

04/25/2006

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

RIGHT NUMBER: 67-4504

NAME AND ADDRESS: NEVITT FARMS, LLLP
8493 E BELLA VISTA
QUEEN CREEK AZ 85242

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.060 CFS

PRIORITY DATE: 12/18/1952

POINT OF DIVERSION:

T10N R05W S3 SWSENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.060 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S03	SWNE	0.40	T10N R05W S03	SENW	6.00
T10N R05W S03	NESW	38.00	T10N R05W S03	NWSW	37.00
T10N R05W S03	SESW	28.00	T10N R05W S03	NWSE	33.00
T10N R05W S03	SWSE	39.00	T10N R05W S03	SESE	2.20
T10N R05W S10	NENE	32.00	T10N R05W S10	NWNE	36.00
T10N R05W S10	NENW	9.40			

261 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 261.0 acres in a single irrigation season. Combined Right Nos.: 67-2200, 67-2204, and 67-4504.

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 - Beneficial Use



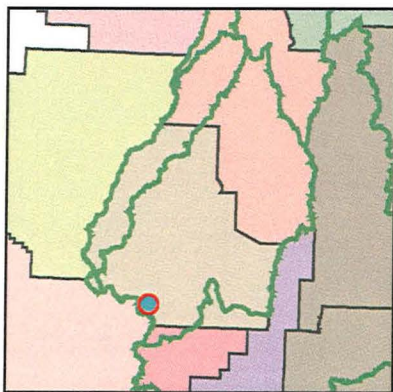
Idaho Department of Water Resources

SRBA Recommendation:

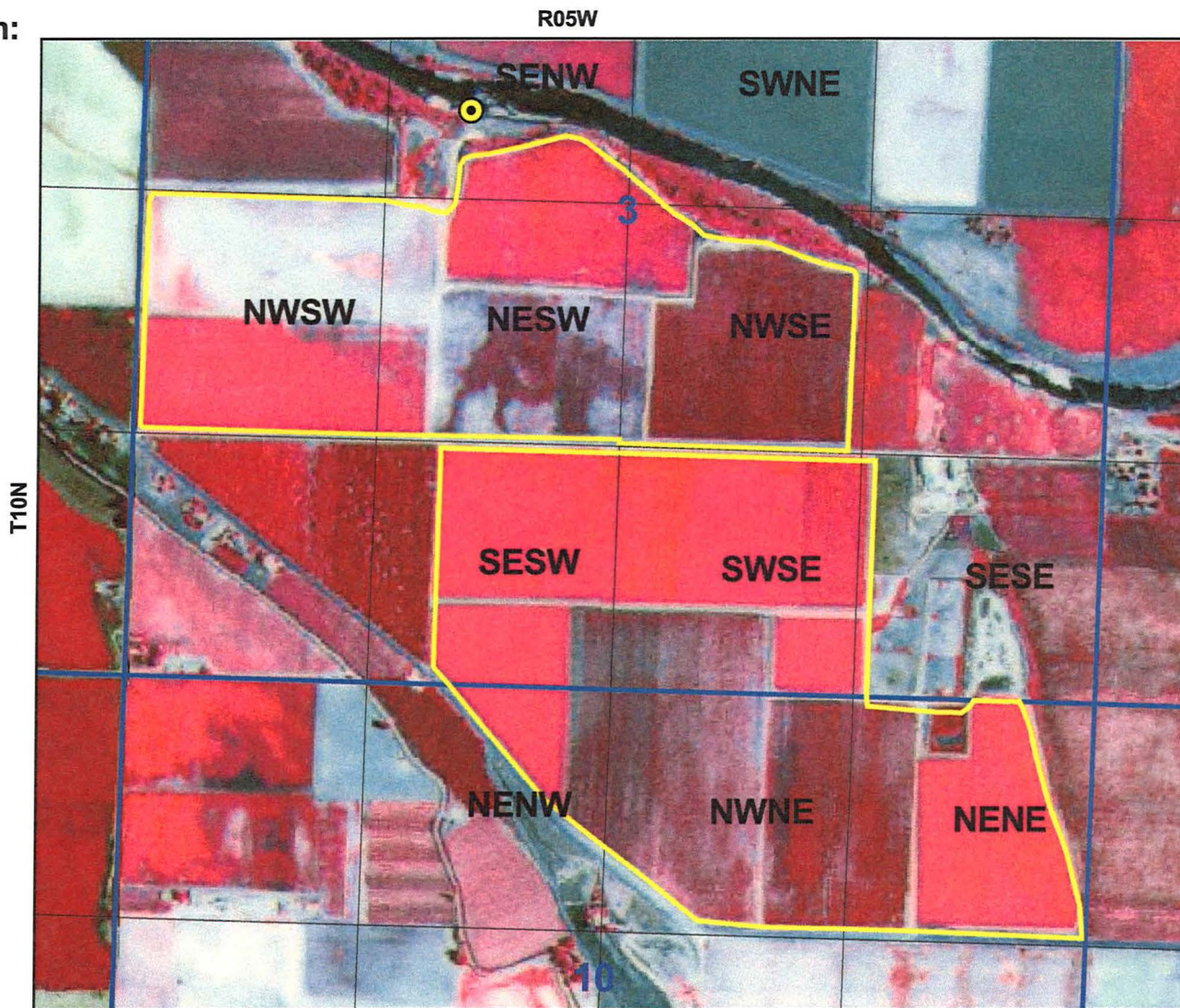
67-4504

Legend

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



Washington County
IDWR Basin 67



0 0.4 0.8 Miles



Prepared by C. Saxton
On Tuesday, April 25, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4504 V1

WATER RIGHT NUMBER: 67-4504 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NEVITT FARMS, LLLP 8493 E BELLA VISTA QUEEN CREEK, AZ 85242 (480) 987-9540
Original Owner	WINDING BROOK CORP C/O RODNEY H MOORE PO BOX 53 NAMPA, ID 83653-0053 (208)466-0419
Original Owner	JUST RITE FARMS INC PO BOX 250 ONTARIO, OR 97914 (503)889-5337

Priority Date: 12/18/1952

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
WEISER RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	1.060 CFS	
	<u>Total Diversion:</u>	1.060 CFS	

Location of Point(s) of Diversion

WEISER RIVER	SW 1/4SE1/4NW1/4	Sec. 3,	Twp 10N,	Rge 05W, B.M.
WASHINGTON County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
10N	05W	3			.4					6.0	38.0	37.0		28.0			33.0	39.0	2.2	183.6
10N	05W	10	32.0	36.0			9.4													77.4

Total Acres: 261

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4504 V1

1. 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 261.0 acres in a single irrigation season. Combined Right Nos.: 67-2200, 67-2204, and 67-4504.

Remarks:Comments:

1. csaxton 4/25/2006 Field Exam

Comment: Field Exam by Monica Van Bussum on 4-20-06.

2. csaxton 4/25/2006 Priority Date

Comment: Since the acres claimed are covered under license 67-2200 and 67-2204, the question of if the acres being irrigated is not an issue, it is the diversion rate capacity that needs to be supported. The licensed diversion rate was far less than the capacity of the diversion system at the time. Taking the pump information from the 1952 field examination and assuming open discharge to a sump, the diversion system could divert well over 8.36 cfs that it currently does. Since the licensing field exam did not recognize this additional diversion rate, I cannot recommend a priority date before the date of the licensing field exam (9-25-1952). The claimant claimed 12/18/1952 which will be recommended.

3. csaxton 4/25/2006 Quantity

Comment: Diversion rate recommended is the amount to bring total diversion to 1 inch per acre along with 67-2200 and 67-2204.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	4/25/2006 3:15:46 PM	csaxton			Active
Priority Date	4/25/2006 3:49:30 PM	csaxton			Active
POD	4/25/2006 3:49:51 PM	csaxton			Active
Source	4/25/2006 3:51:27 PM	csaxton			Active
POU	4/25/2006 3:52:19 PM	csaxton			Active
Use	4/25/2006 3:54:03 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4504 V1

Season	4/25/2006 3:54:21 PM	csaxton	Active
Quantity	4/25/2006 3:55:36 PM	csaxton	Active
Summary	04/25/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	4/25/2006 3:50:51 PM	csaxton	Updated PLS
General	4/25/2006 3:49:29 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - See comment on quick look page.
POD	4/25/2006 3:49:50 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	4/25/2006 3:51:26 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field Exam by Monica Van Bussum on 4-20-06.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4504 V1

POU	4/25/2006 3:52:18 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - Field Exam by Monica Van Bussum on 4-20-06.
POU	4/25/2006 3:52:46 PM	csaxton	Updated shape for Active POU
POU	4/25/2006 3:53:07 PM	csaxton	Updated PLS for Active POU
Use	4/25/2006 3:54:02 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field Exam by Monica Van Bussum on 4-20-06.
Season	4/25/2006 3:54:20 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (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?
Quantity	4/25/2006 3:55:35 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Theoretical Calculation based on HP.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4504 V1

Summary	4/25/2006 3:57:40 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Contacts	4/25/2006 3:15:45 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam by Monica Van Bussum on 4-20-06.
POD	4/25/2006 3:50:37 PM	csaxton	Updated shape

Water Supply Bank:

Contacts Data Entry Form

Owner Type Full Name Address City State Zip Phone
Current Owner WINDING BROOK CORP C/O RODNEY H MOORE NAMPA ID 83653-005 (208)466-0419
Original Owner JUST RITE FARMS INC PO BOX 250 ONTARIO OR 97914 (503)889-5337

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Good: Claimant matches ownership on
Washington Co Tax lot Data.

Monty Nevitt is contact for company: (Arizona):
office: 480.855.0800 ext 2100
cell: 602.402.1529

Local contact:
Garren Apple (Nampa)
602.402.0273

HP x 0.746

Reviewer: _____

Date: _____

4/12/05

Priority Date Data Entry Form

Claim Number 67-4504

Claimed Priority Date: 12/18/1952

Claimed Basis: Beneficial Use

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 4/1/1947

Water Right Basis: Statutory Claim

Recommended Priority Date

Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

No EOP per C. Saxton 4-15-05

Reviewer: MVB

Date: 4-20-06

Point of Diversion and Source Data Entry Form

Claim Number 67-4504

Claimed Point of Diversion and Source

T10N R05W S3 SWSNW Within WASHINGTON County Source: WEISER RIVER SNAKE RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T10N R05W S3 SENW Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

#3 & 4 ^{Point}
 Lloyd Roberts - A0008995 - 2268355 1451535
 Nevitt Farms (Just Right Farm) - A0008994
 2266311 1452083

This was once a larger system. Systems (pumping stations) known locally as #1, #2, #3 & #4. Lloyd Roberts bought #3 & #4. Nevitt does have a lift system down-ditch, which was GPS'd but not tagged.

Reviewer: MVB

Lift station

Name: NEV

226627

1450431

Date: 4-20-06



Nevitt Farms POD. GPS Tag A0008994. This is locally known as stations 1 and 2. The two pumps can be seen in the foreground. Weiser River can be seen in the background on the right. The river pumps are put in about where the Weiser River meets the trees in this picture. See complete notes in 67-4504.



This is the lift station for Nevitt Farms. It irrigates the small patch of ground seen in the background of the picture. This POD is off of Hill Road, just off of Cove Road. This was GPSed but not tagged. GPS coordinates in FE for 67-4504.

Claim Number 67-4504

T10N R05W S03	SWNE	1.0	T10N R05W S03	SENW	6.0
T10N R05W S03	NESW	38.0	T10N R05W S03	NWSW	37.0
T10N R05W S03	SESW	27.0	T10N R05W S03	NWSE	33.0
T10N R05W S03	SWSE	40.0	T10N R05W S03	SESE	4.0
T10N R05W S10	NENE	32.0	T10N R05W S10	NWNE	35.0
T10N R05W S10	NENW	8.0			

Use Claimed POU as Recommended POU

T10N R05W S02	SESW	40.0	T10N R05W S02	SWSE	35.0
T10N R05W S03	SWNE	1.0	T10N R05W S03	SENW	10.0
T10N R05W S03	NESW	40.0	T10N R05W S03	NWSW	40.0
T10N R05W S03	SESW	40.0	T10N R05W S03	NWSE	33.0
T10N R05W S03	SWSE	40.0	T10N R05W S03	SESE	20.0
T10N R05W S10	NENE	28.0	T10N R05W S10	NWNE	40.0
T10N R05W S10	SWNE	25.0	T10N R05W S10	SENE	25.0
T10N R05W S10	NESE	40.0	T10N R05W S10	SESE	10.0
T10N R05W S11	NWNE	40.0	T10N R05W S11	SWNE	35.0
T10N R05W S11	SENE	30.0	T10N R05W S11	NENW	40.0
T10N R05W S11	SWNW	30.0	T10N R05W S11	SENW	39.0
T10N R05W S11	NWSW	20.0	T10N R05W S11	NESE	35.0
T10N R05W S11	NWSE	5.0	T10N R05W S12	SWNW	30.0
T10N R05W S12	NWSW	25.0	T10N R05W S12	SWSW	10.0

See corrections to claimed POU above

[illegible]

POU reviewed by C. Saxton 4-15-05.
Did not confirm w/ Garren Apple.

Reviewer: MLB

Total Acres _____

Date: 4-20-06

Document how the POU was verified:

Purpose of Use Data Entry Form

Claim Number 67-4504

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

**Use Claimed Purpose of Use as Recommended Purpose of Use**

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
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Document how the Purpose of Use was verified:

Imagery & FE confirm irrigation.

Reviewer: MVBDate: 4-20-06

Period of Use and Quantity Data Entry Form

Claim Number 67-4504

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	1.06	
Overall Diversion Rate	1.06	Overall Diversion Volume		

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	16.22	
Overall Diversion Rate	16.22	Overall Diversion Volume		

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation				

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommend IDWR standard season.

Document how the Period of Use and/or Diversion Rate were verified:

2 stations - referred to as #1 & #2 (Lloyd Roberts bought #3 & #4) #2 station is on Hill Rd & is a lift station.

#2 station - 5hp, 50ft lift
 #1) 1) Marathon Electric 60hp 562/8 14
 Cornell

2) Cornell 119961 30hp

2 pumps come from the river & pump into the 2 bubblers, which is then pumped using pumps 1 & 2 above.

pumps from river:

Reviewer: MVB

1) Reliance 15hp ID: P2553029 RC
 2) US Electrical Motors 20hp ID: E409-501-4104223R015H
 Date: 4-20-06

THEORETICAL HORSEPOWER EQUATION WORKSHEET (cjh 1/92)

Water Right No.: 67-4504 **Historical System in 1952**
 Examiner: Craig L. Saxton
 Date of Field Exam: 4/25/2006
 Tag Number: A0008995

P/D No.:	Pump 1	Pump 2	Option 3
PUMP HORSEPOWER	100	50	0
BOOSTER HORSEPOWER	0	0	0
PUMPING LEVEL	20	20	0
DISCHARGE PRESSURE	0	0	0
		Total	
RATE OF FLOW (cfs)	30.80	15.40	46.20

The above calculates the formula =

$$Q = \frac{8.8 * (\text{Efficiency}) * \text{hp}}{\text{depth to water} + 2.31 * (\text{psi}) + \text{friction}}$$

Assumptions: %70 efficiency.
 No Friction

Examiners Notes: Two pumps lift water 20 feet to bubbler or sump. At that point two different pumps Lift the water up to the POU. Since the pumps divert the water into a sump as open discharge, assum 0 back pressure. The pumps have the ability to divert greater than 8.36 cfs which is the total diversion rate claimed from this Point of Diversion

THEORETICAL HORSEPOWER EQUATION WORKSHEET (cjh 1/92)

Water Right No.: 67-4504, 67-14018, and 67-14020
 Examiner: Craig L. Saxton
 Date of Field Exam: 4/25/2006
 Tag Number: A0008995

P/D No.:	Pump 1	Pump 2	Option 3
PUMP HORSEPOWER	15	20	0
BOOSTER HORSEPOWER	0	0	0
PUMPING LEVEL	20	20	0
DISCHARGE PRESSURE	0	0	0
		Total	
RATE OF FLOW (cfs)	4.62	6.16	10.78 0.00

The above calculates the formula =

$$Q = \frac{8.8 * (\text{Efficiency}) * \text{hp}}{\text{depth to water} + 2.31 * (\text{psi}) + \text{friction}}$$

Assumptions: %70 efficiency.
 No Friction

Examiners Notes: Two pumps lift water 20 feet to bubbler or sump. At that point two different pumps Lift the water up to the POU. Since the pumps divert the water into a sump as open discharge, assum 0 back pressure. The pumps have the ability to divert greater than 8.36 cfs which is the total diversion rate claimed from this Point of Diversion

MEMORANDUM

Date: April 15, 2005

To: Roger Meyer
Bosco Bosler

From: Craig L. Saxton

Subject: 67-2200, 67-2204, 67-02223, 67-4504, 67-4150, 67-10899, 67-11178, 67-14018, and 67-14020.

Claims: 67-2200, 67-2204, 67-4504, 67-14018, and 67-14020:

All of the above claim the same point of diversion. We need to know the capacity of that point of diversion. How much it will pump.

The story with this is that in 1950 during the licensing Field exam for license 67-2200, it was determined that the pump could divert 5.15 cfs. However, the sum of these 5 claims from that point of diversion is 8.36 cfs. We need to know if the pump can produce that much water. The place of use and priority date can all be verified using the information in the files.

All I need is the capacity of that point of diversion, GPS point and picture of the pump, and when (after 1950) that system was changed so they could pump 8.36 cfs. I am giving you the files anyway in case other questions come up.

Claim 67-04150:

This claim was brought to attention because it used to be owned by Winding Brook Corp and I thought if you were meeting with them anyway, they might be able to provide you with some information. Needs full field exam.

Claim 67-11178:

This claim was brought to this group because part of the claimed POU is the same as the licensed POU for 67-02200 and 67-02204. But ignore that for now and treat as separate right. This needs a full field exam.

Claim 67-10899:

This claim was brought to this group because part of the claimed POU is the same as the licensed POU for 67-02200 and 67-02204. But ignore that for now and treat as separate right. This needs a full field exam.

Claim 67-02223:

This claim is under Winding Brooks name, but it doesn't look like they own it anymore. I thought since you were meeting with Winding Brook, you could ask them about it. See notes in file.

4-15-05: Can Base Evidence of Priority off of old licenses
67-02200 and 67-02204.

Evidence of Priority Good.

: POU = Good.

: POD = Good

: Diversion Rate: Used left over licensed diversion rate
to cover this claim. This brings all claims up to 1' per

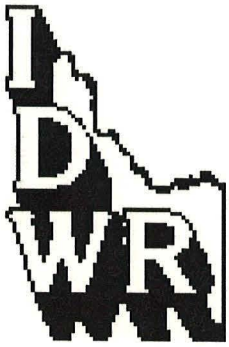
acre: 67-2200

67-2204

67-4504

0.09 cfs less than what was originally licensed from these
POD.

: Need to know if Pump can produce that 0.09
cfs Extra.



State of Idaho

POU Claim Map 67-04504

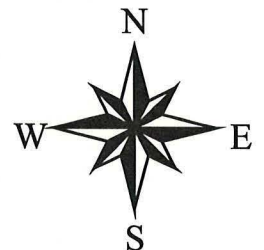
Map Source: USGS DOQQ



1320 0 1320 2640 3960 Feet

- Claimed Point of Diversion**
- Claimed Place of Use**
- N/A**
- Tax Lot Data**
- Quarter Quarter Lines**
- Section Lines**

Claimed Irrigated Acres: 261.0
Initial Acres Found: 261.0



Prepared By: Craig L. Saxton
Date: April 2005



State of Idaho

POU Claim Map 67-04504

Map Source: 1987 NAPP



1320 0 1320 2640 3960 Feet

○ Claimed Point of Diversion

□ Claimed Place of Use

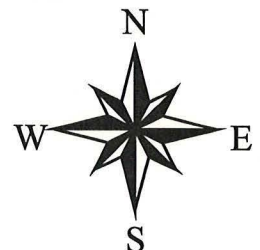
▤ N/A

□ Tax Lot Data

□ Quarter Quarter Lines

□ Section Lines

Claimed Irrigated Acres: 261.0
Initial Acres Found: 261.0



Prepared By: Craig L. Saxton
Date: April 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

September 6, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Jan Thompson
Winding Brook Corporation
310 3rd St South
Nampa ID 83653

Re: Changes of Ownership: A67-02200, 02204, 04504, 14018, 14020

Dear Jan:

Enclosed for your records are copies of the ownership change documentation for the above referenced SRBA claims for your records. Also enclosed are copies of the claim forms to show Winding Brook Corporation as the current owner. These copies are for your records and do not require any additional action on your part at this time.

Call me at the number below if you have any questions or need additional information.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc

OWNERWINDINGBROOKA6702200ETAL

SCANNED
APR 14 2004

MICROFILMED
OCT 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 30, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

From: Jan Thompson
Winding Brook Corp.
310 3rd St. South
Nampa ID 83653

REC'D NAMPA, ID

AUG 31 1995

Batterymarch: AgriVest

Dear Jan:

Enclosed is the Notice of Change of Water Right Ownership we discussed in our recent telephone conversation. Please have Rodney Moore initial and date next to the line that changes the instructions to not split the water rights. After you return the amended form I will change our records and then provide you with copies for your files.

Call me at the number below if you have any questions or discussion.

Sincerely,

Mel Schulte

To: → Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

RECEIVED
SEP 06 1995
WATER RESOURCES
WESTERN REGION

MICROFILMED
OCT 23 1996

State of Idaho

License and Certificate of Water Right

Water License No. 21717

Amount 5.13 second feet

Water District No. _____

Priority September 19, 1950

THIS IS TO CERTIFY that EDWIN D. FORD, JR.
of Weiser, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 19, 1950; that Permit No. 21717
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.13 second feet, was issued thereunder on December 18, 1952, showing that said works
were completed on the 6th day of August, 1952; and that on the 6th
day of August, 1952,

EDWIN D. FORD, JR.

of Weiser, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Weiser
River, ~~extending to~~, for the purpose of irrigation

, under Use Permit No. 21717 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 5024, on the 18th day of December, 1952;

The right hereby confirmed dates from September 19, 1950;

The Point of Diversion is located

in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, Tp. 10 N., R. 5 W., B. M. Washington County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 5.13 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N.	5 W.	2	S $\frac{1}{2}$ SW $\frac{1}{4}$	80	80
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	39
		3	S $\frac{1}{2}$	320	272
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	18
		4	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	20
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	77
		10	NE $\frac{1}{4}$ NE $\frac{1}{4}$	80	7
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	80	40
		11	S $\frac{1}{2}$ NE $\frac{1}{4}$	80	60
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	80	80
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	6
			Number of Acres Actually Irrigated -		699

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
18th day of December, 1952.

(SEAL)

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21717

REPORT ON PROOF OF Completion of Works and Beneficial Use

EDWIN D. FORD, JR., Weiser, Idaho

See also Permit No. 22249

5.13 cfs = 2301 gpm

app. 6 cfs.

699 acres
22-40's

#1 50 HP motor pump 57
2550' x 8" mainline (steel)
3960' x 3" aluminum (steel) (siphon)
1560' x 6" aluminum
720' x 5" aluminum
720' x 4" aluminum
5280' x 3" aluminum (surface)
Paved 40 35' and pressure
136 grinders 1" x 3/16"
#2 100 HP motor
2350' x 12" steel
3530' x 8" steel
1549' x 10" steel
360' x 6' steel (lined)
1240' x 5" aluminum (mainline)
660' x 4" aluminum (mainline)
Paved 40 35' and pressure
187 grinders 1" x 3/16"

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

Permit No. 21717

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

1. Name of applicant Edwin D. Ford, Jr., Box 207, Weiser, Idaho
2. Source of water supply: Weiser River
3. Location of point of diversion: Is in the NE 1/4 SW 1/4 SE 1/4 NW 1/4 of Section 3
T. 10 N. R. 5 W. County of Washington
4. Describe works as they exist, giving dimensions and capacities of same: # 1 installation -
Weinman centrifugal pump, 5-L, 6" intake, 5" discharge, 18" impeller. G.E. motor
NG 6 855 749, 50 HP., 440V., 60 amp., 60 cycle, 3 phase 1765 rpm., Square D
switch, 575V., 200 amp., 50 HP. Cutler Hammer Control.
2 installation - Weinman centrifugal pump, 6-L, 8" intake, 6" discharge, 18"
impeller. G.E. motor # YG 6 867 873, 100 HP., 440V., 120 amp., 1765 rpm., 3 phase,
60 cycle. AB switch. Square D switch, 575V., 440 amp. G.E. meter # 23 862 114,
480 V., 60 cycle, 2.5 amp., demand 3.16 x 40. 15'x 8' metal pumphouse.
Concreted sump 6'x 10' and 16' deep. Intake pipe for small pump 15' of 8" dia.,
discharge pipe 6" mainline. Intake for large pump, 15' of 10" dia pipe,
discharge pipe 10" dia, 30' long to 12" mainline. 135' of 30" steel pipe from river to
5. Water is used for: Sprinkler irrigation sump.
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):

S 1/2 SW 1/4, SW 1/4 SE 1/4 Section 2;S 1/2 and SE 1/4 NW 1/4 Section 3;NE 1/4 SE 1/4 Section 4;N 1/2 NE 1/4, N 1/2 NW 1/4 Section 10;NW 1/4 NE 1/4, S 1/2 NE 1/4, N 1/2 NW 1/4, NE 1/4 SE 1/4 Section 11;All in Twp. 10 North, Range 5 West, B. M.See Map

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

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

Remarks: Crops: grain, beans, hay, and beets.

This permit is for two of three sprinkler systems. The mainline of all three systems are interconnected so that water from any of the three system can be put into any part of the entire system.

The third system is described in permit # 22249

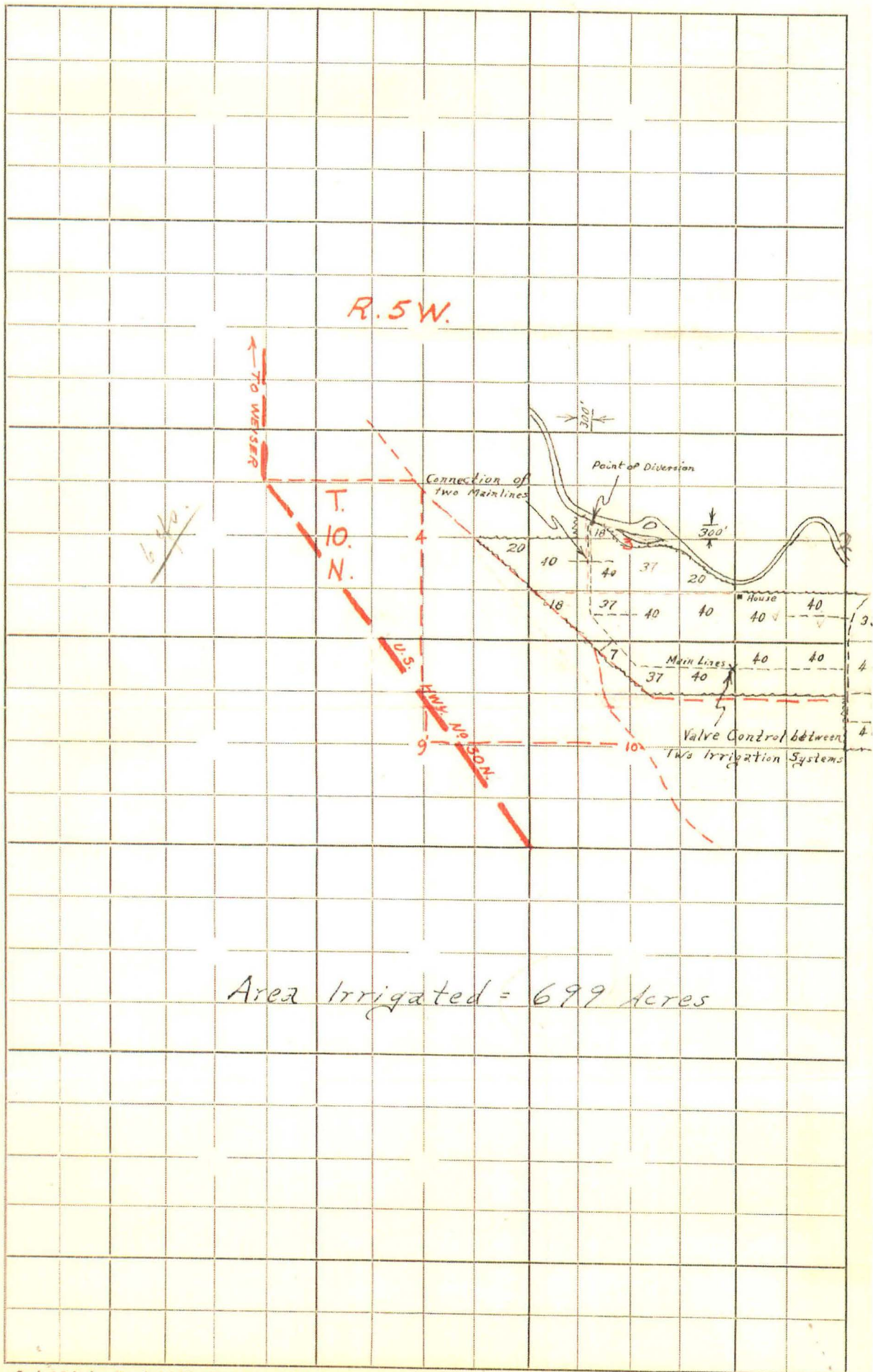
Mr. Philip Ford accompanied examiner on inspection.

This examination was made on the 25th day of September, 1952

(Signed)

Alfred D. Larson

Examiner.



INSTRUCTIONS TO EXAMINERS

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

Edwin D. Ford, Jr.
box 207, Weiser, Idaho

Permit No. 21717

Examination for Completion of works and Beneficial Use

County Washington

S. 3 - 104 - 5W

8 = 6.0 a/c

5 = Prairie River

12 = SE. NW. Sec. 3, T. 10N. - R. 5W

W = Irrigation - sprinkler
400 a/c

RECEIVED
NOV 21 1952

Department of Reclamation

Priority: Sept. 9, 1952
Due: Sept. 29, 1952

Whitman centrifugal pump 5-L

8" intake x 5" discharge 18" impeller

6" meter # NG 6855749

50 HP 440V 60 amp, 60 cps 3 ph.

1765 RPM

Square D switch 575 V 200 amp

Wetzel Hammet control

Whitman pump 8" intake x 6" discharge

18" impeller 6-L

6" meter # YG 6857873

100 HP 440V 120 amp 1765 rpm

3 phase 60 cps

A.D. switch & square D switch

575V 400 amp

15 x 8' metal pump house

ump 6' x 10' x 16' deep

intake pipes 8" for small pump

10" for large pump

15' long

discharge to S.W.

intake to pump 30' steel pipe

(with vertical gate) 135' long

6" meter # 28862114 440V 60 cps

3 phase 2.5 amp 3.16 x 40

8" discharge for small

10" for large

Claim No. 67-4504

RECEIVED

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 2 1933



CLAIM TO A WATER RIGHT

Department of Water Resources
Western Regional Office

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that _____ Just Rite Farms

(Name of Claimant)

Box 250, Ontario, OR

апаи

Telephone No. _____

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1947

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Meiser River

tributary to

Snake River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	16.22	Use	irrigation	Period of Use From 4/1	To 11/1
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4)	16.22	TOTAL QUANTITY USED.
-----	-------	----------------------

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ NW ¼, Sec. 3 Twp. 10N Rge. 5W B.M., County of Washington

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

SEE ATTACHED LAND LIST

[illegible]

No. of acres ~~806~~ 806

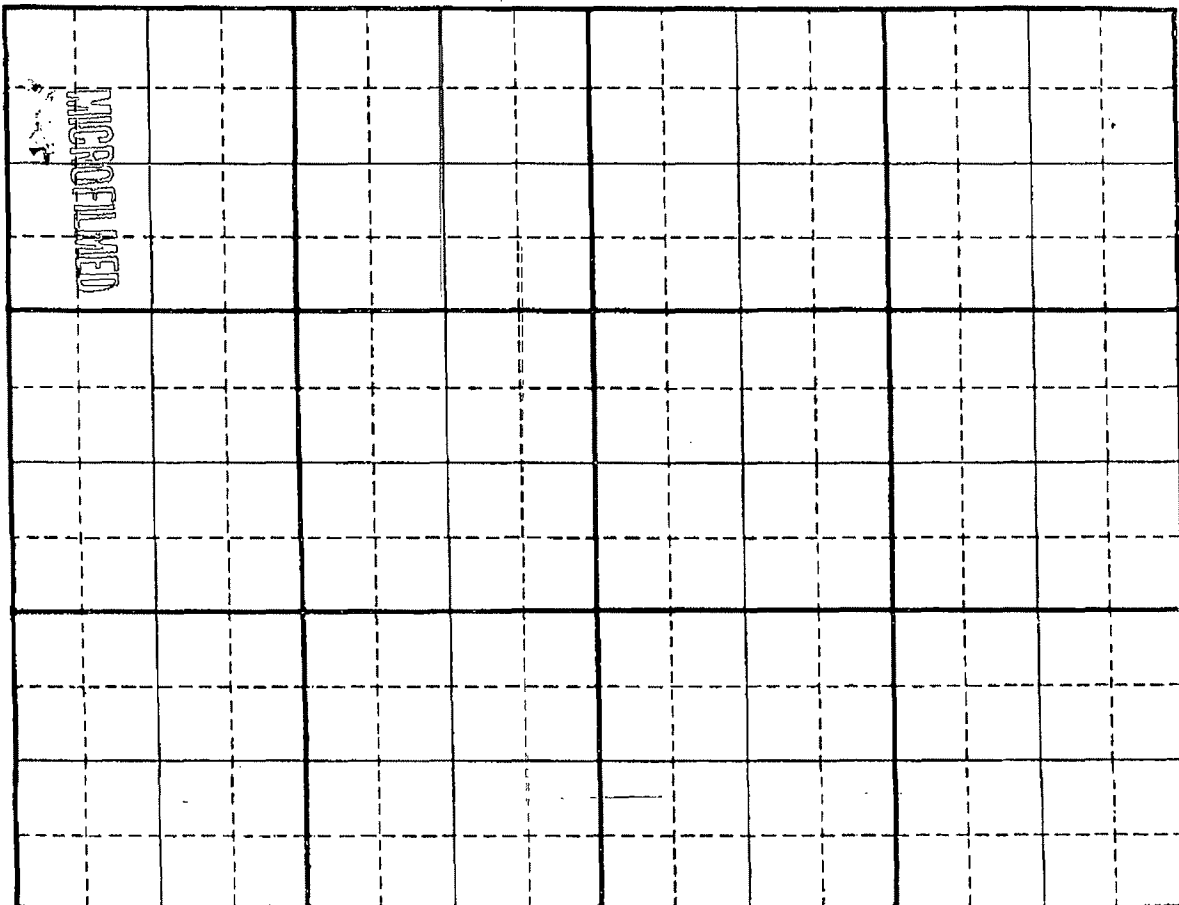
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

WILSON MEN

(8) Remarks _____

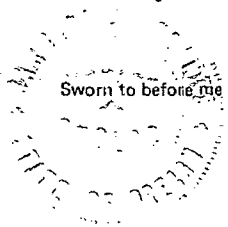


Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Idaho~~ Oregon)
County of Malheur) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.



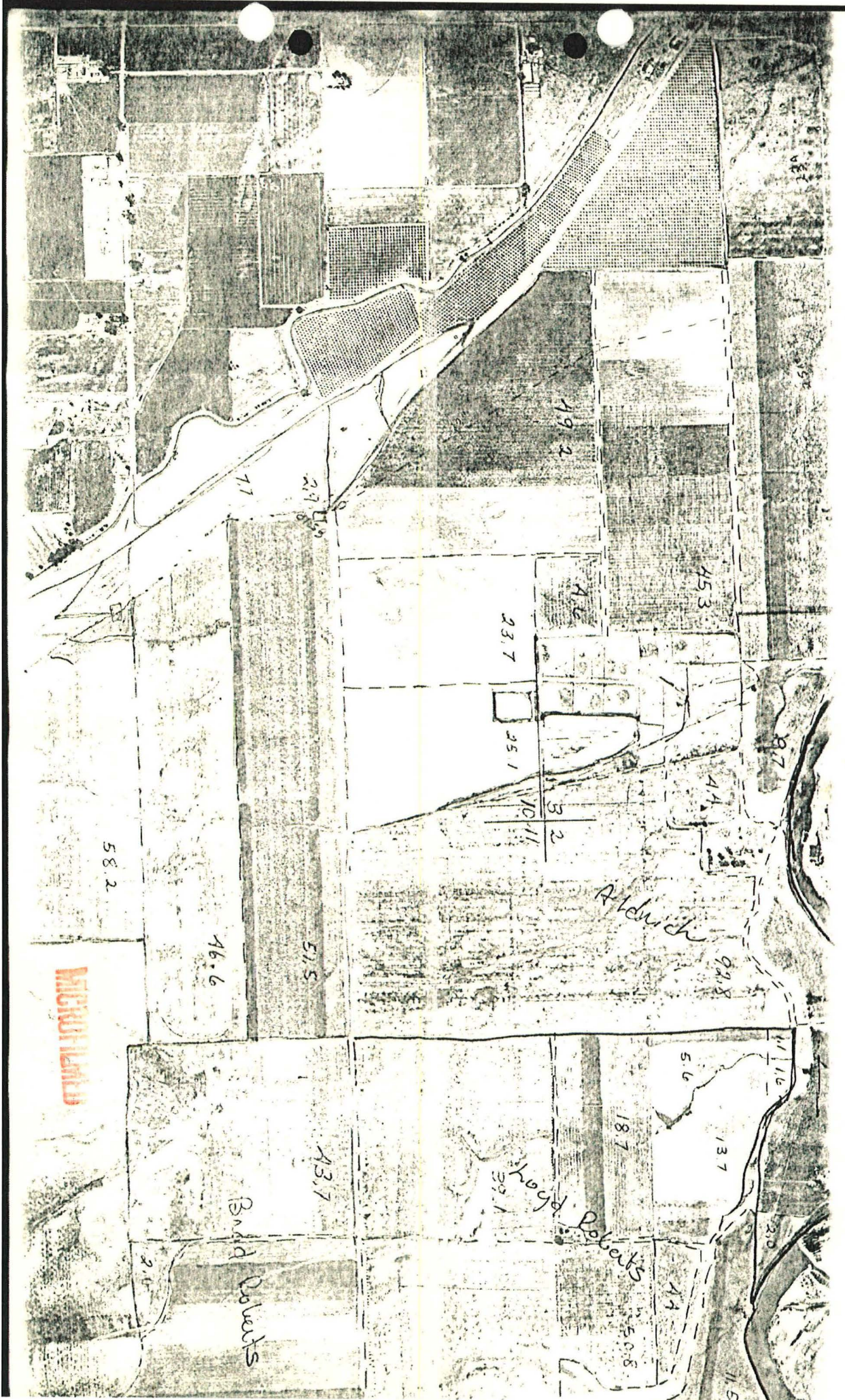
Sworn to before me this 1 day of June, 1983.

Just Kate Dargatzis Inc
By [Signature]
(Claimant)

Barbara J. Burt
Notary Public
Residing at Ontario, Oregon

My commission expires 6-18-85

6-9-83 FOR DEPARTMENT USE ONLY
Received by mm Date 6-2-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by AG Date 6-14-83 claimant by: _____
\$30.00 fee received by 38 Date 6/10/83 22971
Published in The Union Signal
Dates _____



49.2

45.3

4.5

23.7

35.1

3

2

10.11

58.2

46.6

51.5

Aldenwick

92.8

13.7

18.7

5.6

11.6

11.5

4.4

5.0.8

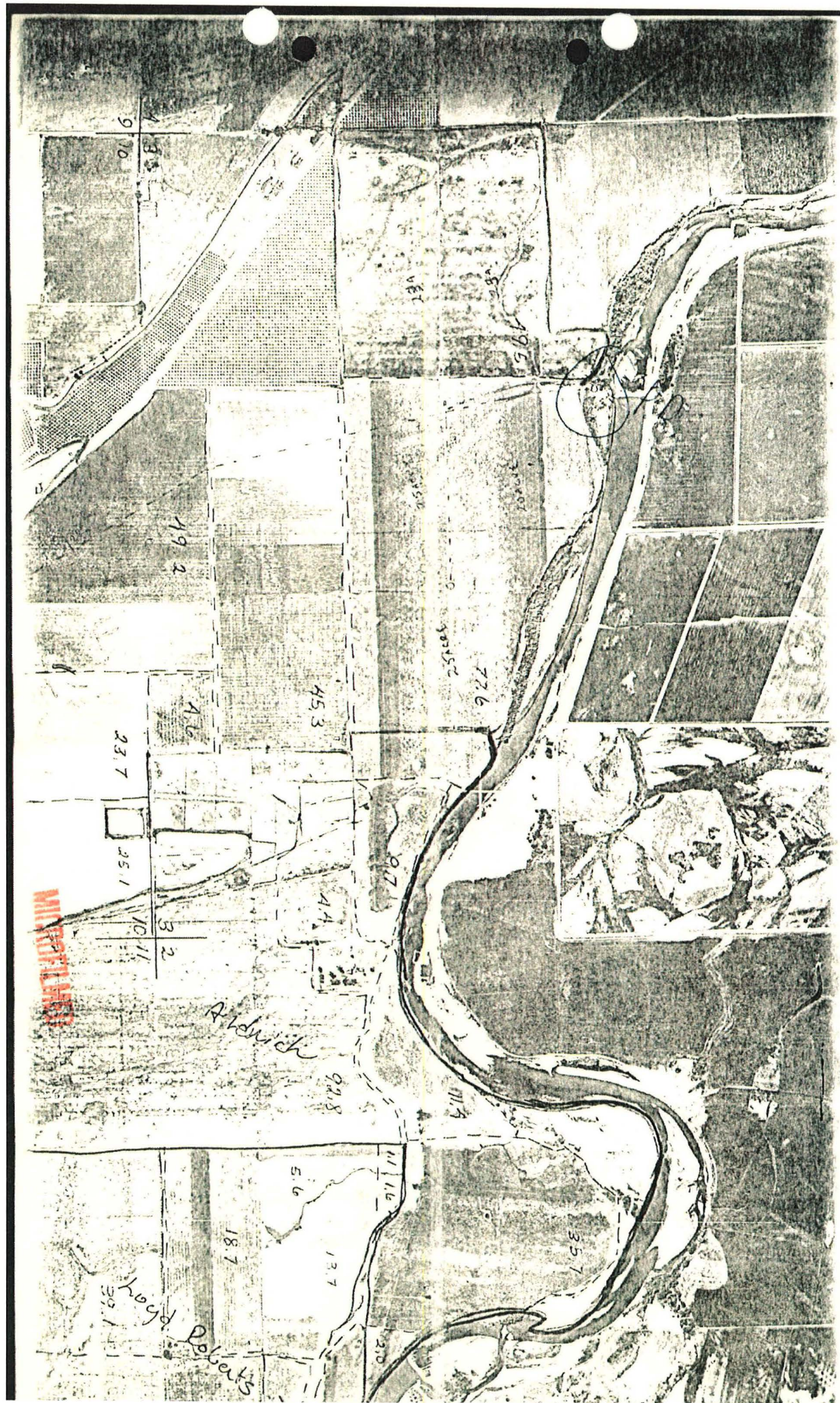
2.1

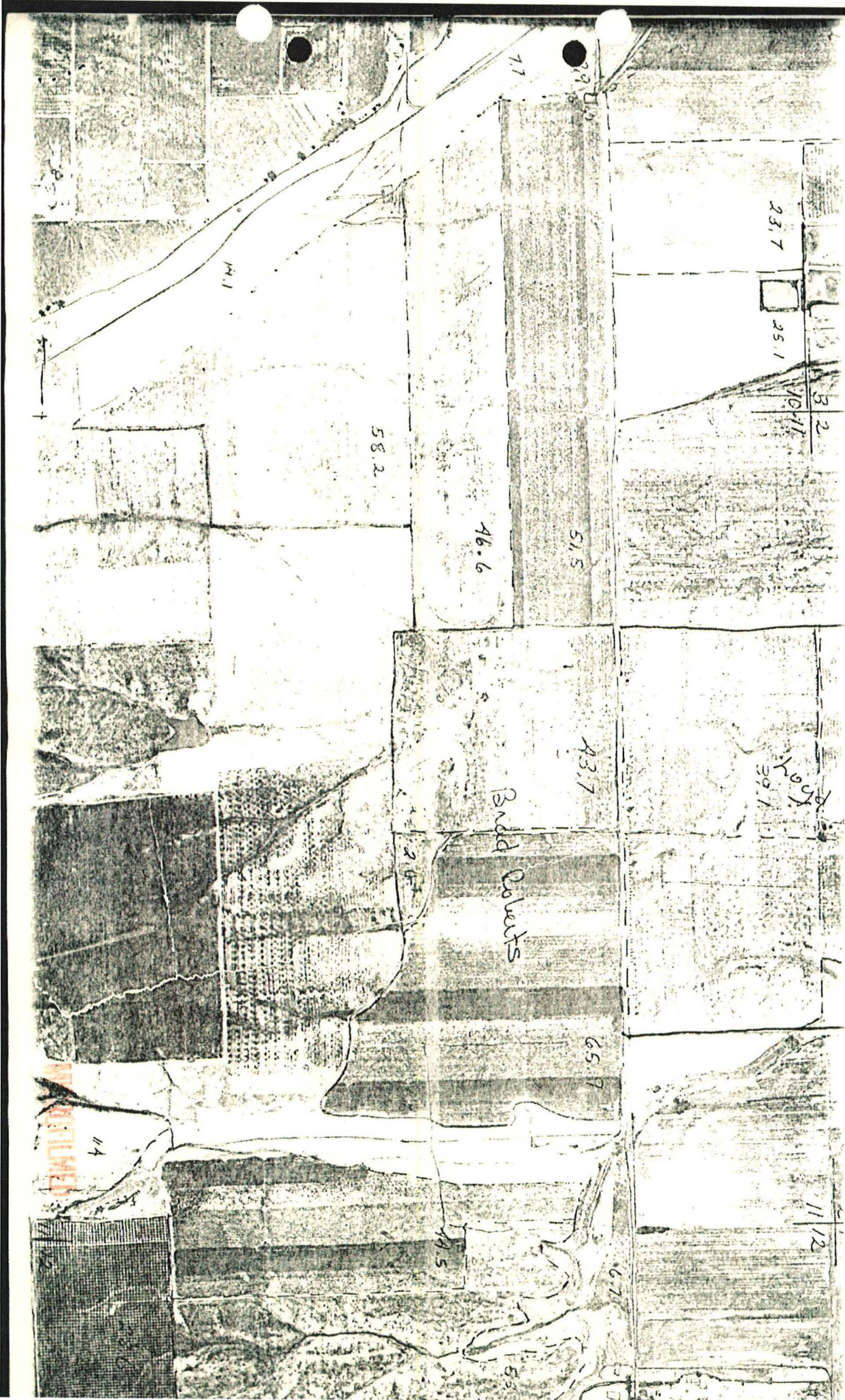
43.7

Bird Roberts

Boggs Roberts

MICROFILMED





23.7

25.1

32

10.11

51.5

46.6

58.2

43.7

Budd Roberts

65.7

11.12

44

4.5

562 Investigated Acres

Name of Owner	Ownership Number	Township N.	Range W.	Section	Subdivision	Acres Apportioned, Acres
Just Rite Farms <i>Go Jack Smith</i> <i>2200 1st Avenue</i> <i>Ontario, Oregon</i> <i>Box 250</i> <i>Ont.</i>	1	10	5	2	SW SE SE SW	35 [✓] 816.55 40 [✓] 933.20
		10	5	3	SE SE SW SE SE SW NW SE NE SW NW SW SE NW SW NE	20 [✓] 466.60 40 [✓] 933.20 40 [✓] 933.20 33 [✓] 769.89 40 [✓] 933.20 40 [✓] 933.20 10 [✓] 233.30 1 [✓] 233.30
		10	5	10	SE SE NE SE SE NE SW NE NE NE NW NE	10 [✓] 233.30 40 [✓] 933.20 25 [✓] 583.25 25 [✓] 583.25 28 [✓] 653.24 40 [✓] 933.20
		10	5	11	NW SW SW NW SE NW NE NW NW NE SW NE SE NE NE SE NW SE	20 [✓] 466.60 30 [✓] 699.90 39 [✓] 816.55 40 [✓] 933.20 40 [✓] 933.20 35 [✓] 816.55 30 [✓] 699.90 35 [✓] 816.55 5 [✓] 116.65
		10	5	12	SW SW NW SW SW NW	10 [✓] 233.30 25 [✓] 583.25 30 [✓] 699.90

PRELIMINARY

907.87

MICROFILMED
806

Name of Owner	Ownership Number	Township N.	Range W.	Section	Subdivision	Acres Apportioned, Acres
Jack Welch <i>Transfer to</i> <i>Tom Isen</i> <i>Isen Produce</i> <i>Box 250</i> <i>Orencia, Oregon</i>	2	10	5	11	SE NW	1 23.33 1 acre 807

MICROFILMED

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 67-4504
Date Received: 10/2/1989
Receipt No: W006101
Received By:

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

1. Name of Claimant(s)

NEVITT FARMS, LLLP Phone: (480) 987-9540

8493 E BELLA VISTA
QUEEN CREEK AZ USA 85242`

2. Date of Priority: 12/18/1952

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	05W	3	SW SE NW	WASHINGTON	

5. Description of diverting works:

PUMP AND PIPELINE INTAKE ON WEISER RIVER FOR IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.06	

7. Total Quantity Appropriated is:
1.06 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
10N	05W	3	SW NE	IRRIGATION	1
			SE NW	IRRIGATION	6
			NE SW	IRRIGATION	38

			NW	SW	IRRIGATION	37
			SE	SW	IRRIGATION	27
			NW	SE	IRRIGATION	33
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	4
					Section Acres	186
10N	05W	10	NE	NE	IRRIGATION	32
			NW	NE	IRRIGATION	35
			NE	NW	IRRIGATION	8
					Section Acres	75
					Total Acres	261

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGE BY MTS 9/6/1995

15. Basis of Claim: Beneficial Use

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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 4, 2006

NEVITT FARMS, LLLP
8493 E BELLA VISTA
QUEEN CREEK AZ 85242

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-2200, 67-2204, 67-4504, 67-14018, and
67-14020

Dear Claimants:

We have processed your change in ownership of the Notices of Claim
referenced above. Thank you for your patience.

Enclosed are copies of the Notices of Claim for your file. Please refer to these
record numbers in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so
we can update our records to assure you receive important notices concerning your
claims.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

SS:region

Enclosures:

Copies of Notices of Claim Referenced Above

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: **A67-04504**
Date Received: 10/ 2/1989
Receipt No: W006101
Received By: _____

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

1. Name: WINDING BROOK CORPORATION 208-466-0419
Address: C/O BATTERYMARCH: AGRIVEST CO
310 3RD ST SOUTH
PO BOX 53
NAMPA ID 83653

2. Date of Priority: DEC 18, 1952

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	3	SW	SE	NW		WASHINGTON

5. Description of diverting works:
PUMP AND PIPELINE INTAKE ON WEISER RIVER FOR IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	3	SW	NE		IRR	1.0
			SE	NW		IRR	6.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10N	05W	3	NE		SW		IRR	38.0
			NW		SW		IRR	37.0
			SE		SW		IRR	27.0
			NW		SE		IRR	33.0
			SW		SE		IRR	40.0
			SE		SE		IRR	4.0
			Section Acres					186.0
		10	NE		NE		IRR	32.0
			NW		NE		IRR	35.0
			NE		NW		IRR	8.0
			Section Acres					75.0
			Total Acres					261.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-02200 & A67-02204.

14. Remarks:
OWNERSHIP CHANGE BY MTS 9/6/1995

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 2/8/95

RECEIVED

MAY 03 1995

WATER RESOURCES
WESTERN REGION

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

RECEIVED
SEP 06 1995

WATER RESOURCES
WESTERN REGION

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

☐ Water Right Number(s)
Assigned by IDWR:

A67-02200, A67-02204, A67-04504
A67-14018, A67-14020
SEE ATTACHED

*Claim numbers
Added 9-6-1995
by Mel Schulte*

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

JUST RITE FARMS, INC.

P.O. BOX 250

ONTARIO, OR 97914

☐ New Owner/Claimant
(Purchaser):

WINDING BROOK CORPORATION

☐ New Mailing Address:

C/O BATTERYMARCH: AGRIVEST CO.

310 3RD ST. SOUTH, P.O. BOX 53

NAMPA, ID 83653

☐ New Telephone Number:

(208) 466 - 0419

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
SEE ATTACHED LEGAL ON RECORDED DEED

*RLW
8/31/95*

☐ Attach proof of
ownership, describe
proof attached:

RECORDED DEED

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

☐ Signature of New
Owner/Claimant(s)

WINDING BROOK CORP.
by Rodney H. Moore, V. PRES.

Date

2/7/95

☐ Signature of Former
Owner/Claimant(s):

[Signature]
[Signature]

Date

2/1/95
2-8-95

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

See A67-02200 For Original

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8-30-95 By: MTS

Further Action Needed:

Further Action Taken

Date: 8-30-95 By: MTS

Final Review and Data-Entry

Date: 9-6-95 By: MTS

Claim Numbers of Split, if any:

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

MICROFILMED

OCT 23 1995

RECEIVED

MAY 03 1995

WATER RESOURCES
WESTERN REGIONGENERAL CORPORATE WARRANTY DEED

JUST RITE FARMS, INC., a corporation organized and existing under the laws of the State of Oregon and authorized to conduct business in the State of Idaho, with its principal office at 633 S.E. First, P.O. Box 250, Ontario, Oregon 97914, hereinafter referred to as "Grantor", conveys, grants, sells, and warrants to WINDING BROOK CORPORATION, a Massachusetts corporation and authorized to conduct business in the State of Idaho, with its principal office at 500 Winding Brook Drive, Glastonbury, Connecticut 06033, hereinafter referred to as "Grantee", for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the following described tract of land in Washington County, State of Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS
REFERENCE MADE A PART HEREOF

Together with all of Grantor's water rights in the Weiser Cove Irrigation District and Crane Creek Water Users Company consisting of 436 acres.

Together with all and singular the tenements, hereditaments, and appurtenances belonging to the described property or in any manner appertaining to such property, the reversion and reversions, remainder and remainders, rents, issues, and profits of such property; and all estate, right, title and interest in and to such property; and subject to matters appearing of record in the Office of the County Recorder for Washington County, Idaho.

Grantee shall have and hold all and singular the described property together with the appurtenances for Grantee and Grantee's heirs, successors and assigns forever.

Grantor and Grantor's heirs, successors and assigns shall and will warrant and by these presents forever defend the described property in the quiet and peaceable possession of the Grantee, Grantee's heirs, successors and assigns against the Grantor and Grantor's heirs, successors and assigns, and any and every other persons, firms, and corporations whomsoever lawfully claiming the same.

The officers who sign this Deed hereby certify that this Deed and the transfer represented thereby was duly authorized by a resolution duly adopted by the Board of Directors of Grantor at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, The Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 8TH day of February, 1995.

JUST RITE FARMS, INC.

By *Shigeru Hironaka*
President

ATTEST:

Margie Ann Anderson
Secretary

INSTRUMENT NO. 162457
STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for record at the request of

WEISER VALLEY TITLE
23 Min. past FIFTEEN o'clock P.M.
This 8TH day of FEBRUARY 19 95
Index to: DEEDS
SHARON WIDNER, Recorder, Fee: \$15.00
By *Lisa McNaught* Deputy
WEISER VALLEY TITLE

☒ Cmp. Index
☒ Cmp. Rel.
☒ Film
☒ Compare
☒ Card Rel.
☒ Bk. Rel.
☒ Up-date
☒ Return
☒ Copy

STATE OF ~~IDAHO~~ OREGON)
MALHEUR) ss.
County of ~~Washington~~)

On this 8TH day of February, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared SHIGERU HIRONAKA and MARGIE ANN ANDERSON, who being by me duly sworn did say, each for himself, that he, the said SHIGERU HIRONAKA, is the President, and that he, the said MARGIE ANN ANDERSON, is the Secretary of JUST RITE FARMS, INC., a corporation, and that the within and foregoing instrument was signed on behalf of said corporation by authority of a resolution of its Board of Directors, and said VICE-PRESIDENT and SECRETARY each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

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

Janet Palmer
Notary Public for ~~Idaho~~ Oregon
Residing at Harper, ~~Idaho~~ Oregon
My Commission Expires 6-24-98



In Township 10 North, Range 5 West of the Boise Meridian,
Washington County, Idaho:

In Sec. 3: N $\frac{1}{2}$ SW $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying Southwesterly of the Weiser River, and all that part of the S $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows: Commencing at a point which is 816 feet West of the NE corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 3; thence South to a point of intersection with the lowest line along the bottom of a certain draw, running in a Northwesterly direction across said quarter section, thence Southeasterly along the lowest line of said draw, to the South line of said Quarter section; thence West to a point which is 825 feet West of the SE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 3; thence North 1320 feet, more or less, to the North line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3; thence East 2,649 feet, more or less, to the place of beginning.

also

Beginning at a point 825 feet West of the Southeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3; thence North 1,320 feet to the North line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence West 146 feet along said North line; thence South 1,320 feet; thence East 146 feet the point and place of beginning; SAVE AND EXCEPT THEREFROM the following tract of land: Commencing at a point 922.5 feet West of the southeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence West 48.5 feet, more or less; thence North to a line bearing South 52° 30' East from a point 5 feet south of the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence following said line in a southeasterly direction to the place of beginning.

In Sec. 10: All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the County road SAVE and EXCEPT the following described parcel: Beginning at the SE corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North along the East line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ 500 feet; thence West 500 feet to the County Road right-of-way; thence Southerly along said road right-of-way to the South line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 280 feet to the place of beginning.

continued

EXHIBIT "A"

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All that part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying northeasterly of the County Road (known as the Cove Road) and westerly of the lowest line of a certain draw running northwesterly across the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 10, said draw being a continuation of the draw in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3.

also

A portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows: Beginning at a point on the Easterly boundary of the Lower Payette Ditch Company right-of-way where it intersects the North boundary line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10; thence East to the County Road as now exists; thence Southeasterly along said County Road a distance of 650 feet to the True Point of Beginning; thence Southeasterly along the said County Road right-of-way to its point on intersection with the East line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence South along the East line 50 feet; thence West, parallel to the South boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the Lower Payette Ditch Company right-of way; thence Northwesterly along said right-of-way 680 feet, more or less, to a point West of the Point of Beginning; thence East parallel to the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the True Point of Beginning.

also

S $\frac{1}{2}$ NE $\frac{1}{4}$ SAVE and EXCEPT all that portion lying south and west of the right-of-way of the County Road.

SAVE AND EXCEPT A parcel of land situated within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 10 North, Range 5 West, Boise Meridian, more particularly described as follows: Beginning at the northeast corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3, T. 10 N., R. 5 W., B.M.; thence N 89°56'09" W, a distance of 662.12 feet along the north line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING; thence S 6°22'11" E, a distance of 1273.68 feet; thence S 73°26'37" W, a distance of 219.12 feet to a point within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, T. 10 N., R. 5 W., B.M.; thence S 89°48'16" W, a distance of 500.56 feet; thence N 0°29'22" W, a distance of 1330.67 feet to a point on the north line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence S 89°56'09" E, a distance of 580.65 feet along the north line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING.

In Sec. 11: SW $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$.

EXHIBIT "A"

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also SAVE AND EXCEPT the following described parcel of land:

A parcel of land situated within the SE1/4SE1/4 of Section 3, Township 10 North, Range 5 West, Boise Meridian, more particularly described as follows:

Beginning at the northeast corner of the SE1/4SE1/4 of Section 3, T. 10N., R. 5W., B.M.; thence N 89° 56' 09" W, a distance of 662.12 feet along the north line of said SE1/4SE1/4; thence S 6° 22' 11" E, a distance of 1273.68 feet; thence N 86° 54' 03" E, a distance of 235.20 feet to a point on the lowest line along the bottom of a certain draw running in a northwesterly direction across said SE1/4SE1/4; thence southeasterly, a distance of 80 feet, more or less, along the lowest line of said draw to a point on the south line of said SE1/4SE1/4; thence east, a distance of 265 feet, more or less, along the south line of said SE1/4SE1/4 to the southeast corner of said SE1/4SE1/4; thence N 0° 27' 00" W, a distance of 1326.54 feet along the east line of said SE1/4SE1/4 to the point of beginning.

EXHIBIT "A"

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OCT 23 1996

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: **A67-04504**
Date Received: 10/ 2/1989
Receipt No: W006101
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JUST RITE FARMS 503-889-5337
Address: PO BOX 250
ONTARIO OR 97914

2. Date of Priority: DEC 18, 1952

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	3	SW	SE	NW		WASHINGTON

5. Description of diverting works:
PUMP AND PIPELINE INTAKE ON WEISER RIVER FOR IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	3	SW	NE		IRR	1.0
			SE	NW		IRR	6.0
			NE	SW		IRR	38.0
			NW	SW		IRR	37.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	3	SE	SW		IRR	27.0
			NW	SE		IRR	33.0
			SW	SE		IRR	40.0
			SE	SE		IRR	4.0
			Section Acres				186.0
		10	NE	NE		IRR	32.0
			NW	NE		IRR	35.0
			NE	NW		IRR	8.0
			Section Acres				75.0
			Total Acres				261.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-02200 & A67-02204.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 0 SEE MAP IN CLAIM NO. A67-02200

For Organizations:

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

[Signature]
Signature of Authorized Agent

President
Title and Organization

January 3, 1995
Date

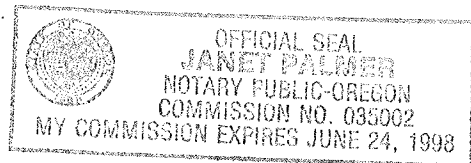
State of Oregon)
Idaho)
County of Malheur) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of January 19 95

[Signature]
Notary Public

Seal

Residing at 2894 Copeland, Harper, Or.
My Commission Expires 6-24-98



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: **A67-04504**
Date Received: 10/ 2/1989
Receipt No: W006101
Received By: _____

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

1. Name: JUST RITE FARMS 503-889-5337
Address: PO BOX 250
ONTARIO OR 97914

2. Date of Priority: DEC 18, 1952

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	3	SW	SE	NW		WASHINGTON

5. Description of diverting works:
PUMP AND PIPELINE INTAKE ON WEISER RIVER FOR IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	16.220		11.13

7. Total Quantity Appropriated is:
16.220 C.F.S. (and/or) 11.13 A.F.A.

8. Total consumptive use is 16.2 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	3	SE	NW		IRR	6.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SE	SW		IRR	28.0
			NE	SE		IRR	4.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	3	NW	SE		IRR	36.0
			SW	SE		IRR	40.0
						Section Acres	194.0
		10	NE	NE		IRR	33.0
			NW	NE		IRR	40.0
			SW	NE		IRR	20.0
			SE	NE		IRR	40.0
			NE	NW		IRR	10.0
						Section Acres	143.0
		11	SW	NW		IRR	40.0
			NW	SW		IRR	20.0
						Section Acres	60.0
						Total Acres	397.0

11. Place of use in counties: WASHINGTON

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: BENEFICIAL USE

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: _____

MICROFILMED
AUG 05 1994

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 05 1994

Water Right Number - A67-04504

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
JUST RITE FARMS

1 - P.O. BOX 250

2 -

3 -

City- ONTARIO

State- OR Zip- 97914

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1947 14 WESTERN S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
WEISER RIVER SNAKE RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
10N 05W 3 SE NW (87) WASHINGTON+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 16.220+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
16.220 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
10N 05W 2 SE SW 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 2 SW SE 35.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 SW NE 1.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 SE NW 10.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 NE SW 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 NW SW 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 SE SW 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 NW SE 33.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 SW SE 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 3 SE SE 20.0 01 IRRIGATION (87) WASHINGTON
10N 05W 10 NE NE 28.0 01 IRRIGATION (87) WASHINGTON
10N 05W 10 NW NE 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 10 SW NE 25.0 01 IRRIGATION (87) WASHINGTON
10N 05W 10 SE NE 25.0 01 IRRIGATION (87) WASHINGTON
10N 05W 10 NE SE 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 10 SE SE 10.0 01 IRRIGATION (87) WASHINGTON
10N 05W 11 NW NE 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 11 SW NE 35.0 01 IRRIGATION (87) WASHINGTON
10N 05W 11 SE NE 30.0 01 IRRIGATION (87) WASHINGTON
10N 05W 11 NE NW 40.0 01 IRRIGATION (87) WASHINGTON
10N 05W 11 SW NW 30.0 01 IRRIGATION (87) WASHINGTONAUG 05 1994
MICROFILMED

Water right number - A67-04504

Prefix Translation: ADJUDICATION CLAIM

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
10N	05W	11	SE NW		39.0	01	IRRIGATION	(87) WASHINGTON
10N	05W	11	NW SW		20.0	01	IRRIGATION	(87) WASHINGTON
10N	05W	11	NE SE		35.0	01	IRRIGATION	(87) WASHINGTON
10N	05W	11	NW SE		5.0	01	IRRIGATION	(87) WASHINGTON
10N	05W	12	SW NW		30.0	01	IRRIGATION	(87) WASHINGTON
10N	05W	12	NW SW		25.0	01	IRRIGATION	(87) WASHINGTON
10N	05W	12	SW SW		10.0	01	IRRIGATION	(87) WASHINGTON

Total Acres: 806.0

+ - - Diversion Means - PUMP, PIPELINE, SPRINKLERS & DITCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Remarks
No Remarks found.

Old Water Right Numbers
No Old Water Right Numbers Found

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Comments
No Comments Found

+ - - Audit Fields - - +
08/11/93 HARRIS

Adjudication Rights Dates and Flags Area			
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
Claim Received Date	- 10/02/1989	Last Amended Date	- 00/00/0000
		Receipt Number	-
		POU Ownership Flag	- Y
		Name Connector	-
		Civil Case Number	- 39576
		Old Case Number	-
		Old Judicial District	-
		Temporary Right	- T
		Water District	-
		Federal/State Indicator	- S
		Presumption Flag	-
		Notice of Error Flag	-

AUG 05 1994
MICROFILMED

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Just R. James CL IDENT. NO. AB7-04504DATE RECEIVED 10-2-89 RECEIPT # W0006101 FEE PAID \$ 486 FEE REQ'D \$ 486

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	<u>X</u>	___	*
2. Is a priority date entered?	<u>X</u>	___	*
Is the priority date acceptable in view of mandatory filing dates?	<u>X</u>	___	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	<u>X</u>	___	*
(b) Is a tributary to entered? (if required) N/A	<u>X</u>	___	
4. Is the legal description of the p.d. sufficient?	<u>X</u>	___	*
5. Is there a description of the diverting works?	<u>X</u>	___	
6. Are the water uses appropriate for the form?	<u>X</u>	___	*
The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.			
Is the period of use included?	<u>X</u>	___	
Is a quantity claimed for each use?	<u>X</u>	___	*
7. Is a total quantity claimed entered?	<u>X</u>	___	
8. If required is a consumptive use entered? N/A	<u>X</u>	___	
Is the consumptive use correct? N/A	___	___	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	___	___	*
If multiple domestic, is single ownership indicated?	___	___	
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	___	*
11. Is (are) the county(ies) entered?	<u>X</u>	___	
12. Is the ownership of p.u. checked?	<u>X</u>	___	
13. Are other water rights listed or "none" indicated?	<u>X</u>	___	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	<u>X</u>	___	
15. Is the basis of the claim indicated?	<u>X</u>	___	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A	___	___	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	___	___	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A	<u>X</u>	___	
(If yes, attach a proof report & complete number change)			
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A	<u>X</u>	___	
19. Is the claim signed by the claimant, and is the signature appropriate?	<u>X</u>	___	*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	___	*
21. Was this claim filed on time?	<u>X</u>	___	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved?	___	___	*
22. Is the fee enclosed correct? Exempt	<u>X</u>	___	*

MICROFILMED

AUG 05 1994

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

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

CIVIL CASE NUMBER: 39576
Ident. Number AL7-04504
Date Received 10-2-89
Receipt Number W006101

RECEIVED
OCT 02 1989

Department of Water Resources
Western Regional Office

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

Please type or print clearly

1. Name of Claimant (s) Just Rite Farms, Inc. Phone (503) 889-5337
Mailing Address PO Box 250 Ontario, Oregon Zip 97914
2. Date of Priority (Only one (1) per claim) December 18, 1952
3. Source of water supply (a) Weiser River & Well
which is tributary to (b) Snake River
4. a. Location of existing point of diversion is: Township 10N Range 5W Section 3,
SW 1/4 of SE 1/4 of NW 1/4, Govt. Lot, B.M., County of Washington
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.
Pump & pipeline intake on Weiser River for irrigation

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/1 to 11/1 amount 16.22 or 11.13

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 16.22 (cfs) and/or (b) 11.13 (acre feet)

8. Total consumptive use claimed is 16.22 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10N	5W	3								6	40	40		28	4	36	40		194
10N	5W	10	33	40	20	40	10												182
10N	5W	11							40			20							60

Section 10
Total acres are
143

Total number of acres irrigated 436

11. In which county (ies) are lands listed above as place of use located? Washington

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (x)

14. Remarks: See attachment "B"

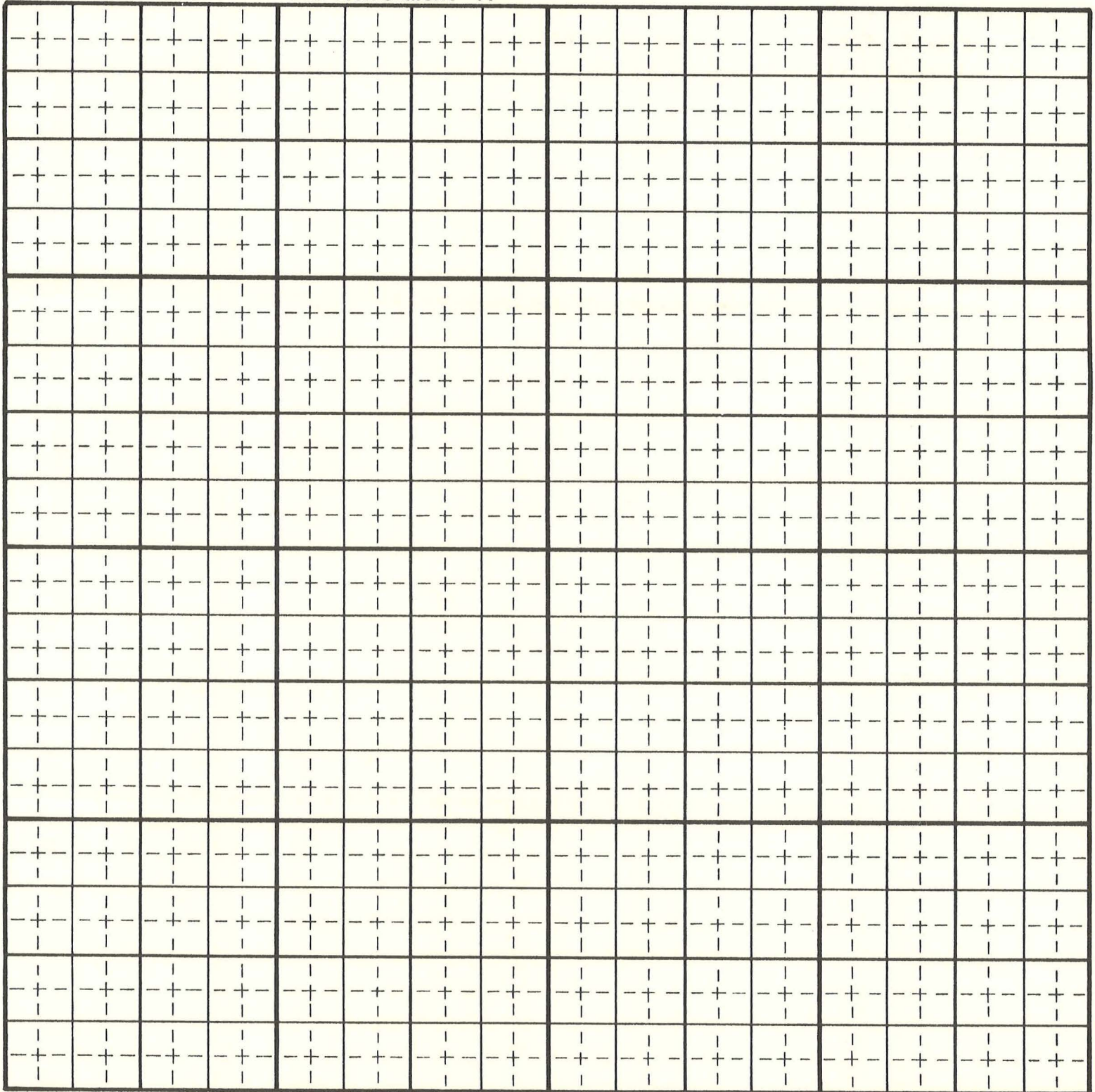
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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

See Attachment "A"



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Last Name Just Rite Farms, Inc. Ident No. 93-0481485

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 67-4504
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am V.P. Title _____
of Just Rite Farms, Inc. Organization _____, that I have signed the foregoing
document in the space below as V.P. Title _____ of Just Rite Farms, Inc. Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Shigeru Hirunaka
Title and Organization V.P. Just Rite Farms Inc Date 9/28/89

State of Idaho/or _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 28th day of September 19 89

SEAL

Notary Public Janet L. Saito

Residing at Keiser Idaho

My Commission Expires 11-28-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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Last Name Just Rite Farms, Inc. Inddent. Number 93-0481485

Copies White-State, Yellow-Claimant

ATTACHMENT "B"

COMPUTER ASSISTED APPRAISAL

SUMMARY LISTING BY NAME *

'CAB131'--NAME/CAT

DATE 9/27/89
TIME 11.22.25

PAGE 1

** TYPE CODE	PARCEL KEY PARCEL NO. OLD PARCEL NO.	** STATUS	NAME/ADDRESS	LEGAL DESCRIPTION	CAT	QUANTITY	UNIT	VALUE	TOTAL MARKET
RP 49-00	002286	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	TN-4 SWSE TN-5 S3T10R5 87 ACRES	1 19 32	85.000 2.000	AC AC	49,823 36,894	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:	COVE RD 83672		87.000	**		\$86,717
RP 49-00	002287	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	N1/2SW1/4 TN-16 S3T10R5 139.40 ACRES	1 5 19	115.000 14.000 10.400	AC AC AC	69,115 210	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:			139.400	**		\$69,325
RP 49-00	002289	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	TN-6 S3T10R5 3.75 ACRES	1	3.750	AC	2,254	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:			3.750	**		\$2,254
RP 49-00	002301	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	TN-15 S4T10R5 3 ACRES	1 10 31 32	2.000 1.000	AC AC	1,045 7,500 7,226 233	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:	1499 COVE RD 83672		3.000	**		\$16,004
RP 51-00	002394	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	TNS 1 & 28; S10T10R5 83 ACRES	1 19	80.000 3.000	AC AC	48,080	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:			83.000	**		\$48,080
RP 51-00	002409	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	TN-10 NESE S10T10R5 50 ACRES	1 5 19	36.000 13.000 1.000	AC AC AC	19,800 195	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:			50.000	**		\$19,995
RP 51-00	002411	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	SENE TN-5 S10T10R5 72 ACRES	1 5 19	54.000 16.000 2.000	AC AC AC	29,700 240	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:			72.000	**		\$29,940
RP 49-00	002419	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	SWNW S11T10R5 40 ACRES	1 19	39.000 1.000	AC AC	21,450	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:			40.000	**		\$21,450
RP 49-00	002422	A	JUST RITE FARMS INC P O BOX 250 ONTARIO OR 97914	W1/2NWSW S11T10R5 20 ACRES	1	20.000	AC	11,000	
TYPE:	LOCATION:	5075	PROPERTY ADDRESS:			20.000	**		\$11,000

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LIMITS FROM RP002280 TO A RP002450 A NUMBER OF PARCELS- 9 TOTAL QUANTITY ** 498.150 TOTAL MARKET ** \$304,765

* NOTE: THIS IS TOTAL ACRES - NOT ALL OF WHICH IS IRRIGATED

ATTACHMENT "A"

34

35

3

2

POOR ORIGINAL

S37°10'N R5W

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34

33

3

4