

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**RECEIVED**Name of applicant: Beranna DairyPhone: (208) 455-7705**JUN 11 2003**Post Office address: 9166 Perch Ave Caldwell IDWATER RESOURCES
WESTERN REGION**A. PURPOSE OF TRANSFER**

1. ☒ XChange point of diversion ☐ Add diversion point(s) ☒ X Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes: Applicant has joined three farms wishes to create a single irrigation system for the entire farm. This is necessary to allow efficient field application of effluent. This application adds all existing POD and all existing PU to each existing water right with no new use.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
<u>63-10268</u>	<u>10/03/1984</u>	<u>1.6 cfs</u>	<u>irrigation</u>	<u>03/15</u>	<u>to 11/15</u>
<u>63-8253</u>	<u>01/16/1976</u>	<u>1.16 / 563.7</u>	<u>irrigation</u>	<u>03/15</u>	<u>to 11/15</u>
<u>63-3329</u>	<u>02/16/1963</u>	<u>2.06 / 865</u>	<u>irrigation</u>	<u>04/01</u>	<u>to 10/31</u>
<u>63-2839</u>	<u>12/21/1950</u>	<u>1.35 cfs</u>	<u>irrigation</u>	<u>03/15</u>	<u>to 11/15</u>
<u>63-29025</u>	<u>08/15/1960</u>	<u>.64/</u>	<u>irrigation</u>	<u>03/15</u>	<u>to 11/15</u>
<u>63-8232</u>	<u>10/28/1975</u>	<u>2.73 / 1125.5</u>	<u>irrigation</u>	<u>03/15</u>	<u>to 11/15</u>
		<u>.32 / 82.2</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to 12/31</u>
		<u>.32 / 20.6</u>	<u>Commercial</u>	<u>01/01</u>	<u>to 12/31</u>
<u>63-3396</u>	<u>12/13/1963</u>	<u>1.2 / 243.4</u>	<u>irrigation</u>	<u>03/15</u>	<u>to 11/15</u>
		<u>.08 / 21.3</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to 12/31</u>
		<u>.08 / 5.3</u>	<u>Commercial</u>	<u>01/01</u>	<u>to 12/31</u>
<u>63-3366</u>	<u>08/26/1963</u>	<u>2.09 / 649.4</u>	<u>irrigation</u>	<u>03/15</u>	<u>to 11/15</u>
		<u>.22 / 56.5</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to 12/31</u>
		<u>.22 / 14.1</u>	<u>Commercial</u>	<u>01/01</u>	<u>to 12/31</u>
<u>63-20932</u>	<u>10/01/1971</u>	<u>.07</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to 12/31</u>
		<u>.04</u>	<u>Domestic</u>	<u>01/01</u>	<u>to 12/31</u>

2. Total amount of water being transferred 14.18 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water groundwater tributary to

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp	Rge.	County	Local Name for diversion
	NW	SW	SW	9	T02N	R03W	Canyon	Irrigation Well 1 (IR1)
		NE	NW	16	T02N	R03W	Canyon	Irrigation Well 2 (IR2)
		NE	NW	16	T02N	R03W	Canyon	Irrigation Well 3 (IR3)
		NE	SE	16	T02N	R03W	Canyon	Irrigation Well 4 (IR4)
		NW	SW	16	T02N	R03W	Canyon	Emerg. Dairy Well & Irrig Well 5 (IR5)
		NW	SW	16	T02N	R03W	Canyon	Dairy Well 1 (D1)
		SW	SW	16	T02N	R03W	Canyon	Domestic Well (D)
		NE	NE	17	T02N	R03W	Canyon	Dairy Well 2 (D2)
		NE	NE	17	T02N	R03W	Canyon	Irrigation Well 6 (IR6)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

5. Lands irrigated or place of use

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	
63-10268																			
02N	03W	8												39			40		40
		9											40	-40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU	826
																		=	
															Acres Irrigated =				80
63-8253																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU	826
																		=	
															Acres Irrigated =				139
63-3329																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU	826
																		=	
															Acres Irrigated =				204
63-2839																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU	826
																		=	
															Acres Irrigated =				80
63-29025																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU	826
																		=	
															Acres Irrigated =				32
63-8232																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU	826
																		=	
															Acres Irrigated =				250.1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

63-3396																				
02N	03W	8															40		40	
		9												40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40		579
		17	18	36	26	15														95
		17	S,C	S,C	S,C	S,C												PPU		826
																		=		
																		Acres Irrigated =		54.1
63-3366																				
02N	03W	8															40		40	
		9												40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40		579
		17	18	36	26	15														95
		17	S,C	S,C	S,C	S,C												PPU		826
																		=		
																		Acres Irrigated =		144.3
63-20932																				
02N	03W	17	S,C	S,C	S,C	S,C														
		16			D															

PART 1

6. General Information:

- a. Description of diversion system: **No changes or additions to the diversion system.**
- b.
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes ___ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
No changes in the total number of acres irrigated.
- d. Remarks: **The dairy consists of 3 farms joined under common ownership. Liquid waste is diluted with irrigation water and land applied through the irrigation system, and this has required the connection of all three irrigation systems into a common system. By placing all points of diversion and all places of use on each water right, while respecting the permissible flows and volumes from each point of diversion, the applicant will be better able to comply with the conditions of each license, while operating the farm efficiently.**

See attachments:A. Proof of ownership and lienholder permission .**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

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

Witness my hand this _____ day of _____, 19 _____.

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right) PROOF REPORTS ATTACHED

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
in case of _____
dated _____ in _____ county of _____

b. License No.

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

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other

3. Source of water

4. Date or priority

5. Water is used for the following purpose:

Amount (cfs/ac-ft)					
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to

6. Total amount of water under right cubic feet per second and/or acre-feet per annum

7. Point(s) of Diversion:

[illegible]

8. Lands irrigated or place of use:

[illegible]

9. Describe any other water right used for the same purpose as described above:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2839

WATER RIGHT NUMBER: 63-2839

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	SAM GROVE , ID
Original Owner	WANDA M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	ANGELA D SCHAER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-2839

Priority Date: 09/14/1955

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 10/15	1.350 CFS	
	<u>Total Diversion:</u>	1.350 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4SW1/4SW1/4 Sec. 9, Twp 02N, Rge 03W, B.M.
CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03W	9											40.0	40.0					80.0

Total Acres: 80

Conditions of Approval:Remarks:

- General Ownership change by DB 2/12/2002

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2839

Dates and Other Information:

Claim Received Date: 3/13/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3329

WATER RIGHT NUMBER: 63-3329

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TEUNISSEN FAMILY TRUST C/O BERNARD TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Current Owner	TEUNISSEN FAMILY TRUST C/O JANE TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Original Owner	BERANNA DAIRY BERNARD J TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	ANGELA D SCHAEER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	GEORGE R JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Original Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	BERANNA DAIRY JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	CHARLOTTE L JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3329

Priority Date: 02/16/1963

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.060 CFS	865.00 AF
	<u>Total Diversion:</u>	2.060 CFS	865.00 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NE1/4NW1/4

Sec. 16, Twp 02N, Rge 03W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals								
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE									
02N 03W 16					39.0				39.0				40.0				37.0				20.0	30.0			205.0

Total Acres: 205

Conditions of Approval:Remarks:

1. SEE RIGHT NO. 63-8253
Ownership changed by DB 9/5/2001
2. General SEE RIGHT NO. 63-8253
3. General Name correction by DH 10/22/2003

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3329

Dates and Other Information:

Claim Received Date: 11/27/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
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:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

WATER RIGHT NUMBER: 63-3366

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERANNA DAIRY 9166 PERCH AVE CALDWELL, ID 83607 (208)454-7705

Priority Date: 08/26/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	01/01 to 12/31	0.220 CFS	14.10 AF
STOCKWATER	01/01 to 12/31	0.220 CFS	56.50 AF
IRRIGATION	03/15 to 11/15	2.090 CFS	649.40 AF
	<u>Total Diversion:</u>	2.090 CFS	720.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X					X	X			X			X	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

02N 03W 17	X	X	X	X		X			
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STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 03W 8															X		
02N 03W 16	X	X	X	X						X	X		X				X
02N 03W 17	X	X	X	X				X									

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 03W 8															40.0		40.0
02N 03W 16	38.0	37.0	40.0	39.0						32.0	28.0		39.0			40.0	293.0
02N 03W 17	18.0	36.0	26.0	15.0													95.0

Total Acres: 428

Conditions of Approval:

1. The measuring devices must accumulate volume diverted, and must be constructed to prevent change of the meter reading. The meters shall also read instantaneous flow. The meters shall be calibrated when they are installed with an independent measuring device. The measuring devices must be calibrated in-line once every three years following the year of installation.
2. The water right holder shall read the measuring devices at least monthly and record the volume readings from the meter on forms provided by the Department. The recorded diversions and year end totals shall be reported annually to the Department on forms provided by the Department prior to January 31 of the following year.
3. Water diverted and used for the dairy operation authorized under approved Transfer 4961, including land application of waste water, shall satisfy federal and Idaho state laws, regulations, and standards related to water quality.
4. The proposed well shall be drilled in the NENE S17 T2N R3W hydrologically upgradient from the milking facility and any associated structure, lagoon, waste storage area, holding pens or any other waste producing or holding facility related to the dairy as approved by the Department of Water Resources.
5. Commercial use is for a dairy barn located in the NE S17 T2N R3W.
6. Rights 63-3366 and 63-3396 when combined shall not exceed a total diversion rate of 2.09 cfs.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

7. Irrigation use under Rights 63-3366 and 63-8232 when combined shall not exceed a total annual maximum diversion volume of 1594.8 af at the field headgate and the irrigation of 354.4 acres.
8. Prior to diversion of water for stockwater and commercial uses under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion for these uses.
9. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
10. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
12. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
13. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
14. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
15. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. T17 Prior to diversion of water for irrigation use under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion or enter into an agreement with the Department to determine the amount of water diverted from power records which will allow determination of the total rate of diversion for irrigation use.
17. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3366, 63-3396 and 63-8232 shall not exceed 4.41 cfs, nor total combined annual volume of 2038.2 af for all authorized uses.
18. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
19. X27 This right is limited to the irrigation of 144.3 acres within the place of use described above in a single irrigation season.
20. X35 Irrigation use under Rights 63-3366, 63-3396 and 63-8232 when combined shall not exceed a total diversion rate of 4.41 cfs, a total annual maximum diversion volume of 1838.2 af.

Remarks:

1. General Claim amended per Transfer 68964 approved 5/28/03.

Comments:

1. pskaggs 5/28/2003 3:36:11 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 68964

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

Dates and Other Information:

Claim Received Date: 3/1/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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2.09

Combined Water Rights:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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4.41

2038.2

408.5

Combined Water Rights:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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1768.2

354.4

Combined Water Rights:

Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

WATER RIGHT NUMBER: 63-3396

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERANNA DAIRY 9166 PERCH AVE CALDWELL, ID 83607 (208)454-7705

Priority Date: 12/13/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.080 CFS	21.30 AF
COMMERCIAL	1/01 to 12/31	0.080 CFS	5.30 AF
IRRIGATION	3/15 to 11/15	1.200 CFS	243.40 AF
	<u>Total Diversion:</u>	1.200 CFS	270.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X					X	X			X			X	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

02N 03W 17	X	X	X	X		X			
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COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 03W 8															X		
02N 03W 16	X	X	X	X						X	X		X				X
02N 03W 17	X	X	X	X				X									

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 03W 8															40.0		40.0
02N 03W 16	38.0	37.0	40.0	39.0						32.0	28.0		39.0			40.0	293.0
02N 03W 17	18.0	36.0	26.0	15.0													95.0

Total Acres: 428

Conditions of Approval:

1. The water right holder shall read the measuring devices at least monthly and record the volume readings from the meter on forms provided by the Department. The recorded diversions and year end totals shall be reported annually to the Department on forms provided by the Department prior to January 31 of the following year.
2. Water diverted and used for the dairy operation authorized under approved Transfer 4961, including land application of waste water, shall satisfy federal and Idaho state laws, regulations, and standards related to water quality.
3. The proposed well shall be drilled in the NENE S17 T2N R3W hydrologically upgradient from the milking facility and any associated structure, lagoon, waste storage area, holding pens or any other waste producing or holding facility related to the dairy as approved by the Department of Water Resources.
4. Commercial use is for a dairy barn located in the NE S17 T2N R3W.
5. Rights 63-3366 and 63-3396 when combined shall not exceed a total diversion rate of 2.09 cfs.
6. Prior to diversion of water for stockwater and commercial uses under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion for these uses.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

7. The measuring devices must accumulate volume diverted, and must be constructed to prevent change of the meter reading. The meters shall also read instantaneous flow. The meters shall be calibrated when they are installed with an independent measuring device. The measuring devices must be calibrated in-line once every three years following the year of installation.
8. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
9. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
11. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
12. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
13. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. T17 Prior to diversion of water for irrigation use under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion or enter into an agreement with the Department to determine the amount of water diverted from power records which will allow determination of the total rate of diversion for irrigation use.
16. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3366, 63-3396 and 63-8232 shall not exceed 4.41 cfs, nor total combined annual volume of 2038.2 af for all authorized uses.
17. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
18. X27 This right is limited to the irrigation of 54.1 acres within the place of use described above in a single irrigation season.
19. X35 Irrigation use under Rights 63-3366, 63-3396 and 63-8232 when combined shall not exceed a total diversion rate of 4.41 cfs, a total annual maximum diversion volume of 1838.2 af.

Remarks:

1. General Claim amended per Transfer 68964 approved 5/28/03.

Comments:

1. pskaggs 5/28/2003 3:36:11 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 68964

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

Dates and Other Information:

Claim Received Date: 3/1/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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2.09

Combined Water Rights:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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4.41

2038.2

408.5

Combined Water Rights:

Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-8232

WATER RIGHT NUMBER: 63-8232

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERANNA DAIRY 9166 PERCH AVE CALDWELL, ID 83607 (208)454-7705

Priority Date: 10/28/1975

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	1/01 to 12/31	0.320 CFS	20.60 AF
IRRIGATION	3/15 to 11/15	2.730 CFS	1,125.50 AF
STOCKWATER	1/01 to 12/31	0.320 CFS	82.20 AF
	<u>Total Diversion:</u>	2.730 CFS	1,228.30 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8																	
02N	03W	16	X	X	X	X						X	X		X			X	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8232

02N 03W 17	X	X	X	X		X			
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IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02N	03W	8																	40.0	40.0
02N	03W	16	38.0	37.0	40.0	39.0					32.0	28.0			39.0			40.0	293.0	
02N	03W	17	18.0	36.0	26.0	15.0													95.0	

Total Acres: 428

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02N	03W	8															X			
02N	03W	16	X	X	X	X					X	X			X			X		
02N	03W	17	X	X	X	X				X										

Conditions of Approval:

1. The water right holder shall read the measuring devices at least monthly and record the volume readings from the meter on forms provided by the Department. The recorded diversions and year end totals shall be reported annually to the Department on forms provided by the Department prior to January 31 of the following year.
2. Water diverted and used for the dairy operation authorized under approved Transfer 4961, including land application of waste water, shall satisfy federal and Idaho state laws, regulations, and standards related to water quality.
3. The proposed well shall be drilled in the NENE S17 T2N R3W hydrologically upgradient from the milking facility and any associated structure, lagoon, waste storage area, holding pens or any other waste producing or holding facility related to the dairy as approved by the Department of Water Resources.
4. Commercial use is for a dairy barn located in the NE S17 T2N R3W.
5. Irrigation use under Rights 63-3366 and 63-8232 when combined shall not exceed a total annual maximum diversion volume of 1594.8 af at the field headgate and the irrigation of 354.4 acres.
6. Prior to diversion of water for stockwater and commercial uses under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion for these uses.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8232

7. The measuring devices must accumulate volume diverted, and must be constructed to prevent change of the meter reading. The meters shall also read instantaneous flow. The meters shall be calibrated when they are installed with an independent measuring device. The measuring devices must be calibrated in-line once every three years following the year of installation.
8. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
9. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
11. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
12. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
13. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. T17 Prior to diversion of water for irrigation use under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion or enter into an agreement with the Department to determine the amount of water diverted from power records which will allow determination of the total rate of diversion for irrigation use.
16. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3366, 63-3396 and 63-8232 shall not exceed 4.41 cfs, nor total combined annual volume of 2038.2 af for all authorized uses.
17. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
18. X27 This right is limited to the irrigation of 250.1 acres within the place of use described above in a single irrigation season.
19. X35 Irrigation use under Rights 63-3366, 63-3396 and 63-8232 when combined shall not exceed a total diversion rate of 4.41 cfs, a total annual maximum diversion volume of 1838.2 af.

Remarks:

1. General Claim amended per Transfer 68964 approved 5/28/03.

Comments:

1. pskaggs 5/28/2003 3:36:12 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 68964

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-8232

Dates and Other Information:

Claim Received Date: 3/1/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
4.41	2038.2	408.5

Combined Water Rights:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1768.2	354.4

Combined Water Rights:

Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8253

WATER RIGHT NUMBER: 63-8253

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BERANNA DAIRY BERNARD J TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	BERANNA DAIRY JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	ANGELA D SCHAER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	GEORGE R JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Original Owner	CHARLOTTE L JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Current Owner	TEUNISSEN FAMILY TRUST C/O JANE TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Original Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	TEUNISSEN FAMILY TRUST C/O BERNARD TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8253

Priority Date: 01/16/1976

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.160 CFS	563.70 AF
	<u>Total Diversion:</u>	1.160 CFS	563.70 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4NE1/4NW1/4

Sec. 16, Twp 02N, Rge 03W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02N	03W	16					39.0				40.0				40.0				20.0	139.0

Total Acres: 139

Conditions of Approval:

1. R27 This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

1. This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.
Ownership changed by DB 9/5/2001
2. This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.
3. General Name correction by DH 10/22/2003

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10268

WATER RIGHT NUMBER: 63-10268

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Previous Owner	BERANNA DAIRY BERNARD J TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Previous Owner	BERANNA DAIRY JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	CHARLOTTE L JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Original Owner	GEORGE R JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Current Owner	TEUNISSEN FAMILY TRUST C/O JANE TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Current Owner	TEUNISSEN FAMILY TRUST DTD 1-8-1990 BERNARD TEUNISSEN TTE 12350 WHITECHAPEL WY NAMPA, ID 83686-8030 (208) 442-7445
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

Priority Date: 10/03/1984

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	1.540 CFS	347.00 AF
	<u>Total Diversion:</u>	1.540 CFS	347.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4NW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10268

GROUND WATER

SE1/4NE1/4NW1/4

Sec. 16, Twp 02N, Rge 03W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	16						38.0	39.0										77.0

Total Acres: 77

Conditions of Approval:

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. X35 Rights 63-03329, 63-08253 and 63-10268 when combined shall not exceed a total diversion rate of 3.22 cfs, and a total annual maximum diversion volume of 1660.0 af at the field headgate.
3. X36 Rights 63-03329 and 63-08253 are also diverted through the points of diversion described above.

Remarks:Comments:

1. kwalker 1/23/2004 License Request

Comment: Western Region has received an application for transfer which includes this permit. They have requested an expedited license for this reason.

2. kwalker 1/26/2004 Capacity of Wells

Comment: Rt. 63-3329 was licensed from well in NWNENW with a capacity of 2.06 cfs. Rt. 63-8253 was licensed from well in SENENW with a capacity of 1.16 cfs. Examiner recommended only 1.0 cfs for well in SENENW but I am recommending we use capacity as licensed under 63-8253. System capacity from both wells will be shown as 3.22 cfs on this license.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10268

Dates and Other Information:

Licensed Date: 2/18/2004
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: And/Or
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4.5
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.22	1660	

Combined Water Rights: 63-3329 , 63-8253 , 63-10268

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29025

WATER RIGHT NUMBER: 63-29025

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Original Owner	WANDA M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Attorney	ANGELA D SCHAEER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

Priority Date: 08/15/1960

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

From To

Diversion RateAnnual Volume

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29025

Total Diversion: 0.640 CFSLocation of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4SW1/4

Sec. 9, Twp 02N, Rge 03W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	9															32.0		32.0

Total Acres: 32

Conditions of Approval:Remarks:

- General EXPANSION OF RIGHT 63-2839, BUT IS NOT IN VIOLATION OF THE MANDATORY PERMIT STATUTE.

Comments:Dates and Other Information:

Claim Received Date: 3/13/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: AND/OR
 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:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-29025

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-20932 V1

WATER RIGHT NUMBER: 63-20932 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN R JOHNSON 9168 PERCH LN CALDWELL, ID 83605 (208)459-7893
Current Owner	CATHERINE JOHNSON 9168 PERCH LN CALDWELL, ID 83605 (208)459-7893

Priority Date: 10/01/1971

Basis: Beneficial Use

Status: Closed

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
STOCKWATER	1/01 to 12/31	0.070 CFS	
<u>Total Diversion:</u>		0.110 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 03W 16											X						

STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 03W 17																X	

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-20932 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. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory STOCKWATER, 300 RANGE CATTLE PARCEL NO. 1R30130-010-0

Comments:Dates and Other Information:

Decreed Date: 3/24/2000
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: OR
 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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non use? ☒ No If yes, describe:

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1.

Amount (cfs/ac-ft)						
	for		purposes from		to	
	for		purposes from		to	
	for		purposes from		to	
	for		purposes from		to	

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp	Rge.	County	Local Name for diversion

3. Lands irrigated or place of use:

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	

C. Description of unchanged portion of right

1.

Amount (cfs/ac-ft)						
	for		purposes from		to	
	for		purposes from		to	
	for		purposes from		to	
	for		purposes from		to	

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp	Rge.	County	Local Name for diversion

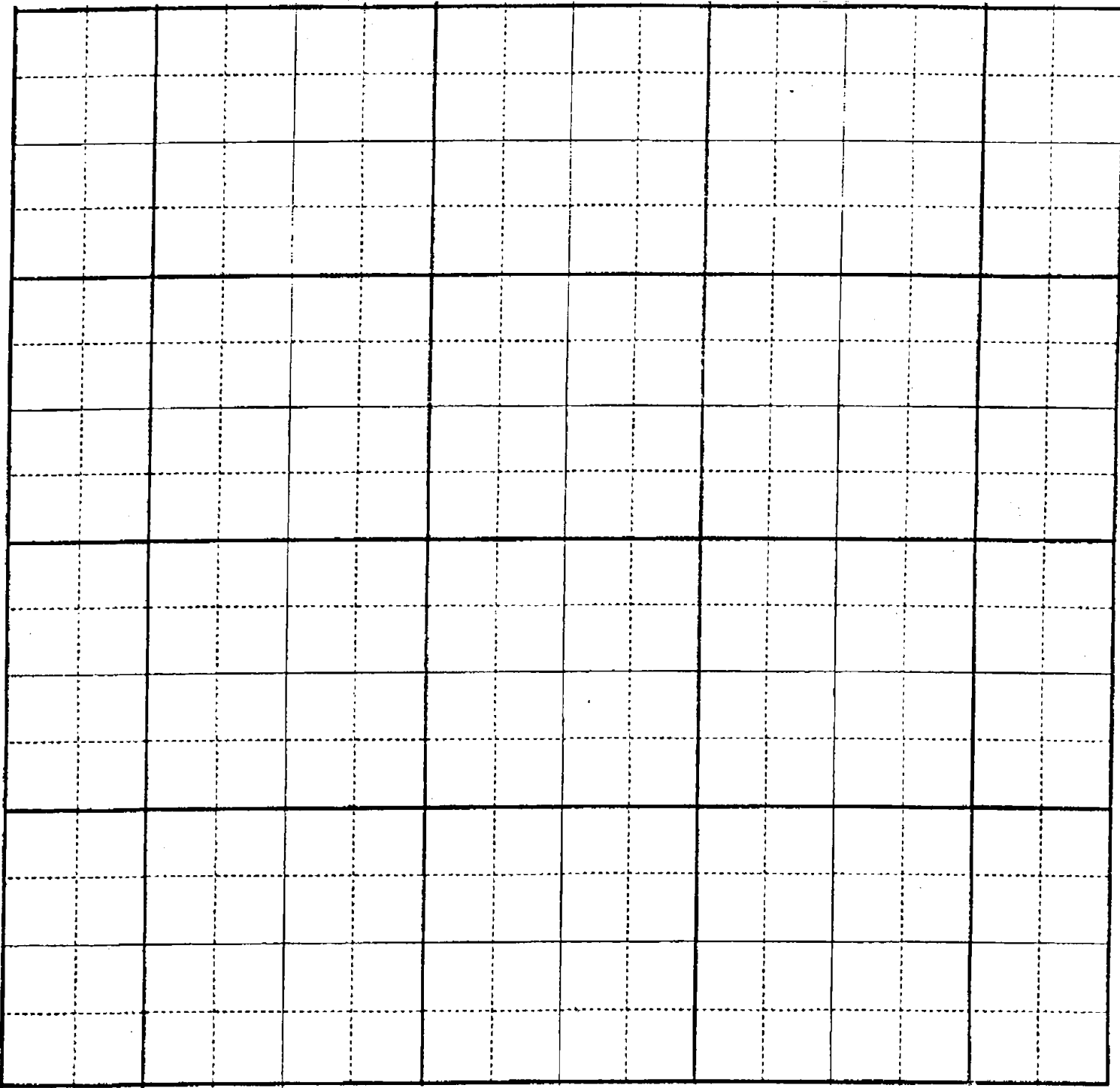
3. Lands irrigated or place of use:

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	

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT**

PART 3 SEE ATTACHED MAP

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use	
			to	
			to	

2. Quantity and quality of return flows and location of discharge:

No changes

3. Describe effects on other water uses resulting from the proposed change:

None.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

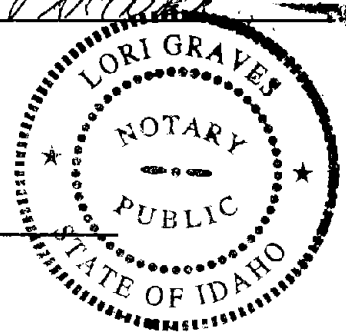
I understand that any willful misrepresentations made in this application may result in voiding its approval.

James J. Thompson
(Signature of Applicant) *PARTIAL*

Subscribed and sworn to before me this 17th day of June, 2003

Lori Graves
(Notary Public)

My commission expires 6/18/04



FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 2 attachments

Received by *lg* Date 6/17/03 Protest filed by _____

Prelim. check by *lg* Fee \$810

Received by *lg* Date 6/17/03 # W030601

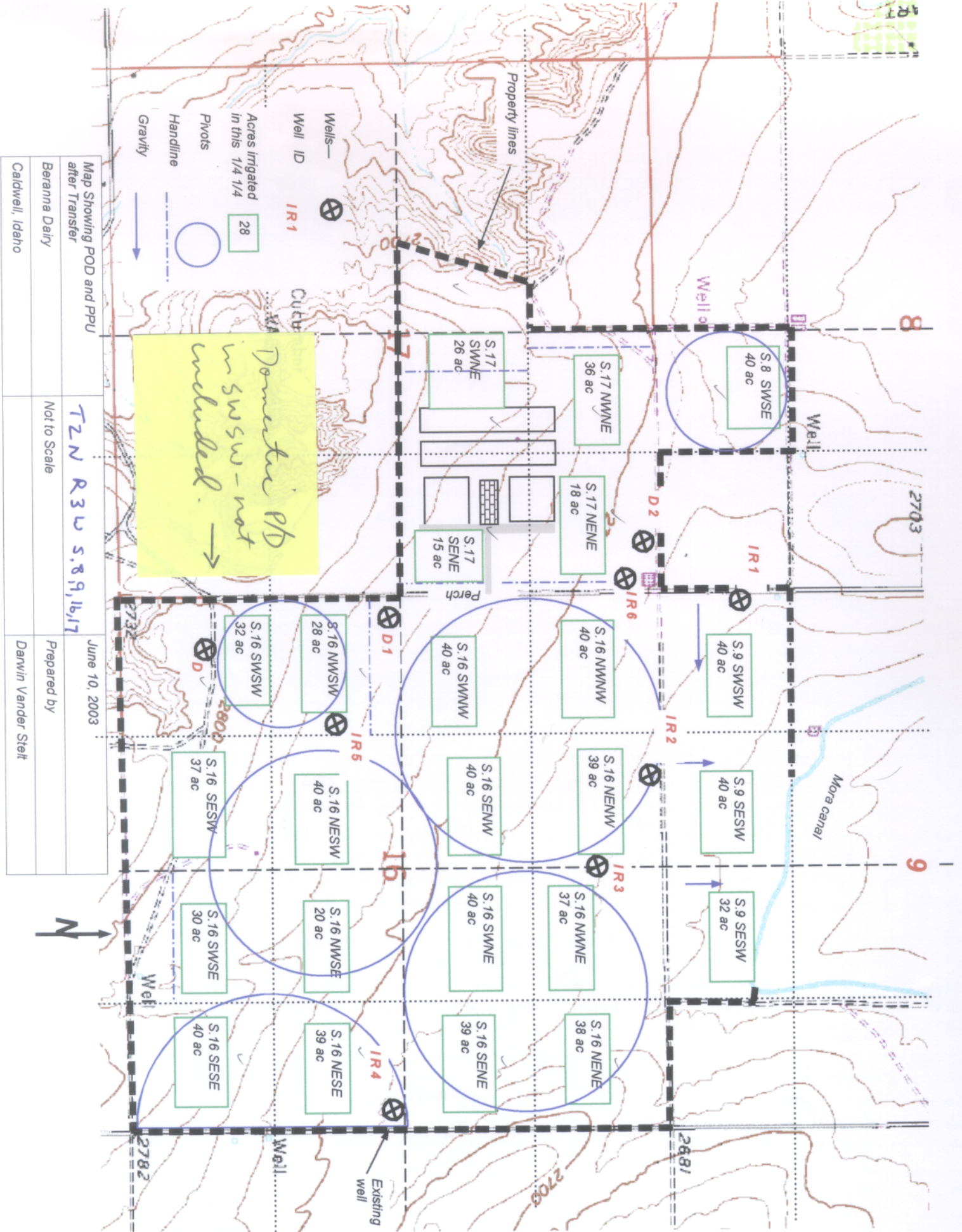
Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd _____ by _____

Copy of transfer sent to lien holder _____





1363 Fillmore Street
P.O. Box 5059
Twin Falls, Idaho 83303-5059
(208) 732-1000

August 15, 2003

Lori Graves
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

RECEIVED

AUG 18 2003

WATER RESOURCES
WESTERN REGION

Re: Beranna Dairy

Dear Lori,

I have reviewed a copy of Beranna Dairy's Application For Transfer of Water Right to modify the points of diversion and places of use for the water rights appurtenant to the land on which Northwest Farm Credit Services has a mortgage. Please be advised that NWFCS consents to the changes requested in this application.

When complete, please forward a copy of the final, signed application to my attention at:

NWFCS
P.O. Box 5059
1363 Fillmore Street
Twin Falls ID 83305-5059

If you require anything further from NWFCS, please let me know. Thank you.

Sincerely,

Brian L. Parks
Vice President – Corporate Accounts