOUNT: 6R39365-010- -0 AREA 049-00 DRAIN VALUE CLASS BF H/O N
SEC 27 TWN 6N RNG 5W QTR SW CITY/SUB 0 BLK LOT 4800
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
HENGGELEER PACKING CO INC MARSHALL, CALVIN E

MAILING ADDRESS

PO BOX 313
FRUITLAND ID 83619

SITE ADDRESS

31726 PARMA RD PA

COMMENTS

PRIOR ACCOUNT 5R39365010 0
PARCEL 06N05W274800 SRVY
INSTR 9802261 ACRES 81.81
SPLIT YR DOCUMENT DD

LEGALS

27-6N-5W SW
LT 3,, NESW

REMARKS

9802261=SHERIFF'S DEED-CV-96-01794
TRANSF FROM R39366-010=BECAUSE OF
THE SECTION NUMBER

[illegible]

Receipt Details for ID C015697

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/16/1990 2:43:31 PM	3/16/1990	State	\$149.00	Check
Payer		MARSHALL,CALVIN/JANET		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
01			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$149.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2900		\$124.00	Claim
63	21604		\$25.00	Claim

Print Report



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

April 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A63-21604 & A63-02900

HENGGELEER PACKING CO INC
PO BOX 313
FRUITLAND ID 83619

Dear Claimant:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights 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.

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
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure