

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 63-2758B
Date Received: 1/16/1990
Receipt No: X999999
Received By:

AMENDED

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

1. Name of Claimant(s)

PLINE FARMS INC Phone: (208)466-6811

6805 LAKE HAZEL RD
NAMPA ID USA 83687

2. Date of Priority: 01/24/1949

3. Source: GROUND WATER Trib. to: BOISE RIVER
INDIAN CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	01W	5	SE NW	CANYON	
02N	01W	5	SE NW	CANYON	
02N	01W	5	NW NW	CANYON	
02N	01W	5	NE SW	CANYON	
02N	01W	5	SW NE	CANYON	
02N	01W	6	NE NE	CANYON	
03N	01W	31	SE SE	CANYON	
03N	01W	32	SE SW	CANYON	
03N	01W	32	SW SW	CANYON	
03N	01W	32	SW SW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	3.68	828
STOCKWATER	01/01	12/31	0.04	

RECEIVED

MAY 10 2007

7. Total Quantity Appropriated is:
3.68 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
02N	01W	5	NE	NW	IRRIGATION	32
			NW	NW	IRRIGATION	37
			NE	SW	IRRIGATION	14.5
			SE	NW	IRRIGATION	34
			NW	SW	IRRIGATION	2
			SW	NW	IRRIGATION	35
			Section Acres			
02N	01W	6	NE	NE	IRRIGATION	5
					Section Acres	5
03N	01W	31	SE	SE	IRRIGATION	14.5
			SW	SE	IRRIGATION	5
			Section Acres			
03N	01W	32	SW	SW	IRRIGATION	5
					Section Acres	5
					Total Acres	184

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: NAMPA MERIDIAN IRRIGATION DISTRICT

14. Remarks:

SOURCES FOR THIS RT. ARE INDIAN CK. & GROUNDWATER.
1 CFS FROM INDIAN CREEK P/D NWSE, SEC. 5, T2N, R1W AND 2.92 CFS FROM WELLS,
REMAINDER OF P/D'S.
FEE PAID UNDER RECEIPT NO. W007594.

ACCOMPLISHED TRANSFER IN PLACE OF USE IN 1967 WHEN WELL IN THE NESW WAS USED
FOR IRRIGATION TO A GREATER EXTENT THAN PREVIOUSLY.

LIMITED TO 196 ACRES AND TOTAL QUANTITY OF 3.92 CFS WHEN COMBINED WITH 63-2578A. PARENT RIGHT/LICENSE LIMITS GROUNDWATER TO 2.9 CFS FROM WELLS AND 1 CFS FROM INDIAN CREEK.

15. Basis of Claim: License

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: 0

For Organizations:

I do solemnly swear or affirm that I am President of Pline Farms inc. Title President that I have signed the foregoing document in the space below as President of Pline Farms inc. Title Clinton C. Pline and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

Pline Farms inc.
Title and Organization

5-5-07

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5th of May 2007

Vicky Music

Notary Public

Residing at Boise, ID

My commission Expires 1-27-2012



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: **A63-02758B**
Date Received: 1/16/1990
Receipt No: W007594
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: PLINE FARMS INC. 208-466-6811
Address: 6805 LAKE HAZEL RD.
NAMPA ID 83687

2. Date of Priority: JAN 24, 1949

3. Source: INDIAN CREEK Trib. to: BOISE RIVER
GROUNDWATER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	01W	5		SW	NE✓		CANYON
				SE	NW✓		CANYON
				NE	SW		CANYON
				NW	SE		CANYON
		6		SE	NE		CANYON
03N	01W	31		NW	SE		CANYON
				SW	SE		CANYON
				SE	SE		CANYON
		32		SW	SW		CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION			3.920		
STOCKWATER					

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

MICROFILMED

JUL 25 1994

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01W	5	NE	NW		IRR	35.0
			NW	NW		IRR	40.0
						Section Acres	75.0
		6	NE	NE		IRR	20.0
						Section Acres	20.0
03N	01W	31	NW	SE		IRR	20.0
			SW	SE		IRR	40.0
			SE	SE		IRR	35.0
						Section Acres	95.0
		32	SW	SW		IRR	6.0
						Section Acres	6.0
						Total Acres	196.0

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:

14. Remarks:

SOURCES FOR THIS RT. ARE INDIAN CK. & GROUNDWATER.

1 CFS FROM INDIAN CREEK P/D NWSE, SEC. 5, T2N, R1W AND

2.92 CFS FROM WELLS, REMAINDER OF P/D'S.

15. Basis of Claim: LICENSE

Water Right Number: 20916

MICROFILMED
JUL 25 1994

ADJUDICATION MEMORANDUM

CLAIM NO: A63-02758B

SUBJECT: # change

EMPLOYEE: R. McElathy

DATE: 3-25-94

Number change to indicate split
of parent right; A63-02758A already
exists

MICROFILMED

JUL 25 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

Renumbered: A63-02758E

Ident. Number: ~~A63-02758~~

Date Received: 1/16/1990

Receipt No: W007594

Received By: JW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PLINE FARMS INC. 208-466-6811
Address: 6805 LAKE HAZEL RD.
NAMPA, ID 83687

2. Date of Priority: JAN 24, 1949

3. Source: INDIAN CREEK Trib. to: BOISE RIVER
GROUNDWATER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	01W	5		SW	NE		CANYON
				SE	NW		CANYON
				NE	SW		CANYON
				NW	SE		CANYON
		6		SE	NE		CANYON
03N	01W	31		NW	SE		CANYON
				SW	SE		CANYON
				SE	SE		CANYON
		32		SW	SW		CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			3.920		
STOCKWATER					

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

A.F.A.

MICROFILMED

JUL 25 1994

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01W	5	NE	NW		IRR	35.0
			NW	NW		IRR	40.0
						Section Acres	75.0
		6	NE	NE		IRR	20.0
						Section Acres	20.0
03N	01W	31	NW	SE		IRR	20.0
			SW	SE		IRR	40.0
			SE	SE		IRR	35.0
						Section Acres	95.0
		32	SW	SW		IRR	6.0
						Section Acres	6.0
						Total Acres	196.0

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:

14. Remarks:

SOURCES FOR THIS RT. ARE INDIAN CK. & GROUNDWATER.
1 CFS FROM INDIAN CREEK P/D NWSE, SEC. 5, T2N, R1W AND
2.92 CFS FROM WELLS, REMAINDER OF P/D'S.

15. Basis of Claim: LICENSE
Water Right Number: 20916

MICROFILMED

JUL 25 1994

~~MICROFILMED~~

~~AUG 18 1992~~

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): Plume Farms, Inc. Date: Jan. 16, 1990
by Dale S. Plume Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 16th day

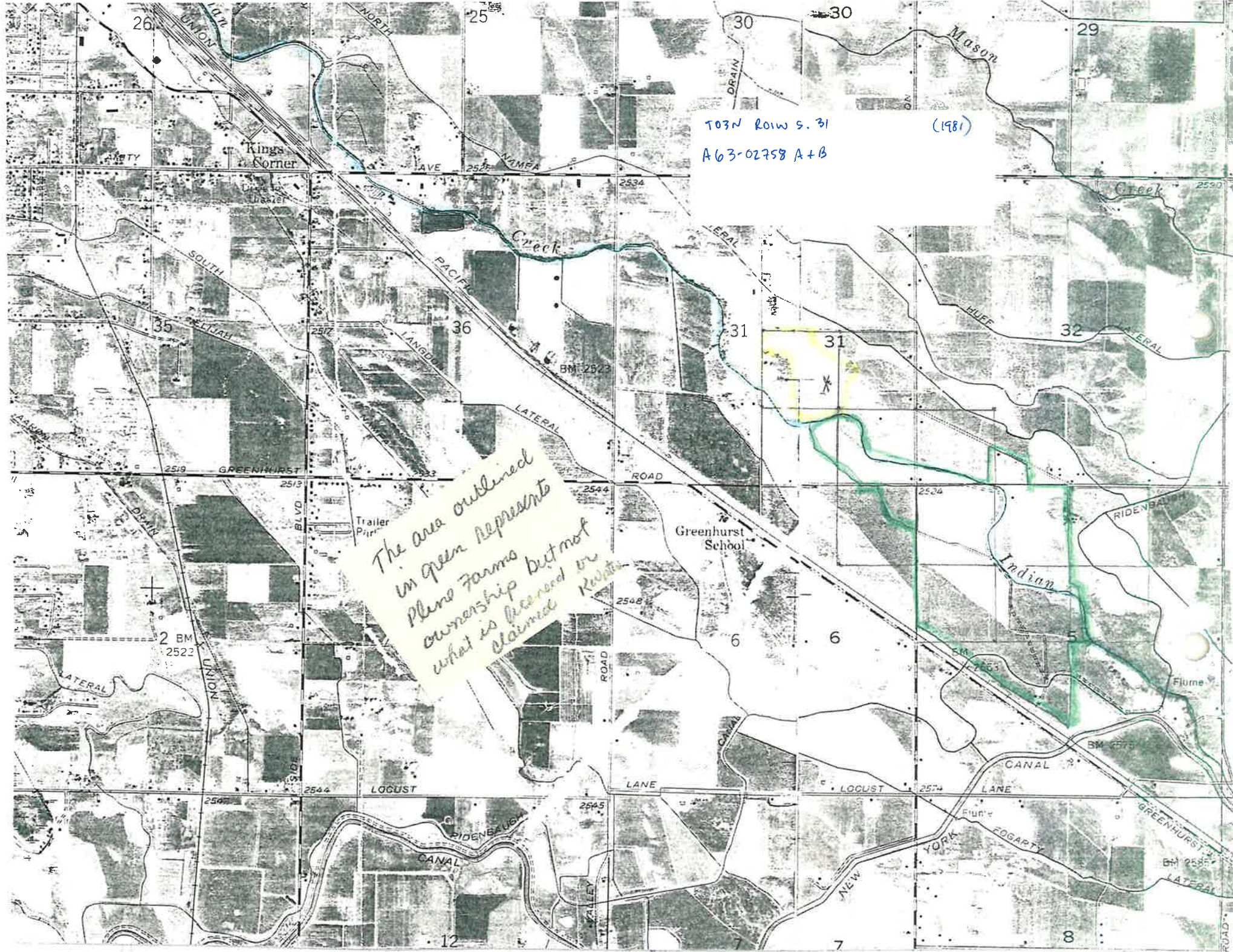
of January 19 90
Seal

Jan Shurtle
Notary Public

Residing at Meridian ID
My Commission Expires 9-14-94

MICROFILMED
JUL 25 1994

~~MICROFILMED~~
~~AUG 18 1992~~



T03N Row S. 31
A63-02758 A+B

(1981)

The area outlined
in green represents
Plum Farms but not
ownership but
what is claimed or
known

9202300

WARRANTY DEED

THIS INDENTURE, Made this 27 day of September,
in the year of our Lord one thousand nine hundred and sixty-three,
between HERBERT S. PLINE and ANNA L. PLINE, husband and wife, DALE
S. PLINE and ELLEN R. PLINE, husband and wife, LARRY F. PLINE and
PATRICIA M. PLINE, husband and wife, all of Nampa, County of Canyon,
State of Idaho, the parties of the first part, and LARRYDALE FARMS,
INC., an Idaho corporation with its principal place of business at
Nampa, County of Canyon, State of Idaho, the party of the second
part,

WITNESSETH, That the said parties of the first part, for
and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00),
and other good and valuable considerations, to them in hand paid by
the said party of the second part, the receipt whereof is hereby
acknowledged, have granted, bargained and sold, and by these presents
do grant, bargain, sell, convey and confirm unto the said party of
the second part, and to its successors and assigns forever, all of
the following described real estate, situated in the County of
Canyon, State of Idaho, to wit:

I
A portion of the SE $\frac{1}{4}$ of Section 31, Township 3 North,
Range 1 West of the Boise Meridian, more particularly
described, to wit: Commencing at the SE corner of
Section 31, Township 3 North, Range 1 West of the Boise
Meridian, the INITIAL POINT; thence North 89° 40' West,
1053.3 feet along the South line of said Section 31;
thence North 47° 52' West, 946.2 feet; thence North
8° 59' West, 443.1 feet; thence North 87° 23' East,
277.3 feet; thence North 75° 09' East, 255.5 feet;
thence South 88° 42' East, 466.0 feet; thence South
11° 46' East, 618.3 feet; thence South 81° 08' East,
713.0 feet to a point in the East line of said Section
31; thence South 0° 30' East, 431.1 feet along the said
East line to the Initial Point.

II
A portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32, Township
3 North, Range 1 West of the Boise Meridian, more parti-
cularly described, to wit: Commencing at the SW corner
of Section 32, Township 3 North, Range 1 West of the
Boise Meridian, the INITIAL POINT; thence North 0° 30'
West, 396.0 feet along the West line of said Section
32; thence South 72° 55' East, 1354.6 feet to the SE
corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 32; thence
North 89° 55' West, 1291.4 feet along the South line
of the said SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the Initial Point.

III
A portion of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32, Township 3 North, Range 1 West of the Boise Meridian, more particularly described, to wit: Commencing at the SW corner of Section 32, Township 3 North, Range 1 West of the Boise Meridian, and running South 89° 55' East, 1291.4 feet along the South line of said Section 32 to the INITIAL POINT; thence continuing South 89° 55' East, 645.7 feet along the said South line to SE corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 32; thence North 0° 03' East, on East line of said subdivision, 314.2 feet to a point in the Southerly right of way of a County Road; thence North 63° 57' West, 720.7 feet along the said Southerly right of way to a point in the West line of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 32; thence South 0° 08' East, along said West line 629.8 feet to the Initial Point.

IV
A portion of Lot 1 of Section 6, Township 2 North, Range 1 West of the Boise Meridian, more particularly described, to wit: Commencing at the NE corner of Section 6, Township 2 North, Range 1 West of the Boise Meridian, the INITIAL POINT; thence South 0° 12' East, 792.2 feet along the East line of Lot 1 of said Section 6; thence North 61° 36' West, 411.2 feet; thence North 30° 15' West, 695.4 feet; to a point in the North line of said Lot 1; thence South 89° 40' East, 709.3 feet along the said North line to the Initial Point.

V
A portion of Section 5, Township 2 North, Range 1 West of the Boise Meridian, more particularly described, to wit: Commencing at the NW corner of Section 5, Township 2 North, Range 1 West of the Boise Meridian, the INITIAL POINT; thence South 89° 55' East, 2582.8 feet along the North line of said Section 5 to the North 1/4 corner of said Section 5; thence South 1° 32' East, 1706.4 feet to a point in the East line of the West 1/2 of said Section 5; thence North 89° 40' East, 220.0 feet; thence South 1° 32' East, 990.0 feet to a point in the South line of the North 1/2 of said Section 5; thence South 89° 40' West 220.0 feet along the said South line to the center of said Section 5; thence South 0° 13' East, 1520.5 feet along the East line of the West 1/2 of said Section 5 to a point in the Northerly right of way of the Oregon Short Line Railroad; thence North 55° 28' West, 3219.7 feet along the said Northerly right of way to a point in the West line of said Section 5; thence North 0° 12' West, 2394.5 feet along the said West line to the Initial Point.

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

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders,

rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to its successors and assigns, forever, and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, its successors and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Herbert S. Pline
Herbert S. Pline

Anna L. Pline
Anna L. Pline

Dale S. Pline
Dale S. Pline

Ellen R. Pline
Ellen R. Pline

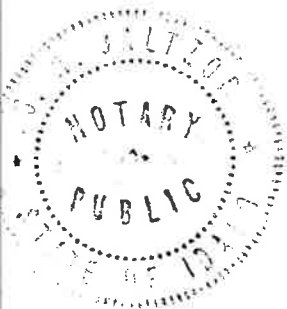
Larry F. Pline
Larry F. Pline

Patricia M. Pline
Patricia M. Pline

STATE OF IDAHO)
County of Canyon) ss.

On this 27 day of September, in the year 1963, before me, the undersigned, a notary public in and for said state, personally appeared HERBERT S. PLINE and ANNA L. PLINE, husband and wife, DALE S. PLINE and ELLEN R. PLINE, husband and wife, LARRY F. PLINE and PATRICIA M. PLINE, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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 for Idaho
Residing at Nampa, Idaho

9202300

RECORDED

92 FEB 3 AM 11 28

NED. ERR

CANYON ON RECORDER

[Signature]

REQUEST

TYPE *[Signature]* FEB 12 20

Receipt Details for ID W007594

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/16/1990 12:05:41 PM	1/16/1990	Western	\$357.00	Check
Payer		PLINE FARMS		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1381			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEES

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$357.00	ADJUDICATION FEES	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	20313		\$25.00	Claim
63	8559		\$86.00	Claim

Print Report

63-2758B does not show on this receipt, but quantity left from fee would equal amount required for this claim.

2008 JUN 24 PM 12:50
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA	)	ORDER SETTING STATUS
	)	CONFERENCE
Case No. 39576	)	
		SUBCASE NO: 63-02758B

Please be advised that Special Master THEODORE R. BOOTH
has set a Status Conference in the above subcase(s)
as follows:

TUESDAY, AUGUST 12, 2008 at 01:30 PM (MT)

SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID

Parties may participate by telephone by dialing the number
225-383-1099 and when prompted entering the code 675342.

IT IS SO ORDERED.

Dated: JUNE 24, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on JUNE 24, 2008, with sufficient first-class postage to the following:

NAMPA & MERIDIAN IRR DIST

Represented by:
DANIEL V. STEENSON
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

PLINE FARMS INC

Represented by:
DAVID L WHITNEY
PO BOX 26
CALDWELL, ID 83606-0026
Phone: 208-459-3659

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

RECEIVED

APR 27 2008

DEPARTMENT OF
WATER RESOURCES

2008 APR 18 PM 05:13
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	ORDER SETTING SUBCASE(S)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	SUBCASE NO: 63-02758B

The Initial Hearing for this subcase will be held before
Special Master THEODORE R. BOOTH

THURSDAY, MAY 29, 2008 at 10:00 AM (MT)
IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
MAY 27, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

(continued)

Dated: APRIL 18, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

(Order Setting Initial Hearing)

Page 2
4/18/08

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on APRIL 18, 2008
with sufficient first-class postage to the following:

NAMPA & MERIDIAN IRR DIST

Represented by:
DANIEL V. STEENSON
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

PLINE FARMS INC

Represented by:
DAVID L WHITNEY
PO BOX 26
CALDWELL, ID 83606-0026
Phone: 208-459-3659

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

2008 MAY 09 AM 11:21
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	ORDER RESETTING SUBCASE(S)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	SUBCASE NO: 63-02758B

The Initial Hearing for this subcase, set for
THURSDAY, MAY 29, 2008 at 10:00 AM (MT), is reset as follows:

FRIDAY, JUNE 20, 2008 at 11:15 AM (MT)
IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

Settlement documents must be filed with the court by
JUNE 16, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

Dated: MAY 09, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 5/09/08

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER RESETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 09, 2008
with sufficient first-class postage to the following:

NAMPA & MERIDIAN IRR DIST

Represented by:
DANIEL V. STEENSON
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

PLINE FARMS INC

Represented by:
DAVID L WHITNEY
PO BOX 26
CALDWELL, ID 83606-0026
Phone: 208-459-3659

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

RECEIVED

OCT 16 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - DECA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 15 2008

By _____
Clerk _____

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

In Re SRBA) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 63-02758B

A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On April 9, 2007, the claimant of the water right, Pline Farms, Inc, filed an objection to the *Director's Report*, objecting to the quantity and place of use elements of the recommendation. On June 15, 2007, the Nampa & Meridian Irrigation District filed an objection, asserting that the source of the water right is wastewater. On October 10, 2008, the parties filed a *Standard Form 5 - Stipulated Elements of a Water Right* which resolved the objections.¹ The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 63-02758B be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated Oct. 5, 2008



Theodore R. Booth
Special Master
Snake River Basin Adjudication

¹ The parties should note that this Special Master recommends a modification of the remark under the quantity element as follows: "The quantity of water under this right consists of 1 cfs from Indian Creek and 2.9 cfs from 9 wells, not to exceed a combined total of 3.68 cfs." The modification is intended to prevent ambiguity and is not intended to modify the elements of the water right as agreed upon by the parties and IDWR.

OCT 15 2008

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

In Re SRBA

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Case No. 39576

Water Right 63-02758B

NAME AND ADDRESS:

PLINE FARMS INC
6805 LAKE HAZEL RD
NAMPA, ID 83687

SOURCE:

GROUND WATER
INDIAN CREEK TRIBUTARY: BOISE RIVER

To the extent the source of this water right from Indian Creek
includes waste water, the wasting of water may be discontinued at
any time, in compliance with state law.

QUANTITY:

3.68 CFS
828.00 AFY

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.
The quantity of water under this right consists of 1 cfs from
Indian Creek and 2.9 cfs from 9 wells, not to exceed a
combined total of 3.68 cfs.

PRIORITY DATE:

01/24/1949

POINT OF DIVERSION:

T02N R01W S05	NESW	Within Canyon County
	NWNW	
	SENW	
	SWNE	
	SESW	
S06	NENE	
T03N R01W S31	SESE	
S32	SWSW	
	SESW	
	SWSW	

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-01 TO 11-15	3.68 CFS
Stockwater	01-01 TO 12-31	828.00 AFY

PLACE OF USE:

		Within Canyon County
T02N R01W S05	NENW 32.0	NWNW 37.0
	SWNW 35.0	SENW 34.0
	NESW 14.5	NWSW 2.0
S06	NENE 5.0	
T03N R01W S31	SWSE 5.0	SESE 14.5
S32	SWSW 5.0	
184.0 Acres Total		

Stockwater

Same as Irrigation

Within Canyon County

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

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

RECOMMENDATION

OCT 15 2008

Lawrence Booth
SPECIAL MASTER

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

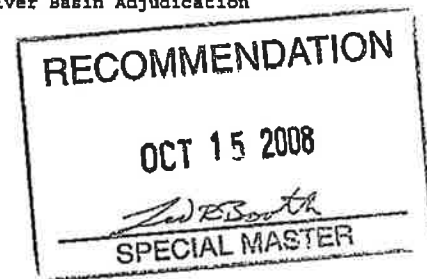
OTHER PROVISIONS (continued)

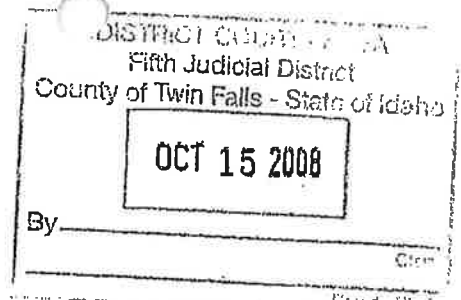
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication





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

In Re SRBA)

Case No. 39576)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

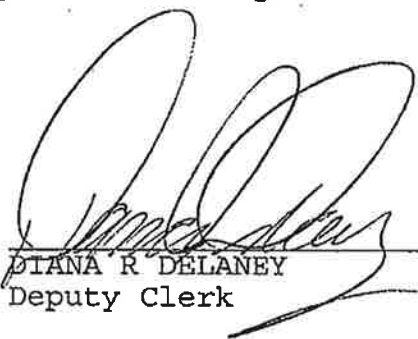
Water Right(s): 63-02758B

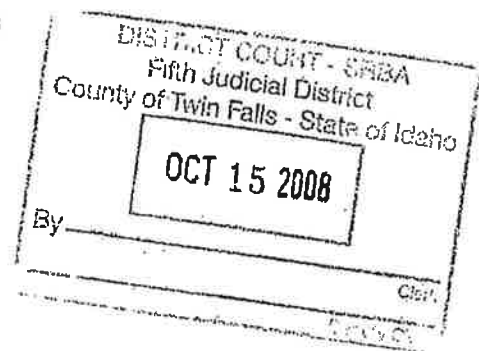
On October 15, 2008, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED October 15, 2008.


DIANA R. DELANEY
Deputy Clerk



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

In Re SRBA)

Case No. 39576)

CERTIFICATE OF MAILING

Water Right(s): 63-02758B

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on October 15, 2008, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

NAMPA & MERIDIAN IRR DIST

Represented by:
DANIEL V. STEENSON
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

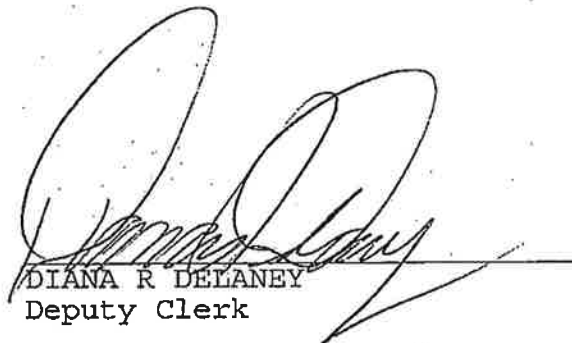
PLINE FARMS INC

Represented by:
DAVID L WHITNEY
PO BOX 26
CALDWELL, ID 83606-0026
Phone: 208-459-3659

CERTIFICATE OF MAILING

PAGE 1
10/15/08

USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE; ID 83724



DIANA R DELANEY
Deputy Clerk

RECEIVED

AUG 14 2008

DEPARTMENT OF
WATER RESOURCES

2008 AUG 12 PM 01:47
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	ORDER SETTING STATUS
	)	CONFERENCE
Case No. 39576	)	
_____	)	SUBCASE NO: 63-02758B

Please be advised that Special Master THEODORE R. BOOTH
has set a Status Conference in the above subcase(s)
as follows:

FRIDAY, OCTOBER 03, 2008 at 09:30 AM (MT)

SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID

Parties may participate by telephone by dialing the number
225-383-1099 and when prompted entering the code 675342.

IT IS SO ORDERED.

Dated: AUGUST 12, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 8/12/08

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on AUGUST 12, 2008, with sufficient first-class postage to the following:

NAMPA & MERIDIAN IRR DIST

Represented by:
DANIEL V. STEENSON
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

PLINE FARMS INC

Represented by:
DAVID L WHITNEY
PO BOX 26
CALDWELL, ID 83606-0026
Phone: 208-459-3659

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

Music, Vicky

From: Music, Vicky
Sent: Wednesday, July 09, 2008 4:15 PM
To: S. Bryce Farris (bryce@ringertlaw.com); David Negri (david.negri@usdoj.gov); David Whitney (astein1001@qwest.net); Gail McGarry (emcgarry@pn.usbr.gov); Clinton Pline (ccpline@cs.com)
Cc: Courtney, Andrea; Williams, Ray
Subject: Pline Farms 63-2758B
Attachments: Janicek remark.pdf; Pline Farms SF5- draft.pdf

All –

During the initial hearing, we decided that I would send you a waste water source remark that reflected the Janicek decision. Attached is page 11 of the Janicek decision with the remark required by the Special Master in that subcase and his rationale.

Also attached is an SF5 with a version of the Janicek remark and the other changes that were made to correct the legal descriptions of the point of diversion and place of use.

As you will note, the waste water remark is very simple and clear but retains the meaning of the Janicek remark in that the source of the water right includes waste water but is not entirely waste water.

Please call or email me with questions. If the SF5 is acceptable, let me know and we will draft and circulate an SF5 with the cover sheet and certificate of mailing.



Janicek remark.pdf
(43 KB)



Pline Farms SF5-
draft.pdf (81...

*responses:
Bryce - OK*

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

DAVID L. WHITNEY
Attorney at Law
Post Office Box 26
Caldwell, Idaho 83606-0026
Telephone: (208) 459-3659
Facsimile: (208) 459-9067
Bar No. 1122

RECEIVED
JAN 18 2008
DEPARTMENT OF
WATER RESOURCES

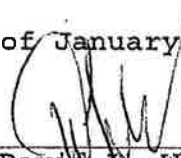
Attorney for Claimant of Water Right, Pline Farms, Inc.

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

In Re SRBA	)	A. Subcase 63-2758B
	)	
Case No. 39576	)	NOTICE OF APPEARANCE
	)	
	)	

YOU WILL PLEASE TAKE NOTICE that the undersigned
attorney, David L. Whitney, appears in the above-entitled action
for the said Claimant of Water Right, Pline Farms, Inc.

Dated this 16th day of January, 2008.



David L. Whitney

CERTIFICATE OF MAILING

I certify that on January 16, 2008, I mailed the original
and copies of this Notice of Appearance to the following persons:

1. Original to:

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

NOTICE OF APPEARANCE - 1

SCANNED
APR 08 2008

COPY

2. One copy to the party who filed the Response to Objection at the following address:

Name: E. Gail McGarry
United States of America acting through the
Department of Interior, Bureau of Reclamation,
Regional Director PN Code-3100
Address: 1150 N. Curtis Rd., Suite 100
Boise, ID 83706-1234
Daytime Phone: (208) 378-5306

Attorney: David W. Gehlert (303) 844-1386 Trial Attorney,
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street - 8th Floor
Denver, CO 80294

3. One copy to the party who filed the objection at the following address:

Name: Nampa & Meridian Irrigation District
Address: 1503 First Street South
Nampa, Idaho 83651

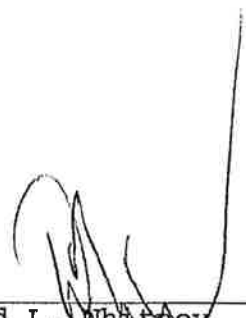
4. Copies to:

IDWR Document Depository
P.O. Box 83702
Boise, ID 83720-0098

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

Daniel Steenson
S. Bryce Farris
Ringert Clark Chartered
P.O. Box 2773
Boise, Idaho 83701



David L. Whitney

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

In Re SRBA

Case No. 39576

)
)
)
)
)
)

A.

Subcase 63-2758B

(Insert water right no.)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: NAMPA & MERIDIAN IRRIGATION DISTRICT

Address: 1503 First Street South
Nampa, Idaho 83651

Daytime Phone: 208-466-7861

Name & Address of Attorney, if any:

Daniel V. Steenson

S. Bryce Farris

Ringert Clark Chartered

P.O. Box 2773

Boise, ID 83701

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS'S REPORT

Name: PLINE FARMS, INC.

Address: 6805 Lake Hazel Road
Nampa, Idaho 83687

COPY

D. I object to the following elements as recommended in the Director's Report. (Please check the Appropriate box(es)).

1. X **Name and Address**
Should be: Disallowed. See below.
2. X **Source**
Should be: Disallowed. See below.
3. X **Quantity**
Should be: Disallowed. See below.
4. X **Priority Date**
Should be: Disallowed. See below.
5. X **Point(s) of Diversion**
Should be: Disallowed. See below.
6. ☐ **Instream Flow Description**
Should be: N/A
7. X **Purpose(s) of Use**
Should be: Disallowed. See below.
8. X **Period of Year**
Should be: Disallowed. See below.
9. X **Place of Use**
Should be: Disallowed. See below.
10. X **I object because:**

☒ This water right should not exist.
☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION (S):** This claimed water right is within the boundaries of Nampa & Meridian Irrigation District ("NMID") and the source of said claim is a drain which was constructed or enlarged by or for NMID. Said drain is owned, operated, maintained and controlled by NMID and the water within said drain is seepage or waste water that has been developed, captured and/or controlled by NMID. Therefore, said water is not subject to appropriation, would amount to an impermissible trespass, and this claimed water right should not exist.

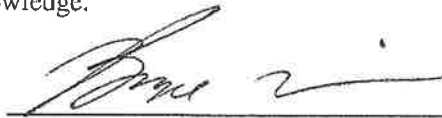
F.

VERIFICATION (must be completed)

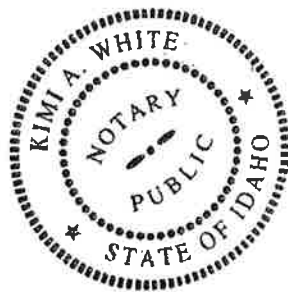
State of Idaho)
) ss.
County of Ada)

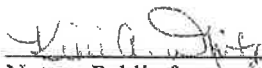
S. Bryce Farris, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I. C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


S. Bryce Farris

Subscribed and sworn to before me on: June 14, 2007




Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 7/1/10

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will no be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on ^{June} ~~May~~ 14, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the Claimant of the water right at the following address:

Name: Pline Farms, Inc.

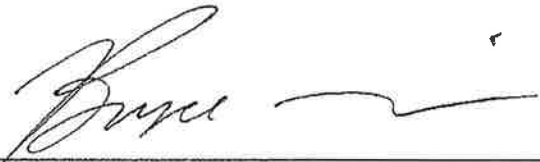
Address: 6805 Lake Hazel Road
Nampa, Idaho 83687

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney
mailing on Objector's behalf

2

RECEIVED

APR 09 2007

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)

A. Subcase

63-2158B

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Address:

Daytime Phone:

Plins Farms inc.
6805 Lake Hazel Rd.
Hamper ID. 83687
208 466-6811

Name & Address of Attorney, if any:

Christina C. Plins

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name:

Address:

Plins Farms inc.
6805 Lake Hazel Rd.
Hamper ID. 83687

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 3.68 CSE + 828 AFA
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: 184.0 AC.
10. ☐ **I object because:**
 - ☐ This water right Should not exist.
 - ☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): Current Historical
Practices were not reflected

F.

VERIFICATION (must be completed)

State of Idaho)
County of Ada) ss.

Christa C. Phil (Name of person filing objection), duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



Christa C. Phil
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 5, 2007

Vicky L. Music
Notary Public for IDAHO

Residing at: Boise

My Commission Expires: 1-27-2012

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 5, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name:

Address:

Phila Farm inc. Clinton C Phila president.
6805 Lake Hager Rd.
Managers ID. 83687

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

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

RIGHT NUMBER: 63-2758B

NAME AND ADDRESS:

PLINE FARMS INC
6805 LAKE HAZEL RD
NAMPA ID 83687

SOURCE:

Source:
GROUND WATER
INDIAN CREEK

Tributary:

BOISE RIVER

QUANTITY:

3.680 CFS

2.780 CFS

828.000 AFY

535.500 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The quantity of water under this right consists of 1 cfs from Indian Creek and 2.9 cfs from 9 wells.

~~The quantity of water under this right consists of .61 cfs from Indian Creek and 1.77 cfs from 10 wells.~~

PRIORITY DATE: 01/24/1949

POINT OF DIVERSION:

T02N R01W S5 SWNE
Within CANYON County

T02N R01W S5 NWNW
Within CANYON County

T02N R01W S5 SENW
Within CANYON County

T02N R01W S5 SENW
Within CANYON County

T02N R01W S5 NESW
Within CANYON County

T02N R01W S6 NENE
Within CANYON County

~~T03N R01W S5 NWNW
Within CANYON County~~

T03N R01W S31 SESE
Within CANYON County

~~T03N R01W S5 NWNW
Within CANYON County~~

T03N R01W S32 SWSW
Within CANYON County

~~T03N R01W S5 NWNW
Within CANYON County~~

T03N R01W S32 SWSW
Within CANYON County

~~T03N R01W S5 NWNW
Within CANYON County~~

T03N R01W S32 SESW
Within CANYON County

~~T03N R01W S5 NWNW
Within CANYON County~~

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

**PURPOSE AND
PERIOD OF USE:**

Purpose of use	Period of use:	Quantity:
IRRIGATION	03/01 11/15	3.680 CFS 828.00 AFY ~~2.780 CFS 535.50 AFY~~
STOCKWATER	01/01 12/31	

PLACE OF USE:

IRRIGATION	within CANYON County
<u>T02N R01W S05 NENW 32.0</u>	~~T02N R01W S05 NENW 35.3~~
<u>T02N R01W S05 NWNW 37.0</u>	~~T02N R01W S05 NWNW 40.0~~
<u>T02N R01W S05 SWNW 35.0</u>	
<u>T02N R01W S05 SENW 34.0</u>	
<u>T02N R01W S05 NESW 14.5</u>	
<u>T02N R01W S05 NWSW 2.0</u>	
<u>T02N R01W S06 NENE 5.0</u>	~~T02N R01W S06 NENE 8.1~~
<u>T03N R01W S31 SWSE 5.0</u>	~~T03N R01W S31 SWSE 7.6~~
<u>T03N R01W S31 SESE 14.5</u>	~~T03N R01W S31 SESE 22.0~~
<u>T03N R01W S32 SWSW 5.0</u>	~~T03N R01W S32 SWSW 6.0~~
STOCKWATER Same As IRRIGATION	
<u>184 ACRES TOTAL</u>	~~119 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Nampa Meridian Irrigation District.

Stockwater use is for 200 head cattle.

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



Idaho Department of Water Resources

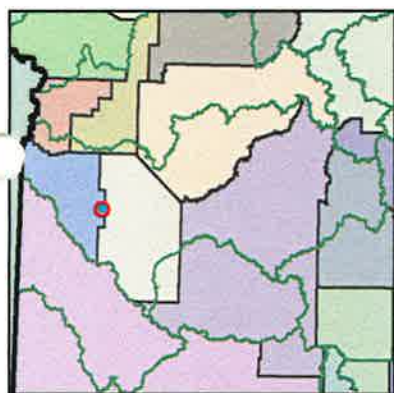
SRBA Recommendation:

63-2758B

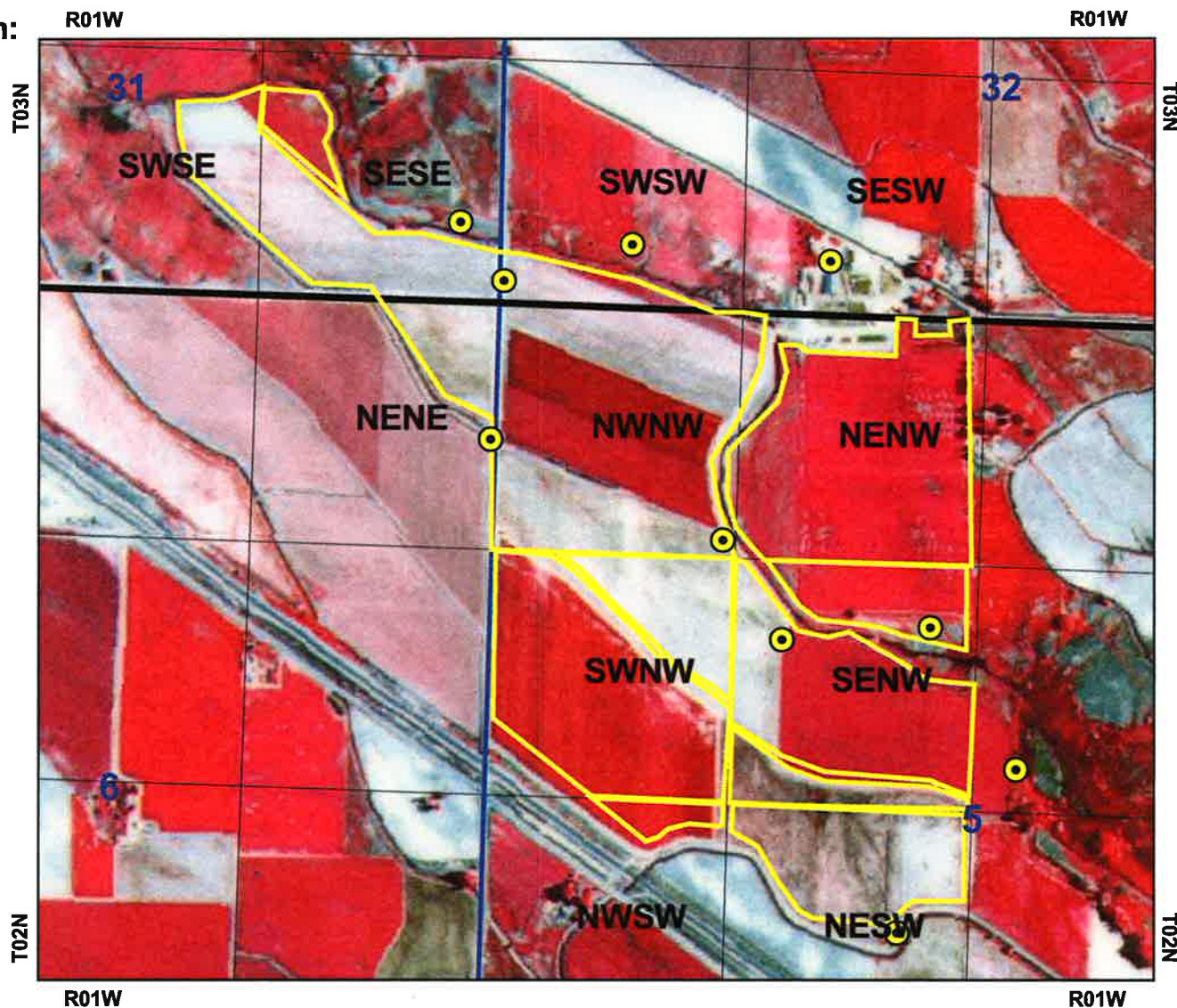
(Irrigation)

Legend

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

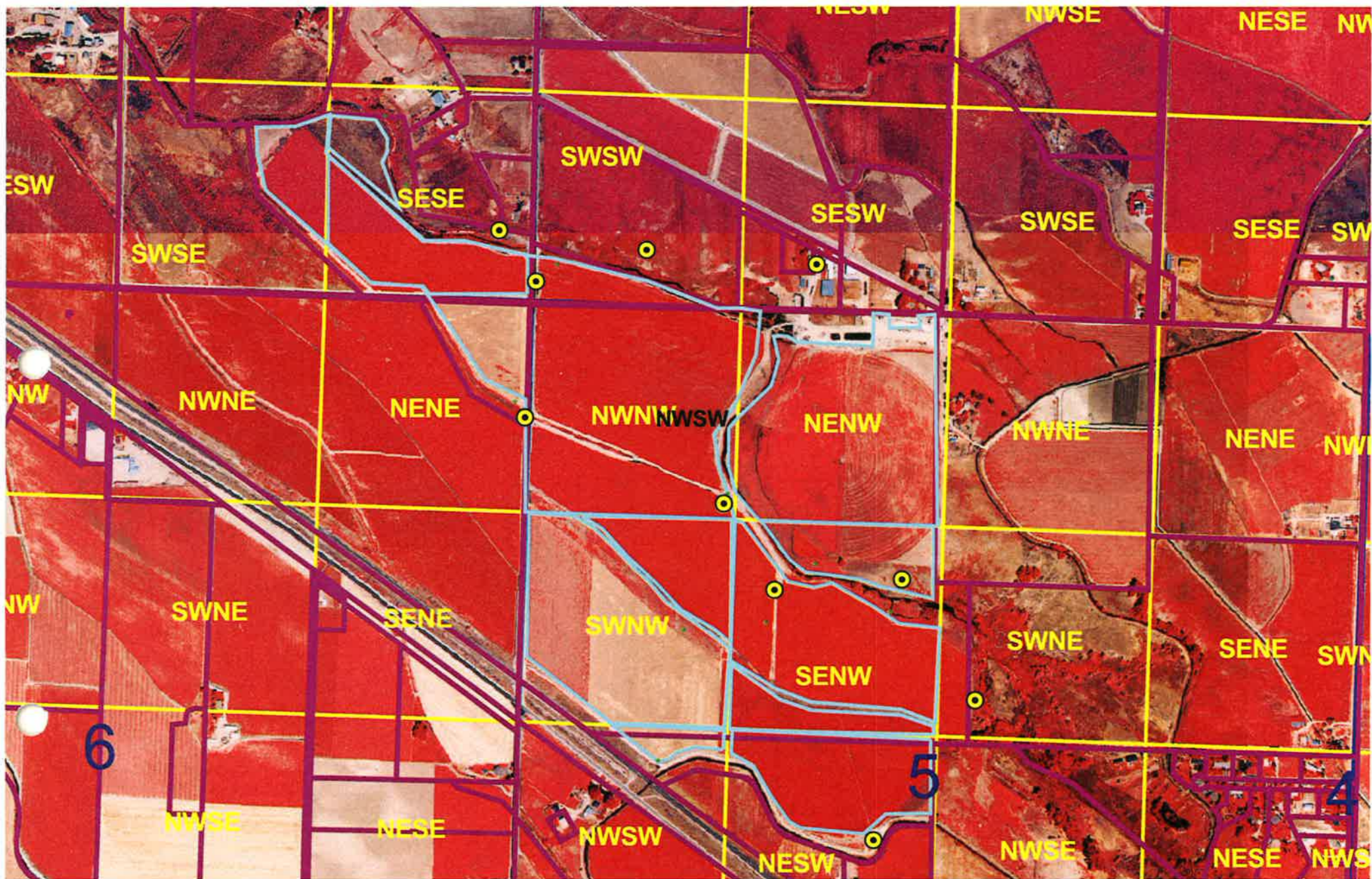


Canyon County
IDWR Basin 63



0 0.4 0.8 Miles

Prepared by V. Music
On Thursday, April 19, 2007
1987/88 Aerial Photography



63-2758B - place of use [light blue] reflected in the amended claim. Tax lots in purple



10/12/2006

**NOTICE OF ERROR
REPLY**

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

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

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

Water right number: 63-2758B

PLINE FARMS INC
6805 LAKE HAZEL RD
NAMPA ID 83687
Telephone Number: (208)466-6811

RECEIVED

NOV 13 2006

**WATER RESOURCES
WESTERN REGION**

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

SEE ATTACHED

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

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

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

DATE: November 5, 2006 SIGNATURE: Ellen R Pline
Please print your name: Ellen R Pline

IDWR Regional Office,

I am an owner of well #A0002400 located in NE 1/4 SW 1/4 of Section 5.
This well was in existence at the time the land was purchased by H. S. Pline in 1958.

The use of the well was re established in 1967 and irrigation water from the well is used on parts of all 4 quarter sections of the SW 1/4 of Section 5, totaling 51 acres. To the best of my knowledge water from this well has never been used outside of Section five.

Ellen R Pline

Ellen R Pline,
Pline Land Company
6805 Lake Hazel Road
Nampa, ID 83687

November 5, 2006

11/21/2006

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

RIGHT NUMBER: 63-2758B

NAME AND ADDRESS: PLINE FARMS INC
6805 LAKE HAZEL RD
NAMPA ID 83687

SOURCE: GROUND WATER
INDIAN CREEK

TRIBUTARY:
TRIBUTARY: BOISE RIVER

QUANTITY: 2.780 CFS
535.50 AFY

3.68
028

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The quantity of water under this right consists of .61 cfs from Indian Creek and 1.77 cfs from 10 wells.

PRIORITY DATE: 01/24/1949

POINT OF DIVERSION:

- T02N R01W S5 SWNE Within CANYON County
- T02N R01W S5 NWNW Within CANYON County
- T02N R01W S5 SENW Within CANYON County
- T02N R01W S5 SENW Within CANYON County
- T02N R01W S5 NESW Within CANYON County
- T02N R01W S6 NENE Within CANYON County
- T03N R01W S5 NWNW Within CANYON County
- T03N R01W S31 SESE Within CANYON County
- T03N R01W S32 SWSW Within CANYON County
- ~~T03N R01W S32 SWSW Within CANYON County~~
- T03N R01W S32 SESW Within CANYON County

- Ind. Creek ✓

SWING 32 16 ✓

FB ✓
FJ ✓
FQ ✓
FD ✓
FE ✓
FB ✓

Pior 2 ✓

claimants says not 2 wells here
the field team says yes?

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

IRRIGATION

03/01 11/15

PLACE OF USE:

IRRIGATION in CANYON County

T02N R01W S05

NENW

35.30

T02N R01W S05

NWNW

40.00

T02N R01W S06

NENE

8.10

T03N R01W S31

SWSE

7.60

T03N R01W S31

SESE

22.00

T03N R01W S32

SWSW

6.00

STOCKWATER same as IRRIGATION

119 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Stockwater use is for 200 head cattle.

Use of this right is combined with water from Nampa Meridian Irrigation District.

APR 08 2008
SCANNED



63-92858B - 2004 AERIAL SHOWS PLACE OF USE AND POINTS OF DIVERSION

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2758B V1

WATER RIGHT NUMBER: 63-2758B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLES C TOBIAS 823 9TH AVE S NAMPA, ID 83651
Current Owner	PLINE FARMS INC 6805 LAKE HAZEL RD NAMPA, ID 83687 (208)466-6811

Priority Date: 01/24/1949
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER INDIAN CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31		
IRRIGATION	03/01 to 11/15	2.780 CFS	535.50 AF
	<u>Total Diversion:</u>	2.780 CFS	535.50 AF

Location of Point(s) of Diversion

INDIAN CREEK CANYON County	SW1/4NE1/4	Sec. 5, Twp 02N, Rge 01W, B.M.
GROUND WATER CANYON County	SE1/4NW1/4	Sec. 5, Twp 02N, Rge 01W, B.M.
GROUND WATER CANYON County	SW1/4SW1/4	Sec. 32, Twp 03N, Rge 01W, B.M.
GROUND WATER CANYON County	SE1/4SW1/4	Sec. 32, Twp 03N, Rge 01W, B.M.
GROUND WATER CANYON County	SW1/4SW1/4	Sec. 32, Twp 03N, Rge 01W, B.M.
GROUND WATER CANYON County	NW1/4NW1/4	Sec. 5, Twp 03N, Rge 01W, B.M.
GROUND WATER CANYON County	NE1/4SW1/4	Sec. 5, Twp 02N, Rge 01W, B.M.
GROUND WATER CANYON County	SE1/4SE1/4	Sec. 31, Twp 03N, Rge 01W, B.M.
GROUND WATER CANYON County	NW1/4NW1/4	Sec. 5, Twp 02N, Rge 01W, B.M.
GROUND WATER CANYON County	NE1/4NE1/4	Sec. 6, Twp 02N, Rge 01W, B.M.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2758B V1

GROUND WATER

SE1/4NW1/4

Sec. 5, Twp 02N, Rge 01W, B.M.

CANYON County

Place of Use

IRRIGATION Within CANYON County

T02N R01W S05	NENW	35.3	T02N R01W S05	NWNW	40.0
T02N R01W S06	NENE	8.1	T03N R01W S31	SWSE	7.6
T03N R01W S31	SESE	22.0	T03N R01W S32	SWSW	6.0

Total Acres: 119

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
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.
3. X02 Stockwater use is for 200 head cattle.
4. W51 Use of this right is combined with water from Nampa Meridian Irrigation District.
5. The quantity of water under this right consists of .61 cfs from Indian Creek and 1.77 cfs from 10 wells.
6. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Remarks:

Comments:

1. vmusic 2/2/2006 PODs

Comment: SOME OF THE CLAIMED LEGALS OF THE WELLS AND INDIAN CR DIVERSION ARE INCORRECT. THERE ARE ABOUT 4 DIFFERENT MAPS IN THE LICENSE FILE. THE ONE STAMPED BY THE STATE ENGINEER MATCHES THE LICENSE. SEE MEMO IN FILE AND FIELD EXAM NOTES. ALSO, ACCT TRANSFER IN PODs BY ADDING PODs.

2. vmusic 2/2/2006 CLAIM - POU

Comment: CLAIMANT CLAIMED ENTIRE LICENSE BUT DOES NOT OWN ALL OF THE 196 AC LICENSED. SEE MEMOS IN CLAIM FILE. NO RIGHT ASSOCIATED WITH THE SOUTH HALF OF SEC 5 BY WELL F12 AND INDIAN CREEK THAT WAS FOUND TO BE IRRIGATED DURING THE 2006 FIELD EXAMS. ASSUME NMID WATER.

3. vmusic 2/2/2006 QUANTITIY

Comment: QUANTITY LICENSED FOR GROUNDWATER IS 2.92 CFS FOR 196 ACRES. DUTY OF WATER IS .015 CFS PER AC X 119 AC RECOMMENDED = 1.78 CFS FROM WELLS. 1 CFS FROM INDIAN CR IS .005 CFS PER AC X 119 AC = .61 CFS FROM INDIAN CREEK FOR TOTAL OF 2.38 CFS OR .02 CFS AS LIC.

4. vmusic 2/2/2006 SOURCES

Comment: BOTH GROUNDWATER AND SURFACE WATER WERE LICENSED UNDER PARENT RIGHT. 1 CFS LICENSED FROM INDIAN CREEK AND 2.92 CFS LICENSED FROM THE WELLS.

5. vmusic 10/12/2006 SURFACE RTS

Comment: NOT MENTIONED IN CLAIM OR LICENSE FILE. FIELD EXAM MENTIONS SUPPLEMENTAL WATER FROM THE RIDENBAUGH

6. Vmusic 11/21/2006 NOE

Comment: DURING THE NOE TIME PERIOD, PLINES SAID THERE WAS ONLY 1 PASTURE WELL. I DELETED THE POD WITH ID NO. 666141 WITH METAL TAG NO. A0002394. CLAIMANT ALSO WANTS TO AMEND CLAIM TO INCLUDE OTHER LANDS HISTORICALLY IRRIGATED PER AN ACC TRANSFER OF POU. ELLEN PLINE IS TO BE WORKING ON PROVIDING HISTORICAL INFORMATION AND THE LEGAL DESCRIPTIONS AND THEN I WILL AMEND CLAIM.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2758B V1

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			01/26/2006	lharris	Active
Contacts	2/2/2006 4:17:34 PM	vmusic			Active
Priority Date	2/2/2006 4:17:51 PM	vmusic			Active
POD	2/2/2006 4:18:16 PM	vmusic			Active
POU	2/2/2006 4:36:54 PM	vmusic			Active
Source	2/2/2006 4:36:56 PM	vmusic			Active
Season	2/2/2006 4:36:58 PM	vmusic			Active
Use	2/2/2006 4:36:58 PM	vmusic			Active
Quantity	2/2/2006 4:36:59 PM	vmusic			Active
POU	2/3/2006 10:16:06 AM	vmusic			Active
Use	2/3/2006 10:21:59 AM	vmusic			Active
Source	2/3/2006 10:22:18 AM	vmusic			Active
Season	2/3/2006 10:22:41 AM	vmusic			Active
Quantity	2/3/2006 10:28:13 AM	vmusic			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	2/2/2006 4:23:46 PM	vmusic	Updated shape
POD	2/2/2006 4:26:19 PM	vmusic	Updated shape
POD	2/2/2006 4:31:47 PM	vmusic	Updated shape
POD	2/2/2006 4:34:28 PM	vmusic	Updated shape
POD	2/2/2006 4:30:57 PM	vmusic	Updated shape
POD	2/2/2006 4:35:34 PM	vmusic	Updated shape
Contacts	2/2/2006 4:17:41 PM	vmusic	(No) 1. Do you want to schedule a appointment? Comment for 1: DESKTOP REVIEW
General	2/2/2006 4:17:59 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	2/2/2006 4:18:23 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2758B V1

Summary	02/03/2006	vmusic	Active
POD	2/2/2006 4:24:36 PM	vmusic	Updated shape
POD	2/2/2006 4:36:28 PM	vmusic	Updated shape
POU	2/2/2006 4:36:58 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License?
Source	2/2/2006 4:36:59 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License?
Use	2/2/2006 4:37:02 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License?
Season	2/2/2006 4:37:02 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License?
Quantity	2/2/2006 4:37:03 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License?
POD	2/3/2006 10:03:49 AM	vmusic	Updated shape
POD	2/3/2006 10:04:25 AM	vmusic	Updated shape
POD	2/3/2006 10:08:12 AM	vmusic	Updated shape
POU 2/3/2006 10:20:01 AM		vmusic	Updated shape for Active POU
POD	10/12/2006 12:02:44 PM	vmusic	Updated shape
POU	2/3/2006 10:21:29 AM	vmusic	Updated shape for Active POU
Use	2/3/2006 10:22:00 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Source	2/3/2006 10:22:18 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (Yes) 11. Is a Source remark and/or condition required?
Season	2/3/2006 10:22:42 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2758B V1

Quantity	2/3/2006 10:28:14 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - $118.7 \text{ ac} \times 4.5 = 534.15 \text{ afa}$
POU	2/3/2006 10:16:06 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POD 2/3/2006 10:05:39 AM		vmusic	Updated shape
Summary	2/3/2006 2:57:06 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (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? (Yes) 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?

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2758B V1

POU	10/12/2006 11:16:20 AM	vmusic	Updated shape for Active POU
POD	10/12/2006 11:42:58 AM	vmusic	Updated shape
POD	10/12/2006 11:50:07 AM	vmusic	Updated shape
POD	10/12/2006 11:51:58 AM	vmusic	Updated shape
POD	10/12/2006 11:45:37 AM	vmusic	Updated shape
POD	10/12/2006 11:48:02 AM	vmusic	Updated shape
POD	10/12/2006 11:55:47 AM	vmusic	Updated shape
POD	10/12/2006 12:00:11 PM	vmusic	Updated shape
POD	10/12/2006 11:54:20 AM	vmusic	Updated shape
POD	10/12/2006 11:58:42 AM	vmusic	Updated shape
POD	10/12/2006 12:01:44 PM	vmusic	Updated shape
POD	10/12/2006 12:03:08 PM	vmusic	Updated shape
Summary	1/26/2006 1:22:12 PM	lharris	(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?

Water Supply Bank:



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

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 20, 2007

Pline Farms, Inc.
6805 Lake Hazel Rd
Nampa, ID 83687

RE Amended Notice of Claim for SRBA Claim No. 63-2758B

Dear Ellen and Clinton Pline:

I am embarrassed to have to send you this letter, but, unfortunately, I found errors in the points of diversion listed on the Amended Claim that you signed, Clinton, when you two were in my office on April 5, 2007. I think the amended claim form pulled the points of diversion from the prior claim in our database, though I thought I had checked them while you were in the office.

I corrected the points of diversion and have enclosed two copies of the NEW amended claim here. One of them is your copy with the points of diversion identified by the well numbers or Indian Creek on the map that I prepared for you previously. I am very sorry but I am confident that this amended claim is correct. Please feel free to compare them to your map and call me with questions.

Clinton, if you would please sign and return to me as soon as is reasonably possible I would appreciate it. I have your signature on file so I will notarize here.

Please call me at (208) 334-2190 if you have questions regarding this matter.

Sincerely,

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau/ Western Region

Enclosure: Amended Notice of Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 5, 1996

PLINE FARMS INC
6805 LAKE HAZEL RD
NAMPA ID 83687

RESPONSE DATE: OCTOBER 7, 1996

RE: Notice of Claim to a Water Right No. A63-02758B

To Whom It May Concern:

The Idaho Department of Water Resources (IDWR) has initiated review of the above-referenced claim. During this review another claim was found which was filed on a portion of the same water right. Specifically, 12 acres and a proportionate amount of water has been claimed in Twp. 03N, Rge. 01W, section 31, NW $\frac{1}{4}$ SE $\frac{1}{4}$, by another party.

At this time IDWR requests that you provide this office with evidence that you own the lands covered by the water right in Twp. 03N, R01W, section 31, NW $\frac{1}{4}$ SE $\frac{1}{4}$. The deed which confirms your ownership is acceptable evidence. This same request is being made of the other party.

If no response to this letter is received by the response date noted above it will be assumed that you have no interest in the 12 acres of irrigation which has been claimed by the other party. If you have sold a portion of your property represented in the claim and withheld the water right in the sale, IDWR requires documentation of that transaction.

Please do not hesitate to contact me if you have any questions or need additional information.

Sincerely,

Maria Minicucci

Sr. Water Agent, Adjudication Bureau

MM:m

Enc: Profile report, A63-02758B



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 25, 1994

Pline Farms Inc.
6805 Lake Hazel Rd.
Nampa, ID 83687

Re: Identification Number Change for a Notice of Claim in the
Snake River Basin Adjudication (SRBA)
Canyon County - Claim No. A63-02758B

Dear Claimant,

The identification number of your Notice of Claim to a Water Right has been changed from A63-02758 to A63-02758B. The Idaho Department of Water Resources assigns identification numbers to claims that will allow processing without duplication or confusion; this change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new identification number. Refer to this record number in any future inquiries or correspondence. Please do not hesitate to contact this office, if you have any questions.

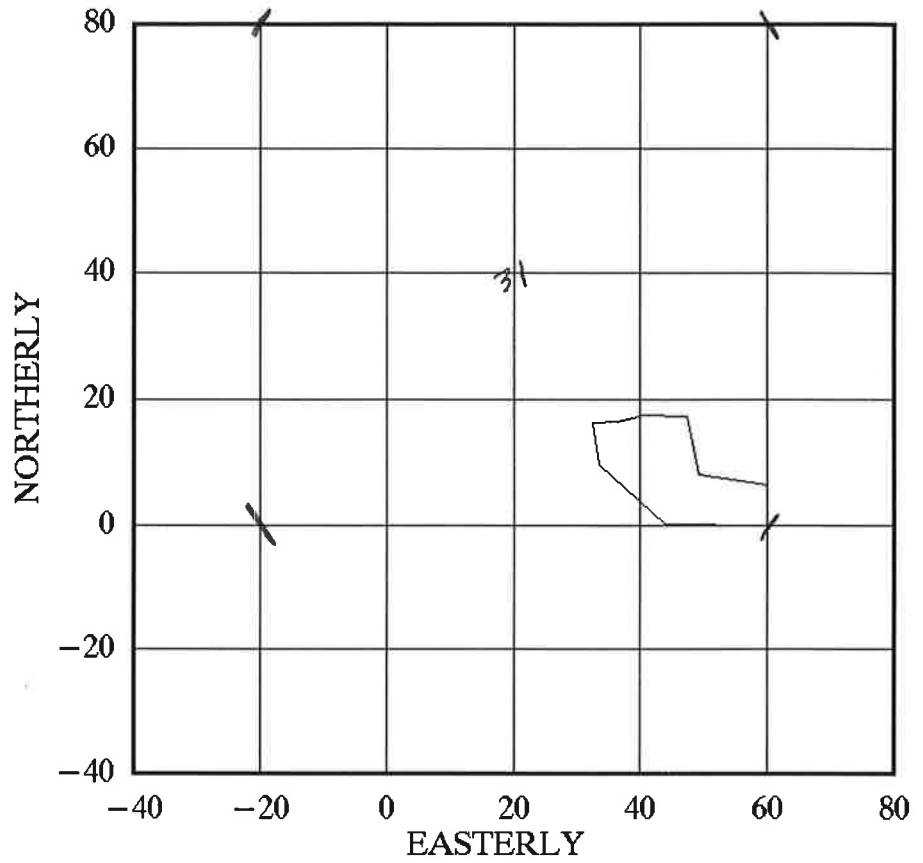
Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

Enclosures:
copy of Notice of Claim

MICROFILMED
JUL 25 1994

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS

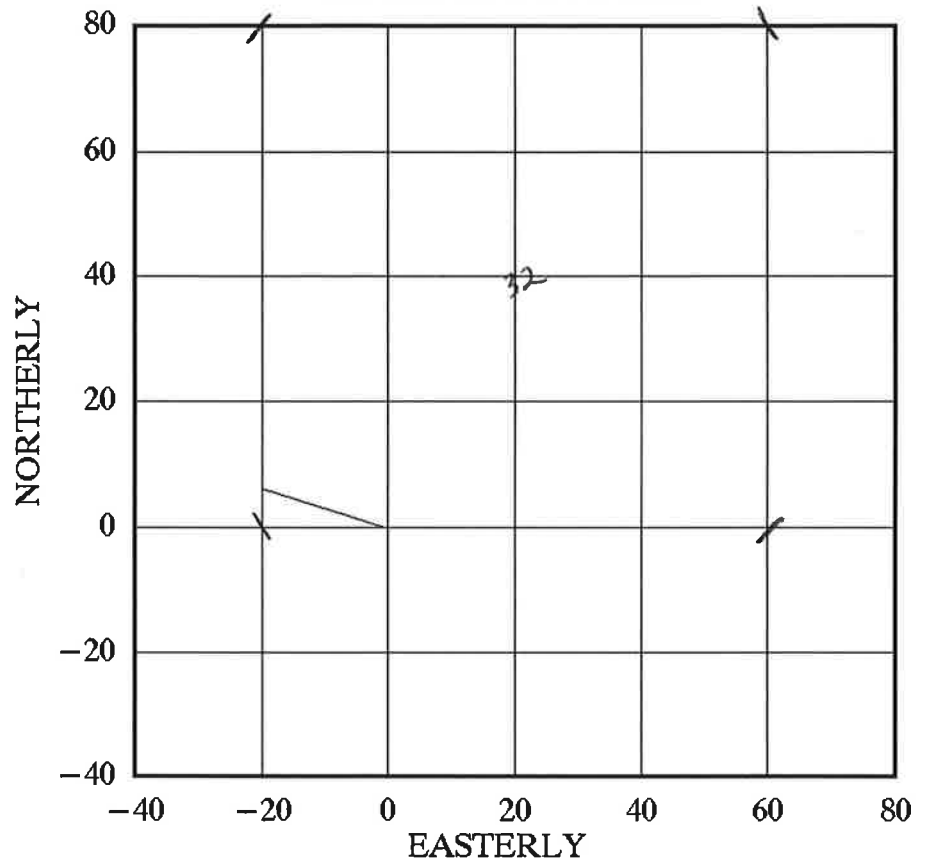


PLINE FARMS

PARCEL I

09/10/1996

PARCEL PLOT – METES & BOUNDS
DISTANCE IS IN CHAINS

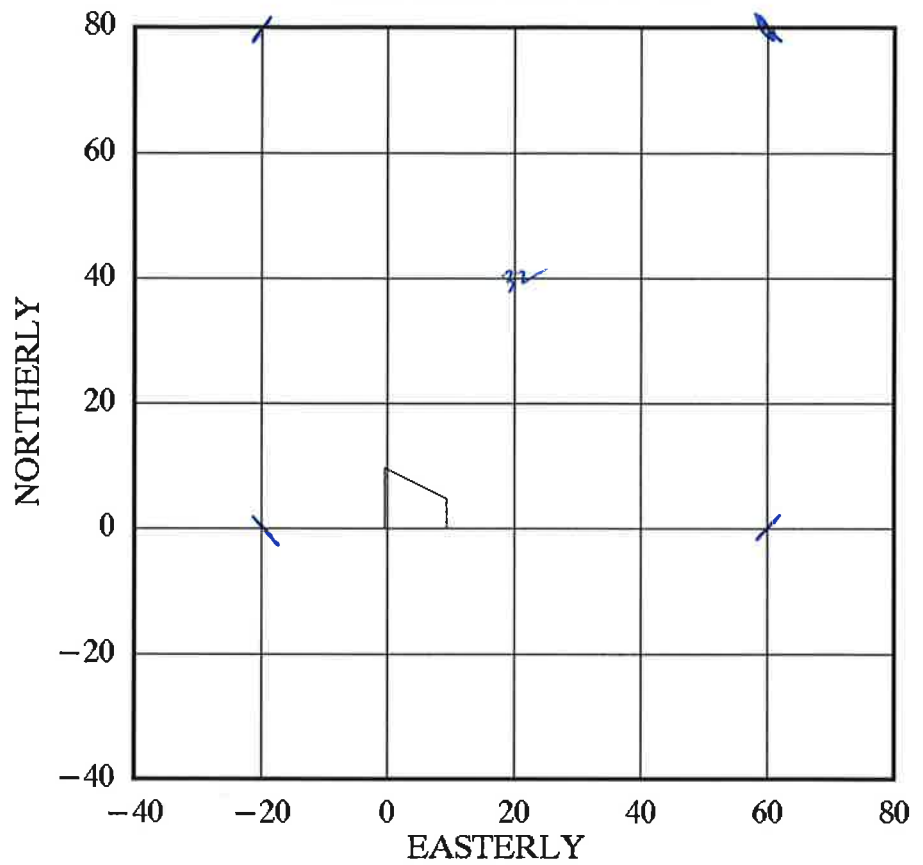


PLINEFARMS

PARCEL II

09/10/1996

PARCEL PLOT – METES & BOUNDS
DISTANCE IS IN CHAINS



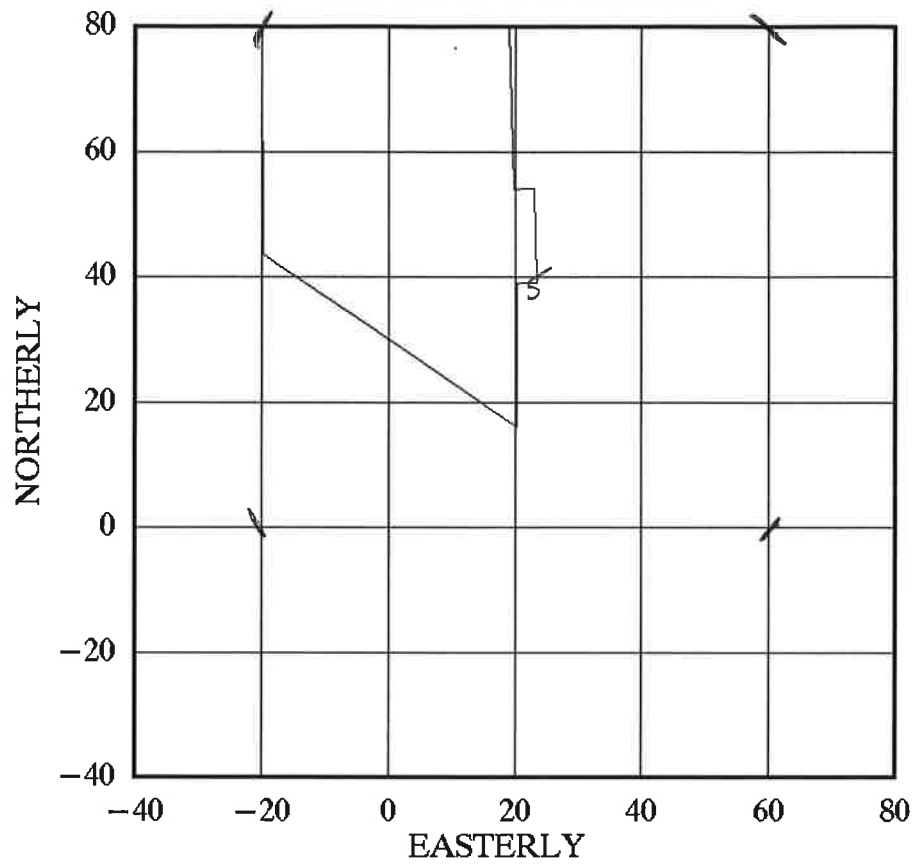
PLINE FARMS

PARCEL III

09/10/1996

09/10/1996

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



Plum FIELDS

Parcel V

09/10/1996

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-02758

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
PT. OF DIV.							
SOURCE							DATA ENTRY COMPLETED BY DATE
PL. OF USE							FINAL RECOMMENDATION BY DATE
DIV. AMOUNT CFS/AF							
CONSUMPTIVE USE							
NATURE OF USE							
PERIOD OF USE							
BASIS OF CLAIM							
REMARKS							

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES NO .

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: Review ownership of To3N ROW S. 31 NWSE. File A63-02758A should have been for Pgd.

Desktop review/vlm

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

licensed

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-2759 B

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☒ No change Address
- ☒ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 1949

(If priority date, based on your exam, seems questionable, explain below.)

* Bayn Bay & SW-Indian Creek - licensed Boise R.
Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

corrected errors in legal des.

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: none

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

☒ No change

☐ Different Uses

Use irv From 3-1 To 11-15 Amount 2.38 CFS 535.55 AFA

Use GW From 1-1 To 12-31 Amount CFS AFA

Use From To Amount CFS AFA

TOTAL VOLUME - Groundwater only

☒ Incomplete on claim, the total is, Amount 1.78 CFS 535.55 AFA

☐ Changes found, the new total is, Amount CFS AFA

☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes Stock #

Types Additional comments:

PLACE OF USE:

☒ No Change

☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: none

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

NA

Delivery System Narrative: all claim

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

a✓ quantity: 61 cfs Indian Cr, 1.77 cfs wells.
x02✓ GWS for 200.
N04✓ Q for SW not set at hrs b/h.
N05✓ Q for SW not set 13K bpd.
W51✓ hmid water used.

- (1) Irrigation system not licensed. Recommended IDWR standard - no shoulder remark
- (2) PODs/POU - maps in license file inaccurate - corrected for wells - see memo in file.
- (3) Claimant claimed entirety of license but does not own all of property. see memo
- (4) duty of water (lc) = .02 cfs but: (cfs (Indian Cr) / 146 ac = .005 cfs/ac. & 2.92 cfs from wells / 146 = .015 cfs/ac.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 10-12-06

FIELD EXAMINER: Wick Wick

$$(.005 \text{ cfs})(119 \text{ ac}) = .61 \text{ cfs from Indian Cr.}$$

$$(.015 \text{ cfs})(119) = 1.77 \text{ cfs from wells.}$$

$$(119)(.02) = 2.38 \text{ (cfs)}$$

$$\begin{array}{r} .61 \\ 2.38 \\ \hline 2.99 \text{ total cfs} \end{array}$$

WR5809NP
No. 63-02758

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/21/95
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES C. TOBIAS 823 9TH AVE. S. NAMPA ID 83651	✓01/24/1949	✓IRRIGATION ✓STOCKWATER	00-00 00-00 00-00 00-00	3.920 CFS	
TOTAL DIVERSION:					3.920 CFS	

Water Source: INDIAN CREEK
GROUNDWATER

Tributary to: BOISE RIVER

Stage: LICENSE

Point(s) of Diversion:

T02N R01W S05✓	SWNE✓	SENE✓	NESW✓	NWSE✓	CANYON County
S06✓	SENE✓				CANYON County
T03N R01W S31✓	NWSE✓	SWSE✓	SESE✓		CANYON County
S32✓	SWSW✓				CANYON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
02N	01W	5	:							35	✓	40	✓							75.0
02N	01W	6	:			20	✓													20.0
03N	01W	31	:															20	✓	95.0
03N	01W	32	:											06	✓					6.0
TOTAL ACRES																			196.0	

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

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-04726

Other Water Rights Listing Overlapping Place(s) of use:
63-04726

Remarks: SOURCES FOR THIS RT. ARE INDIAN CK. & GROUNDWATER.
1 CFS FROM INDIAN CREEK P/D NWSE, SEC. 5, T2N, R1W AND
2.92 CFS FROM WELLS, REMAINDER OF P/D'S.

Dates: App. Received: Priority Date: 01/24/1949
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: 06/03/85 05/01/88 CONVERT

12 acres
claimed on
A63-02758A

10/12/2006

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

RIGHT NUMBER: 63-2758B

NAME AND ADDRESS: PLINE FARMS INC
6805 LAKE HAZEL RD
NAMPA ID 83687

SOURCE: GROUND WATER
INDIAN CREEK

TRIBUTARY:
TRIBUTARY: BOISE RIVER

QUANTITY: 2.780 CFS
535.500 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The quantity of water under this right consists of .61 cfs from Indian Creek and 1.77 cfs from 10 wells.

PRIORITY DATE: 01/24/1949

POINT OF DIVERSION:

T02N R01W S5 SWNE Within CANYON County
T02N R01W S5 NWNW Within CANYON County
T02N R01W S5 SENW Within CANYON County
T02N R01W S5 SENW Within CANYON County
T02N R01W S5 NESW Within CANYON County
T02N R01W S6 NENE Within CANYON County
T03N R01W S5 NWNW Within CANYON County
T03N R01W S31 SESE Within CANYON County
T03N R01W S32 SWSW Within CANYON County
T03N R01W S32 SWSW Within CANYON County
T03N R01W S32 SWSW Within CANYON County
T03N R01W S32 SESW Within CANYON County

*Plimes say there is only
1 pasture well. Delete
tag # A000 2394, ID# 666141
on 11/21/06 ULM*

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	
IRRIGATION	03/01 11/15	2.780 CFS 535.50 AFY

PLACE OF USE:

<u>IRRIGATION Within CANYON County</u>					
T02N R01W S05	NENW	35.30	T02N R01W S05	NWNW	40.00
T02N R01W S06	NENE	8.10	T03N R01W S31	SWSE	7.60
T03N R01W S31	SESE	22.00	T03N R01W S32	SWSW	6.00

STOCKWATER same as IRRIGATION

119 ACRES TOTAL

10/12/2006

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

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 for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Stockwater use is for 200 head cattle.

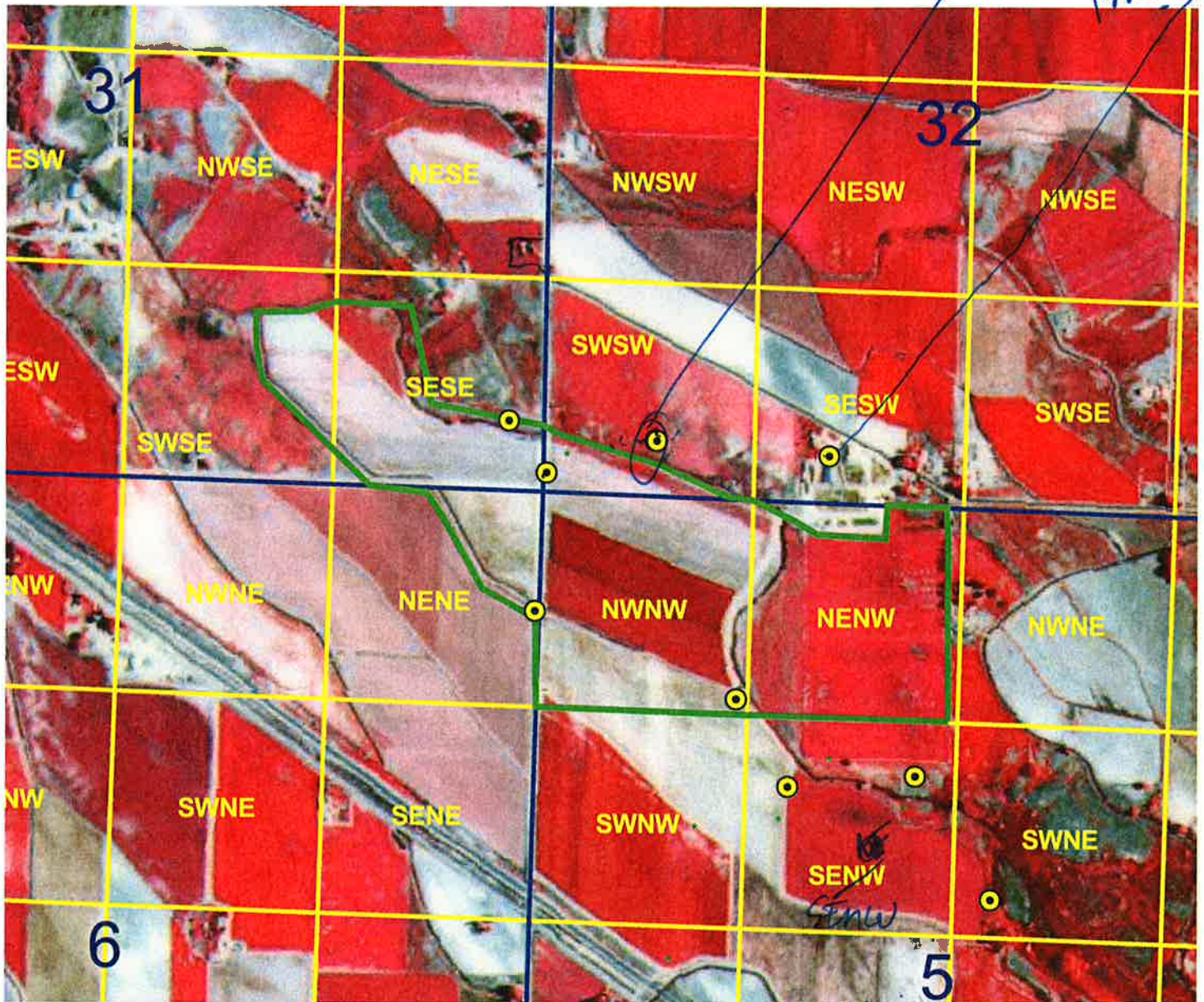
Use of this right is combined with water from Nampa Meridian Irrigation District.



State of Idaho
Idaho Department of Water Resources
Western Region

T2N R1W SECTIONS 5 and 6
T3N R1W SECTIONS 31 and 32
Water Right: 63-2758B

*not 2 pasture'
well but 1
pasture well.
preservation*



1320 0 1320 2640 Feet

TOTAL IRRIGATED ACRES = 119

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

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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2758B

01/26/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2758B	Claim	02N	01W	5	NE	NW		IRRIGATION	35/196	PLINE FARMS INC
2758	Water Right	02N	01W	5	NE	NW		IRRIGATION	35/196	CHARLES C TOBIAS
2758B	Claim	02N	01W	5	NW	NW		IRRIGATION	40/196	PLINE FARMS INC
2758	Water Right	02N	01W	5	NW	NW		IRRIGATION	40/196	CHARLES C TOBIAS
2758	Water Right	02N	01W	6	NE	NE		IRRIGATION	20/196	CHARLES C TOBIAS
2758B	Claim	02N	01W	6	NE	NE		IRRIGATION	20/196	PLINE FARMS INC
31100	Claim	02N	01W	6	NE	NE	1	COMMERCIAL		SCHULERLANE FARMS INC
31100	Claim	03N	01W	31	NW	SE		COMMERCIAL		SCHULERLANE FARMS INC
2758A	Claim	03N	01W	31	NW	SE		IRRIGATION	12/12	NANCY M PALMER
2758B	Claim	03N	01W	31	NW	SE		IRRIGATION	20/196	PLINE FARMS INC
2758	Water Right	03N	01W	31	NW	SE		IRRIGATION	20/196	CHARLES C TOBIAS
27160	Water Right	03N	01W	31	NW	SE		STOCKWATER		VERGIE ANSON
20629	Water Right	03N	01W	31	NW	SE		DOMESTIC		JARVIS U PALMER
27160	Water Right	03N	01W	31	NW	SE		DOMESTIC		VERGIE ANSON
2758B	Claim	03N	01W	31	SW	SE		IRRIGATION	40/196	PLINE FARMS INC
31100	Claim	03N	01W	31	SW	SE		IRRIGATION	10.6/96	SCHULERLANE FARMS INC
31100	Claim	03N	01W	31	SW	SE		COMMERCIAL		SCHULERLANE FARMS INC
2758	Water Right	03N	01W	31	SW	SE		IRRIGATION	40/196	CHARLES C TOBIAS
2758	Water Right	03N	01W	31	SE	SE		IRRIGATION	35/196	CHARLES C TOBIAS
2758B	Claim	03N	01W	31	SE	SE		IRRIGATION	35/196	PLINE FARMS INC
2758	Water Right	03N	01W	32	SW	SW		IRRIGATION	6/196	CHARLES C TOBIAS
2758B	Claim	03N	01W	32	SW	SW		IRRIGATION	6/196	PLINE FARMS INC
4726	Water Right	03N	01W	32	SW	SW		IRRIGATION	25/25	LARRYDALE FARMS INC

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2758B

WATER RIGHT NUMBER: 63-2758B

Owner Type Name and Address
 Original Owner CHARLES C TOBIAS
 823 9TH AVE S
 NAMPA, ID 83651
 Current Owner PLINE FARMS INC
 6805 LAKE HAZEL RD
 NAMPA, ID 83687
 (208)466-6811

Priority Date: 01/24/1949

Basis: License

Status: Active

you not licensed - no should be

SourceTributaryBeneficial Use

STOCKWATER

IRRIGATION

From To

11/1 to 12/31

/ to /

3/1 - 11/15

Diversion Rate

.02

3.920 CFS

Total Diversion:

3.920 CFS

Annual VolumeLocation of Point(s) of DiversionPlace 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	
02N 01W 5	8.1 <i>ok</i>				35.0 <i>ok</i>	40.0 <i>ok</i>											75.0
02N 01W 6	20.0																20.0
03N 01W 31													20.0	40.0	35.0		95.0
03N 01W 32									6.0 <i>ok</i>								6.0

Total Acres: 196

STOCKWATER same as IRRIGATIONConditions of Approval:

*not this many ac - 8.1
 owned by client = 30 ac. 8.1*

*doesn't own
 property in QQ*

*not this
 many acres
 owned*

*not this many
 ac. owned
 22 owned
 by client*

@ network we 2 sources & Q from each

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2758B

1. SOURCES FOR THIS RT. ARE INDIAN CK. & GROUNDWATER.
1 CFS FROM INDIAN CREEK P/D NWSE, SEC. 5, T2N, R1W AND 2.92 CFS FROM WELLS,
REMAINDER OF P/D'S.
FEE PAID UNDER RECEIPT NO. W007594.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 1/16/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Water Supply Bank:

State of Idaho

License and Certificate of Water Right

Water License No. 20916

Amount 3.92 second feet

Water District No.

Priority January 24, 1949

THIS IS TO CERTIFY that CHARLES C. TOBIAS of Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 24, 1949; that Permit No. 20916 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4 second feet, was issued thereunder on March 3, 1949, showing that said works were completed on the 2nd day of March 1949; and that on the 10th day of June 1949,

CHARLES C. TOBIAS

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 Indian Creek and a group of wells ~~at Indian Creek~~, for the purpose of irrigation and stock uses, under Use Permit No. 20916 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 8 of Licenses at page 4543, on the 6th day of April 1950:

The right hereby confirmed dates from January 24, 1949:

The Point of Diversion ~~is located~~ from Indian Creek is located in the NW 1/4 SE 1/4 Sec. 5, Tp. 2 N., R. 1 W., B. M. Canyon County See below for points of diversion from wells.

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 one cubic feet per second, from Indian Creek, and 2.92 sec. ft. from wells.

Description and location of use:

Description and location of use:					
Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	1 W.	5	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	35
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	--
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	--
			NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	20
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	--
3 N.	1 W.	32	SW $\frac{1}{4}$ SW $\frac{1}{4}$	6	6
		31	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	20 - <i>clmt doesn't own</i>
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	35
			Number of Acres Actually Irrigated -		

Points of diversion from wells: NE 1/4 SW 1/4, SW 1/4 NE 1/4, SE 1/4 NW 1/4 Sec. 5; SE 1/4 NE 1/4 Sec. 6, T. 2 N., R. 1 W. SW 1/4 SW 1/4 Sec. 32, SE 1/4 SE 1/4, SW 1/4 SE 1/4, NW 1/4 SE 1/4 Sec. 31, T. 3 N., R. 1 W., B.M.

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.

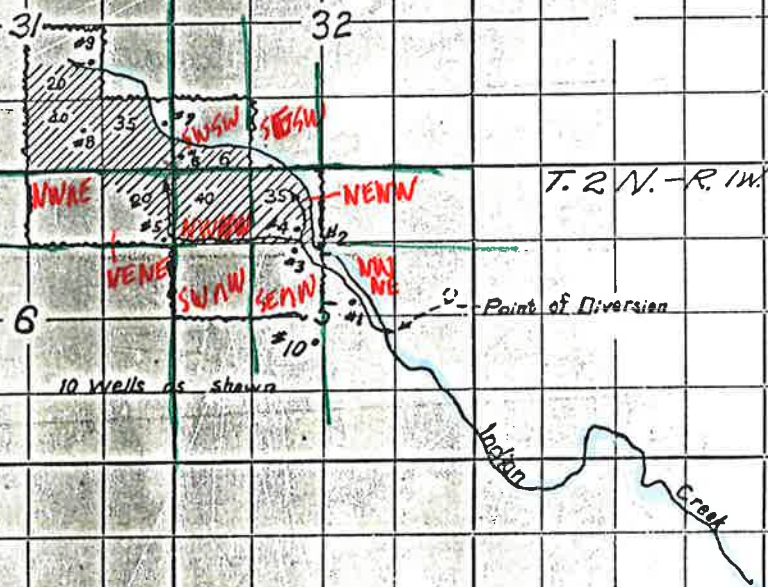
WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 6th day of April 1950.

MARK R. KULP

State Reclamation Engineer

(SEAL)

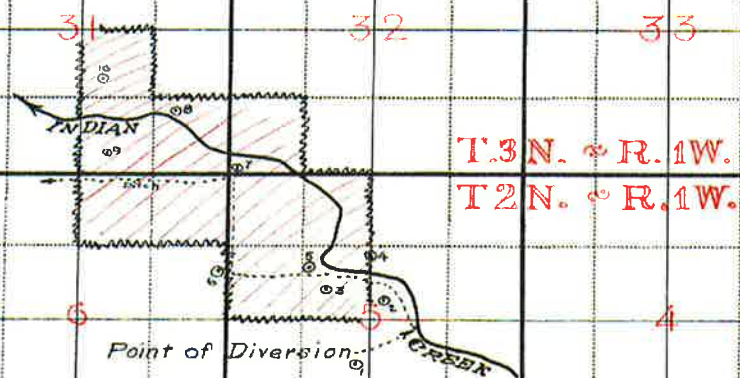
T. 3 N., R. 1 W.



NAME OF APPLICANT

Chas C. Tobias,

FORM No. O



NOTE : Points of Diversion 10 Wells

Permit Map No. 20916

As Approved
MARK R. KULP
Civil Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

20916



S/W

20916

02/03/2006

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

RIGHT NUMBER: 63-2758B

NAME AND ADDRESS: PLINE FARMS INC
6805 LAKE HAZEL RD
NAMPA ID 83687SOURCE: GROUND WATER
INDIAN CREEKTRIBUTARY:
TRIBUTARY: BOISE RIVERQUANTITY: 2.780 CFS
534.150 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The quantity of water under this right consists of 1.0 cfs from Indian Creek and 1.78 cfs from 8 wells.

PRIORITY DATE: 01/24/1949

POINT OF DIVERSION:

T02N R01W S5 ~~SESW Within CANYON County~~ *no pod*

T02N R01W S5 SENW Within CANYON County ✓

T02N R01W S5 SENW Within CANYON County ✓

T02N R01W S5 SENW Within CANYON County ✓

~~T02N R01W S5 NWSW Within CANYON County~~ *no pod*

T02N R01W S6 NENE Within CANYON County ✓

T03N R01W S5 NWNW Within CANYON County ✓

T03N R01W S31 SESE Within CANYON County ✓

T03N R01W S32 SWSW Within CANYON County ✓ *pasture well*PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

STOCKWATER

01/01 12/31

IRRIGATION

03/01 11/15

2.780 CFS
534.15 AFY

PLACE OF USE:

IRRIGATION Within CANYON County

T02N R01W S05 NENW 35.00 T02N R01W S05 NWNW 40.00

T02N R01W S06 NENE 8.10 T03N R01W S31 SWSE 7.60

T03N R01W S31 SESE 22.00 T03N R01W S32 SWSW 6.00

STOCKWATER same as IRRIGATION

118.7 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Stockwater use is for ____.

*Farm well for
d/s not
named: SESW*

2?

NESEW 5 ✓ SWNE 5 ✓ Indian Cr. diversion

no pod

no pod

SWSW

pasture well

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NO. 63-2758B
FROM: VICKY L MUSIC, WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: CLAIM REVIEW - RECOMMENDATION
DATE: 10/12/2006
CC:

This memo follows up my 2/6/06 memo that I wrote during my initial investigation and prior to the field exam. Some of the issues were discrepancies in the license map and licensed legal descriptions, entire licensed pou was claimed though some of the pou originally licensed is not owned by the claimant, Pline Farms, etc. PODs licensed were 9 artesian wells, 1 pumping well and Indian Creek.

The field exams, conducted in May of 2006 found 11 PODs which were GPSed, though 2 of the licensed PODs [wells 9 and 10] are on property no longer owned by the Plines. A search of IDWR well logs on file did not reveal that irrigation wells have been drilled on the Pline property in the past 30+ years.

Though it is not entirely clear when these wells were drilled, it appears that at least 1 or both of the pasture wells and the farm well have been used for irrigation for several years. I will recommend the pasture wells and the farm as PODs. They clearly qualify under the accomplished transfer statute because they were added before 1987.

Pline claimed the entire 196 acres licensed but only owns about 119 if the licensed acres so I will recommend 119 acres. The Plines are currently irrigated an additional 90 – 100 acres south of the licensed pou for which there is no water right on file with IDWR. There is no reference to surface rights in the license or claim file but in the field exam notes it states that there are these fields are irrigated from the Ridenbaugh.

VLM

MEMO TO CLAIM FILES

TO: CLAIM FILE NO. 63-2758A AND 63-2758B

FROM: VICKY L MUSIC, SR. WATER RESOURCE AGENT, IDWR /
WESTERN REGION

SUBJECT: CLAIMS ANALYSIS

DATE: 2/3/2006

CC:

The parent right of these claims is a license from Indian Creek and 10 shallow wells [75' to 120']. The wells were drilled to tap shallow groundwater that is associated with Indian Creek. The licensed priority date is 1/24/1949 for 1 cfs from Indian Creek and 2.9 from the wells. The irrigation season of use was not licensed. There are 2 claims for this license.

63-2758A

63-2758A claimed 12 acres of irrigation in the NWSE sec 31 of the 20 acres in the QQ licensed, from well no. 9 or 10. The well is numbered both ways in the license file. The well is north of Indian Creek in the NWSE Sec 31 T3N R1W. The claimant owns approx 30 acres in the NWSE, NWSE and NESE of sec. 31. Claimant owns 4.7 ac of the 40 acres licensed in the SWNE but did not claim it, most likely because it is south of Indian Cr. and cannot be irrigated from the well. The property is also irrigated from the NMID water.

There are notes in the claim file that claimant of the A portion was notified that the license may not be appurtenant to their property and that they may have to provide proof of priority as for a beneficial use claim. I believe the agent was being cautious because the handdrawn maps in the license file are inaccurate and it appears at first glance that the license may not have included the "A" property. However, the maps inaccurately depict Indian Creek as flowing through the center of the NWSE Sec 31. In fact, Indian Creek just nicks the SWNWSE Sec 31.

I recommended the 12 acres of irrigation claimed. The neighbor to the west could have claimed the remaining 8 acres originally licensed in this QQ. The licensed duty of water from groundwater was $2.92 / 197 = .015$ cfs per acre. $12 \times .015 = .18$ cfs. I recommended .18 cfs.

63-2758B

63-2758B claims the license in its entirety but the claimant does not own the entire 196 acres licensed. I found 118.7 acres of the original licensed 196 that belongs to claimant. Below is a summary of licensed/claimed and what I recommended. 118.7 ac x .015 cfs per acre = 1.78 cfs from groundwater and 1 cfs from Indian Cr. for total of 2.78 cfs.

Legal	QQ	licensed/claimed	recommended
2N 1W 5	NENW	35	35
5	NWNW	40	40
2N1W 6	NENE	20	8.1
3N1W 31	NWSE	20	0
31	SWSE	40	7.6
31	SESE	35	22
3N1W 32	SWSW	6	6
TOTAL		196	118.7

The maps in the license file depict the wells and Indian Creek differently. I used the engineer's map which still appears to shift Indian Cr to the east. I did my best to "fit" Indian Creek and the licensed PODs to a 1939 aerial of the stream and ditches and then correct the legal descriptions. It looks like 2 of the licensed PODs are not on property owned by the Plines so I will recommend 8 wells and the Indian Cr diversion. Here is a summary of the PODs.

Well #	lic/ claimed Legal	corrected legal	Pline property
1	NESW S 5	<i>F12 NE</i> NWSW S 5	Pline Farms <i>666 138</i>
2	SWNE S 5	<i>F7</i> SENW S 5	Clinton Pline <i>145</i>
3	SENW S 5	<i>F9</i> SWSW S 5 (<i>fourth</i>)	Clinton Pline <i>142</i>
4	SENW S 5	<i>F8</i> SENW S 5	Clinton Pline <i>6710 58</i>
5	SENW S 5	<i>F5</i> NWNW S 5	Clinton Pline <i>666 137</i>
6	SENE S 6	<i>F4</i> NENE S 6	Pline Farms <i>144</i>
7	SWSW S 32	<i>Pasture 2</i> SWSW S 32	Pline Farms
8	SESE S 31	<i>F4</i> SESE S 31	Pline Farms <i>141</i>
9*	SWSE S 31	SWSE S 31	Schulerlane Farms
10*	NWSE S 31	NWSE S 31	Palmer
Indian Cr	NWSE S 5	<i>SWNE</i> SENW S 5	Clinton Pline <i>6710 57</i>

[* NOT RECOMMENDED TO PLINES]

I'll have a subcontractor verify the PODs during a field exam.

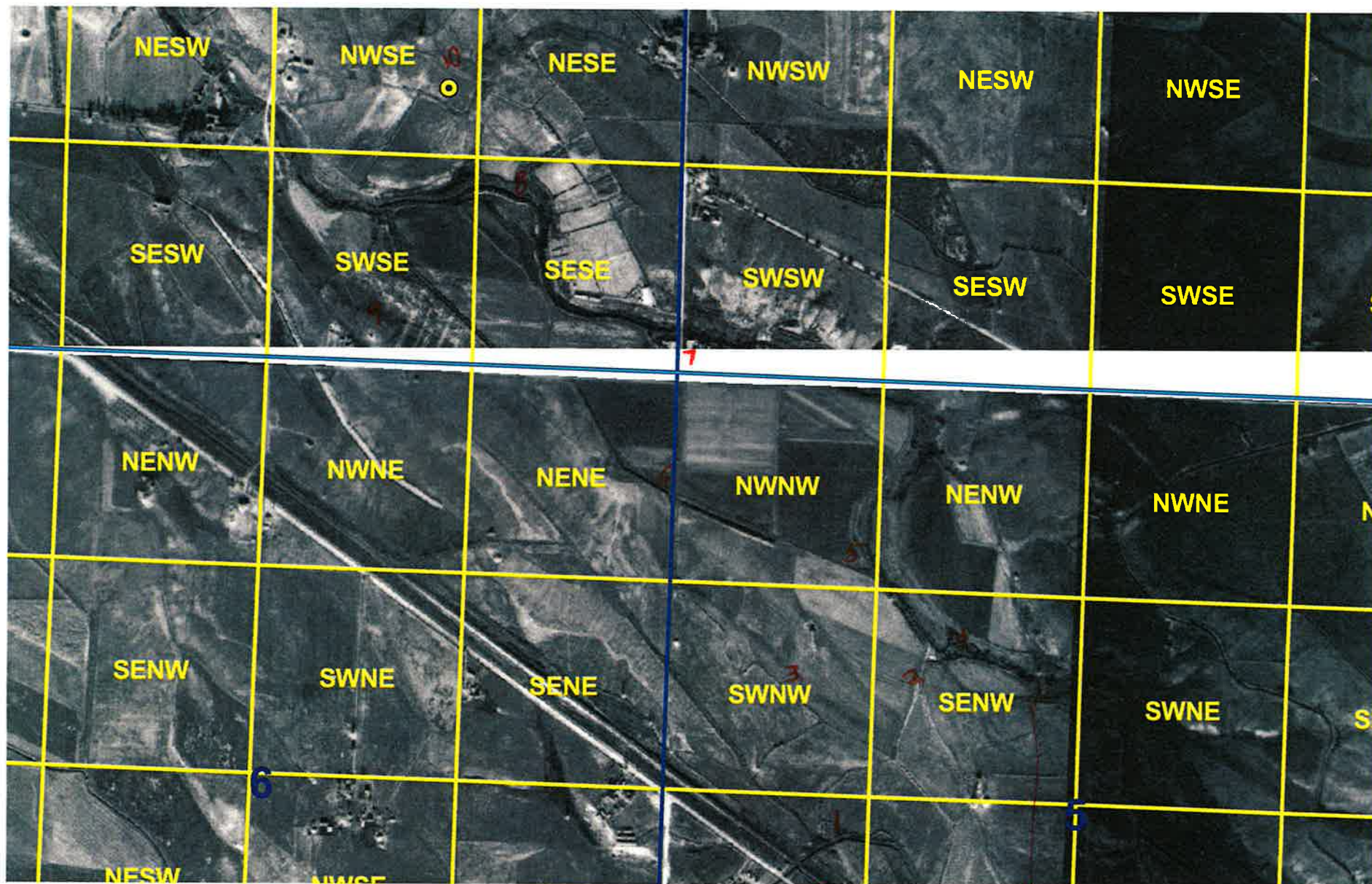
VLM

license: 2 wells in SWSW 432. Field exam: 3 wells (P1, P2, F6)

subcontractor found 2 wells in SWSW 432. Pasture 2

*SWSW 32 P2
SWSW 32 F6*

only 1 licensed

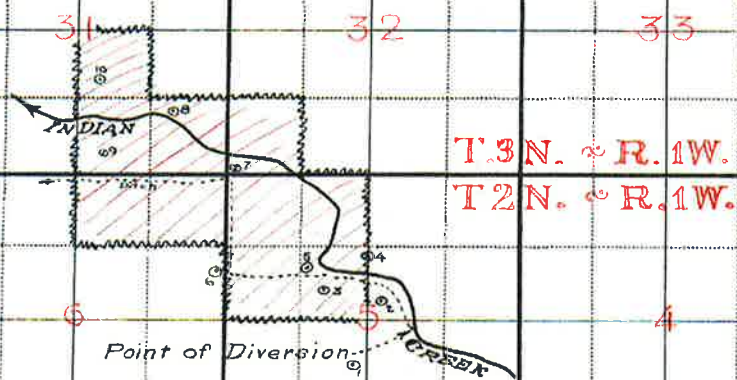


claims 63-2758A and B.
1939 aerial

NWSE

100-Indian Creek

Attempted to more accurately locate the 10 wells so that I can determine if there are on claimant property.



NOTE : Points of Diversion 10 Wells

Permit Map No. 20916
As Approved
FEB 2 1949
MARK R. KULP
State Reclamation Engineer



63-2758B . 2004 aerial photo. On the map, locate all of the wells and the Indian Cr diversion claimed under the license. Also draw the delivery sytem of ditches, sprinklers, etc. If combined with Nampa Meridian Irr District water, note

State of Idaho License and Certificate of Water Right

Water License No. 20916

Amount 3.92 second feet

Water District No. _____

Priority January 24, 1949

THIS IS TO CERTIFY that CHARLES C. TOBIAS

of Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 24, 1949; that Permit No. 20916 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4 second feet, was issued thereunder on March 3, 1949, showing that said works were completed on the 2nd day of March, 1949; and that on the 10th day of June, 1949,

CHARLES C. TOBIAS

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 Indian Creek and a group of wells, for the purpose of irrigation and stock uses

, under Use Permit No. 20916 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

8 of Licenses at page 4543, on the 6th day of April, 1950;

The right hereby confirmed dates from January 24, 1949;

The Point of Diversion ~~located~~ from Indian Creek is located in the NW 1/4 SE 1/4 Sec. 5, T. 2 N., R. 1 W., B. M. Canyon County See below for points of diversion from wells.

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 one cubic feet per second, from Indian Creek, and 2.92 sec. ft. from wells.

Description and location of use:

Description and location of use:					
Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	1 W.	5	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	35
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	--
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	--
			NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	20
3 N.	1 W.	31	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	--
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	6	6
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	20 - <i>clmt d</i>
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	35
Number of Acres Actually Irrigated -					196
Points of diversion from wells: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 31, T. 3 N., R. 1 W., B.M.					

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

6th day of April, 1950.

MARK R. KULP

State Reclamation Engineer

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20916

This proof is for Beneficial use

In Water District No. _____

1. Name of applicant Charles C. Tobias, 823 9th Avenue, South, Nampa, Idaho
2. Source of water supply: Indian Creek, and a group of wells
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5
T 2 N. R 1 W. County of Canyon (From Indian Creek)
(See below for location of wells)
4. Describe works as they exist, giving dimensions and capacities of same: _____

5. Water is used for: Irrigation and stock water.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):

NW $\frac{1}{4}$ Section 5; NE $\frac{1}{4}$ Section 6; Twp. 2 North, Range 1 West, B.M.SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31; Twp. 3 North, Range 1 West, B.M.

Location of wells:

No. 1- NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5; No. 2- SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; No. 3- No. 4, and No. 5SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5; No. 6- SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6; Twp. 2 N., Range 1 W., B.M.No. 7- SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; No. 8- SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31; No. 9- SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31;No. 10- NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31; Twp. 3 N., Range 1 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? unknown

Remarks:	Well no.	Diam.	Depth	Cased
	1	8"	80'	20'
	1	4"	120'	120' (4" casing inside 8", separate flow)
	2	8"	80'	22'
	3	6"	80'	30'
	4	8"	80'	20'
	5	4"	90'	20'
	6	4"	80'	20' (domestic)
	7	6"	80'	12'
	8	4"	75'	20'
	9	6"	90'	18'
	10	12"	90'	30'

This examination was made on the 4 th day of November, 1919

(Signed) _____

F. A. Tolman

Examiner.

20916

T. 3 N., R. 1 W.

31 32

T. 2 N. - R. 1 W.

6

5

Point of Diversion

#10

10 Wells as shown

Indian

Creek

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

Permit No. 20916This proof is for Beneficial use

In Water District No. _____

1. Name of applicant Charles C. Tobias, 823 9th Avenue, South, Nampa, Idaho
2. Source of water supply: Indian Creek, and a group of wells
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T. 2 N. R. 1 W. County of Canyon (From Indian Creek)
(See below for location of wells)
4. Describe works as they exist, giving dimensions and capacities of same:

5. Water is used for: Irrigation and stock water.

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):

NW $\frac{1}{4}$ Section 5; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 6; Twp. 2 North, Range 1 West, B.M.

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31; Twp. 3 North, Range 1 West, B.M.

Location of wells:

No. 1- NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5; No. 2- SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; No. 3- No. 4, and No. 5

SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5; No. 6- S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 6; Twp. 2 N., Range 1 W., B.M.

No. 7- SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; No. 8- SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31; No. 9- SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31;

No. 10- NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31; Twp. 3 N., Range 1 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? unknown

Remarks:	Well No.	Diam.	Depth	Cased
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	3	6"	80'	30'
	4	8"	80'	20'
	5	4"	90'	20'
	6	4"	80'	20' (domestic)
	7	6"	80'	12'
	8	4"	75'	20'
	9	6"	80'	18'
	10	12"	90'	30'

This examination was made on the 4 th day of November, 1949

(Signed)

F. A. Tolman

Examiner.

20916

Thurs, 5/18/06 1:00

MEMORANDUM TO SUBCONTRACTOR

TO: *Sandy H. (4/27/06 received)*
FROM: VICKY L MUSIC, SR WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: 63-2758B
DATE: 2/3/2006
CC: CLAIM FILE

Claimant is Pline Farms, Inc. Address is 6805 Lake Hazel Rd, Nampa. I think this is the site address but confirm when you make appointment. Phone # is 466-6811. *Clinton Pline 989-1351*

This claim is based on license 63-2758. Claimant Pline Farms claimed the entire 196 acres licensed but does not own all of the licensed place of use. This license is unusual in that both groundwater [10 wells] and surface water [Indian Cr] are licensed. Additionally, the legal description of some of the wells is incorrect so do not depend on the claimed PODs for the correct legals.

1 - have the claimant identify the Indian Creek and wells PODs as they existed in 1987. If different now, explain. Please gps all points of diversion. do not use legal description or license maps. Use the 2004 aerial.

2 - describe delivery system from these wells and Indian Cr. as it existed in 1987. if different from current conditions, explain. Is Nampa Meridian Irr water also used? *No, Riddenbaugh*

3 - Ask specifically about changes is how water is used under this license only - not irrigation co water. Identify year is which changes were made.

4 - locate PODs, other features, on 2004 aerial as they existed in 1987. If different from current conditions, explain.

5 - what is the # and type of stock claimed?

Thanks.

VLM

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

RECEIVED

OCT 05 2006

WATER RESOURCES
WESTERN REGION

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-2758 B V1

Owner: Pline Farms Inc. Phone No. (208) 466-6811

Current Address: 6805 Lake Hazel Rd, Nampa, Id. 83687

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property? 1958

Accompanied by: Clinton Pline (208) 989-1351

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 1/24/1949

(If priority date, based on your exam, seems questionable, explain below.)

Groundwater (10 wells)
Source: Indian Creek Tributary to Boise River

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed:

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed:
- ☒ If different, when did POD change? These pod's have always been located where they are.

DIVERSION AND DELIVERY SYSTEMPoints of Diversion ** see attachment*

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

** see attachment***OVERLAP REVIEW**Other water rights with the same point of diversion: NoDoes overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:
—**WATER USES**☐ No change☐ Different UsesUse Stockwater From 1/1 To 12/31 Amount _____ CFS _____ AFAUse Irrigation From 3/1 To 11/15 Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☐ No change☐ Changes Exam found: Domestic # of homes _____ Stock # 150 single head cows
Types _____ Additional comments: 25 pr. cows**PLACE OF USE:**☐ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: None

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: * See attachment

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

- Supplemental water: located in SE corner of F-12 is a head gate for supplemental water, Ridenbaugh. The only fields that use supplemental water or have access are: F8, 9, 10, 11, 12 + 6.
- Current owners of Pline Farms Inc. are Ellen Pline (mother), Clinton Pline (son) & 2-sisters. The property is no longer farmed by Clinton but is leased out.

Directions: 184, Ext 38 towards the cheese factory
on the corner of Robinson & Star Rd. Go south on
Robinson 4 3/4 miles, Lt. Lake Hazel Rd 0.4 miles to the
Pline farm & house (6805 Lake Hazel Rd).

POD+POU: see hand drawn map for locations

AFTER EXAM THE FILE SHOULD CONTAIN:

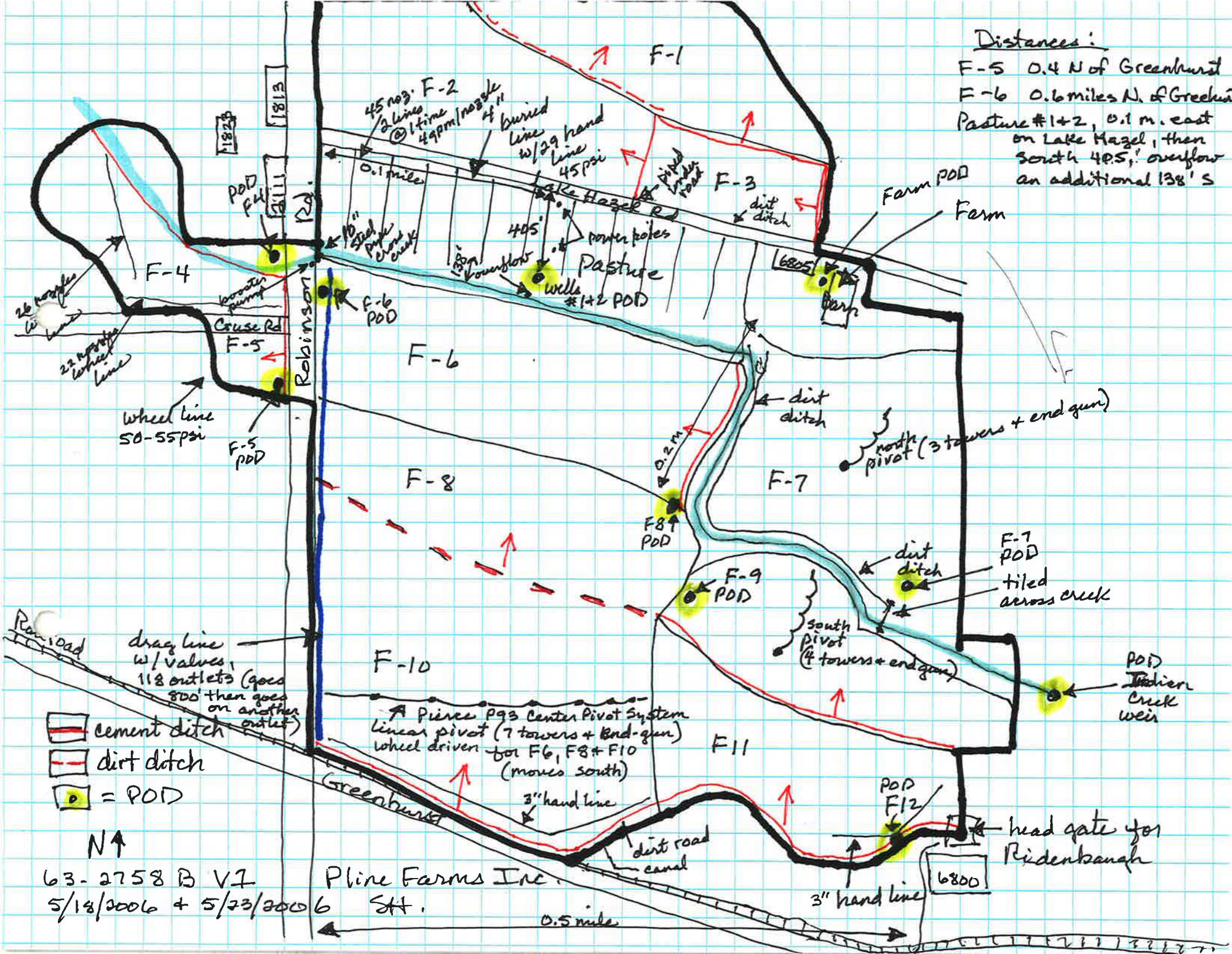
- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: _____

10/5/2006

FIELD EXAMINER: _____

Judy Hemenway



63-2758B V1 Pline Farms Inc.

Date of Inspection: 5/18/06 and 5/23/06

Inspector: Sandy Hemenway

Description of Diverting Works:

Pasture #1 and #2 wells: located 0.1 mile east of the Robinson Rd. and Lake Hazel intersection, on Lake Hazel, then south 405' (south of the power pole), with the overflow an additional 138' south to the creek. Both 6" casing, 80' deep, artesian wells.

Farm Well: located east of 6805 Lake Hazel Rd., is 8" casing, 125' deep, 30psi, 20' static, unknown size discharge to barn/stockwater (125 dairy cows, 25 pr. Cows) and house (internal/external yard/garden). NOTE: 1987 and until a few years ago (Mr. Pline passed away) they had dairy cows, but currently they lease out the property and the current leaser has 60-100 cattle).

F-4 Well: Located southwest of 2111 Robinson Rd. 6" casing, 80' deep, artesian.

F-5 Well: Located 0.4 mile north of Greenhurst on the west side of the road. 8" casing, 80' deep, artesian well, 4' lift

F-6 Well: Located 0.6 miles north of Greenhurst on the east side of the road. 6" casing, 80' deep, artesian well (currently not hooked up to anything, but discharged to Indian Creek).

F-7 Well: Located directly southeast of the barn. 8" casing, 80' deep, artesian, 8" discharge to buried 8" PVC running northwest to Pivot with 3 towers and end gun. F-7 also has buried 8" PVC that runs to the collection tank at well F-8, to be pumped to the linear pivot that irrigates fields F-6, 8, and 10.

Indian Creek Weir: Located southeast of F-7 well, in somewhat of a slough area. A concrete weir directs the flow down a ditch moving diagonally running east to west.

F-8 Well: Located 0.2 miles slightly southwest from the barn, down a little dirt road. 8" casing, 80' deep, artesian well

F-9 Well: Located southeast of well F-8 (down the dirt road). 8" casing, 80' deep, 6" discharge, artesian well.

F12 Well: Located 0.5 mile east of the Robinson Rd and Greenhurst intersection, on Greenhurst, then north of 6800 Greenhurst, on the north side of the canal. 12" casing, 90' deep, 40psi, 17' static, 15Hp US Motor, 8" discharge.

NOTE: Prior to the handline, and pivots, concrete ditches and dirt ditches were used to irrigate the property. On the hand drawn map, indicated with "red" shows the previous use, and some are still used as drawn (F-1, F-2, F-3).

Delivery System Narrative:

From Pasture #1 and 2 wells. A booster pump (no tag, unknown Hp), with 6" discharge to 6" buried PVC, pumps north to buried 4" PVC running east and west on the north boarder, with hook-ups for 29 hand lines, running at an average of 45psi. 4" piped under Lake Hazel, open discharge to concrete ditches that run south to north separating F-2 and F-3, then dirt ditch running east to west on the south boarder of F-1 on the west half, and concrete ditch on the east half (all of that field gravity flows south to north). The concrete ditch from F-1 continue east then runs south to gravity flow irrigate F-3 (east to west).

Farm Well: unknown size discharge or buried line to barn (1987---125 dairy cows and 25 pr. Cows, currently 60-100 cattle), and house (internal/external yard/garden).

From F-4 Well: 6" discharge to 10" buried steel pipe that runs east then south to cross Indian Creek to a booster pump, that also takes flow coming down the concrete ditch from F-5 Well and pumps it to the wheel line that irrigate POU F-4 (One strand with 22 nozzles, another angles northwest with 26 nozzles). Prior to the wheel line being installed, F-4 and F-5 irrigated POU fields F-4 and F-5 with the concrete ditches alone (gravity flow north to south in F-4, and east to west on F-5).

From F-5 Well: 5" discharge, open discharges to concrete ditch running south to north (gravity flow east to west). The water in the ditch not used flows down to a collection tank by the booster pump for F-4, and is added to that water and pumped to the wheel line on field F-4.

From F-6 Well: prior to 1987, this well was discharged to a dirt ditch that ran north to south (gravity flow west to east).

From F-7 Well: 8" discharge to buried 8" PVC running northwest to Pivot with 3 towers and end gun. Pivot was installed in the late 1990's. Prior to the pivot, F-7 open discharged to a dirt ditch that followed the southern boarder, making its way north on the western boarder (gravity flow west to east).

From Indian Creek Weir: the dirt ditch is tiled across Indian Creek to the dirt ditch that was previously used by F-7 well, running on the south boarder then making its way north (gravity flow west to east).

From F-8, and F-9 Wells: both have 8" discharge to collection tank (F-7, F-8, F-9 all are piped to this collection tank), 8" buried PVC to the Linear Pivot. NOTE: The Linear Pivot has 7 towers, and an end gun, is wheel driven traveling north to south by a drag line on the east boarder of Robinson Rd., with valves, 118 outlets, and goes 800' before it goes on another outlet). POU fields F-6, F-8, and F-10. In the south boarder are 3" hand-line that are supplied water from F-12 Well (in the southeast corner).

From F-12 Well: 8" discharge to 8" buried PVC to "south pivot" located in field F-9. Pivot has 4 towers and an end gun. There is a buried line with hook-ups to attach the 40' sections of hand line that is located in the SE corner, and along the south boarder to cover the area missed with the Linear Pivot, and F-9 Pivot.

NOTE: Northeast of Well F-12 is a head gate for supplemental water from the Riddenbaugh. No other supplemental water is used on the property. The F-7 Pivot and F-9 Pivot were installed in the late 1990's. The "red" lines on the hand drawn map indicates the irrigation system used for F-9, and F-7 well open discharged to a dirt ditch on the southern boarder that is still utilized by Indian Creek POD.

63-2758 B V1 Pline Fams Inc

Date of Inspection 5/18/06 & 5/23/06

Name of Inspector: Sandy Hemenway

Location of POD	Field	Section	Twp	Rge	Q/Q	GPS (N 43°... W 116°...)	Tag ID#
Groundwater	F-4 well		31 T3N	R1W	SESE ✕	N43.32.880'W116.29.664'	A0002391
Groundwater	Farm		32 T3N	R1W	SESW ✕	N43.32.854' W116.29.210'	A0002392
Groundwater	pasture #1		32 T3N	R1W	SWSW ✕	N43.32.864'W116.29.453'	A0002393
Groundwater	pasture #2		32 T3N	R1W	SWSW ✕	N43.32.864'W116.29.453'	A0002394
Groundwater	F-5		6 T2N	R1W	NENE ✕	N43.32.686'W116.29.619'	A0002395
Groundwater	F-6		32 T3N	R1W	SWSWSW ✕	N43.32.828'W116.29.609'	A0002396
Groundwater	F-7		5 T2N	R1W	NESENW ✕	N43.32.529'W116.29.074'	A0002397
Groundwater	F-8		5 T2N	R1W	NWNW ✕	N43.32.602'W116.29.331'	A0002398
Groundwater	F-9		5 T2N	R1W	NWSENW ✕	N43.32.514'W116.29.255'	A0002399
Groundwater	F12		5 T2N	R1W	NESW ✕	N43.32.256'W116.29.103'	A0002400
Indian Creek	sec5,swne		5 T2N	R1W	SWNE ✕	N43.32.405'W116.28.964'	//////////

50 single cores &
sample 25 pr.

Location of POD	Field	Casing(C) and Depth(D)	PSI	Static	Hp/Artesian	Discharge Size	CFS
Groundwater	F-4 well	C6" and D80'	0	0	Artesian	6"	
Groundwater	Farm	C8" and D125'	30	20		2 unknown	
Groundwater	pasture #1	C6" and D80'	0	0	Artesian	6"	
Groundwater	pasture #2	C6" and D80'	0	0	Artesian	6"	
Groundwater	F-5	C8" and D80'	0	0	Artesian	5"	
Groundwater	F-6	C6" and D80'	0	0	Artesian	6"	
Groundwater	F-7	C8" and D80'	0	0	Artesian	8"	
Groundwater	F-8	C8" and D-80'	0	0	Artesian	8"	
Groundwater	F-9	C8" and D-80'	0	0	Artesian	6"	
Groundwater	F12	C12" and D90'	40	17	15 us meter	8"	
Indian Creek	//////////	//////////	//////////	//////////	//////////	weir: H(4"), L(1") = 0.61cfs	0.61 cfs

goes to linear pivot

Location of POD	Field	Booster Pump SN#	Make	Hp	Lift	Discharge Size	PSI
Groundwater	pasture1&2	No tag	No tag			6"	no gauge
Groundwater	F4&5	JPM3312T	Berkley	10	4'	N43.32.854'W116.29.621'	4" discharge
Groundwater	F-8	70406280029	Baldor	25		8"	Broken
Linear Pivot	F6,8,10	(8) 3/4 Hp booster pumps			50psi@bottom,20@top		
north pivot	F7	No tag		2			45-48
south pivot	F9	No tag		2			68

Overflow to Indian Creek

Groundwater pasture #1
Groundwater pasture #2



12" pipe

N43.32.844"W116.29.428'

" " " "

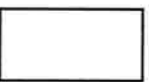
Idaho Department of Water Resources

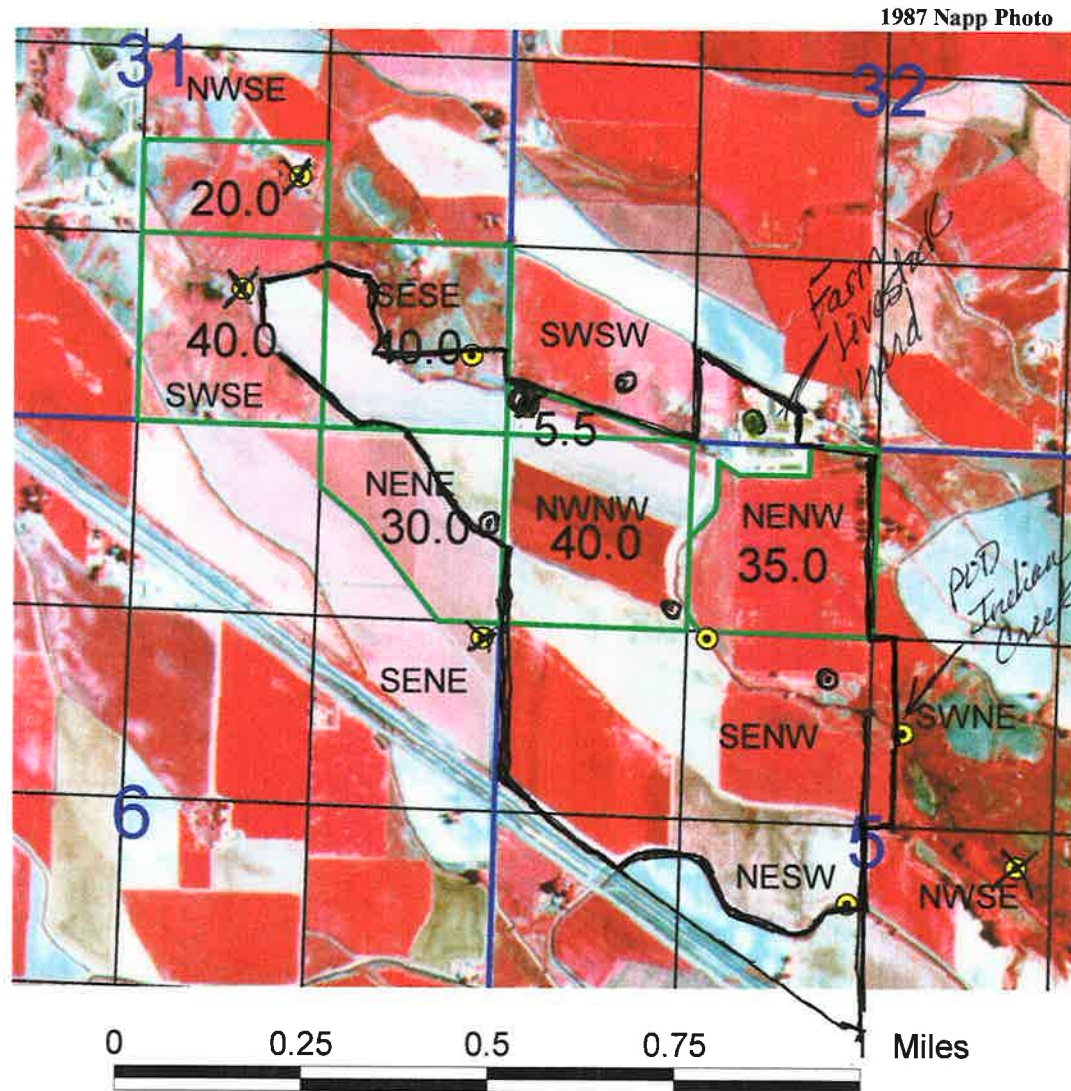
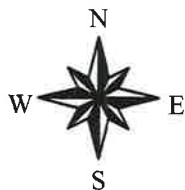
Claim Number: 63-02758B

Legal: T02N, R01W, S5 & 6

T03N, R01W, S31 & 32

Reviewed By:

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



63-2758B V1 Line Farms Inc.

Date of Inspection: May 18 + 23, 2006

Inspector: Sandy Hemenway

Theoretical Groundwater Measurement (see attachments for calculations) or actual measurements:

POD's:

F-4 well: $43^{\circ}32.880'$ $W116^{\circ}29.664'$ = 0.98 cfs
6" casing, 6" discharge, 0 psi (artesian) full pipe

Farm well: $N43^{\circ}32.854'$ $W116^{\circ}29.210'$

8" casing, unkn. discharge, 30 psi, 20' static, 2Hp = 0.12 cfs

Pasture #1 well: $N43^{\circ}32.864'$ $W116^{\circ}29.453'$ = 0.98 cfs

6" casing, 6" discharge, 0 psi (artesian)

Pasture #2 well: $N43^{\circ}32.864'$ $W116^{\circ}29.453'$

6" casing, 6" discharge, 0 psi (artesian)

F-5 well: $N43^{\circ}32.686'$ $W116^{\circ}29.619'$ = 0.97 cfs

8" casing, 5" discharge, 0 psi (artesian)

* see orange
pinal calc.

F-6 well: $N43^{\circ}32.828'$ $W116^{\circ}29.609'$

6" casing, 6" discharge, 0 psi (artesian) =

F-7 well: $N43^{\circ}32.529'$ $W116^{\circ}29.074'$ = 1.74 cfs

8" casing, 8" discharge, 0 psi (artesian)

full pipe

F-8 well: $N43^{\circ}32.602'$ $W116^{\circ}29.331'$

8" casing, 8" discharge, 0 psi (artesian) = 1.74 cfs

F-9 well: $N43^{\circ}32.514'$ $W116^{\circ}29.255'$ full pipe

8" casing, 8" discharge, 0 psi (artesian) = 1.74 cfs

F-12 well: $N43^{\circ}32.256'$ $W116^{\circ}29.103'$

12" casing, 8" discharge, 40 psi, 17' static, 15Hp = 0.77 cfs

right
next to
each
other

Total Volume - Groundwater:

* Indian Creek listed on next page = 0.61 cfs

63-2758B V1 Pline Farms Inc.

Date of Inspection: May 18 & 23, 200

Inspector: Sandy Hemerway

POD: Indian Creek $N43^{\circ}32.405'$ $W116^{\circ}28.964'$ Weir Length $12'' = 4'$
U of I chart $H = 4'' = 0.33$ Length = $12'' = 1'$
 $0.33 \times 1'$ only chart = $0.606 = \boxed{0.61 \text{ cfs}}$

Pivot F-6 / F-8 / F-10 (Linear pivot) 7 towers, 117 sprinklers
total length 1200.10', number outlets 118,
 $566.00 \text{ gpm (pivot)} + 81.72 \text{ (end gun)} = 647.72 \text{ gpm} \times 0.00223 = \boxed{1.44 \text{ cfs}}$

Pivot F-9 ("South Pivot") 4 towers, 675.47 length, 45 sprinklers
 $310 \text{ gpm (pivot)} + \text{end gun (86.56 gpm)} = 396.56 \text{ gpm}$
 $396.56 \text{ gpm} \times 0.00223 = 0.884 = \boxed{0.88 \text{ cfs}}$

Pivot F-7 ("North Pivot") 3 sections, total length 628.47'
number sprinklers 46, endgun gpm 74.47, pivot pressure 43
of outlets 86 * see attachment from manufacture
 $270 \text{ gpm (towers)} + 74.47 \text{ gpm (endgun)} = 344.47 \text{ gpm}$
 $344.47 \text{ gpm} \times 0.00223 = 0.768 = \boxed{0.77 \text{ cfs}}$

F-12 hand line in corner

size line	size nozzles	# sections	length sec.
-----------	--------------	------------	-------------

Pasture hand-lines 28 lines w/ 4" buried line E+W on N border

size line	size nozzles	# sections	length sec.
-----------	--------------	------------	-------------

Wheel-line

Overflow from POD Pasture # 1+2 discharging to
Indian Creek $N43^{\circ}32.844'$ $W116^{\circ}29.428'$



10" steel pipe from POD F-4:

Booster Pumps

F4/F5 Booster pump for wheel line POU F-4

Stockwater : ^{1987:} 150 single dairy cows + 25 pr.

Partially Filled Pipe (overflow from pasture #1 + 2 wells)
N43° 32.844' W 116° 29.428'



⑥ Ditch Measurement from F-5 well to ditch:

Orange peel measurement 35" x 10" 8ft/20 sec.

$$Q = VA = 0.4 \text{ ft/sec} \times 2.42 \text{ ft}^2 = 0.968 = \boxed{0.97 \text{ cfs}}$$

$$V = 8 \text{ ft/20 sec} = 0.4 \text{ ft/sec}$$

$$A = H \times W = 0.83' \times 2.92' = 2.42 \text{ ft}^2 \quad H = 10" = 0.83' \quad W = 35" \approx 2.916 = 2.92'$$

GROUNDWATER THEORETICAL ANALYSIS

FILE: 63-2758 B V1 Pline

DATE: 10/5/2006

For: F-12 POD

BY: Sandy Hemerway

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8 \times (HP) \times (EFF.))}{TDH}$

Q = CFS

HP = Total Brake Horsepower of pumping plant (including booster)

Eff. = Pumping plant efficiency (assume 70% or 0.70)

TDH = Total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = Depth to water in FEET from land surface to pumping water level $17' + 10' = 27'$

PSI = Pumping pressure measured in PSI near pump (if open discharge assume [0])

$$Q = \frac{(8.8 \times (15) \times (0.70))}{[(27) + (40 \times 2.31)]} = \frac{92.4}{119.4} = \boxed{0.77 \text{ cfs}}$$

LIFT FROM:

PSI FROM:

NOTES ON PUMP:

Measurement ()

Measurement ()

Motor Make, Serial or ID

Owner ()

Owner ()

Pump Make, Serial or ID, rating

Area estimate ()

Estimate ()

Well Logs ()

Owner Gage ()

Booster (Y) (N)

REMARKS: 12" casing, 8" discharge, turbine 15 Hp,
40 psi (irr. std) 17' static

GROUNDWATER THEORETICAL ANALYSIS

FILE: 63-2758 B V1 Pine

DATE: 10/5/2006

For: Pine Well

BY: Sandy Hemminger

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8 \times (HP) \times (EFF.))}{TDH}$

Q = CFS

HP = Total Brake Horsepower of pumping plant (including booster)

Eff. = Pumping plant efficiency (assume 70% or 0.70)

TDH = Total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = Depth to water in FEET from land surface to pumping water level 20' static + 10' = 30'

PSI = Pumping pressure measured in PSI near pump (if open discharge assume [0])

$$Q = \frac{(8.8) \times (2.5) \times (0.70)}{[(30') + (30 \times 2.31)]} = \frac{12.32}{99.3} = 0.124 = \boxed{0.12 \text{ cfs}}$$

LIFT FROM:

Measurement ()

Owner (X)

Area estimate ()

Well Logs ()

PSI FROM:

Measurement ()

Owner (X)

Estimate ()

Owner Gage ()

Booster (Y) (X)

NOTES ON PUMP:

Motor Make, Serial or ID

No tag

Pump Make, Serial or ID, rating

No tag

REMARKS:

8" casing, 30 psi, 20' static, 2 Hp

2004 PIERCE P93

DECEMBER 10, 2004

DEALER

INTERWEST SUPPLY
2015 DELTA DRIVE
NAMPA, IDAHO 83687

LINEAR
PLINE FARM

F-6, F-8, F-10

IRRIGATOR

CLINTON PLINE
7 TOWER - LINEAR

					LENGTH	PIPE I.D.
TOTAL TARGET GPM	568.00	FRICTION FACTOR USED	140	SPANS	LE	
PIVOT PRESSURE	40.00	TOTAL LENGTH	1200.10	1	163.00	6.407
ENDGUN TARGET GPM	81.72	NUMBER OF TOWERS	7	6	162.85	6.407
NUMBER OF OUTLETS	118	NUMBER OF SPRINKLERS	117			
				OH	20.00	6.407
					40.00	4.291

NELSON S3000 SPINNERS - D6 PURPLE PLATES
NELSON BLUE TOP 15 LF INTEGRAL SERIES REGULATORS
POLYDROPS® AVERAGE 7 FT
ELEVATION IS 0 FT UP AND 0 FT DOWN

CAUTIONS AND WARNINGS

1. Inadequate crop clearance and/or structural interference may cause poor water distribution, resulting in decreased uniformity and possible streaking.
2. GPA per customer request - GPA requirement is non-uniform throughout this system.

DEALER

AGRI LINES IRRIGATION
115 NORTH SECOND
PARMA IDAHO 83660

NORTH
PIVOT
PLINE FARMS
F-7

IRRIGATOR

PLINE

TOTAL TARGET GPM	270.00
PIVOT PRESSURE	43.00
ENDGUN TARGET GPM	74.47
NUMBER OF OUTLETS	86
PIPE I.D.	LENGTH
5.369	628.47

FRICITION FACTOR USED	140
TOTAL LENGTH	628.47
NUMBER OF TOWERS	3
NUMBER OF SPRINKLERS	46

NELSON R3000 ROTATORS WITH D6 PURPLE PLATES
NELSON BLUE TOP 15 LF INTEGRAL SERIES REGULATORS
DROPS AVERAGE 8 FT OF .75 I.D. FLEXIBLE HOSE WITH EXTERNAL POLYWEIGHT
PLUS IACO BOOMBACKS AT TOWERS
ELEVATION IS 0 FT UP AND 0 FT DOWN

***** CAUTIONS AND WARNINGS *****

1. Inadequate crop clearance and/or structural interference may cause poor water distribution, resulting in decreased uniformity and possible streaking.
2. Over watering at beginning of system due to practical limitations on smallest nozzle sizes available and/or allowable for proper operation.

3 LINDSAY GEN II

MARCH 4 1998

WISHNW-2467NW

DEALER

AGRI LINES IRRIGATION
115 NORTH SECOND
PARMA IDAHO 83660

SOUTH PIVOT
PLINE FARMS
F-9

IRRIGATOR

PLINE

P.O. 27204

AL TARGET GPM	310.00
OT PRESSURE	40.00
BUN TARGET GPM	86.56
BER OF OUTLETS	93
I.D.	LENGTH
5.369	675.47

FRICTION FACTOR USED	138
TOTAL LENGTH	675.47
NUMBER OF TOWERS	4
NUMBER OF SPRINKLERS	45

30N R3000 ROTATORS WITH D6 RED PLATES
30N BLUE TOP 20 PSI INTEGRAL SERIES REGULATORS
PS AVERAGE 8 FT OF .75 I.D. FLEXIBLE HOSE WITH INTEGRAL POLYWEIGHTS(R)
3 BOOMBACKS AT TOWERS
VATION IS 0 FT UP AND 0 FT DOWN

***** CAUTIONS AND WARNINGS *****

1. Inadequate crop clearance and/or structural interference may cause poor water distribution, resulting in decreased uniformity and possible streaking.
2. Over watering at beginning of system due to practical limitations on smallest nozzle sizes available and/or allowable for proper operation.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2758B V1

WATER RIGHT NUMBER: 63-2758B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLES C TOBIAS 823 9TH AVE S NAMPA, ID 83651
Current Owner	PLINE FARMS INC 6805 LAKE HAZEL RD NAMPA, ID 83687 (208)466-6811

Priority Date: 01/24/1949

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER INDIAN CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31		
IRRIGATION	03/01 to 11/15	2.780 CFS	534.15 AF

✓ <u>Groundwater</u>	<u>Total Diversion:</u>	2.780 CFS	534.15 AF
<u>Location of Point(s) of Diversion</u>	<u>SW SW SW</u>	<u>Sec 32 T3N R1W</u>	<u>F-6</u>
✓ INDIAN CREEK	<u>SW NE</u>	Sec. 5, Twp 02N, Rge 01W, B.M.	<u>Ind. Crk.</u>
CANYON County	<u>SE 1/4 NW 1/4</u>		
✓ GROUND WATER	<u>NE SW</u>	Sec. 5, Twp 02N, Rge 01W, B.M.	<u>F-12 well</u>
CANYON County	<u>SE 1/4 NW 1/4</u>		
✓ GROUND WATER	<u>NW 1/4 NW 1/4</u>	Sec. 5, Twp 02N, Rge 01W, B.M.	<u>F-8 well</u>
CANYON County			
✓ GROUND WATER	<u>SE SW</u>	Sec. 32 Twp 02N, Rge 01W, B.M.	<u>Farm well</u>
CANYON County	<u>NW 1/4 SW 1/4</u>		
✓ GROUND WATER	<u>SE 1/4 SE 1/4</u>	Sec. 31, Twp 03N, Rge 01W, B.M.	<u>F-4 well</u>
CANYON County			
✓ GROUND WATER	<u>SW 1/4 SW 1/4</u>	Sec. 32, Twp 03N, Rge 01W, B.M.	<u>pasture well</u>
CANYON County			
✓ GROUND WATER	<u>NE SE NW</u>	Sec. 5, Twp 02N, Rge 01W, B.M.	<u>F-7 wells</u>
CANYON County	<u>SW 1/4 NW 1/4</u>		
✓ GROUND WATER	<u>NE 1/4 NE 1/4</u>	Sec. 6, Twp 02N, Rge 01W, B.M.	<u>F-5 well</u>
CANYON County			
✓ GROUND WATER	<u>NW SE NW</u>	Sec. 5, Twp 02N, Rge 01W, B.M.	<u>F-9 wells</u>
CANYON County	<u>SE 1/4 NW 1/4</u>		

Groundwater
Place of Use

SW SW

Sec 32 3N 1W SW of pasture well
(currently tiled +
piped directly to Indian
Creek directly to the
north)

2 wells

2 wells

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2758B V1

IRRIGATION Within CANYON County

T02N R01W S05	NENW	35.0	T02N R01W S05	NWNW	40.0
T02N R01W S06	NENE	8.1	T03N R01W S31	SWSE	7.6 SESE
T03N R01W S31	SESE	22.0	T03N R01W S32	SWSW	6.0

Total Acres: 118.7

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
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.
3. X02 Stockwater use is for ____.
4. The quantity of water under this right consists of 1.0 cfs from Indian Creek and 1.78 cfs from 8 wells.
5. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Remarks:

Comments:

1. vmusic 2/2/2006 PODs

Comment: SOME OF THE CLAIMED LEGALS OF THE WELLS AND INDIAN CR DIVERSION ARE INCORRECT. SEE MEMO IN FILE.

2. vmusic 2/2/2006 CLAIM - POU

Comment: CLAIMANT CLAIMED ENTIRE LICENSE BUT DOES NOT OWN ALL OF THE 196 AC LICENSED. SEE MEMO IN CLAIM FILE.

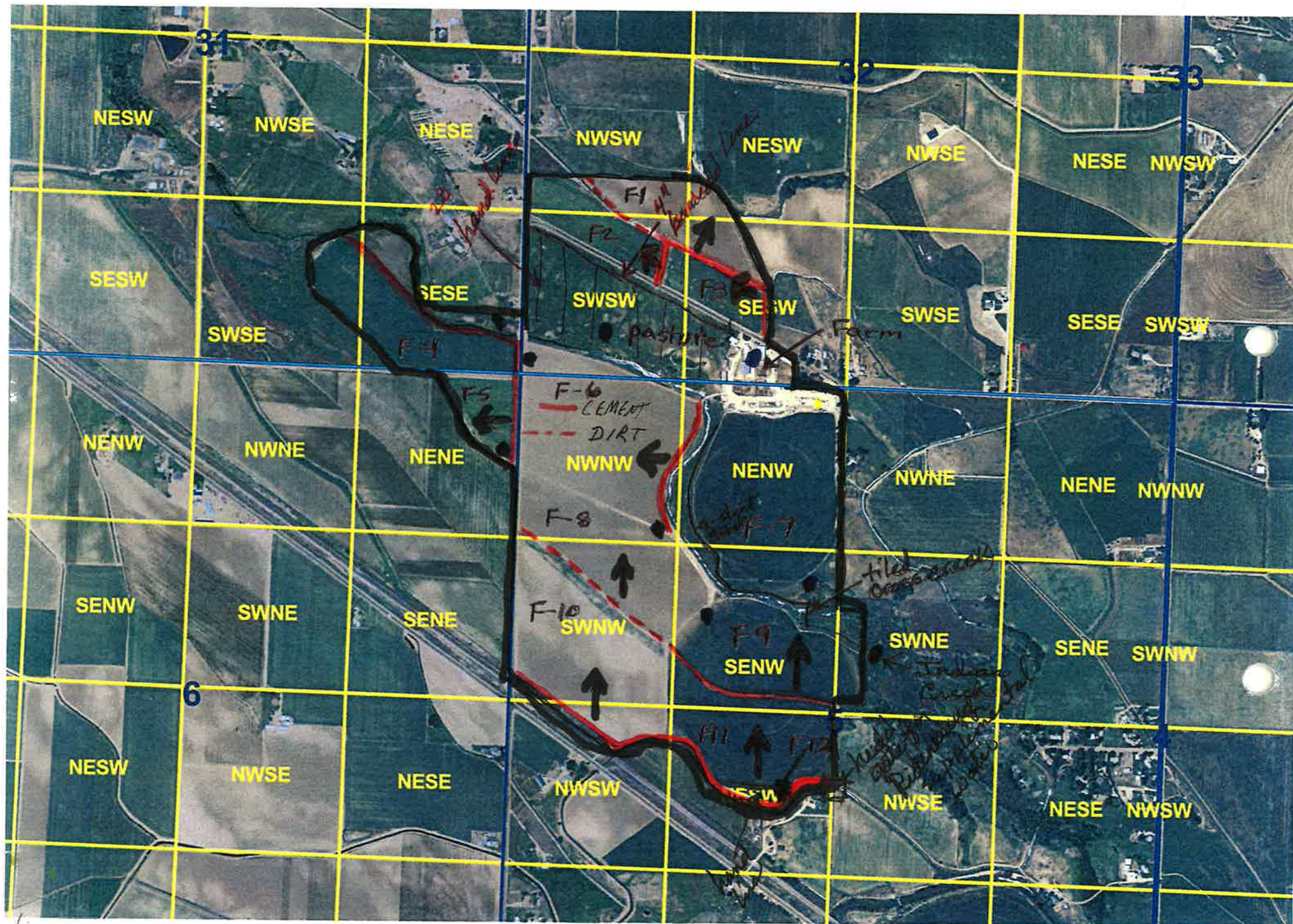
3. vmusic 2/2/2006 QUANTITIY

Comment: QUANTITY LICENSED FOR GROUNDWATER IS 2.92 CFS FOR 196 ACRES. DUTY OF WATER IS .015 CFS PER AC X 118.6 AC RECOMMENDED = 1.78 CFS FROM WELLS AND 1 CFS FROM INDIAN CR

4. vmusic 2/2/2006 SOURCES

Comment: BOTH GROUNDWATER AND SURFACE WATER WERE LICENSED UNDER PARENT RIGHT.

Water Supply Bank:



63-2758B . 2004 aerial photo. On the map, locate all of the wells and the Indian Cr diversion claimed under the license. Also draw the delivery sytem of ditches, sprinklers, etc. If combined with Nampa Meridian Irr District water,note

5/18/06 S.H.

— = cement ditch
- - - = dirt ditch



POD
groundwater
section 31
SESE

F-4
well

N 43° 32.880'
W 116° 29.664'

May 18, 2006 SH



Booster
pump

POU
field
F-4

POD
section
31
SESE
F-4

from well,
buried 10"
steel, crosses
creek to
booster
pump for
hand-line

18/05/2006

63-2758B V1 Pline Farms, Inc.

May 18, 2006 SH



POU

F-5

F-4

POD
section
31
SE31E

18/05/2006

May 18, 2006 SH



booster
pump

N43°32.854'
W116°29.621'

flow from
F-4 well
piped
across
creek to
south side
to booster
pump

18/05/2006

63-2758B V1 Plume Farms Inc

May 18, 2006 SH



2111 Robinson Rd.

10" buried steel pipe from F-4 POD

booster pump to wheel line in POD F-4




 $N 43^{\circ} 32.854' W 116^{\circ} 29.621'$
 tags on booster pump

10 Hp Berkeley
 used to boost flow from
 POD F-4 + F-5 (from concrete
 ditch) to wheel line on F-4 (POU)

63-2758 B V1 Plume Farms Inc. SH

63-2758 B V4 Plume Farms Inc



concrete ditch



POD: F-5 well
N 43° 32.686' W 116° 29.619'
8" casing 5" discharge

↕ POU: wheel line F-4 50-55psi





POH
F-5
w/wheel-
line

18/05/2006

May 18, 2006 SA



POH:
linear
pivot
line for
F-6
F-8
F-10

18/05/2006

63-2758B V1 Pline Farms Inc.

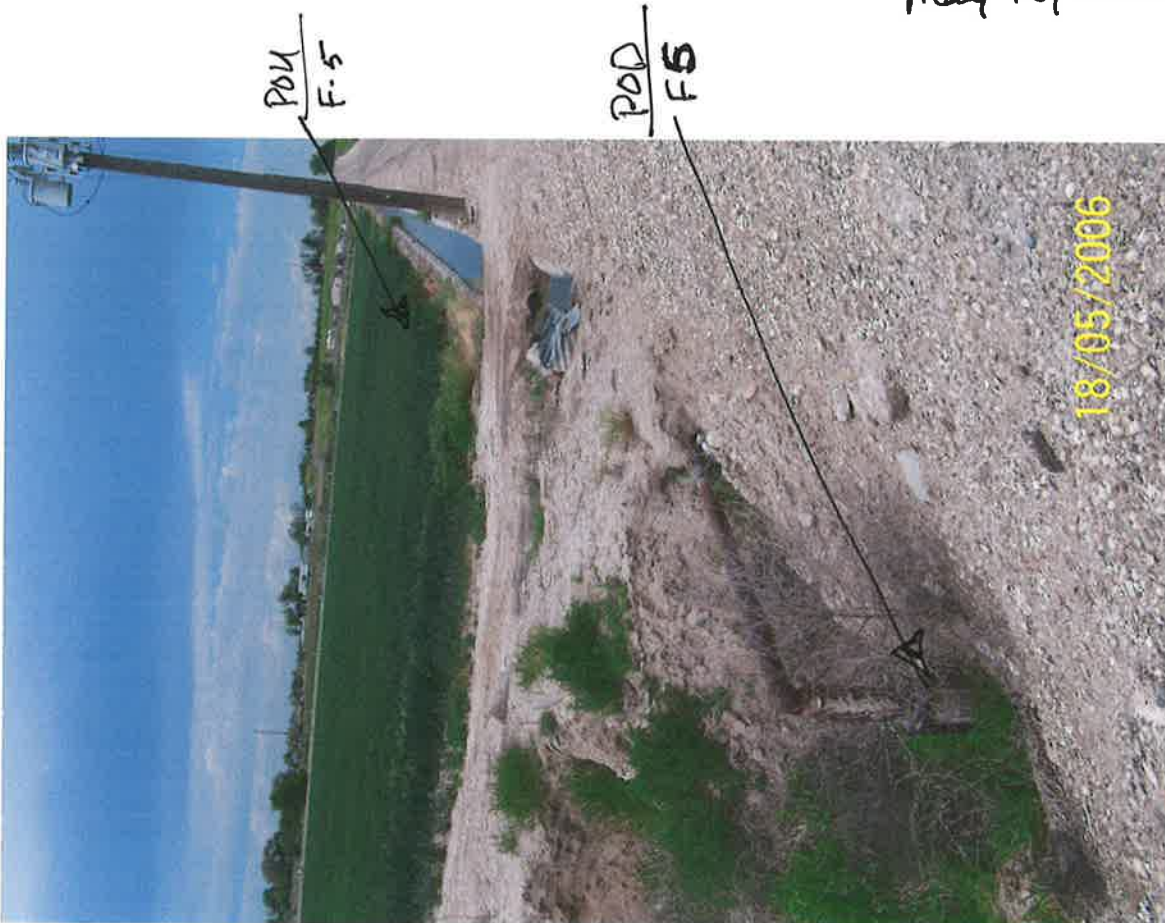
May 18, 2006 SA



POD
F6 well
Sec. 32
SWSWSW
N43°32.828'
W116°29.609'

18/05/2006

May 18, 2006 GH



POD
F-5

POD
F5

18/05/2006

May 18, 2006 GH

63-2758 B V1 Pline Farms



12" casing
8" discharge
N 43° 32.256' W 116° 29.103

May 18, 2006 SK



8"
buried
PVC
to pivot

buried
pipe &
hook-ups
for 3"
hand-line

63-2758B V1 Pline

May 18, 2006 SK

40' section
3/16" nozzles

63-075813 V7 Plume Fauna Inc



concrete ditch



US Motor 15 Hp turbine



3" hand line, 40' length sections



3/16" nozzles



POD
pasture
well #1+2

Sect. 32
SWSW

buried
pipe to
concrete
ditch
F1-3

May 18, 2006 SH



POU
from
POD: Pasture
Sect 32
SWSW
pasture
well

Fields
Sect 32
SWSW,
Sect 32
NWSW,
NESW &
SESW

18/05/2006

63-2758B V1 Pline

May 18, 2006 SH

POU Fields:
F1, F2,
F3, pasture

63-2258B VJ Pine



protection around wells
from cattle



↳ over flow to 12" buried pipe to creek →



protection
from cattle
not
leakable
Tee
quant
insects



POU from
pasture
well #1+2
to
hand lines

18/05/2006

May 18, 2006 S#4



POD

Farm Well

8" casing
18" above gnd
125' deep
30 psi

livestock &
domestic
internal/ext

150 cows
(singles)
25 pri cows

23/05/2006

63-2758B V2 Pline Farms

May 23, 2006 S#4

N43°32.854'
W116°29.210'



POU
Farm well
150 cows &
25 pr. cows
POD

23/05/2006

May 23, 2006 SH



From
Farm POD
well

POU
D/I
domestic
! house
internal
& external
(yard &
garden)

23/05/2006

63-2758 B V1 Plene Farms Inc.

May 23, 2006 SH



Looking
from
Farm
to SW

F-8
Well
POU
for F-8
well is
F-6

23/05/2006

May 23, 2006 SK

1985 pivot
was installed
50 psi (was
gravity prior to that)
POU
F-6



8" discharge
gal. steel

3 wells
discharge to
this tank

F-8, F-7, F-9 the buried pipe
goes to pivot on Robinson

Pivot

Control
Collection tank
house
Farm

POD:

F-8
Well
8" casing
unknown
depth
Artesian
well
w/ Booster
pump
Baldor
25 Hp
SN#
70406280029
84

23/05/2006

N43°32.602' W116°29.331'

63-2758B V.1 Pine Farms Inc



May 23, 2006 SK



POD
F8

N43°32.514'
W116°29.255'

POD
F9

8" casing
36" above gnd.
6" buried line from F9
to control box at POD F8

23/05/2006

May 23, 2006

63-2758B V1 Plme



POD
Indian
Creek
weir

W = 12"
H = 4"
concrete
weir

POU F-7
May 23, 2006 SH

23/05/2006
N 43° 32.405'
W 116° 28.964'



slough
with water
directed
through
the concrete
weir to
buried tile
area that
goes across
creek to
west, north
of creek;
dirt ditch
on west side
of F-7 (before
pivot) granite
N to NE

23/05/2006

63-2758 B V1 Pline Farms

May 23, 2006 SH



Located direct
South of
farm

POU
F7 North
pivot

23/05/2006

May 23, 2006 SH



POU

F-7
North
Pivot
3 sections
w/end gun

23/05/2006

63-2758 B V1 Pline Farms Inc.

May 23, 2006 SH



POD
F-8 tank

Farm

23/05/2006

Looking NW from POD F-7

May 23, 2006 SH



vent

overflow
valve

POD

F-7

8" casing
45" above gnd

8"
discharge
to 8"
buried line
that goes
under creek &
to tank at
POD F-8
tank
then
piped
to F-6
Pivot

23/05/2006

63-2758 B PLine Farms Inc.

May 23, 2005 SH

N43°32.529'
W116°29.074'



Linear
Pivot
fed by
F6, 8, 10
wells
8" buried
pipe to
it from
F8 collection
tank

23/05/2006

May 23, 2006 SK



Linear
Pivot
7 towers,
end gun,
118 outlets
running
north to
south

23/05/2006

63-2758A V1 Pline Farms Inc.

May 23, 2006



Farm

View
of
property

23/05/2006

May 23, 2006



F7

F9

F12

F11

F10

F8

23/05/2006

63-2758 B V1 Pline Farms

May 23, 2006 SH

63-2758B VJ Pline Farma



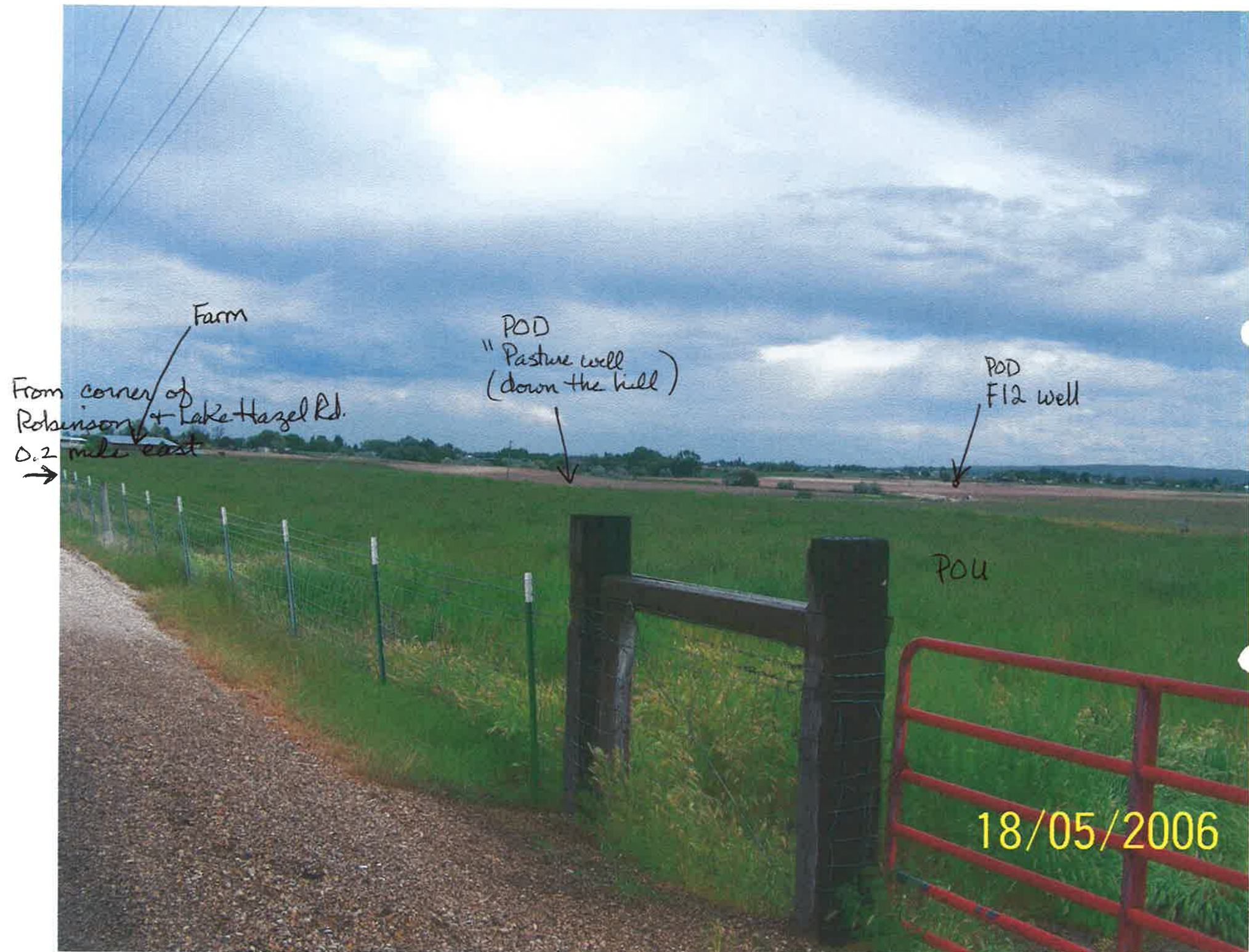
POU: F3



POU: F1 + F2

- 1987 + until recently they had dairy cows
- currently leased by someone w/ cattle





Farm

POD
" Pasture well
(down the hill)

POD
F12 well

POU

18/05/2006

63-2758 B Pline Farms

5/18/2006 S.H.

May 18, 2006 S.H.



63-2258 B V1 Pline

May 18, 2006 SH



Photo's of Maps indicating the
Pline Farm Inc. system

$$Q = (8.8) (\text{--- Hp}) (0.70)$$

$$(\text{--- lift}) + (\text{--- psi} \times 2.31)$$

0.1 miles
S of Robinson
Lake Hazel
on west side

#1 ⁴ 5" discharge (full capacity flow) 0' lift
F4 well artesian well continuous flow (no pump)
location: north west of Cruise Ln (SW of mobile home)
gravity to road, crosses Indian Creek w/ 10' steel buried ditch to concrete running north & south
now @ concrete goes to wheel line
N 43, 32, 879 W 116, 29, 664
Bucket Saps/1200

#2 + 3 POK

#4 booster pump to wheel line

M 4331 Berkeley 10Hp lift 4'

#5 22 sections wheel line Nelson rotator 1/8" + nozzle off ends

#6 pivot — *How is H₂O delivered (from F-8 + (2) F9 wells) (no pump)

#7 artesian well that's not used, just tiled out + runs to Indian Creek to the north
N 43, 35, 764 W 116, 31, 015 (NE of Cruise Ln)
6" size casing 24" above ground w/ tire surround it
on east side of Robinson Rd.



#8 artesian well (no pump) pumps to concrete ditch
N 43, 32, 685 W 116, 29, 619

POD + POU
(F-5)

flowing S to north (located ~ 1/4 mile south of Cruise Ln on west side of Robinson Rd)
overflow goes into ditch + concrete running S to N
siphon tubes gravity flow east to west

F4 + 5 coming



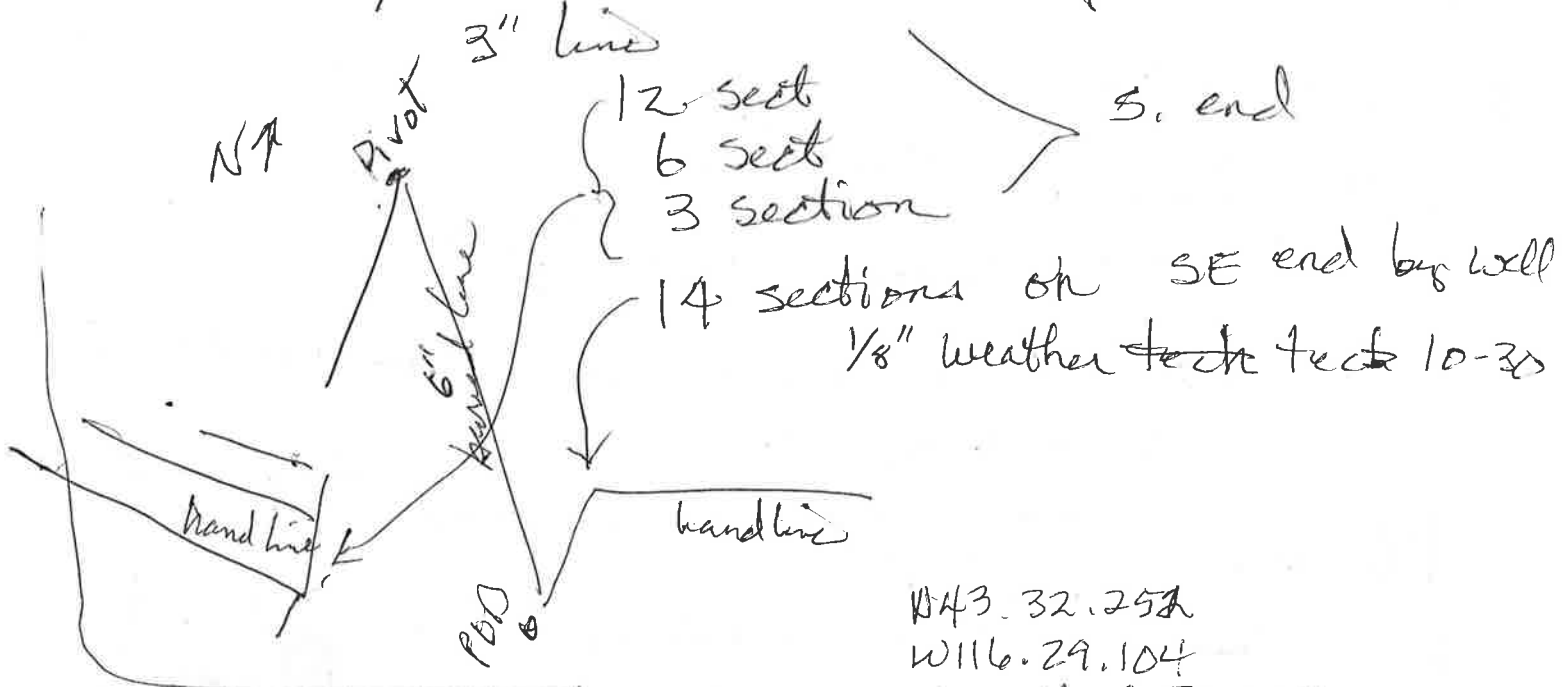
size casing 5" discharge

#9 dist'd north of XX follows ~~Ridgely~~ ^{Ridgely} ~~Canal~~ ^{Canal}

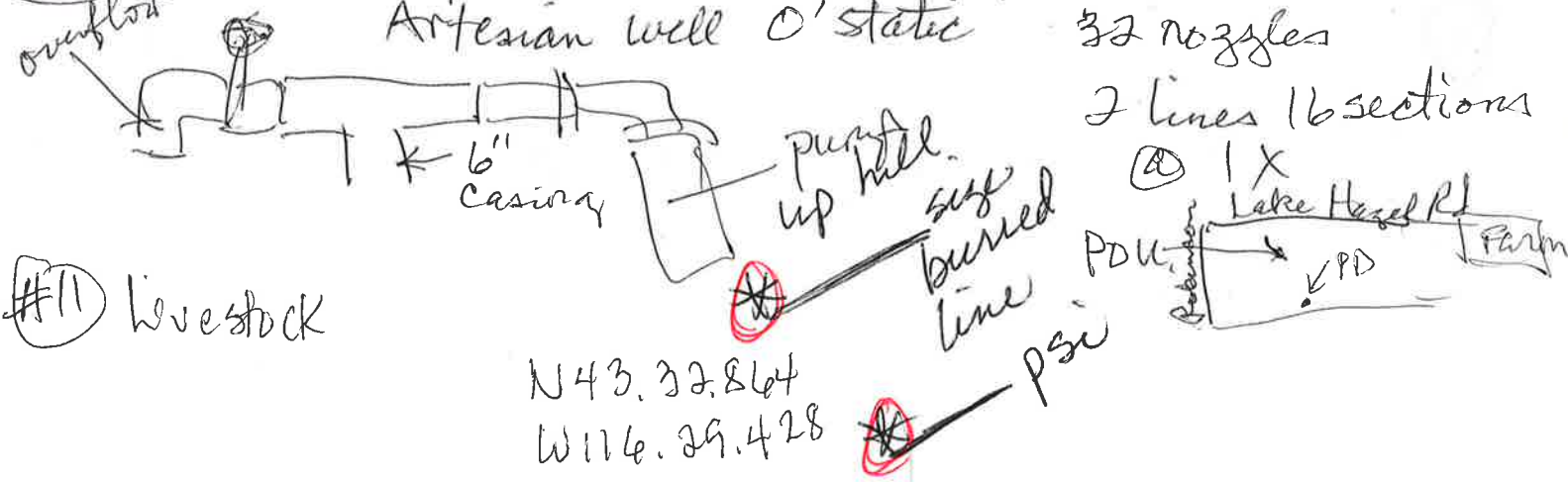
F12 15HP 8' static
US Motor serial # 904853
3 phase
12" casing 8" discharge
50' deep

Location ~~Greenfield~~ ^{Greenfield}
S. Robinson turn into Greenfield
6800' to end of drive of house

now: buried 5" steel to plastic to pivot 4 spans + 44' over hang w/end gun shooting 80' w/hard line on outer edge



#10 concrete ditch "Pasture well" south of F2 + F3
10HP used to boost up hill to hand-line
Artesian well 0' static 32 nozzles



#11 Livestock

63 - 2758 B Pline

~~5354-5119~~

F = field

F1 - 3 1974 → + 2 lots directly south
unnumbered sections are pasture
number below is acreage.

red area 2001 purchased

east of F-3 purchased in 2003

F13 + F14 sold ~ 1984 (~~included~~)

F4 → F12 go w/ the 1949 priority date

X = wells

stockwater just from well by house

Indian Creek POD

F6/F8 intersect well "big well"

"Pasture well" south of F2/F3 (irrigated
2 pastures)

* insert on photographed map between F5/F6 ^{NW} another well

16.1

5.6

31.5

31.0

24.7

18.7

30

15

6

175.6

— 1/2 of F-7 irrigated

200 head dairy cattle 1987 01/01 - 12/31

(50 beef cattle 12/1 - 3/30 then

these were put out in pasture

— they then get H₂O from ditch

63-2758 B Plane

NE NW NW Sec 5 center pivot — put in 1997
NENW Sec 32 wheel line now, but
1987 it was wheel
below it was gravity flow s to north

⊗ from well located below F-3 (SE end of field)
4" buried main
2.3 lines run @ 1 time
16 section 4 gpm

Rodney St Clair — see if Adjudication
claim on this well, since they
purchased this piece of property

NW Sec 32

T3N R1W

CONSERVATION PLAN MAP

OUR SOIL * OUR STRENGTH



Prepared by UNITED STATES DEPARTMENT of AGRICULTURE * SOIL CONSERVATION SERVICE
cooperating with

South Canyon Soil Conservation District
S.C. DISTRICT

OWNER H. S. Pline + Son (Larry Dale Farms)

FARM NO. _____ DATE _____

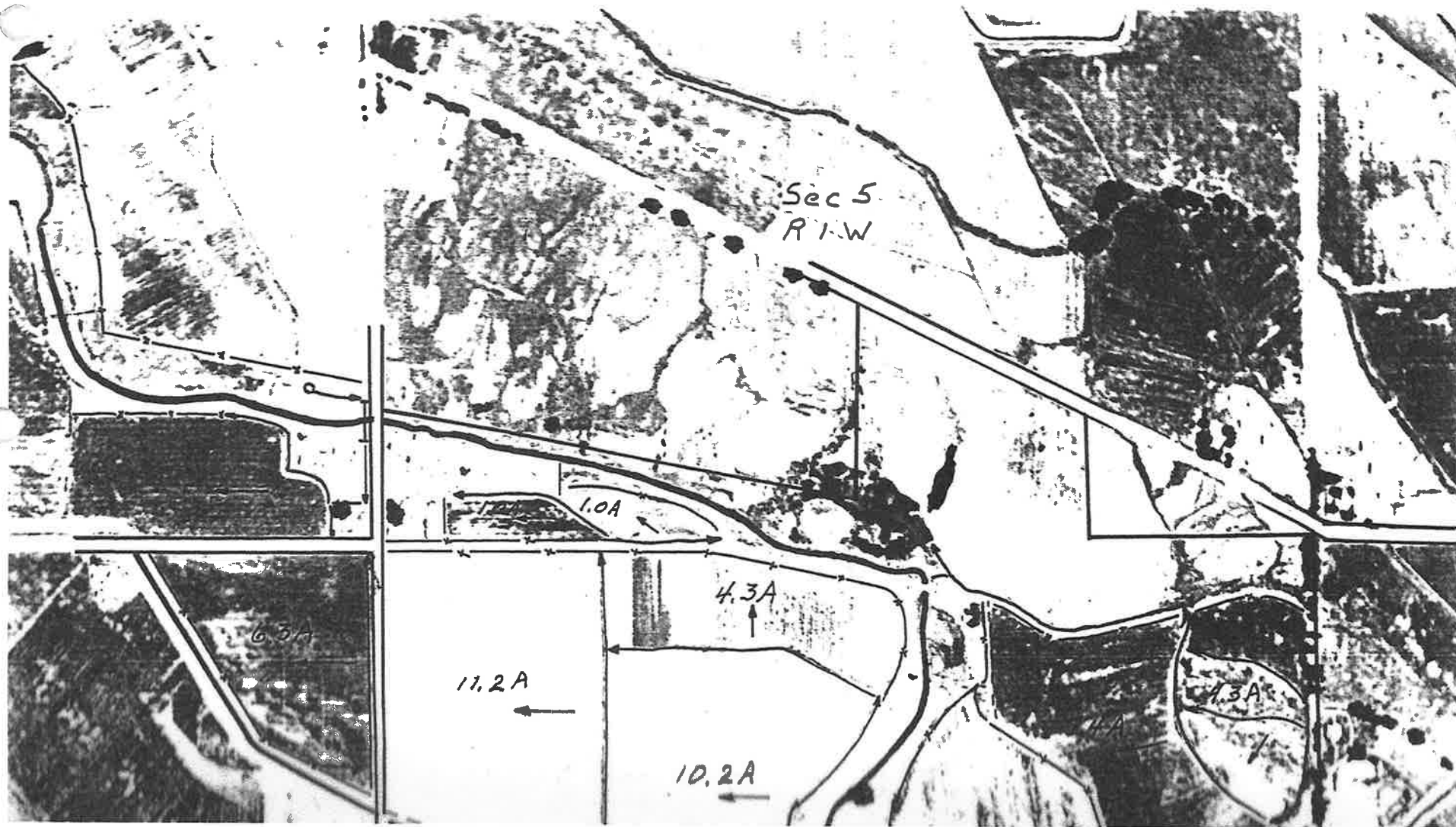
OPERATOR _____

SCALE 1"=400' ACRES 250
APPROXIMATE

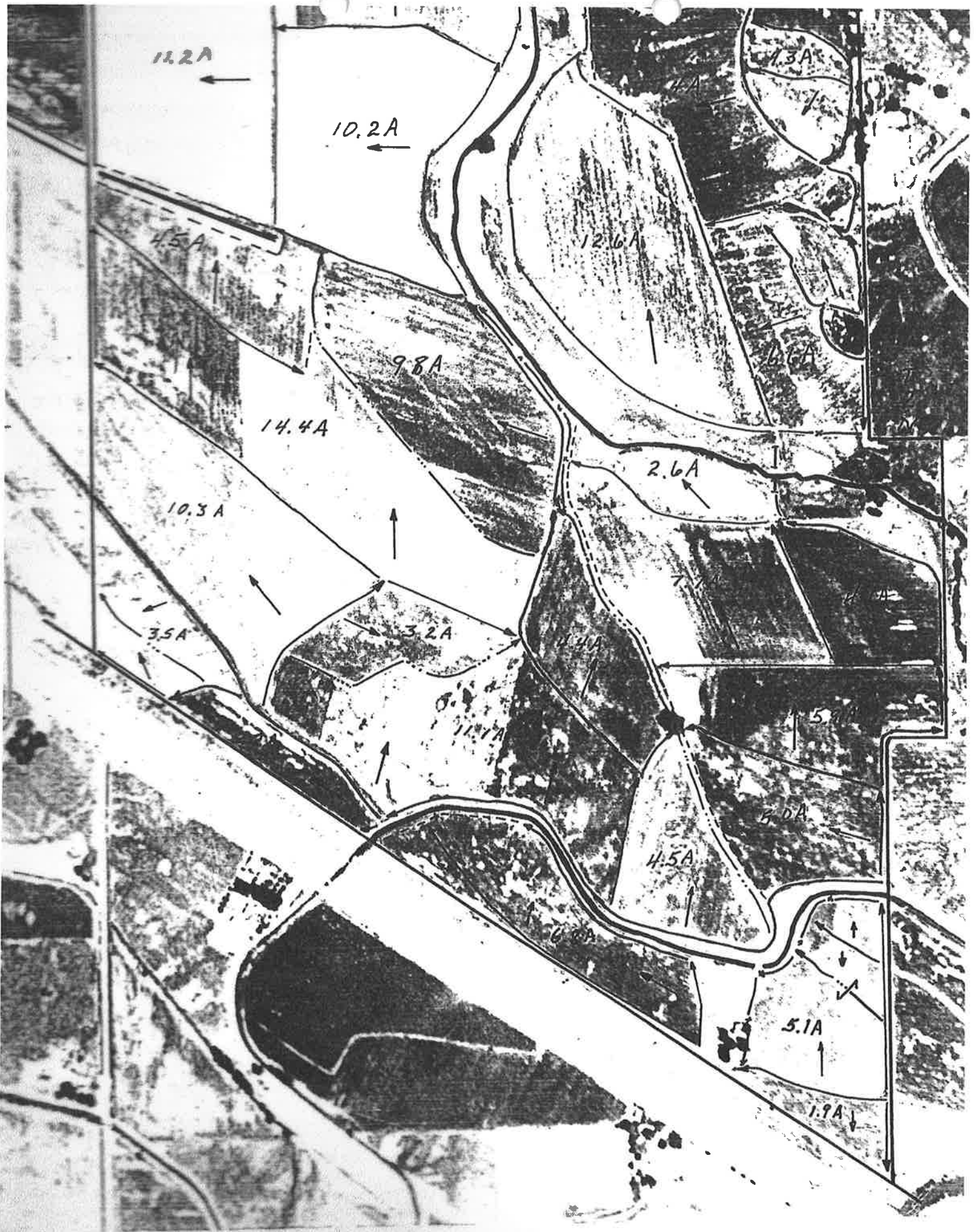
Canyon
COUNTY

Idaho
STATE

PHOTO NO. _____







T03N Row 5. 31
A63-02758 A+B

(1981)

The area outlined
in green represents
Plano Farms but not
ownership but
what is claimed or
RUBEN

