

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: A63-09165
Date Received: 5/07/1990
Receipt No: C016719
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN W. TITCOMB
Address: P.O. BOX 860
ONTARIO, OR

97914

2. Date of Priority: JUL 24, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	3	SE	SW	SW		PAYETTE
			SW	SE	SE		PAYETTE

5. Description of diverting works:
2 WELLS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.510		80.40

7. Total Quantity Appropriated is:
0.510 C.F.S. (and/or) 80.40 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/6000 HEAD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	3	SE	SW		STOCK	
			SW	SE		STOCK	
			SE	SE		STOCK	

A63-09165

Page 1

Date: 08/23/90

MICROFILMED
AUG 24 1992

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: A63-09165

Date Received:

Receipt No: 0016719

Received By: *[Signature]*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 07 1990

1. Name: JOHN W. TITCOMB
Address: P.O. BOX 860
ONTARIO, OR

97914

Department of Water Resources

2. Date of Priority: JUL 24, 1978

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	05W	3	SE	SW	SE		PAYETTE
			SW	SE			PAYETTE

5. Description of diverting works:
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8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/6000 HEAD

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	05W	3	SE	SW		STOCK	
			SW	SE		STOCK	
			SE	SE		STOCK	

A63-09165

Page 1

Date: 04/27/90

MICROFILMED
AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	10	NE	NE		STOCK	
			NW	NE		STOCK	
			NE	NW		STOCK	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: PERMIT

16. Signature(s)

John W. T. Leomb

(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):

John W. T. Leomb

Date: 5/3/90

Date: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
Organization document in the space below as _____ of
_____ Title
Organization and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of Payette) SS.

Subscribed and sworn (~~or affirmed~~) before me this 3rd day

of May 19 90

Carol Adams
Notary Public

Seal

Residing at Keiser, Idaho

My Commission Expires 9-5-93

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 63-9165
Date Received: 5/7/1990
Receipt No: C016719
Received By:

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

1. Name of Claimant(s): JOEL S VAN LITH
19724 DIXIE RIVER RD
CALDWELL ID USA 83607-9024

Phone: (208)454-0388

MICHELLE G VAN LITH
19724 DIXIE RIVER RD
CALDWELL ID USA 83607-9024

Phone: (208)454-0388

2. Date of Priority: 07/24/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4Lot	County	Type
06N	05W	3	SE SW	PAYETTE	
06N	05W	3	SW SE	PAYETTE	

5. Description of diverting works:

2 WELLS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.51	80.4

7. Total Quantity Appropriated is:
0.51 C.F.S. and/or 80.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	05W	3	SW SE		STOCKWATER	
			SE SE		STOCKWATER	
			SE SW		STOCKWATER	
06N	05W	10	NE NE		STOCKWATER	
			NW NE		STOCKWATER	
			NE NW		STOCKWATER	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 8/10/2001

Ownership change by DB 3/18/2002

** Business Address: VL Livestock, PO Box 490, Parma 83660, 674-2009

15. Basis of Claim: License

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

RECEIVED**FEB 14 2002**WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A63-09165				

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

A. The appropriate **FILING FEE**. See instructions for fee amounts. **N/A**

☒ B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) HIGH & DRY FEEDERS INC
3888 BIRCH RD VALE OR 97918

4. New Owner/Claimant(s) Joel S. & Michelle G. VanLith
 Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 14724 Dixie River Rd

City, State and ZIP Code Caldwell, ID 83607

New Telephone Number (208) 454-0388

5. Date you acquired the property Oct. 4, 2000

business address: VL Livestock
 P.O. Box 440
 Parma, ID 83660
 674-2009

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

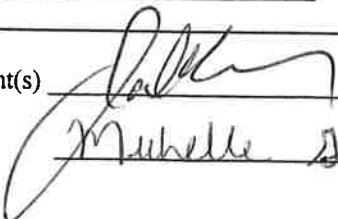
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)


Michelle A. Van Hise

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

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

FA-11898

283974

DEED

For Value Received

HIGH & DRY FEEDERS, INC., AN IDAHO CORPORATION
a corporation duly organized and existing under the laws of the State of Idaho, grantor,
does hereby GRANT, BARGAIN, SELL AND CONVEY, unto

JOEL S. VANLITH AND MICHELLE G. VANLITH , HUSBAND AND WIFE

whose current address is 19724 DIXIE RIVER ROAD
CALDWELL, IDAHO 83605

the following described premises, to-wit:

SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A"

283974
STATE OF IDAHO }
County of Payette } ss

I hereby certify that this instrument
was filed for record at the request of
FIRST AMERICAN TITLE CO

Time 3:52 pm
Date Oct 1, 1999
Instrument # 283974 Seeds
LAURA L. STIGILE
By [Signature] Not Public Recorder
Fee \$900 Deputy

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
grantee(s), his/her/their heirs and assigns forever. And the said grantor does hereby
covenant to and with the said grantee(s) that it is the owner in fee simple of said
premises; that it is free from all encumbrances, excepting reservations, easements,
encumbrances, restrictions and rights of way appearing of record and/or existing and
that it will warrant and defend the same from all lawful claims whatsoever.
IN WITNESS WHEREOF the Grantor, pursuant to a resolution of its Board of Directors
has caused its corporate name to be hereunto subscribed by its President and its
corporate seal to be affixed by its Secretary this FIRST DAY OF OCTOBER, 1999.

OCTOBER 1, 1999

BY: Patty R. DeVany Alba W. Mitchell
Margery A. Mitchell

STATE OF IDAHO, COUNTY OF PAYETTE

On this 1ST day of OCTOBER, 1999, before me, a notary public in and for said State, personally appeared

FA-11898

283974

EXHIBIT "A"

PARCEL I:

The Southeast Quarter of the Southwest Quarter; and the West Half of the Southeast Quarter; and the Southeast Quarter of the Southeast Quarter; and Government Lot 7 all in Section 3, Township 6 North, Range 5 West of the Boise Meridian, Payette County, Idaho.

EXCEPTING THEREFROM:

BEGINNING at the Southeast corner of the Southeast Quarter;

thence North 89°58'24" West along the South boundary line of the Southeast Quarter of the Southeast Quarter of said Section 3 a distance of 500.00 feet;

thence North 47°34'39" West a distance of 2925.51 feet to a point on the West boundary line of said Southeast Quarter;

thence North 47°44' West a distance of 665.00 feet to the Northwest corner of said Southeast Quarter;

thence South 89°58'20" East a distance of 1321.39 feet to the Northeast corner of the Northwest Quarter of the Southeast Quarter of said Section 3,

thence South 0°49'56" East a distance of 1320.40 feet to the Southeast corner of said Northwest Quarter of the Southeast Quarter;

thence North 89°57'56" East a distance of 1315.21 feet to the Northeast corner of the Southeast Quarter of the Southeast Quarter of said Section 3;

thence South 0°34'00" East a distance of 1318.65 feet to the POINT OF BEGINNING.

PARCEL II:

This parcel is situated in Government Lot 6 and the Northeast Quarter of the

CONTINUED

EXHIBIT "A" CONTINUED

Southwest Quarter in Section 3, Township 6 North, Range 5 West of the Boise Meridian, Payette County, Idaho, and is more particularly described as follows:

BEGINNING at the Southeast corner of said Northeast Quarter of the Southwest Quarter;

thence North 89°58'26" West a distance of 1319.02 feet to the Southwest corner of said Northeast Quarter of the Southwest Quarter;

thence North 89°53'04" West a distance of 1352.84 feet to the Southwest corner of said Government lot 6;

thence North 0°28'04" West a distance of 1319.02 feet to the Northwest corner of said Government Lot 6;

thence South 89°59'20" East a distance of 1346.25 feet to the Northeast corner of said Government Lot 6;

thence South 63°23'39" East a distance of 1484.66 feet to a point on the East boundary line of said Northeast Quarter of the Southwest Quarter which point is 665.00 feet from the Northeast corner of said Northeast Quarter of the Southwest Quarter;

thence South 0°47'44" East a distance of 656.82 feet to the POINT OF BEGINNING.

PARCEL III:

The North Half of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter of Section 10, Township 6 North, Range 5 West of the Boise Meridian, Payette County, Idaho.

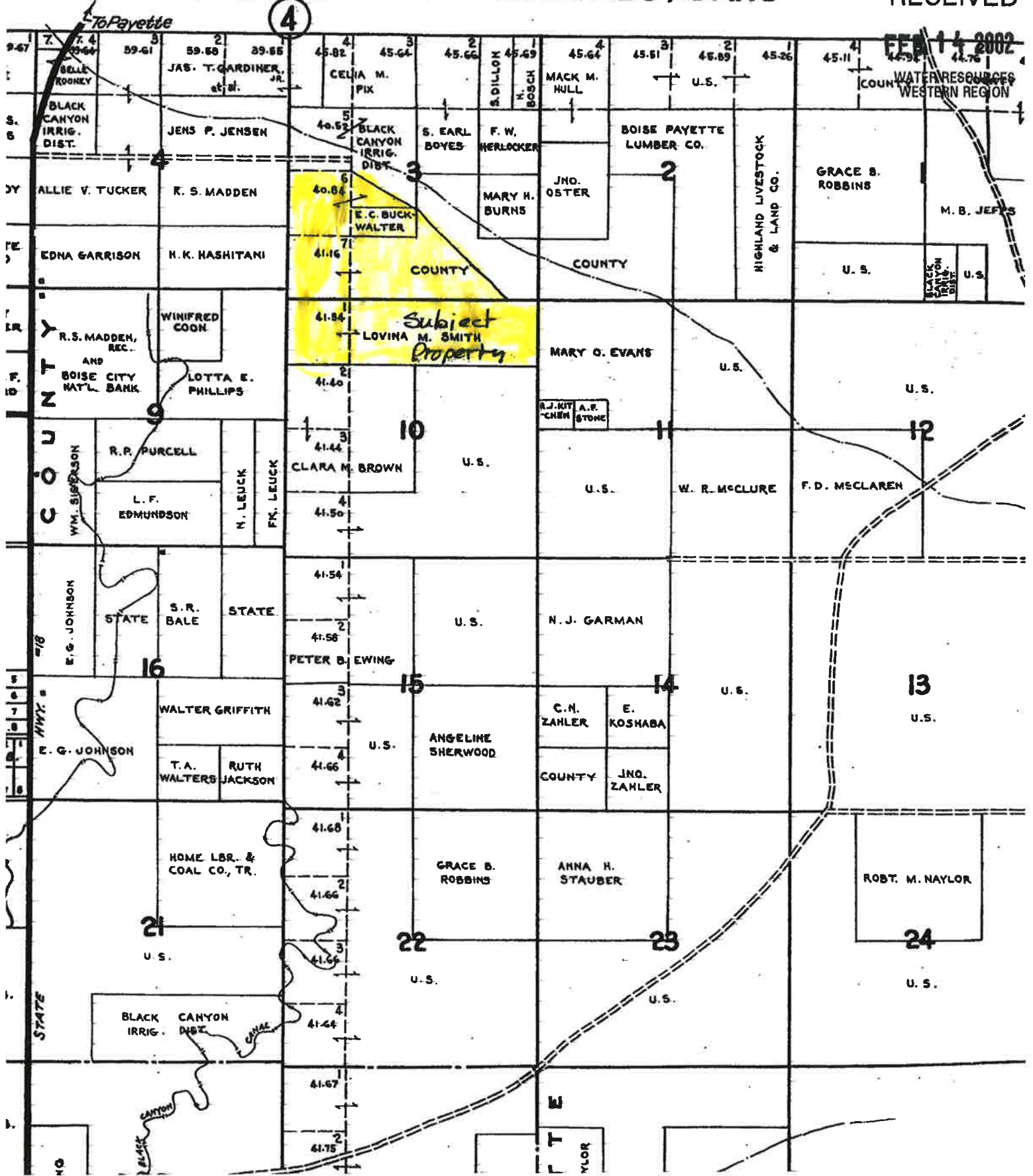
A. W. M.
M. A. M.
P. R. D.

TOWNSHIP 6 N., RANGE 5 W. B. M.

PAYETTE: TETON & BOISE COUNTIES, IDAHO

RECEIVED

FEB 14 2002



First Lane East

Subject
160-1
Property

Subject
160
Property

Subject
159-1
Property

161
Subject
Property

Subject
163
Property

162

161-1

145-1.66

145

292-5.51

50'

70.124

571.2

203-2

203

Subject
207
Property

N

2

204-2

205

204

4-52-71

32150

04-1

205-3

✓ CENTER 1/2
SEC 10

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 63-9165
Date Received: 5/7/1990
Receipt No: C016719
Received By:

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

1. Name of Claimant(s): HIGH & DRY FEEDERS INC Phone: (541) 473-2890
3888 BIRCH RD
VALE OR USA 97918

2. Date of Priority: 07/24/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4Lot	County	Type
06N	05W	3	SE SW	PAYETTE	
06N	05W	3	SW SE	PAYETTE	

5. Description of diverting works:

2 WELLS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.51	80.4

7. Total Quantity Appropriated is:
0.51 C.F.S. and/or 80.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	05W	3	SW SE		STOCKWATER	
			SE SE		STOCKWATER	
			SE SW		STOCKWATER	
06N	05W	10	NE NE		STOCKWATER	
			NW NE		STOCKWATER	
			NE NW		STOCKWATER	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 8/10/2001

15. Basis of Claim: License

STATE OF
IDAHO DEPARTMENT OF

NOTICE OF CHANGE OF WATER RIGHT

Stockwater

63-09165

IP

RECEIVED

JAN 11 1999

WATER RESOURCES
WESTERN REGIONPlease print or type. Attach pages with additional information on the back of this page.
Incomplete forms

RECEIVED

JAN 22 1999

WATER RESOURCES
WESTERN REGION

1. Water Right No(s).: _____

Adjudication Claim No(s).: _____

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former
Owner/Claimant _____

4. New Owner/Claimant(s) _____

New Mailing Address _____

City, State and ZIP Code _____

New Telephone Number _____

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

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner
or Claimant(s) _____

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

Statement Regarding Water Rights

Attached are copies of the information Seller has accumulated regarding water rights.
Seller makes no warranties whatsoever regarding said rights.

John W. Titcomb - Trustee
John W. Titcomb, Trustee of the John W. Titcomb
Declaration of Trust dated October 7, 1990

Diana C. Titcomb Trustee
Diana C. Titcomb, Trustee of the Diana C. Titcomb
Declaration of Trust dated October 7, 1990

WARRANTY DEED

For Value Received

JOHN W. TITCOMB, TRUSTEE OF THE JOHN W. TITCOMB DECLARATION OF TRUST DATED OCTOBER 7, 1980 AND DIANA C. TITCOMB, TRUSTEE OF THE DIANA C. TITCOMB DECLARATION OF TRUST DATED OCTOBER 7, 1980

does hereby GRANT, BARGAIN, SELL AND CONVEY unto

HIGH & DRY FEEDERS, INC., AN IDAHO CORPORATION

whose current address is 3888 BIRCH RD.
VALE, OREGON 97918

the following described premises, to-wit:

SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees, heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantee that they are the owner in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: SEPTEMBER 28, 1998

John W. Titcomb - Trustee
JOHN W. TITCOMB, TRUSTEE

Diana C. Titcomb Trustee
DIANA C. TITCOMB, TRUSTEE

STATE OF WASHINGTON, COUNTY OF Grays Harbor

On this 29 day of September, 1998, before me, a notary public in and for the said State, personally appeared

JOHN W. TITCOMB AND DIANA C. TITCOMB

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same AS TRUSTEES OF THE JOHN W. TITCOMB TRUST AND THE DIANA C. TITCOMB TRUST.

Sandra A. Tomebich

Residing at Aberdeen, Washington, Idaho
Comm. Expires



FA-10359

EXHIBIT "A"

PARCEL 1:

The Southeast Quarter of the Southwest Quarter; and
 The West Half of the Southeast Quarter; and the Southeast Quarter
 of the Southeast Quarter; and Government Lot 7 all in Section 3,
 Township 6 North, Range 5 West of the Boise Meridian, Payette
 County, Idaho.

EXCEPTING THEREFROM:

BEGINNING at the Southeast corner of said Southeast Quarter; thence
 North $89^{\circ}58'24''$ West along the South boundary line of the
 Southeast Quarter of the Southeast Quarter of said Section 3 a
 distance of 500.00 feet; thence

North $47^{\circ}34'39''$ West a distance of 2925.51 feet to a point on
 the West boundary line of said Southeast Quarter; thence

North $47^{\circ}44''$ West a distance of 665.00 feet to the Northwest
 corner of said Southeast Quarter; thence

South $89^{\circ}58'20''$ East a distance of 1321.39 feet to the
 Northeast corner of the Northwest Quarter of the Southeast Quarter
 of said Section 3; thence

South $0^{\circ}49'56''$ East a distance of 1320.40 feet to the
 Southeast corner of said Northwest Quarter of the Southeast
 Quarter; thence

North $89^{\circ}57'56''$ East a distance of 1315.21 feet to the
 Northeast corner of the Southeast Quarter of the Southeast Quarter
 of said Section 3; thence

South $0^{\circ}34'00''$ East a distance of 1318.65 feet to the POINT OF
 BEGINNING.

PARCEL II:

This Parcel is situated in Government Lot 6 and the Northeast
 Quarter of the Southwest Quarter in Section 3, Township 6 North,
 Range 5 West of the Boise Meridian, Payette County, Idaho, and is
 more particularly described as follows:

BEGINNING at the Southeast corner of said Northeast Quarter of the
 Southwest Quarter; thence

North $89^{\circ}58'26''$ West a distance of 1319.02 feet to the
 Southwest corner of said Northeast Quarter of the Southwest
 Quarter; thence

North $89^{\circ}53'04''$ West a distance of 1352.84 feet to the
 Southwest corner of said Government Lot 6; thence

North $0^{\circ}28'04''$ West a distance of 1319.02 feet to the
 Northwest corner of said Government Lot 6; thence

CONTINUED

FA-10359

EXHIBIT "A" CONTINUED

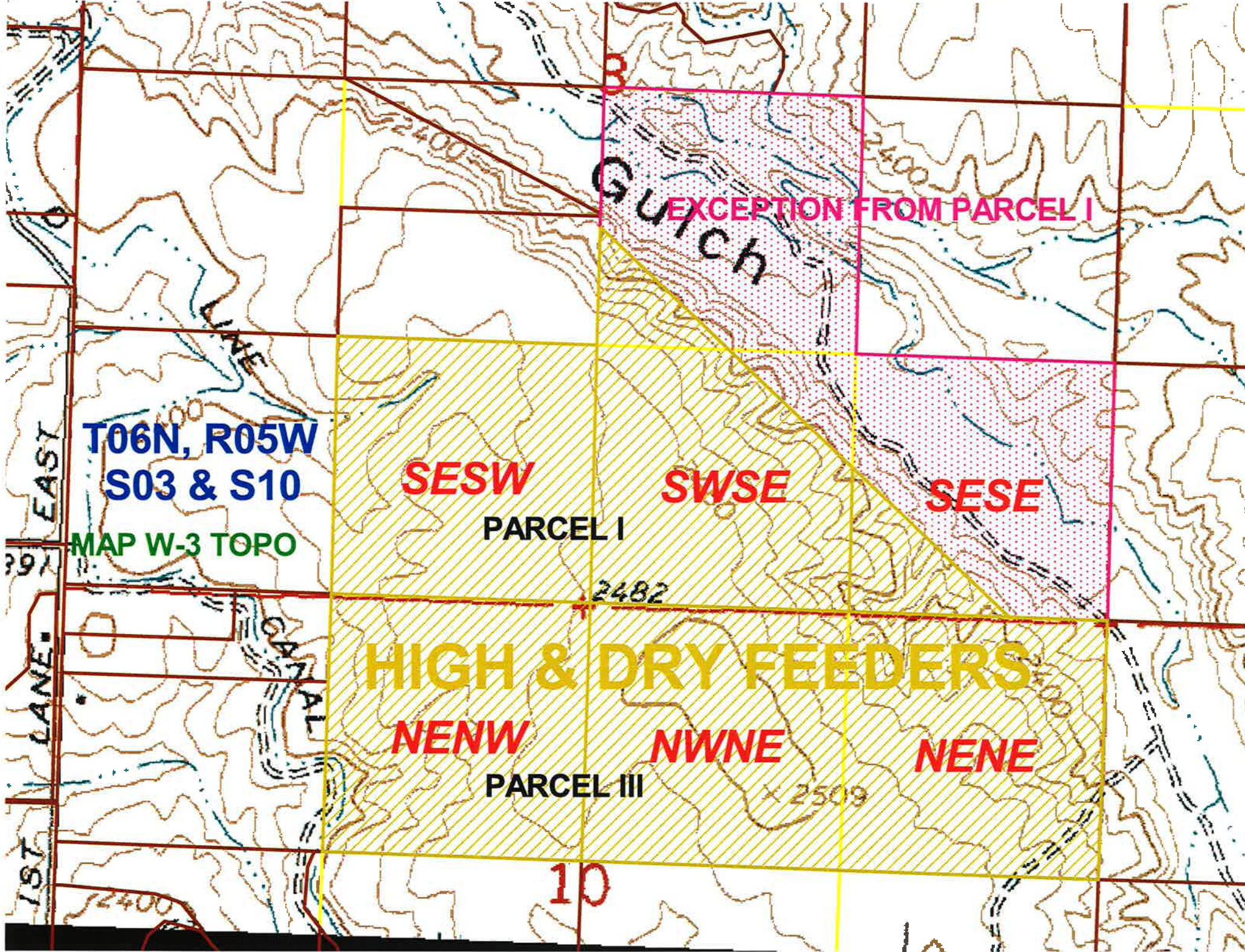
South 89°59'20" East a distance of 1346.25 feet to the Northeast corner of said Government Lot 6; thence

South 63°23'39" East a distance of 1484.66 feet to a point on the East boundary line of said Northeast Quarter of the Southwest Quarter which point is 665.00 feet from the Northeast corner of said Northeast Quarter of the Southwest Quarter; thence

South 0°47'44" East a distance of 656.82 feet to the POINT OF BEGINNING.

PARCEL III:

The North Half of the Northeast Quarter; and the Northeast Quarter of the Northwest Quarter of Section 10, Township 6 North, Range 5 West of the Boise Meridian, Payette County, Idaho.



T06N, R05W
S03 & S10

MAP W-3 TOPO

SESW

PARCEL I

SWSE

SESE

HIGH & DRY FEEDERS

NENW

PARCEL III

NWNE

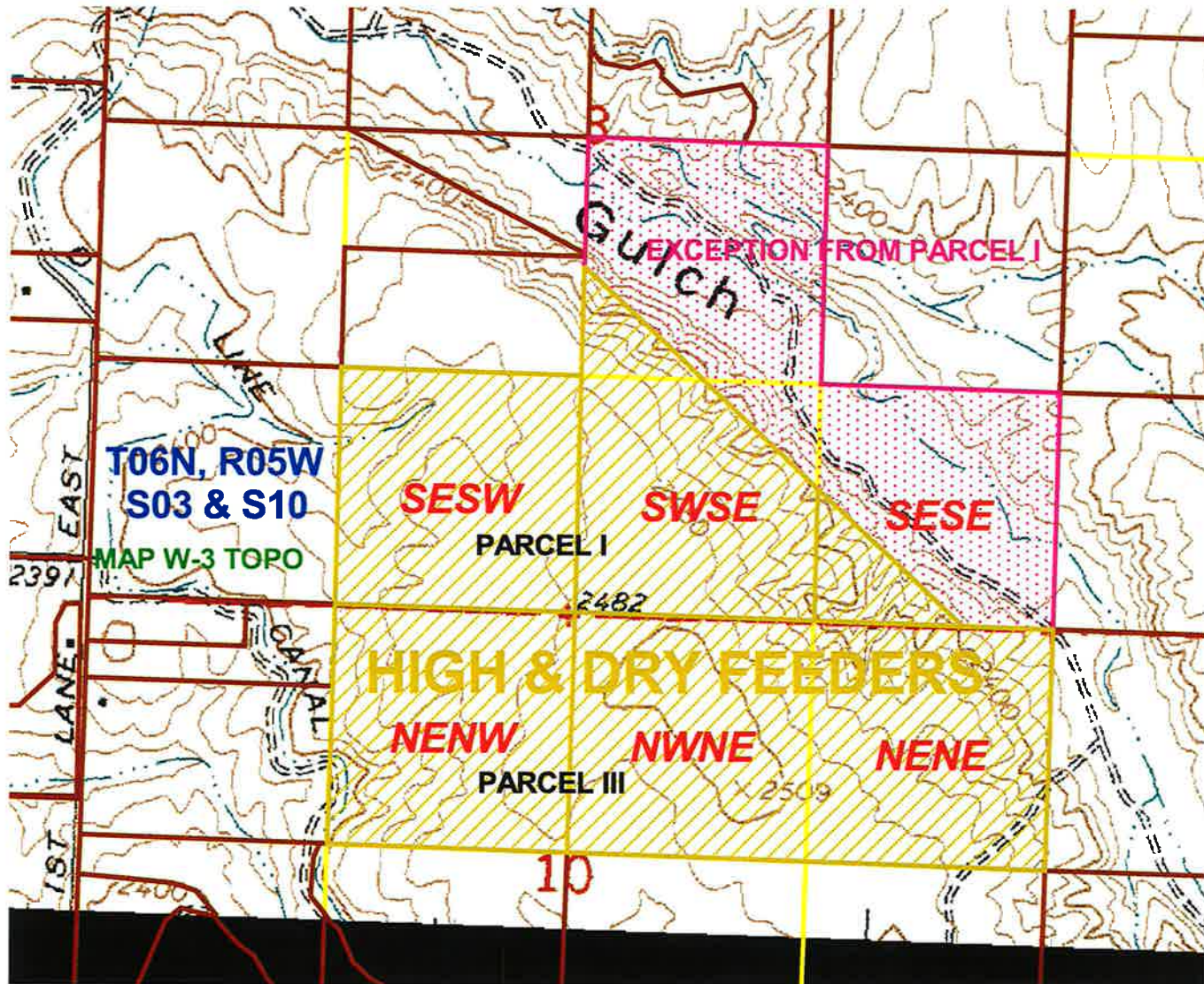
NENE

EXCEPTION FROM PARCEL I

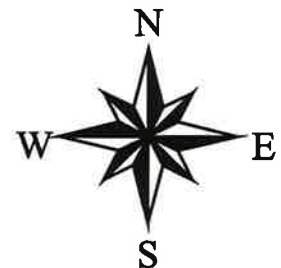
GULCH

10

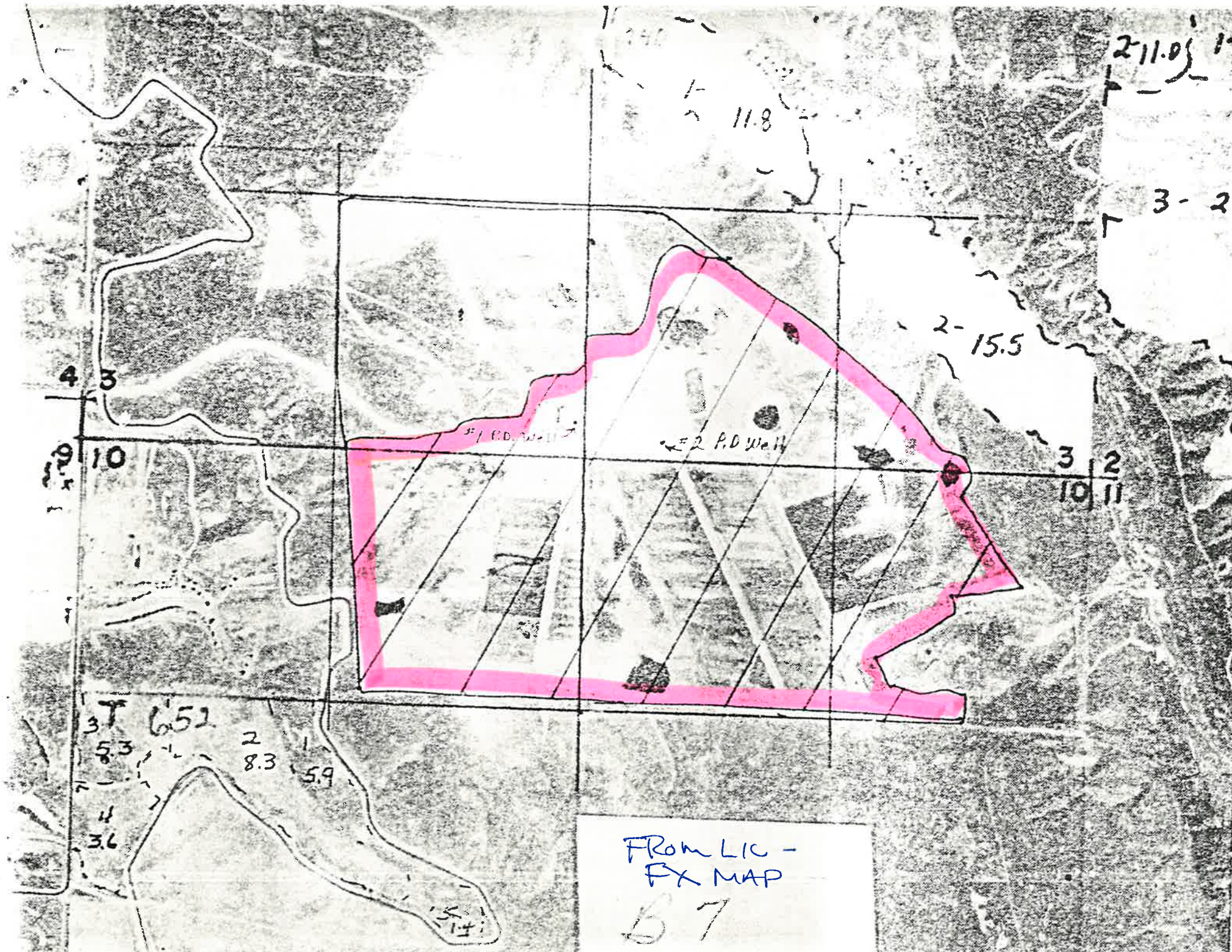
MAP W-3 TOPO



 High & Dry Feeders
 Exception



0 0.2 0.4 0.6 0.8 Miles



From LIC -
FX MAP

67

Receipt Details for ID C016719

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/7/1990 4:49:38 PM	5/7/1990	State	\$76.00	Check
Payer		TITCOMB, JOHN W.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
3377			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$76.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	9165		\$76.00	Claim

[Print Report](#)

06/14/2006

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

RIGHT NUMBER: 63-9165
NAME AND ADDRESS: JOEL S VAN LITH
19724 DIXIE RIVER RD
CALDWELL ID 83607-9024
MICHELLE G VAN LITH
19724 DIXIE RIVER RD
CALDWELL ID 83607-9024

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.510 CFS
80.400 AFY

PRIORITY DATE: 07/24/1978

POINT OF DIVERSION:

T06N R05W S3 SESW Within PAYETTE County
T06N R05W S3 SWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.510 CFS 80.40 AFY

PLACE OF USE: STOCKWATER Within PAYETTE County

T06N R05W S03	SESW	T06N R05W S03	SWSE
T06N R05W S03	SESE	T06N R05W S10	NENE
T06N R05W S10	NWNE	T06N R05W S10	NENW

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

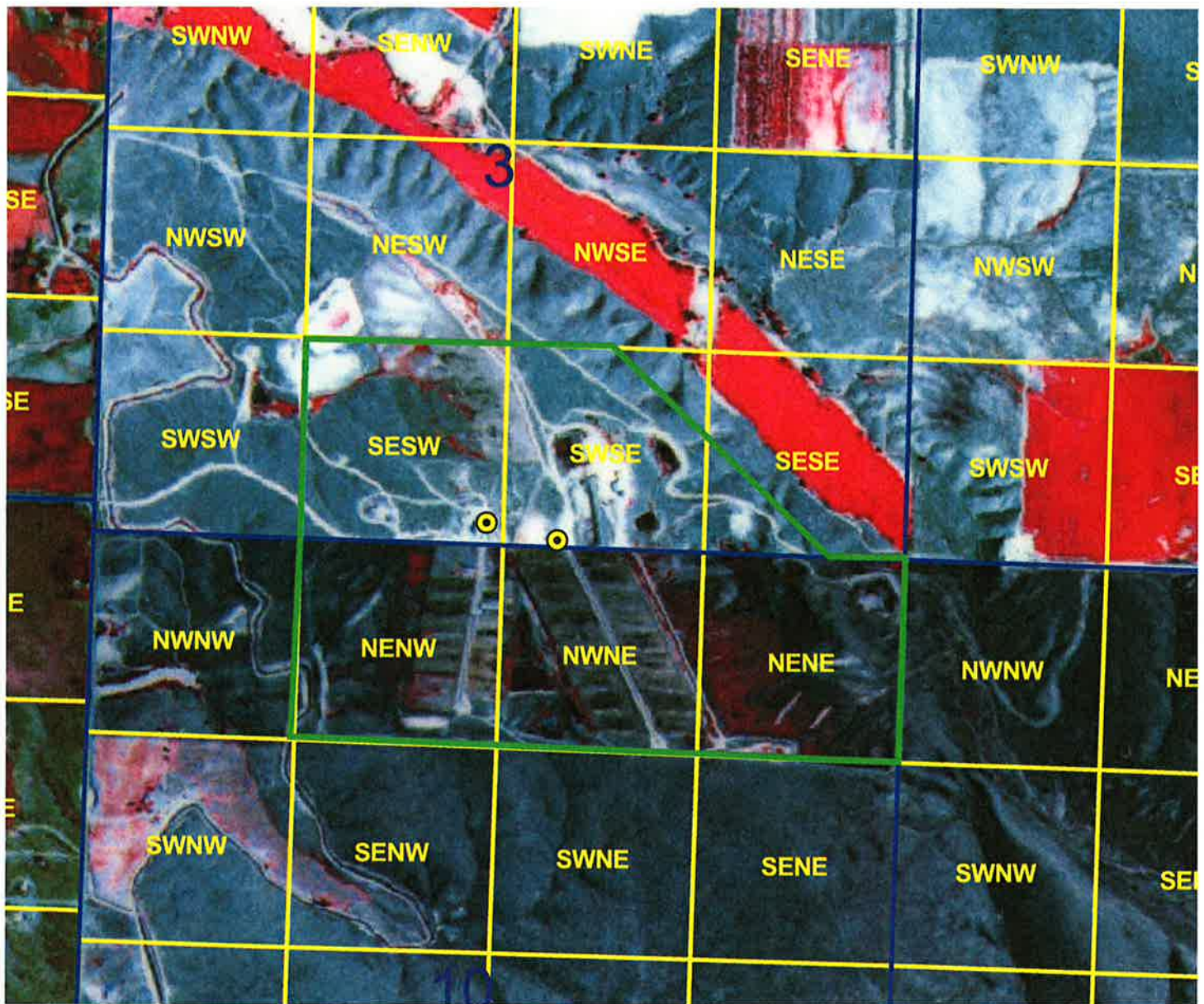
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License
Stockwater use is for 6000 feeder cattle.



State of Idaho
Idaho Department of Water Resources
Western Region

T6N R5W SECTIONS 3 and 10
Water Right (s): 63-9165



1320 0 1320 2640 Feet



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

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

5/3/90

Dept of Water Resources
1301 No. Orchard Rd
Boise, Idaho
Gentlemen

Please find enclosed
my claim for water
rights A-63-09165

I also enclose \$176.00
as required in your letter
of May 1 - 1990

The claim appears to
be correct John W. T. Ford



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 18, 2002

JOEL S VAN LITH
MICHELLE G VAN LITH
19724 DIXIE RIVER RD
CALDWELL ID 83607

Re: Notice of Claim to a Water Right No. 63-9165

Dear Claimant(s):

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 21, 2001

JOEL ^SVAN LITH
MICHELLE VAN LITH
19724 DIXIE RIVER RD
CALDWELL ID 83607-7

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-09165

RECEIVED

FEB 14 2002

**WATER RESOURCES
WESTERN REGION**

Dear Property Owner(s):

We have been advised you may be the new owner of the property with the water right referenced above. Enclosed is a copy of the claim for your review.

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions attached to the form and return to this office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

A handwritten signature in blue ink that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 21, 2001

JOEL F VAN LITH
MICHELLE VAN LITH
19724 DIXIE RIVER RD
CALDWELL ID 83605

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-09165

Dear Property Owner(s):

We have been advised you may be the new owner of the property with the water right referenced above. Enclosed is a copy of the claim for your review.

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions attached to the form and return to this office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 10, 2001

HIGH & DRY FEEDERS INC
3888 BIRCH RD
VALE OR 97918

Re: Notice of Claim to a Water Right No. 63-9165

Dear Claimant(s):

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

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

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

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way, Boise, Idaho 83705

Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.state.id.us/idwr/idwrhome.htm

January 11, 1999

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Patricia R De Veny
High and Dry Feeders
3888 Birch Rd
Vale OR 97918

RE: Notice of Change of Water Right Ownership No. A63-09165

Dear Property Owner(s):

Enclosed is a copy of your Notice of Change of Water Right Ownership form that you recently submitted to our office. However, we cannot continue to process the ownership change without proof of **your** ownership. This proof can be a copy of a warranty deed, sales contract or tax assessment in your name(s) which includes the legal description of the property by $\frac{1}{4}$ $\frac{1}{4}$, Section, Township and Range.

Please submit a copy of your proof of ownership, and we will be able to complete the ownership change.

Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

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

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:d

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 1, 1990

John W. Titcomb
P.O. Box 860
Ontario, OR 97914

RE: Snake River Basin Adjudication (SRBA)
Payette County - Notice of Claim #A63-09165

Dear Mr. Titcomb:

This letter is to acknowledge your November 12, 1989 letter to us expressing your desire to file a water right for domestic and stockwater purposes for the Hill Top Land & Cattle Co. I apologize for our delay in responding.

We researched our database and found Permit #63-09165 under your name. We have prepared the above-referenced Notice of Claim based on the field exam findings shown on your permit.

Your letter was not clear as to exactly what you wished to file on. Please read the enclosed Notice of Claim carefully. If it accurately describes your water right, and you wish to file a claim on it, please sign and date this claim, having your signature notarized. The balance of filing fees on this claim would be \$76.00 (\$50.00 filing fee plus \$100.00/cfs less \$25.00 paid November 15, 1989). We have enclosed your receipt #C012827 for \$25.00.

If this claim is postmarked on or before June 1, 1990, late fees will not be assessed. If there is anything on the enclosed claim with which you disagree, or wish to change, please call our office to make an appointment (208/327-7862).

Please don't hesitate to contact us if you have any questions or concerns.

Yours Truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:JP:sf:state
Enclosures:

Notice of Claim #A63-09165
Receipt #C012827

MICROFILMED

AUG 24 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 1, 1990

John W. Titcomb
P.O. Box 860
Ontario, OR 97914

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Payette County - Notice of Claim #A63-09165

Dear Mr. Titcomb:

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We researched our database and found Permit #63-09165 under your name. We have prepared the above-referenced Notice of Claim based on the field exam findings shown on your permit.

Your letter was not clear as to exactly what you wished to file on. Please read the enclosed Notice of Claim carefully. If it accurately describes your water right, and you wish to file a claim on it, please sign and date this claim, having your signature notarized. The balance of filing fees on this claim would be \$76.00 (\$50.00 filing fee plus \$100.00/cfs less \$25.00 paid November 15, 1989). We have enclosed your receipt #C012827 for \$25.00.

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Please don't hesitate to contact us if you have any questions or concerns.

Yours Truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:JP:sf:state

Enclosures:

Notice of Claim #A63-09165

Receipt #C012827

MICROFILMED

AUG 24 1992

Hill Top Land & Cattle Co.

P. O. BOX 860
ONTARIO, OREGON 97914

PHONE (208) 674-5333

CO12827
11-5-89

Idaho Dept of Water Resources
Adjudication Bureau
State House
Boise, Idaho - 83720

Nov 12 1989



Department of Water Resources

Gentlemen,

This is to advise my desire to file a
water right for Domestic &/or Stockwater purposes
for the Hill Top Land & Cattle Feed lot - located
in Payette county.

Water is provided by a well drilled in on my 120 Acres
NE NW - N¹/₂ NE
in Sec 10, -6-5. The well was drilled in 1979 and
I can't find the permit.

I'm enclosing check for 25⁰⁰ as required
for this water right.

Sincerely
John W. T. Tumb
MICROFILMED

Hill Top Land & Cattle
NOV 24 1992

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-9165 V1

WATER RIGHT NUMBER: 63-9165 V1

Owner Type Name and AddressOriginal Owner JOHN W TITCOMB
PO BOX 860
ONTARIO, OR 97914Original Owner HIGH & DRY FEEDERS INC
3888 BIRCH RD
VALE, OR 97918
(541)473-2890Current Owner JOEL S VAN LITH
19724 DIXIE RIVER RD
CALDWELL, ID 83607-9024
(208)454-0388Current Owner MICHELLE G VAN LITH
19724 DIXIE RIVER RD
CALDWELL, ID 83607-9024
(208)454-0388Also Known As V L LIVESTOCK
PO BOX 490
PARMA, ID 83660
(208)674-2009

Priority Date: 07/24/1978 ✓

Basis: *ITC encl*SourceTributary

GROUND WATER ✓

Beneficial UseFrom ToDiversion RateAnnual Volume

STOCKWATER ✓

1/01 to 12/31 ✓

0.510 CFS ✓

80.40 AF

Total Diversion:

0.510 CFS ✓

80.40 AF ✓

Location of Point(s) of Diversion

GROUND WATER SE1/4SW1/4 Sec. 3, Twp 06N, Rge 05W, B.M. PAYETTE County ✓

GROUND WATER SW1/4SE1/4 Sec. 3, Twp 06N, Rge 05W, B.M. PAYETTE County ✓

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
06N	05W	3	X				X
06N	05W	10		X			X

Conditions of Approval:

1. Business Address: VL Livestock, PO Box 490, Parma 83660, 674-2009 *feedlot*
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. Ownership changed by DB 8/10/2001
4. Ownership change by DB 3/18/2002

Dates and Other Information:

Decreed Date:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Mitigation Plan: False

Combined Use Limits:*102 SW is for 6000 head beef cattle.*

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9165**

06/14/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
9165	Claim	06N	05W	3	SE	SW		STOCKWATER		JOEL S VAN LITH
9165	Water Right	06N	05W	3	SE	SW		STOCKWATER		JOHN W TITCOMB
2900	Claim	06N	05W	3	SW	SE		IRRIGATION		BLACK CANYON IRRIGATION DIST
9165	Claim	06N	05W	3	SW	SE		STOCKWATER		JOEL S VAN LITH
9165	Water Right	06N	05W	3	SW	SE		STOCKWATER		JOHN W TITCOMB
2900	Claim	06N	05W	3	SE	SE		IRRIGATION		BLACK CANYON IRRIGATION DIST
9165	Claim	06N	05W	3	SE	SE		STOCKWATER		JOEL S VAN LITH
9165	Water Right	06N	05W	3	SE	SE		STOCKWATER		JOHN W TITCOMB
9165	Claim	06N	05W	10	NE	NE		STOCKWATER		JOEL S VAN LITH
9165	Water Right	06N	05W	10	NE	NE		STOCKWATER		JOHN W TITCOMB
9165	Claim	06N	05W	10	NW	NE		STOCKWATER		JOEL S VAN LITH
9165	Water Right	06N	05W	10	NW	NE		STOCKWATER		JOHN W TITCOMB
9165	Claim	06N	05W	10	NE	NW		STOCKWATER		JOEL S VAN LITH
9165	Water Right	06N	05W	10	NE	NW		STOCKWATER		JOHN W TITCOMB

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9165

06/14/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-9165	Claim	06N	05W	3	SE	SW		GROUND WATER	JOEL S VAN LITH
63-9165	Claim	06N	05W	3	SW	SE		GROUND WATER	JOEL S VAN LITH
63-9165	Water Right	06N	05W	3	SE	SW		GROUND WATER	JOHN W TITCOMB
63-9165	Water Right	06N	05W	3	SW	SE		GROUND WATER	JOHN W TITCOMB

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09165

Priority: July 24, 1978

Maximum Diversion Rate: 0.51 CFS
Maximum Diversion Volume:¹ 80.4 AF

This is to certify, that JOHN W. TITCOMB
P.O. BOX 860
ONTARIO, OR 97914

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 24, 1978; and has submitted Proof of Beneficial Use on November 7, 1983. An examination indicates that the works have a diversion capacity of .510 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.51 CFS	80.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 3, Township 06N, Range 05W
SESW , Sec. 3, Township 06N, Range 05W
PAYETTE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

06N 05W 3	SESW	SWSE	SESE
10	NENE	NWNE	NENW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater use is for 6000 head.

MICROFILMED

AUG 26 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 83-09165

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 8TH
day of AUGUST, 1990.

Acting for *Norman C. Young*
R. Keith Higginson, Director

MICROFILMED

AUG 28 1990

RECEIVED

JAN 27 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

KEY: PACHED

Department of Water Resources
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-9165
1. Owner: John Titcomb Phone No. 674-5333
Current Address: P.O. Box 860, Ontario, Oregon 97914
2. Accompanied by: John Titcomb EXAM. DATE: 7-31-86
Address: Same as above Phone No. 674-5333
Relationship to Permit Holder: Owner
3. Source: groundwater tributary to _____

KEY: PACHED
1-6-87

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

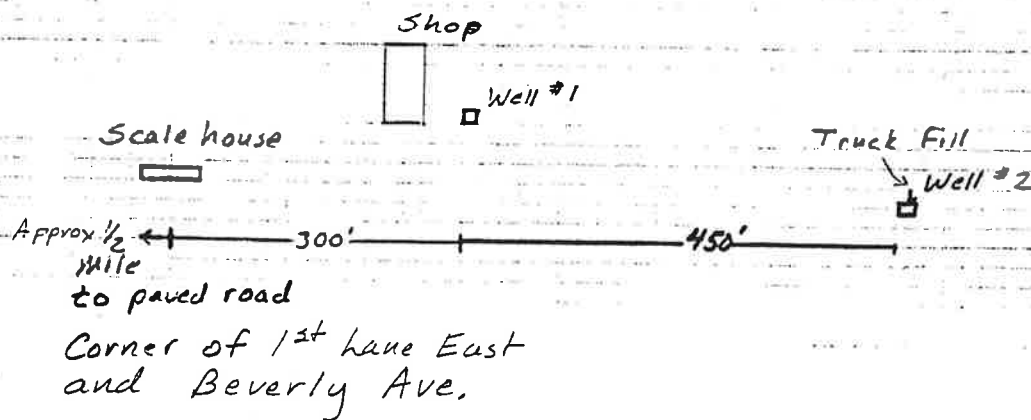
☐ Copies Attached
2. Other water rights with same point of diversion: None

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached

Date	2/6/87	# of pages	5
From	Linda Tracy		
Co.	FDWR		
Phone #	208-327-7449		
Fax #			
Post-it* Fax Note	7671		
To	Alva Mitchell		
Co./Dept.	High Dry Feed		
Phone #	208-674-2009		
Fax #	208-674-2235		



MICROFILMED

AUG 28 1987

Scale: 1" = 200'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

System has 2 12" wells with 7 1/2 H.P. submersible pumps. Well #1 (located near shop building) is 248' deep with a static water level of 180' and pump set at 210'. Well #2 is 400' deep with a static water ~~table~~ level of 187' and pump set at 210'. Well #1 is used primarily, and ~~well~~ well #2 ^{is used} as a backup and when filling the tank truck. The 4957 gallon tank filled in 21 min.

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1	Red Jacket	7 1/2	Unknown	Red Jacket	Submersible 3" discharge
#2	Red Jacket	7 1/2	Unknown	Red Jacket	Submersible 3" discharge

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#2			SW	SE	3	6 N	5 W	Payette	Topographic Map & Aerial Photo
#1			SE	SW	3	6 N	5 W	Payette	Topographic Map & Aerial Photo

6. Place(s) of Use:

Indicate Method of Determination ^{Aerial Photo} Topographic Map

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6 N	5 W	3												X			X	X	
6 N	5 W	10	X	X			X												

RECEIVED

JUN 28 1990

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Tank Truck					4957 gal	
Stop watch						

2. Measurements:

Filled a 15' long by 7 1/2' diameter tank mounted on a Freightliner chassis in 21 min. and 49 sec.
 $662.7 \text{ ft}^3 \left(\frac{7.48 \text{ gal}}{\text{ft}^3} \right) = 4957 \text{ gal}$
 $1.32 \text{ cfs} > .51 \text{ cfs}$
 Allow 12 gal/day/hd x 6000 = 72000 gal/day = 1.32 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

2 hr. / day diversion rate

1. Measured Method: $\left(\frac{7.5}{2} \right)^2 \pi \times 15 = 662.7 \text{ ft}^3$ $21 \text{ min} \times \frac{60 \text{ sec}}{1 \text{ min}} = 1260 \text{ sec}$
 $\frac{662.7 \text{ ft}^3}{1309 \text{ sec}} = .51 \text{ cfs}$ $1260 + 49 = 1309 \text{ sec}$
2. Alternate Method for Checking Purposes:
 $\frac{7.5(8.8)(8)}{150 + 2.31(30)} + \frac{7.5(8.8)(.8)}{157 + 2.31(30)} = \frac{52.8}{249.3} + \frac{52.8}{256.3}$ $.21 + .21 = .42 \text{ cfs}$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
 Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
 Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
 Meter Input HP: (6) x 1.34 = _____ (7)
 Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
 Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses: = 80.4 AFA (p) 12/3/86

$6000 \times 0.0134 \times 365 \times 1.9835 = 58207.8 \text{ afa}$
 $.51 \times 365 \times 1.9835 = 369.2 \text{ afa}$

$369.2 < 58207.8$
 80.4 < 369.2 afa

H. REMARKS AND OVERLAP REVIEW ANALYSIS

and 49 sec. The pressure gauge in the pump house read 30 psi while the tank was filling. ~~The~~ The feedlot (Hilltop land and ^{Cattleg Co.} ~~limestone~~) has a stated capacity of 6000 head.

RECOMMEND M.D. REQ. BE REMOVED AS FLOW IS LESS THAN 0.70 CFS. *JP* 12/3/86.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	1-1	12-31	.51	369.2 80.4 <i>JP</i>
Totals:			.51	369.2 80.4

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☒ Add P.D. as reflected above
☐ Change P.U. as reflected above ☒ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name Carter Fritschle
 Signature Carter Fritschle
 Certification Date _____
 Field Report Preparation Date 7-31-86

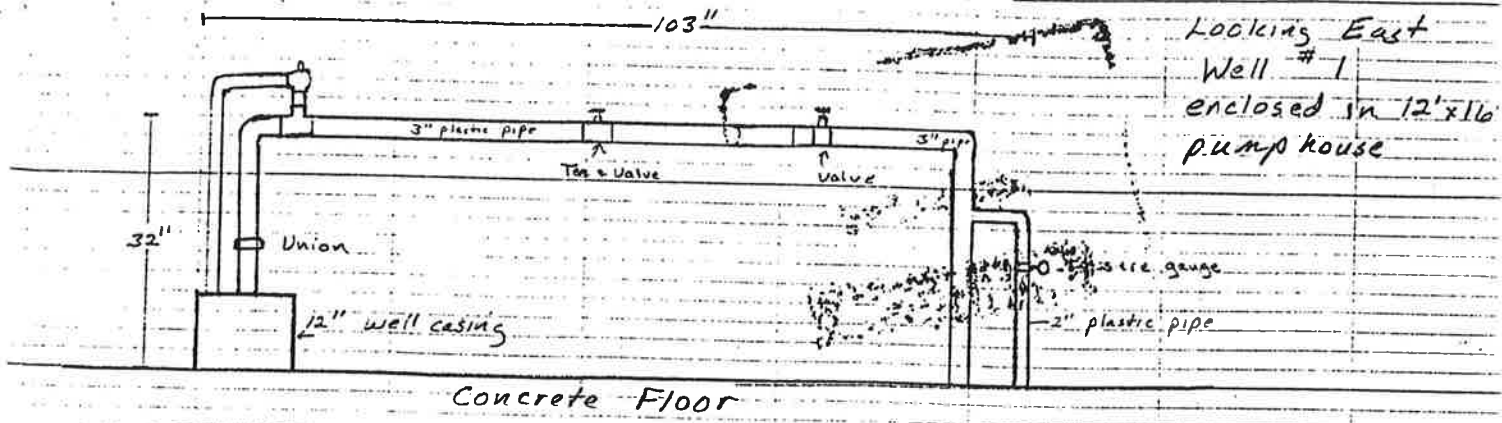
JP 12/3/86

CONSULTANT SEAL

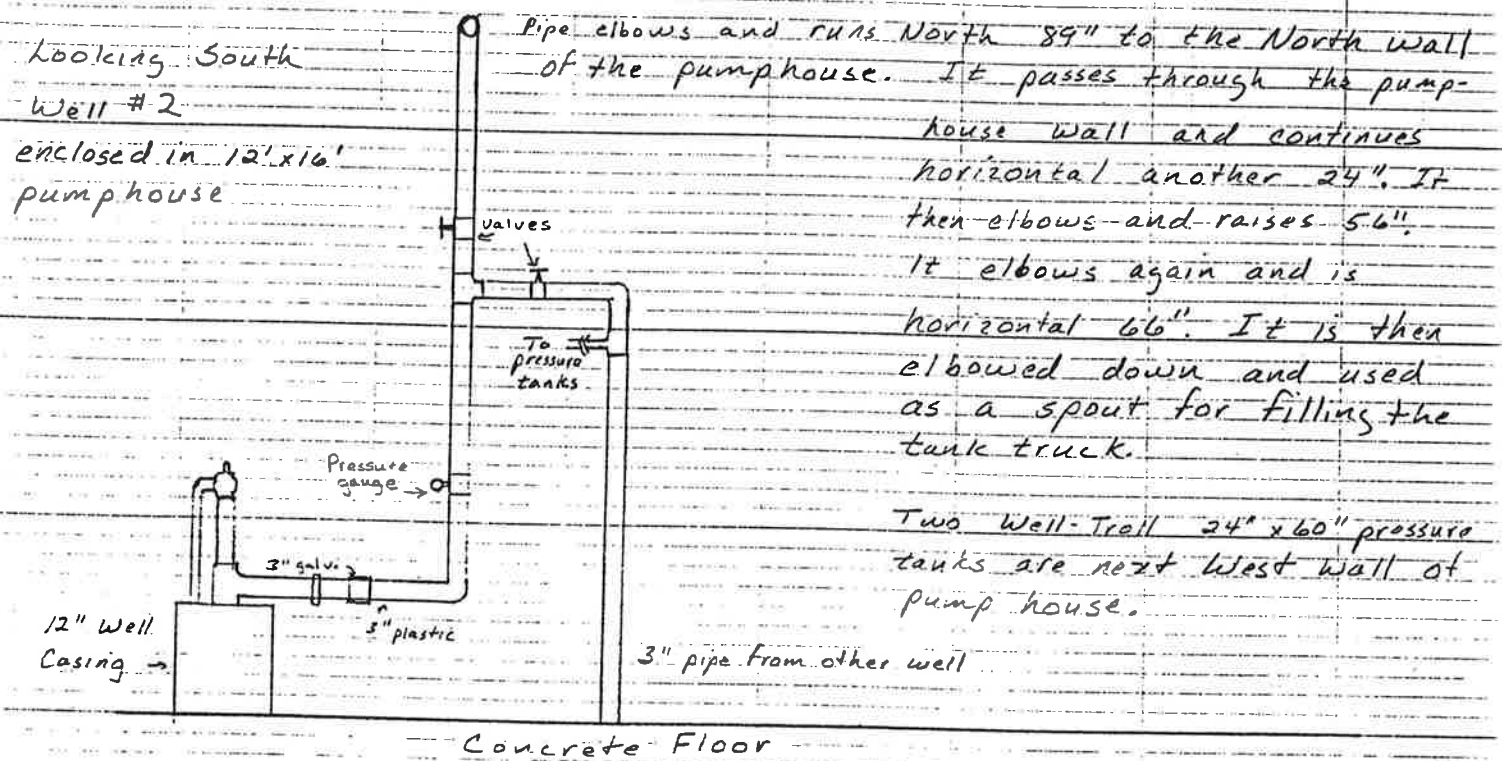
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

RECEIVED
AUG 28 1986

210 1" = 2'



Looking East
Well #1
enclosed in 12'x16'
pump house



Looking South
Well #2
enclosed in 12'x16'
pump house

Pipe elbows and runs North 89" to the North wall of the pump house. It passes through the pump house wall and continues horizontal another 24". It then elbows and raises 56". It elbows again and is horizontal 66". It is then elbowed down and used as a spout for filling the tank truck.

Two Well-Trell 24" x 60" pressure tanks are next West wall of pump house.

MICROFILMED
AUG 28 1990

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. 63-9165 IN THE NAME OF JOHN W. TITCOMB	}	ORDER
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WHEREAS, on July 24, 1978, John W. Titcomb filed with the Department of Water Resources Application for Permit No. 63-9165 to appropriate 1.00 cubic feet per second of groundwater from a well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, Twp. 6N, Rge. 5W B.M., Payette County for livestock use; and,

WHEREAS, on September 14 and September 21, 1978, a notice of this proposed appropriation was published in the Independent Enterprise, Payette, Idaho; and,

WHEREAS, on September 27 and October 2, 1978, the Department received protests against the approval of this application from Cecil J. Fortin, Alice and Ben Payne, and John J. and Leda A. Payne; and,

WHEREAS, on December 15, 1978, a hearing concerning this matter was held at Payette, Idaho at which the protestants failed to appear; and,

WHEREAS, on December 19, 1978, the Department sent an Order to Show Cause on or before January 5, 1979 why the protests should not be dismissed for failure of the protestants to appear at the hearing; and,

WHEREAS, the protestants failed to show cause why the protests should not be dismissed;

IT IS, THEREFORE, HEREBY ORDERED that the protests are dismissed and Application for Permit No. 63-9165 is hereby APPROVED subject to the following conditions:

1) That the permit be and is subject to all prior existing water rights.

2) That proof of construction of works and application of water to beneficial use be submitted to the Department on or before January 1, 1984.

3) That for licensing purposes, a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device, or by

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant John W. Titcomb Phone 889-9188

Post office address Holiday Motor Inn, Ontario, Oregon 97914

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 6N

Range 5W B.M. Payette County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1 for Livestock purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 1 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 12 inches; proposed depth of well is 240 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years). (Estimated cost \$3500)

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 6N

Range 5W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 6000 feeder cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

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

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above. none

9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use N/A

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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A hand-drawn map on a grid background. The map shows a route starting from the top left, near a label "HIWAY #95". The route is marked with a line and arrows, passing through a point labeled "3". The map includes several labels: "R5N" in the upper right, "T6N" in the middle left, "4" to the left of "T6N", "3" above the route, "O.P.D." below the route, and "Homestead Gulch" to the right of the route. The route ends with an arrow pointing towards the bottom right.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

John A. J. Leont
(Applicant)

PROPOSED PRIORITY: July 24, 1978

Received by SKN Date 7/24/78 Time 3 PM
Preliminary check by CHS Fee \$ 35 # 11175
Received by SKN Date 7/24/78
Publication prepared by ALB Date 8/31/78
Published in Independent Enterprise
Publication dates 8-14 & 8-21 Oct-2
Publication approved DBS Date 11/9/78
Protests filed by: Cecil V. Fortin, Alise & Ben Payne,
John J. Payne, Leda A. Payne
Copies of protests forwarded by ST
Hearing held by _____ Date _____
Recommended for approval denial by DBS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-9165, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 84.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

PURSUANT TO THE ORDER OF THIS DATE _____

Witness my hand this 29 day of January, 19 79.


Director

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
COUNTY OF ADA

CERTIFICATE OF MAILING

I HEREBY CERTIFY that I have on this date served a true and correct copy of the foregoing ORDER by depositing a copy thereof in the United States mail, postage prepaid and addressed to:

Mr. John W. Titcomb
Holiday Motor Inn
Ontario, OR 97914

Mr. and Mrs. Ben Payne
Route 2, Box 172
Parma, ID 83660

Mr. Cecil J. Fortin
Route 2
Parma, ID 83660

Mr. and Mrs. John J. Payne
Route 2
Parma, ID 83660

Dated this 1st day of February, 19 79.



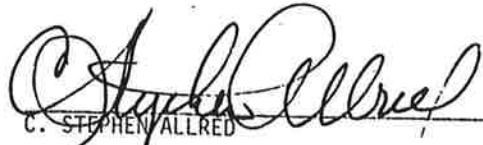
On this 1st day of February, 19 79, personally appeared before me the signer of the above instrument, who duly acknowledged to me that he (she) executed the same.


Notary Public
Residing at

Commission expires 6/15/80

installing an approved access port, or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water

Dated this 29 day of January, 1979.


C. STEPHEN ALLRED
Director