

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5675
WATER RIGHT NO. 29-07070

This is to certify that: **NEIBAUR FARM ENTERPRISES**
DBA GEM VALLEY FARMS
C/O CHAD NEIBAUR
1550 CENTRAL RD
BANCROFT ID 83217

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	4.68 CFS	918.0 AF

SOURCE

GROUNDWATER

Priority: 09/20/1971

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 18, Township 09S, Range 40E
CARIBOU County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	40E	18	NENE 31.0	NWNE 40.0	SWNE 36.5	
			SENE 40.0	NENW 40.0	NWNW 31.0	
			SWNW 31.0	SENW 35.5	NESW 5.5	
			NESE 10.0	NWSE 5.5		306.0
						306.0

Total number of acres irrigated: 306.0

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 13T.
2. Upon specific notification, the right holder shall install a measuring device of a type approved by this Department for the use of the watermaster.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

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TRANSFER NO. 5675
WATER RIGHT NO. 29-07070

CONDITIONS OF APPROVAL AND REMARKS

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 28TH day of September, 2000


Chief, Water Allocation Bureau

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\$100 Fee
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5675
RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT JUL 03 2000
PART 1

Name of Applicant GEM VALLEY FARMS % Chad Neilbur Phone 208-648-7113 Department of Water Resources

Post Office address 1550 Central Rd Bancroft, ID 83217

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes I want to rearrange my acres in the
N 1/2 Sec 18 to accomodate pivots.

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>29-07070</u>	<u>9-20-1971</u>	<u>4.68 cfs</u>	<u>Irrigation</u>	<u>4/15</u> to <u>10/15</u>
				to _____
				to _____
				to _____

2. Total amount of water being transferred 4.68 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
		NE	NE	18	9S	40E	Caribou	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	40E	18	31	40	36.5	40	40	31	31	35.5	5.5					10	5.5		306

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Total Acres 306

TS675

PART 1

6. General Information:

a. Description of diversion system well + pump to pivots

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
☒ 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:

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

 For the Director

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PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 29-07070

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	4.68 CFS	918.0 AF

SOURCE

GROUNDWATER

Priority: 09/20/1971

LOCATION OF POINT(S) OF DIVERSION:NENE , Sec. 18, Township 09S, Range 40E
CARIBOU CountyPLACE OF USE:

IRRIGATION

				NE				NW				SW				SE																						
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09S	40E	18	:	36		37		40		39		:	37	01-37	02-40		40				:																:	306.0
																																TOTAL ACRES					306.0	

CONDITIONS/REMARKS:

Describe any other water rights used for the same purpose as described above:

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:

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 _____

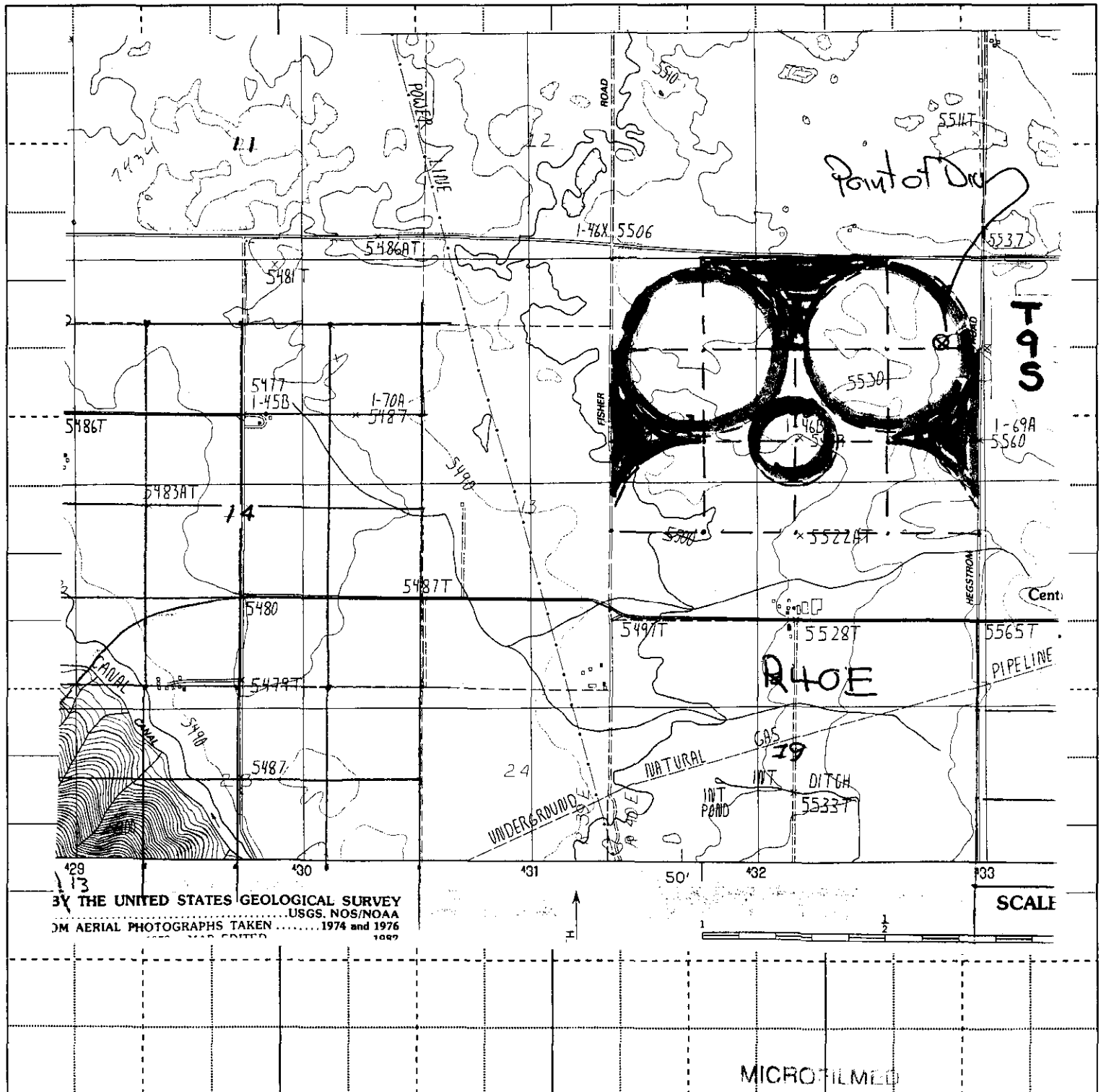
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCE

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



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

PART 3

B. CHANGES IN NATURE OF USE

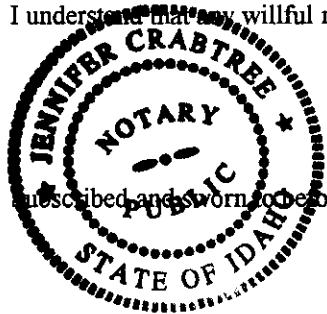
1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

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

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.



Chad N. [Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 18th day of March, 20 00.

Jennifer Crabtree
(Notary Public)

My commission expires 9/23/03

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 3 attachments

Received by JKC Date 3-1-00 Protest filed by _____

Prelim. Check by _____ Fee _____

Received by JKC Date 3-1-00 E02563A

Published in Caribou County Sun Copies of protest forwarded by _____

Pub. Dates 3-15 & 3-22-2000 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☒ approval ☐ denial

_____ received _____ by [Signature]

Copy of transfer sent to lien holder _____

MICROFILM

NOV 07 2000

CARIBOU COUNTY 1999 PROPERTY TAX NOTICE
CODE AREA 14PARCEL NUMBER
RL 34670MAKE CHECK PAYABLE TO:
DIANE C. MEADS, TAX COLLECTOR
P.O. BOX 507
SODA SPRINGS, ID 83276
(208) 547-3726

MARKET VALUE	HOMESTEAD	NET VALUE
38,300	0	38,300

CENTRAL SCALE INC
X NEIBAUR, CHAD ET AL
1550 CENTRAL RD
BANCROFT, ID 83217

---TAXING DISTRICT---		*-RATE*	*-AMOUNT-
COUNTY		.5714222X	218.8
SCHOOL DIST 148		.5840788X	223.7
CENTRAL CEN		.0355114X	13.6
GRACE LIBRARY		.0533624X	20.4

TR SE1/4SE1/4, SEC. 18, T9S,
R40E

TOTAL TAX/SPECIALS	1.2443748X	476.61
-CIRCUIT BREAKER		
-PREPAYMENT ON		
NET TAX/SPEC DUE		476.61

IMPORTANT
 PLEASE READ BOTH FRONT AND BACK
 MONTHLY PAYMENTS ARE ACCEPTED
 PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR.
 TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.
 KEEP TOP PORTION FOR YOUR RECORDS.
 PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

1st Half		2nd Half		Full	
TAX	238.31	TAX	238.30	TAX	476.61
LATE		LATE		LATE	
SUBTOT		SUBTOT		SUBTOT	
INT		INT		INT	
COST		COST		COST	
TOT		TOT		TOT	

IF YOU SHOW A DELINQUENCY, CALL US FOR THE PAYOFF
AMOUNT. PRIOR YEARS MUST BE PAID FIRST. THANK YOU.

MICROFILMED

NOV 07 2000

T 5675
ATTACHMENT 1 OF 3

CARIBOU COUNTY 1999 PROPERTY TAX NOTICE

CODE AREA 14

PARCEL NUMBER
RL 3466A

MAKE CHECK PAYABLE TO:
DIANE C. MEADS, TAX COLLECTOR
P.O. BOX 507
SODA SPRINGS, ID 83276
(208) 547-3726

MARKET VALUE HOMESTEAD NET VALUE

49,268 0 49,268

NEIBAUR, CLYDE A ETAL
1300 NEIBAUR MOUNTAIN RD
BANCROFT, ID 83217

--TAXING DISTRICT-- *--RATE* *--AMOUNT--*
COUNTY .5714222% 281.5
SCHOOL DIST 148 .5840788% 287.7
CENTRAL CEM .0355114% 17.5
GRACE LIBRARY .0533624% 26.2

TR.SW1/4SE1/4SEC 18 T9S-R4OE.2
3AC

TOTAL TAX/SPECIALS 1.2443748% 613.0
-CIRCUIT BREAKER
-PREPAYMENT ON
NET TAX/SPEC DUE 613.0

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK
★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENCY YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

	1st Half	2nd Half	Full
TAX	306.35	306.54	613.09
LATE			
SUBTOT			
INT			
CGST			
TOT			

IF YOU SHOW A DELINQUENCY, CALL US FOR THE PAYOFF
AMOUNT. PRIOR YEARS MUST BE PAID FIRST. THANK YOU.

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NOV 07 2000

T 5675
ATTACHMENT 2 OF 3

PARCEL NUMBER
RL 34560

SODA SPRINGS, ID 83216
(208) 547-3726

MARKET VALUE	HOMESTEAD	NET VALUE
842,916	0	842,956

NEIEAUR, CLYDE A. -- etal
1306 NEIEBAUR MT. RD.
BANGROFT, ID 83217

TAXING DISTRICT	**RATE*	**AMOUNT*
COUNTY	.5714222%	4816.8
SCHOOL DIST 148	.5840788%	4923.5
CENTRAL CEM	.0355114%	299.3
GRACE LIBRARY	.0533624%	449.8
TV TRANSLATOR		30.0
LANDFILL		65.0

ALL OF SEC, 643.82 AC
LESS 13.9 AC HW
SEC 18, T1S R40E

TOTAL TAX/SPECIALS	1.2443748%	10,584.5
-CIRCUIT BREAKER		
-PREPAYMENT ON		
NET TAX/SPEC DUE		10,584.5

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK

★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★
 PAYMENTS RECEIVED WITH A DELINQUENT YEAR,
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IF YOU SHD A DELINQUENCY, CALL US FOR THE PAYOFF
AMOUNT. PRIOR YEARS MUST BE PAID FIRST. THANK YOU

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ATTACHMENT T 5675
3 OF 3

RECEIVED

AUG 10 1992

143995

FILED

92 JUL 28 PM 1 56

CARIBOU COUNTY

STATE OF IDAHO }
County of Caribou } SS.

I hereby certify that this instrument was filed at the request
of Department of Water Resources
at 10:00 o'clock A m this 5th day of
August, 1992 in my office and duly
recorded in Microfilm Records
Rebecca Jenkins-Smith
Stephanie Lansberry nel
Ex-Officio Recorder Deputy

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF CARIBOU

In the Matter of General	)	Civil No. 2919
Determination of the Rights to	)	
the Use of Surface and	)	
Groundwater in the Bancroft-Lund	)	FINAL DECREE
Area.	)	

R. Keith Higginson, Director of the Idaho Department of Water Resources, filed a Motion for Final Decree on July 1, 1992, 1992. The motion came on for hearing July 28, 1992.

Based on the motion and the argument presented at hearing, the court finds and concludes as follows:

The Director's Report for the Bancroft-Lund Area was filed November 15, 1992. The court entered an Order Amending Report, which amended Finding of Fact No. 14 and Conclusions of Law 16 and 18, and amended the List of Claims/Rights Not Recommended.

Last Chance Canal Company and Utah Power & Light Company filed objections to the report.

The adjudication statute provides for entry of partial decree of uncontested matters, entry of further partial decrees as

MAY 14 1996

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NOV 07 2000

necessary to resolve objections and final decree incorporating all partial decrees. Idaho Code §42-1412(8)(9)(10). A List of the Uncontested Portions of Director's Report has been filed with the court as required by Idaho Code §42-1412(9), and hearing on the partial decree of uncontested matters is set for July 28, 1992.

A Stipulation Resolving Objections of Utah Power & Light Company and Last Chance Canal Company has been filed with the court along with a motion seeking approval of the stipulation. Hearing on the motion was set for July 28, 1992, immediately preceding hearing on partial decree of uncontested matters. Upon entry of the order approving stipulation there were no contested matters remaining to be resolved. Therefore, no partial decrees are necessary and the court may proceed with entry of the final decree completing the Bancroft-Lund adjudication.

THEREFORE, IT IS HEREBY ADJUDGED AND DECREED that:

All rights to the use of surface and groundwater from the Bancroft-Lund Area are as described in the Director's Report, except that:

1. The Findings of Fact and Conclusions of Law attached hereto are substituted for the Findings of Fact and Conclusions of Law in the Director's Report.

2. List of Claims/Rights Not Recommended attached hereto are substituted for the List of Claims/Rights Not Recommended in the Director's Report.

DATED this 28th day of July, 1992.

151
DANIEL C. HURLBUTT, JR.
District Judge

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NOV 07 2000

MAY 14 1996

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

DATE: NOV-12-1991
PAGE: A-53

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						

29-07070 GEM VALLEY FARMS
264 WEST 700 NORTH
MALAD ID 83252

09/20/1971 IRRIGATION 04-15 10-15

4.68 CFS LICENSE
918.0 AFY

POINT OF DIVERSION:
T09S R40E S18
PLACE OF USE: IRRIGATION

NENE

TOTAL QUANTITY: 4.68 CFS
CONSUMPTIVE USE: 918.0 AFY
765.0 AFY

T09S R40E S18
306.0 ACRES TOTAL

NENE 36.0 NENE 37.0 SENE 39.0
NENW 37.0 Lot 1 (NENW)37.0 Lot 2 (SNNW)40.0
SENE 40.0

13-00514 THOMAS BROTHERS
1538 TURNER RD.
GRACE ID 83241

11/07/1971 STOCKWATER

BENEFICIAL USE

01-01 12-31
DOMESTIC 01-01 12-31

.03 CFS
1.4 AFY
.04 CFS
1.2 AFY
.04 CFS
2.6 AFY

TOTAL QUANTITY:

NON-IRRIGATION-USES:

STOCK, 100 RANGE; DOMESTIC, 1 HOME

POINT OF DIVERSION:

T10S R40E S06

SUSE

PLACE OF USE: STOCKWATER

T10S R40E S06

SESW

PLACE OF USE: DOMESTIC

SAME AS OTHER USE

MAY 14 1996

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**This right has been
superceded by
a Decree.**

**All actions beyond this
point are based on the
decreed version of this
right.**

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NOV 07 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7070 Priority September 20, 1971 Amount 4.68 cfs

THIS IS TO CERTIFY, that PAUL N. CHRISTENSEN
of Bancroft, Idaho, has complied with the terms and conditions of Permit
No. 29-7070 issued pursuant to Application for Permit dated September 20, 1971,
and has submitted proof to the Department of Water Resources on June 9, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.68 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>Apr. 1</u> to <u>Nov. 30</u>	at <u>4.68</u> cfs and	<u>960</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 4.68 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
960 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Twp. 9S,
Rge. 40E, B.M. in the County of Caribou

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	40E	18	40	40	40	40	40	40	40	40									320

Total number of acres irrigated 320

A measuring device of a type approved by the Department shall be maintained as part
of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7th day of
September, 19 77.

Director

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Department of Water Administration

APPROVED

Comes now Paul N. Christensen

of (address) _____

Star Route, Bancroft, Idaho

Star Route, Bancroft, Idaho _____, and represents to the State Reclamation
Engineer of the State of Idaho:

No. 29-7070, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 9 S.

R. 40 E, B.M. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day

mo. - day

6.0 cfs For Irrigation purposes from April-1 to November-30 (both dates incl.)

04/3 For Stock watering purposes from March-1 to December 31 (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

[illegible]**Total number of acres to be irrigated**

29-7070

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.

Scale: 2 inches equal 1 mile

Signed at Bancroft Id., this 13 day of May, 1972.

ACTION OF STATE RECLAMATION ENGINEER

Dept. of Water Admin.

1, R. KEITH HIGGINSON, Director, State Reclamation Engineer of the State of Idaho,

hereby approve the above application for amendment for Permit No. 29-7070.

Witness my hand this 17 day of May, 19 72

Director

~~STATE OF CALIFORNIA~~

Identification No. 29-7070

Application No. _____

LICENSE ISSUED FOR 468 SEC. F1.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Paul N Christensen
post office address Star Route Benewah, Idaho Ph. 425-3556
2. Source of water supply Under ground which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18 Township 9S
Range ~~340E~~ 40E B.M. Caribou County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 6895 for Irrigation purpose from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 6.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump, Motor,
Mainline, Sprinkler Lateral

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 4 years.
b. Estimated construction cost is \$ 60,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

29-7070

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

TWP.	RANGE	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	
9 S	40 E	18	40	40	40	40	40	40	40	40									320

Total number of acres to be irrigated 320

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

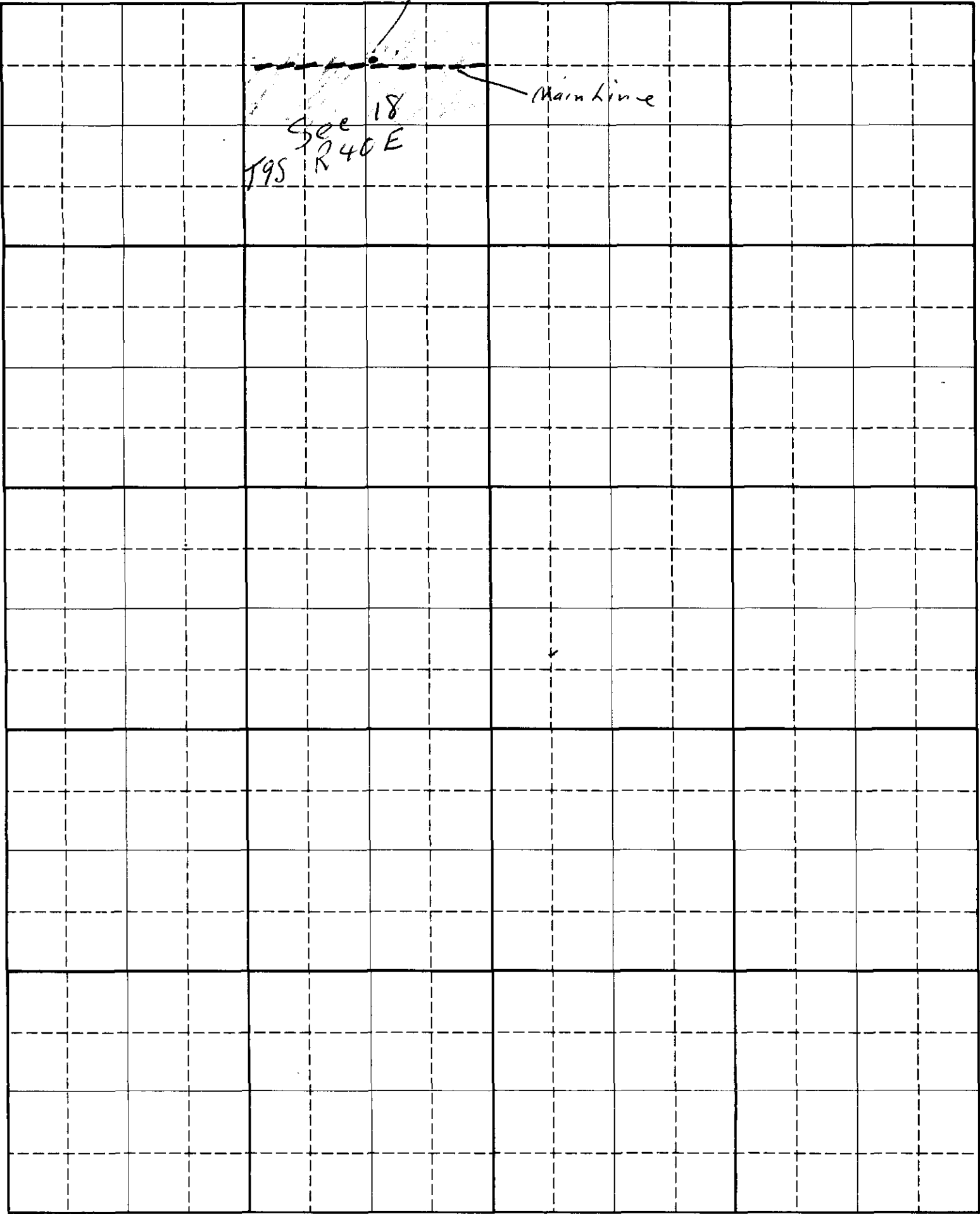
9. a. Who owns the property at the point of diversion Paul N. Christensen

b. Who owns the land to be irrigated or place of use Paul N. Christensen

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

10. Remarks Well drilling firm is Ivan Bortz,
Grace, Idaho

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



Scale: 2 inches equal 1 mile

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

Paul W. Christensen
(Applicant)

29-7070

29-7070

Received by el Date 9-20-71 Time 5:00 PM
Preliminary check by DR Fee \$ 75.00
Receipted by el Date 9-21-71 #8287
Publication prepared by bj Date 9/27/71
Published in Caribou County Sun
Publication dates 10-7, 10-14
Publication approved CR Date 10-20-71
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by DR KB 11.1 ED

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7070, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1975.
- c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

2. Denial of said application is for the following reasons: _____

Witness my hand this 16 day of November, 1971.

R. Keith Higin
Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 29-7070 Name Paul N. Christensen

Source Ground water

Point of Diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 9S, R. 40E, B.M., Caribou County

Quantity 6.0 cfs Use Irrigation Period April 1 to Nov. 1

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use The irrigation of 320 acres within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 18, T. 9S, R. 40E, B.M.

Date Forwarded 10-18-71 Date Returned Received by

COMMENTS: U.S.G.S observation well 3 miles east and 2 north
indicates little or no declines (w.8 #18). Well logs are
not available. The number of permits and licensed
rights is small in the area.

RECOMMENDED:

Applied: Qty. 6.0 cfs Use irrig Period 4/1 to 11/1 AF/A 3.0 AF 960

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 6.4 cfs Use irrig Period 4/1 to 11/1 AF/A 3.0 AF 960

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial:

By Norman C. Young Title Dist Engr
Date 9/27/71

29-7070

RECEIVED

OCT 18 1971

Department of Water Administration
Eastern District Office

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

V. E. Lansberry

being first duly sworn on his
oath, states:

That he is publisher
of the Caribou County Sun, a
newspaper of general circulation
in Caribou County, Idaho, pub-
lished weekly at Soda Springs in
said County, that said newspaper
has been published in said Coun-
ty uninterruptedly and continu-
ously for over seventy-eight con-
secutive weeks, prior to the first
publication of the annexed notice
or advertisement;

That the annexed notice was
published as per clipping attached
in the regular and entire edition
of said newspaper and not in any

supplement thereof for two...
successive weekly issues thereof,
the date of the first publication

being the 7th day

of October, 1971

The date of the last publication

being the 14th day of

October, 1971

V. E. Lansberry

Subscribed and sworn to be

fore me this 14th day

of October, 1971

Elaine S. Johnson

Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of November

1974

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Paul N. Christensen, Star Route,
Bancroft, Idaho, has on Septem-
ber 21, 1971, submitted Appli-
cation No. 29-7070 for a permit
to appropriate 6.0 cubic feet
per second of water from a
ground-water source by means
of well and pump within the
NE 1/4, Sec. 18, T. 2S, R.
40E B.M., Caribou County; to
be used from April 1 to Nov. 1,
for the irrigation of 320 acres
within the NE 1/4, NW 1/4, Sec. 18,
T. 2S, R. 40E B.M.

If issued, this permit will be
subject to all prior water rights.
Protest against the granting of
the permit must be filed with
the Idaho Dept. of Water Ad-
ministration, 240 So. Holmes,
Idaho Falls, Idaho, 83401, on
or before Oct. 23, 1971.

R. KEITH HIGGINSON,
Director

Published in the Caribou
County Sun, Soda Springs, Ida-
ho, on Oct. 7, and Oct. 14, 1971.

29-7070

RECEIVED

OCT 11 1971

Department of Water Administration
Eastern District Office

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

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to appropriate 6.0 cubic feet
per second of water from a
ground-water source by means
of well and pump within the
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 9S, R.
40E, B.M., Caribou County; to
be used from April 1 to Nov. 1,
for the irrigation of 320 acres
within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 18,
T. 9S, R. 40E, B.M.

If issued, this permit will be
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Protests against the granting of
the permit must be filed with
the Idaho Dept. of Water Ad-
ministration, 240 So. Holmes,
Idaho Falls, Idaho, 83401, on
or before Oct. 25, 1971.

R. KEITH HIGGINSON,
Director

Published in the Caribou
County Sun, Soda Springs, Ida-
ho, on Oct. 7, and Oct. 14, 1971.

29-7070



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 26, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NEIBAUR FARM ENTERPRISES
DBA GEM VALLEY FARMS
C/O CHAD NEIBAUR
1550 CENTRAL RD
BANCROFT ID 83217

RE: Water Right 29-07070 (Transfer 5675)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5675). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

Carula S. Skaggs

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

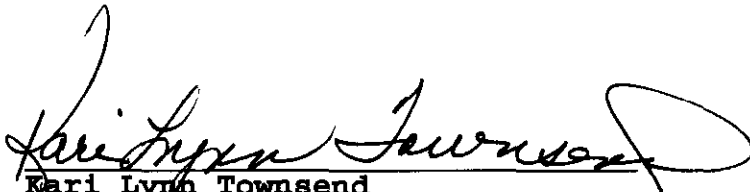
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NOV 07 2000

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of **September, 2000** I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

RE: WATER RIGHT 29-07070 (Transfer 5675)

**NEIBAUR FARM ENTERPRISES
DBA GEM VALLEY FARMS
C/O CHAD NEIBAUR
1550 CENTRAL RD
BANCROFT ID 83217**


**Karl Lynn Townsend
Secretary**

**MICROFILMED
NOV 07 2000**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 28, 2000

CRAIG SCHULER
WATERMASTER
255 W 4 S
SODA SPRINGS ID 83217

RE: TRANSFER OF WATER RIGHT 29-07070 (Transfer 5675)

Dear Jack:

Enclosed is a copy of the recently approved Transfer of Water Right for the above referenced water right (Transfer 5675) in the name Neibaur Farm Enterprises, dba Gem Valley Farms, c/o Chad Neibaur.

If you have any questions, please call me at 208-327-7940.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Pamela S. Skaygs'.

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

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NOV 07 2000

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

L. Glen Saxton
State of Idaho Dept. of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

RECEIVED

MAY 24 2000

RE: Transfer 5676 - Rights 13-02203 & 29-02352

Department of Water Resources

Dear Mr. Saxton:

We appreciate your help on clearing up the ownership documentation. We would like the transfer to be changed to **Neibaur Farm Enterprises** (our legal name) from Gem Valley Farms (our D.B.A.) We hope this will allow us to proceed in this matter.

Sincerely,


Chad B. Neibaur

COPY

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JUL 12 2000

MICROFILMED

JUL 07 2000

Ownership Documentation from Transfer 5676 that also covers property under Transfer 5675.

Sam Skaggs 9-23-2000

(T 5675)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

May 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CHAD NEIBAUR
GEM VALLEY FARMS
1550 CENTRAL RD
BANCROFT ID 83217

**RE: OWNERSHIP DOCUMENTATION FOR APPLICATION FOR TRANSFER 5676 - RIGHTS
13-02203 & 29- 02352**

Dear Mr. Neibaur:

I have reviewed the information you asked Farm Credit Services to submit on your behalf in connection with the above referenced application for transfer. It does not appear from the faxed document that you also have provided the information to the protestant in the matter. If not, you need to do so and to provide evidence to me that you have so served them.

With regard to the information submitted by Farm Credit Services, there is no information which shows the relationship of the applicant in this matter, i.e. Gem Valley Farms to the Neibaur or Neibaur Farms Enterprises. Please provide this information. In addition, Farm Credit Services, the lienholder, needs to advise the department that it does not object to the changes you have proposed in the application. You have not provided this information which is required in item B.6.a on the application.

Please note that you are required to serve copies of all requested information to the protestant. Failure to make such service and to provide evidence of such service will further delay a decision in the pending matter.

Sincerely,

L. GLEN SAXTON
Hearing Officer

c: IDWR - E. Region
Norman C. Young
Randy Budge
William Foresberg

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NOV 12 2000

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**Farm Credit Services**

10 West Judicial
P.O. Box 10
Blackfoot, Idaho 83221-0010
208/785-0820 FAX 208/785-0878

May 5, 2000

Glen Saxton
Department of Water Resources
Boise, Idaho

DELIVERED BY FAX

Re: Chad Neibaur

Dear Sir:

I have been asked to send you information of the above customer. We have a loan with the above referenced customer that has asked that I send you information concerning the vesting of real estate. Attached please find a title insurance policy which shows that legal owners, and land description for the water rights that we sent you a few days ago. It has been verified to our satisfaction that the individuals and partnership have legal ownership of the property listed in the legal description. It is also our understanding from information received from your office that they have legal water rights to this property.

Sincerely,

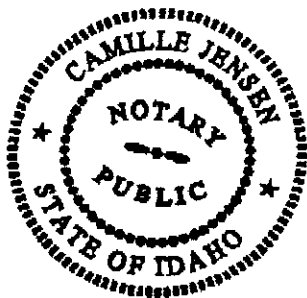
W. Gordon Wankier
Senior Credit Officer

State of Idaho)
 :SS
County of Bingham)

On this 5th day of May, 2000, before me appeared W. Gordon Wankier, known to me to be an authorized agent of Farm Credit Services and acknowledged to me that such company executed

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the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.



Camille Jensen
Notary public for the state of Idaho
Residing in Blackfoot
My commission expires 2-16-2002

COPY

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OCT 12 2000

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NOV 07 2000

Office File Number: 4-0004
Policy Number: 13 0040 107 00001957
Date of Policy: September 12, 1997, 09:30 am
Amount of Insurance: [REDACTED]
Premium: [REDACTED]

1. Name of Insured:
NORTHWEST FARM CREDIT SERVICES, ACA
2. The estate or interest in the land which is encumbered by the insured mortgage is:
FEE SIMPLE
3. Title to the estate or interest in the land is vested in:
**PARCEL 1 & 2: CLYDE A. NEIBAUR AND NORMA B. NEIBAUR, HUSBAND AND WIFE,
CHAD B. NEIBAUR AND JACQUELYN M. NEIBAUR, HUSBAND AND WIFE
PARCEL 3: NEIBAUR FARMS ENTERPRISES, A PARTNERSHIP**
4. The insured mortgage and assignments thereof, if any, are described as follows:
A Mortgage to secure an indebtedness in the amount shown below
Amount: [REDACTED]
Dated: August 21, 1997
Mortgagors: **NEIBAUR FARMS ENTERPRISES, A PARTNERSHIP CONSISTING OF CHAD
B. NEIBAUR, JACQUELYN M. NEIBAUR, CLYDE A. NEIBAUR, NORMA B. NEIBAUR,
CHAD B. NEIBAUR AND JACQUELYN M. NEIBAUR, HUSBAND AND WIFE, CLYDE A.
NEIBAUR AND NORMA B. NEIBAUR, HUSBAND AND WIFE.**
Mortgagees: **NORTHWEST FARM CREDIT SERVICES, ACA, A CORPORATION
ORGANIZED UNDER THE FARM CREDIT ACT OF 1971, AS AMENDED**
Recorded: August 22, 1997
Instrument No.: 154895 of Official Records.
5. The land referred to in this policy is described as follows:
PLEASE SEE ATTACHED EXHIBIT "A"

COPY

SCHEDULE A
Loan Form
EXTLOAN.F01
9/1/96

Valid Only If Schedule B and Policy Cover Are Attached

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NOV 12 2000

Policy No.: 13 0040 107 00001957

Order No: 4-0004

EXHIBIT "A"

PARCEL 1:

TOWNSHIP 9 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, CARIBOU COUNTY, IDAHO.

SECTION 13: LOTS 2 & 3, NORTHWEST $\frac{1}{4}$ SOUTHWEST $\frac{1}{4}$, SOUTHWEST $\frac{1}{4}$ NORTHWEST $\frac{1}{4}$.SECTION 14: SOUTH $\frac{1}{4}$ NORTHEAST $\frac{1}{4}$, NORTH $\frac{1}{4}$ SOUTHEAST $\frac{1}{4}$.

EXCEPT THEREFROM THE FOLLOWING DESCRIBED TRACT:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST $\frac{1}{4}$ NORTHEAST $\frac{1}{4}$ OF SECTION 14, AND RUNNING THENCE SOUTH 1281 FEET; THENCE EAST 425 FEET; THENCE NORTH 1281 FEET; THENCE WEST 425 FEET, TO THE POINT OF BEGINNING.

* TOWNSHIP 9 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, CARIBOU COUNTY, IDAHO.

SECTION 18: LOTS 1, 2, 3, 4, EAST $\frac{1}{2}$ WEST $\frac{1}{2}$, EAST $\frac{1}{2}$.

EXCEPT THEREFROM THE FOLLOWING:

BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 18, AND RUNNING THENCE EASTERLY ALONG THE NORTH LINE OF SAID SECTION 18, A DISTANCE OF 5319.0 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SECTION 18; THENCE SOUTHERLY ALONG THE EAST LINE OF SECTION 18, A DISTANCE OF 220.0 FEET, MORE OR LESS, TO A POINT IN A LINE PARALLEL WITH AND 220.00 FEET SOUTHERLY FROM THE CENTERLINE OF SAID U.S. HIGHWAY NO. 30, PROJECT NO. F-RF-1481(14) HIGHWAY SURVEY; THENCE NORTH $89^{\circ}58'40''$ WEST ALONG SAID PARALLEL LINE 51.0 FEET, MORE OR LESS, TO A POINT OPPOSITE STATION 559+90 OF SAID HIGHWAY SURVEY; THENCE NORTH $0^{\circ}01'20''$ EAST 90.0 FEET TO A POINT IN A LINE PARALLEL WITH AND 130.0 FEET SOUTHWESTERLY FROM THE CENTERLINE OF SAID HIGHWAY SURVEY; THENCE ALONG SAID LAST PARALLEL LINE AS FOLLOWS: NORTH $89^{\circ}58'40''$ WEST 2801.24 FEET TO A POINT OPPOSITE STATION 531+80.76 OF SAID HIGHWAY SURVEY, WESTERLY ALONG A 28,777.89 FOOT RADIUS CURVE RIGHT 1938.06 FEET TO A POINT OPPOSITE STATION 512+59.46 OF SAID HIGHWAY SURVEY, NORTH $86^{\circ}07'09''$ WEST 499.46 FEET TO A POINT OPPOSITE STATION 507+60 OF SAID HIGHWAY SURVEY; THENCE SOUTH $3^{\circ}52'51''$ WEST LEAVING SAID LAST PARALLEL LINE 80.0 FEET TO A POINT IN A LINE PARALLEL WITH AND 210.0 FEET SOUTHWESTERLY FROM THE CENTERLINE OF SAID HIGHWAY SURVEY; THENCE NORTH $86^{\circ}07'09''$ WEST ALONG SAID LAST PARALLEL LINE 21.0 FEET, MORE OR LESS, TO A POINT IN THE WEST LINE OF SAID SECTION 18; THENCE NORTHERLY ALONG SAID WEST LINE 107.0 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

ALSO EXCEPT: BEGINNING AT THE SOUTHEAST CORNER OF SECTION 18, THENCE NORTH 500 FEET, THENCE SOUTH $21^{\circ}48'5''$ WEST 538.16 FEET, THENCE EAST 200 FEET TO THE POINT OF BEGINNING.

(LAND DESCRIPTION CONTINUED ON NEXT PAGE)

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NOV 07 2000

* T5675

JUL 12 2000

CARIBOU COUNTY, IDAHO, TOWNSHIP 9 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN:

SECTION 18: BEGINNING AT THE SOUTHEAST CORNER OF SECTION 18; THENCE SOUTH 89°33'08" WEST 2395.56 FEET; THENCE NORTH 30.01 FEET TO A 5/8" REBAR WITH CAP MARKED "A.A. HUDSON PLS 4735" ON THE NORTH RIGHT OF WAY LINE OF THE CENTRAL COUNTY ROAD, WHICH IS THE TRUE POINT OF BEGINNING, AND RUNNING THENCE SOUTH 89°33'08" WEST 66.23 FEET ALONG THE NORTH RIGHT OF WAY LINE OF THE CENTRAL COUNTY ROAD TO A 5/8" REBAR CAP; THENCE NORTH 0°06'43" EAST 149.24 FEET; THENCE NORTH 89°36'49" EAST 66.47 FEET; THENCE SOUTH 0°12'10" WEST 149.17 FEET, TO THE TRUE POINT OF BEGINNING.

SECTION 19: LOT 1, NORTH EAST ¼ NORTHWEST ¼.

EXCEPT THEREFROM BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST ¼ NORTHWEST ¼ OF SECTION 19, AND RUNNING THENCE WEST 1260 FEET; THENCE SOUTH 420.8 FEET; THENCE EAST 1236 FEET; THENCE SOUTH 899.2 FEET; THENCE EAST 24 FEET; THENCE NORTH 1320 FEET, TO THE POINT OF BEGINNING.

SECTION 20: NORTHWEST ¼.

EXCEPT THEREFROM THE FOLLOWING DESCRIBED TRACT:

BEGINNING AT A POINT 533.5 FEET WEST OF THE NORTHEAST CORNER OF THE NORTHWEST ¼ OF SECTION 20, AND RUNNING THENCE SOUTH 330 FEET; THENCE WEST 132 FEET; THENCE NORTH 330 FEET; THENCE EAST 132 FEET, TO THE POINT OF BEGINNING.

ALSO EXCEPT:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ¼ OF SECTION TWENTY (20) TOWNSHIP NINE (9) SOUTH RANGE FORTY (40) EAST OF BOISE MERIDIAN.

THENCE RUNNING SOUTH TWELVE (12) RODS, THENCE WEST THIRTEEN AND ONE THIRD (13 1/3) RODS, THENCE NORTH TWELVE (12) RODS, THENCE EAST THIRTEEN AND ONE THIRD (13 1/3) RODS TO PLACE OF BEGINNING.

PARCEL 2:

CARIBOU COUNTY, IDAHO, TOWNSHIP 9 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN:

SECTION 18: BEGINNING AT THE SOUTHEAST CORNER OF SECTION 18; THENCE SOUTH 89°33'08" WEST 2395.56 FEET; THENCE NORTH 30.01 FEET TO A 5/8" REBAR WITH CAP MARKED "A.A. HUDSON PLS 4735" ON THE NORTH RIGHT OF WAY LINE OF THE CENTRAL COUNTY ROAD, WHICH IS THE TRUE POINT OF BEGINNING, AND RUNNING THENCE SOUTH 89°33'08" WEST 66.23 FEET ALONG THE NORTH RIGHT OF WAY LINE OF THE CENTRAL COUNTY ROAD TO A 5/8" REBAR WITH CAP; THENCE NORTH 0°06'43" EAST 149.24 FEET; THENCE NORTH 89°36'49" EAST 66.47 FEET; THENCE SOUTH 0°12'10" WEST 149.17 FEET, TO THE TRUE POINT OF BEGINNING.

PARCEL 3:

TOWNSHIP 9 SOUTH, RANGE 40 EAST, BOISE MERIDIAN, CARIBOU COUNTY, IDAHO:

(LAND DESCRIPTION CONTINUED ON NEXT PAGE)

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MICROFILM

NOV 07 2000

EXCEPT THEREFROM: BEGINNING AT A POINT WHICH IS 1425 FEET NORTH OF THE SOUTHEAST CORNER OF SAID SECTION 19, AND RUNNING THENCE WEST 214 FEET; THENCE NORTH 87 FEET; THENCE EASTERLY 214 FEET, MORE OR LESS, TO A POINT 79 FEET NORTH OF THE POINT OF BEGINNING; THENCE SOUTH 79 FEET, TO THE POINT OF BEGINNING.

SECTION 20: SOUTHWEST $\frac{1}{4}$

TOWNSHIP 9 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, CARIBOU COUNTY, IDAHO:

SECTION 29: NORTH $\frac{1}{4}$ AND ALL THAT PORTION OF THE EAST $\frac{1}{4}$ SOUTHWEST $\frac{1}{4}$ AND THE WEST $\frac{1}{4}$ SOUTHEAST $\frac{1}{4}$ OF SECTION 29 LYING NORTH OF THE NORTH EXTENSION CANAL AS THE SAME NOW EXISTS.

EXCEPT THEREFROM THE FOLLOWING DESCRIBED TRACTS OF LAND, TO-WIT:

1. BEGINNING AT A POINT 50 FEET SOUTH AND 50 FEET EAST OF THE NORTHWEST CORNER OF SECTION 29, SAID POINT BEING THE POINT OF INTERSECTION OF THE SOUTH AND EAST RIGHT OF WAY LINES OF TWO CARIBOU COUNTY ROADS, ALLOWING 50-FOOT HALF-WIDTH RIGHTS OF WAY, AND RUNNING THENCE SOUTH ALONG SAID RIGHT OF WAY LINE 300 FEET (THE CENTER LINE OF THE COUNTY ROAD BEING TAKEN AS DUE NORTH AND SOUTH); THENCE SOUTH $89^{\circ}51'$ EAST 224.1 FEET; THENCE NORTH $45^{\circ}04'30''$ EAST 107.2 FEET; THENCE DUE NORTH 224.1 FEET, TO THE SOUTH RIGHT OF WAY LINE OF THE COUNTY ROAD WHICH RUNS EASTERLY; THENCE NORTH $89^{\circ}51'$ WEST ALONG SAID RIGHT OF WAY LINE 300 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

2. BEGINNING AT A POINT SOUTH $89^{\circ}23'40''$ EAST 1852.92 FEET AND SOUTH 24.63 FEET FROM THE NORTHWEST CORNER OF SECTION 20 TO A $\frac{5}{8}$ " REBAR WITH CAP LABELLED "A.A. HUDSON PLS 4735" SET ON THE SOUTH RIGHT OF WAY LINE OF RICH ROAD, AND RUNNING THENCE SOUTH $89^{\circ}30'02''$ EAST 1283.91 FEET ALONG THE SOUTH RIGHT OF WAY LINE OF RICH ROAD; THENCE SOUTH $00^{\circ}29'58''$ WEST 159.04 FEET TO A $\frac{5}{8}$ " REBAR WITH CAP SET ON A 1409.64 FOOT RADIUS NONTANGENT CURVE CONCAVE TO THE SOUTHEAST WHOSE CENTER POINT BEARS SOUTH $34^{\circ}47'24''$ EAST; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF $33^{\circ}01'54''$, A DISTANCE OF 812.67 FEET (CHORD = SOUTH $38^{\circ}41'39''$ WEST 801.47 FEET) TO THE POINT OF CUSP WITH A 1409.64 FOOT RADIUS NONTANGENT CURVE CONCAVE TO THE SOUTHWEST WHOSE CENTER POINT BEARS SOUTH $68^{\circ}56'11''$ WEST; THENCE NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF $46^{\circ}40'25''$, A DISTANCE OF 1148.30 FEET (CHORD = NORTH $44^{\circ}24'02''$ WEST 1116.82 FEET), TO THE POINT OF BEGINNING.

3. ANY PORTION LYING WITHIN THE RIGHT OF WAY OF COUNTY ROADS AS THE SAME PRESENTLY EXISTS.

CONTINUATION

MICROFILM

NOV 07 2000

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				NE				NW				SW				SE				SUM
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac						
T09S R40E S 18																																		
*1302203	GROUNDWATE :																														7			
1302203B	GROUNDWATE :																														24			
2902352	GROUNDWATE :																														24			
*2902352	GROUNDWATE :																														22			
A2902352	GROUNDWATE :																														22			
2907070	GROUNDWATE :	36	37	40	39			37	01-37	02-40	40																				30			
*2907070	GROUNDWATE :	36	37	40	39			37	01-37	02-40	40																				30			
A2907070	GROUNDWATE :	36	37	40	39			37	01-37	02-40	40																				30			
T2907070	GROUNDWATE :	31	40	36	40			40	31	31	35																			30				
--86 MAP--	C29Q-BB 44 :	35	36	43	39			33			39																			42				
NO QTRS	MAPPING	Lot01-21				Lot02-26				Lot03-08				Lot04-40																				

No Overlaps

Corners from pivots in 5/2 per map.

IDAHO DEPARTMENT OF WATER RESOURCES
PREFIX/SPLIT QUERY

DATE: 09/23/00

TIME: 06:54:30

PAGE: 1

DO NOT SCAN

WATER RIGHT NO	NAME	OWNER	PRIORITY	DATE	STG/STS	SOURCE	USE DESC	SYSTEM
29-07070	GEM VALLEY FARMS Bancroft Land Decree	C		09/20/1971	D/	GROUNDWATER	IRR	WR
T29-07070	GEM VALLEY FARMS	C		09/20/1971	L/	GROUNDWATER	IRR	WR
29-07070	GEM VALLEY FARMS Same as Decree except	C		09/20/1971	L/	GROUNDWATER	IRR	AJ
A29-07070	GEM VALLEY FARMS	C		09/20/1971	L/	GROUNDWATER	IRR	AJ

3-2-2000

T5675

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 03 2000

DO NOT SCAN TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: PRM

Department of Water Resources

1. Right number 29-07070 Applicant Gen Valley Farms
2. Type of right: ☒ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred.
- h. ☒ Check for expansion in use of right. Comments _____
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
- j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No
If yes, what district? Banquet Land 13-T Sand Copy

Requested Letters
Letters & fax notes

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☒ Yes ☐ No - WITHDRAWN 6/20/00

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* Measuring device may be required in the future
4. By REC Date 6/27/2000

T5675



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

June 28, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CARL JORGENSEN
C/O A BRUCE LARSON
ATTORNEY AT LAW
PO BOX 608
SODA SPRINGS ID 83276

RE: Withdrawal of protest on Application for Transfer No.: 5674 and 5675

Dear Protestants:

This Department has received your withdrawal of protest against the application of Gem Valley Farms. We will continue to process this application.

If you have any questions, please call our office.

Sincerely,

Harold W Jones
Water Rights Supervisor

HWJ/sc

MICROFILMED

NOV 07 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

June 28, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GEM VALLEY FARMS
C/O CHAD NEIBAUR
1550 CENTRAL RD
BANCROFT ID 83217

RE: Withdrawal of protest on Application for Transfer No. 5674 and 5675

Dear Sir:

This Department has received a withdrawal of protest from Carl Jorgensen.

Our office will continue to process your application.

If you have any questions, please call our office.

Sincerely,

A handwritten signature in cursive script that reads "Harold W. Jones".

Harold W Jones
Water Rights Supervisor

HWJ/sc

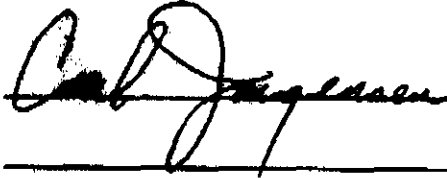
MICROFILMED

NOV 07 2000

WITHDRAWAL OF PROTEST

I/WE THE UNDERSIGNED AGREE TO WITHDRAW THE PROTEST OF APPLICATION FOR TRANSFER #5674 AND 5675 SO THAT PROCESSING OF SAID APPLICATION CAN CONTINUE. THESE APPLICATIONS ARE IN THE NAME OF GEM VALLEY FARMS.

SINCERELY,



Carl D. Engle

MICROFILMED
NOV 07 2003

525-7177

Carl Jorgensen
1699 Lloyd Road
Bancroft, Idaho 83217
Telephone 208-425-3953, FAX 208-425-3505

TRANSMITTAL COVER SHEET
FAX NUMBER (208) 425-3505

DATE: June 20 - 2000

TO: Harold Jones

FROM: Carl

AKIP

DOCUMENT DESCRIPTION: _____

Cover sheet + 1 pages

Contact: _____ if you do not receive all the pages

Thank you,

Carl Jorgensen

MICROFILMED

NOV 07 2000



Farm Credit Services

10 West Judicial
P.O. Box 10
Blackfoot, Idaho 83221-0010
208/785-0820 FAX 208/785-0878

May 2, 2000

RECEIVED

MAY 02 2000

Harold Jones
Idaho Department of Water Resources

Department of Water Resources
Eastern Region

Re: Chad Neibaur

Dear Mr. Jones:

I am writing in reference to the following water rights:

License/Adjudication Claim Nos: A29-7000B; A29-7070; A29-2352; 13-2203; 13-2259;
13-7261; 13-7165; 13-7198A; 13-7198B; 13-7198C

Farm Credit Services holds a mortgage on the land that is irrigated by these water rights. Chad Neibaur desires to change the irrigation patterns on this property, and he has our consent to do so. If you have any questions, please feel free to give me a call.

Sincerely,

W. Gordon Wankier
Senior Credit Officer

MICROFILMED
NOV 07 2000

PRESTON PHELPS
CARIBOU COUNTY ASSESSOR
CARIBOU COUNTY COURTHOUSE
159 S. MAIN
SODA SPRINGS, ID. 83276

IMPORTANT NOTICE-PLEASE READ

34660

ADDRESS SERVICE REQUESTED		TAX CODE 14	MARKET VALUE
CATEGORY DESCRIPTION	LOTS/ACRES		
31 IMP ON CAT 10			24,444
10 HOMESITE VALUE			4,800
19 WASTE	34.00		
32 NONRESIDENTIAL		533,605	
01 IRRIGATED AG	595.00	280,107	

1998

TAXPAYER'S
VALUATIONASSESSMENT NOTICE
TAXES ARE BASED ON THE VALUATION
LISTED ON THIS STATEMENTIF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

TOTAL 629.00 842,956 JUN 22, 1998

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDSPROPERTY ADDRESS
PARCEL NUMBER

ALL OF SEC 643.82 AC
LESS 13.97 AC HW
SEC 18, T9S R40E

Mail To:

NEIBAUR, CLYDE A. - et al
1300 NEIBAUR MTN. RD.
BANCROFT, ID 83217

PRESTON PHELPS
CARIBOU COUNTY ASSESSOR
CARIBOU COUNTY COURTHOUSE
159 S. MAIN
SODA SPRINGS, ID. 83276

IMPORTANT NOTICE-PLEASE READ

29660

ADDRESS SERVICE REQUESTED		TAX CODE 17	MARKET VALUE
CATEGORY DESCRIPTION	LOTS/ACRES		
01 IRRIGATED AG	148.00		96,318

1998

TAXPAYER'S
VALUATIONASSESSMENT NOTICE
TAXES ARE BASED ON THE VALUATION
LISTED ON THIS STATEMENTIF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

TOTAL 148.00 96,318 JUN 22, 1998

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDSPROPERTY ADDRESS
PARCEL NUMBER

TR S1/2NE1/4,N1/2SE1/4,148 AC
SEC 14, T9S R39E

Mail To:

NEIBAUR, CLYDE A. - et al
1300 NEIBAUR MTN. RD.
BANCROFT, ID 83217

NA

MICROFILMED

NOV 07 2000

3/96

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST**

RECEIVED

APR 03 2000

Department of Water Resources
Eastern Region

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains the same information.

1. Matter being

protested Notice of Proposed Change of a Water Right, No. T5675

2. Name of protestant

Carl Jorgensen

3. Protestant's representative for service (If different than protestant)

A. Bruce Larson, Attorney at Law

4. Service mailing address

P.O. Box 608, Soda Springs, ID 83276

5. Service telephone no.

(208) 547-2186

6. Basis of protest (including statement of facts and law upon which the protest is based)

The change of the place of use of the water will result in the diversion of more water than originally permitted, or the amount of water actually used under the permit. As a result, the

existing water rights of the Protestant in the same basin and
water district will be adversely affected. Protestant also believes
that the proposed change will result in more acreage than permitted

under the original permits being irrigated from the ground water source.

(additional pages may be attached to describe the nature of the protest)

7. What would resolve your protest?

Denial of the application or restriction to irrigation of the same
acreage as allowed in the permit and limitation of the amount of water
diverted to the amount which has actually been diverted under the
original permit.

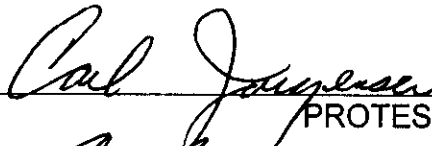
MICROFILMED

NOV 07 2000

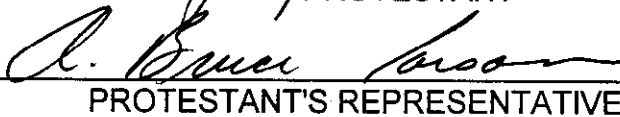
I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly

scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 31st day of March, ~~19~~ 2000.



PROTESTANT



PROTESTANT'S REPRESENTATIVE

NOTE:

A protestant is required to timely file a protest with the department together with a \$25.00 protest fee for each application being protested in order for the protestant to be considered a full party by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
 2. Show the name of the protestant. Only one (1) protestant may be shown per protest form. If this protest form is signed by more than one person, the hearing officer will consider the first signer as the official protestant and the representative for service of documents.
 3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
 4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
 5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
 6. Specifically describe the nature of the protest.
 7. Describe the relief being sought by the protestant.
-

FOR DEPARTMENT USE ONLY

MICROFILMED

NOV 07 2000

Received by _____ Date _____ Time _____

\$25.00 fee Receipted by _____ # _____ Date _____

MICROFILMED
NOV 07 2000

Affidavit of Publication

County of Caribou ss.
State of Idaho
Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the

16th day of March, 2000

The date of the last publication being the 23rd day of March, 2000

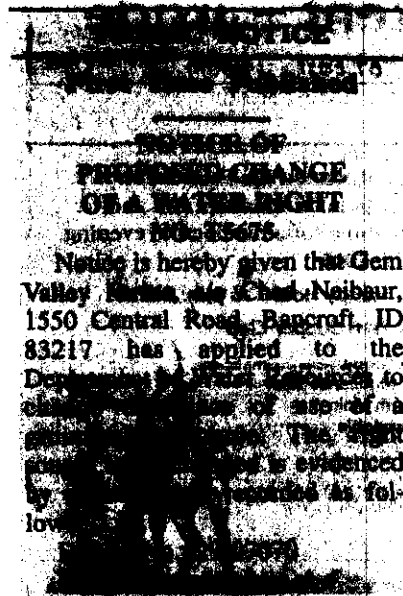
On this 5th day of April in the year of 2000, before

me, a Notary Public, personally appeared

known or identified to me to be the person whose name subscribed to the within instrument, and being first duly sworn, declared that the statements herein are true and acknowledge to me that he executed the same.

Notary Public
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2006



Amount: \$60.00
Priority: 9/20/1974

Point(s) of Diversion: NENE SEC 18 T09S R40E, CARIBOU COUNTY

The water is used for irrigation of 306 acres within SEC 18 T09S R40E, E.M.

TO BE CHANGED AS FOL-
LOWS:

The applicant, having his 306 acres within SEC 18 T09S R40E, to be changed to only the well in the SEC 18 T09S R40E will be used.

Any protest against approval of the proposed change must be filed with the Idaho Department of Water Resources, 908 North Skyline Drive, Boise, Idaho 83402, together with a protest fee of \$25 on or before April 3, 2000. The protestant must also send a copy of the protest to the applicant.

(s) KARL J. DIERER
Director

Published in the Caribou County Sun on March 16 and 23, 2000.

RECEIVED

APR 17 2000

Department of Water Resources
Eastern Region

MICROFILMED

NOV 07 2000

Affidavit of Publication

County of Caribou
State of Idaho ss.
Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the

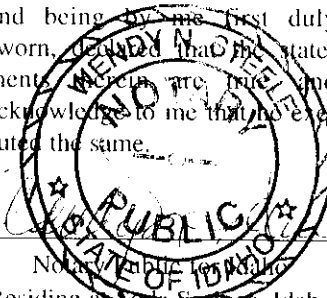
16th day of March, 2000

The date of the last publication being the 23rd day of March, 2000

On this 5th day of April in the year of 2000, before

me, a Notary Public, personally appeared

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, depose that the statements therein are true and acknowledge to me that he executed the same.


Notary Public
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2006

PUBLIC NOTICE

First Time Published

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. T5675

Notice is hereby given that Gem Valley Farms, c/o Chad Neibaur, 1550 Central Road, Bancroft, ID 83217 has applied to the Department of Water Resources to change the place of use of a groundwater source. The right sought to be changed is evidenced by a decree and recorded as follows:

Decree No.: 29-07070

Source: Groundwater

Amount: 4.68 cfs

Priority: 9/20/1971

Point(s) of Diversion: NENE SEC 18 T09S R40E, CARIBOU COUNTY

The water is used for irrigation of 306 acres within SEC 18 T09S R40E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant is re-arranging his 306 acres in SEC 18 T09S R40E, to better fit his pivots. Only the well in the NENE SEC 18 T09S R40E will be used.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 North Skyline Drive, Idaho Falls, Idaho 83402, together with a protest fee of \$25 on or before April 3, 2000. The protestant must also send a copy of the protest to the applicant.

(s) KARL J. DREHER

Director

Published in the Caribou County Sun on March 16 and 23, 2000.

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 7, 2000

CRAIG SHULER
WATERMASTER #13-T
255 W 4TH SOUTH
SODA SPRINGS ID 83276

RE: Applications for Transfer #5674, 5675 and 5676

Dear Pete:

Please find enclosed a copy of the above referenced application. Please review the application and submit any comments you may have to our Department by April 3, 2000.

If you have any questions, please feel free to contact us.
Thank you for your cooperation in this matter.

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

HWJ:sc

enc.

MICROFILMED

NOV 07 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 7, 2000

GEM VALLEY FARMS
C/O CHAD NEIBAUR
1550 CENTRAL RD
BANCROFT ID 83217

RE: Applications for Transfer #5674, 5675 and 5676

Dear Applicant:

This office is currently in the process of advertising the application in the Caribou County Sun on March 15 and 22, 2000. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

NOV 07 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 7, 2000

CARIBOU COUNTY SUN
PO BOX 815
SODA SPRINGS ID 83276

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the dates indicated in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

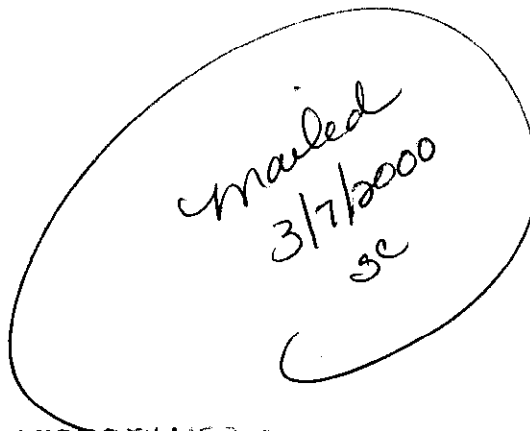
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before April 3, 2000.

Respectfully submitted,

Sharla Cox
Administrative Assistant

Enc.



MICROFILMED

NOV 07 2000

**NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T5675**

Notice is hereby given that Gem Valley Farms, C/O Chad Neibaur, 1550 Central Rd, Bancroft ID 83217, has applied to the Department of Water Resources to change the place of use of a groundwater source. The right sought to be changed is evidenced by a decree and recorded as follows:

Decree No.: 29-07070 Source: Groundwater
Amount: 4.68 cfs Priority: 09/20/1971
Point(s) of Diversion: NENE SEC 18 T09S R40E, CARIBOU COUNTY
The water is used for irrigation of 306 acres within SEC 18 T09S R40E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant is re-arranging his 306 acres in SEC 18 T09S R40E to better fit his pivots. Only the well in the NENE SEC 18 T09S R40E will be used.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before April 3, 2000. The protestant must also send a copy of the protest to the applicant.

**KARL J. DREHER
Director**

Published in the Caribou County Sun on March 15 and 22, 2000.

MICROFILMED

NOV 07 2000

September 8, 1977

C
Re: License No. 29-7070

O
Paul N. Christensen
Star Route
Bancroft, ID 83217

P
Dear Mr. Christensen:

Enclosed, please find a copy of your approved Water License No. 29-7070.

Sincerely,

Y
JAN GROVER
Water Rights Supervisor

JG/cah

Enclosure

1

RECEIVED

✓
August 15, 1977
fc

Re: Permit No. 29-7070

Paul N. Christensen
Star Route
Bancroft, ID 83217

Dear Mr. Christense:

A representative of this Department has made an examination of the works covered by your Permit No. 29-7070 on August 26, 1976, and has found the following:

Y Amount of water that can be recognized as beneficially used under
Idaho law: 4.68 cfs Source: Groundwater

The maximum quantity diverted shall not exceed 960 acre feet per
year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Twp. 9S, Rge. 40E, B.M.

Beneficial use: Irrigation of 320 acres within the NE $\frac{1}{4}$ and the MW $\frac{1}{4}$,
Sec. 18, Twp. 9S, Rge. 40E, B.M.

Priority date established: September 20, 1971

If you do not concur with these findings, please advise us within 10 days; otherwise a
license will be issued as set forth in this letter.

Our field examiner also found that the land under this permit is now owned by Don
Campbell, of Caribou Farms, Inc. In order for this license to be issued in the present

✓

Page 2
Paul N. Christensen

owners name, an assignment of the permit must be completed. We are enclosing an assignment form for your use in this matter.

Please submit this assignment within the 10 day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

C

O

P

Y

✓

11

FIELD REPORT

- 320

T.
9
S

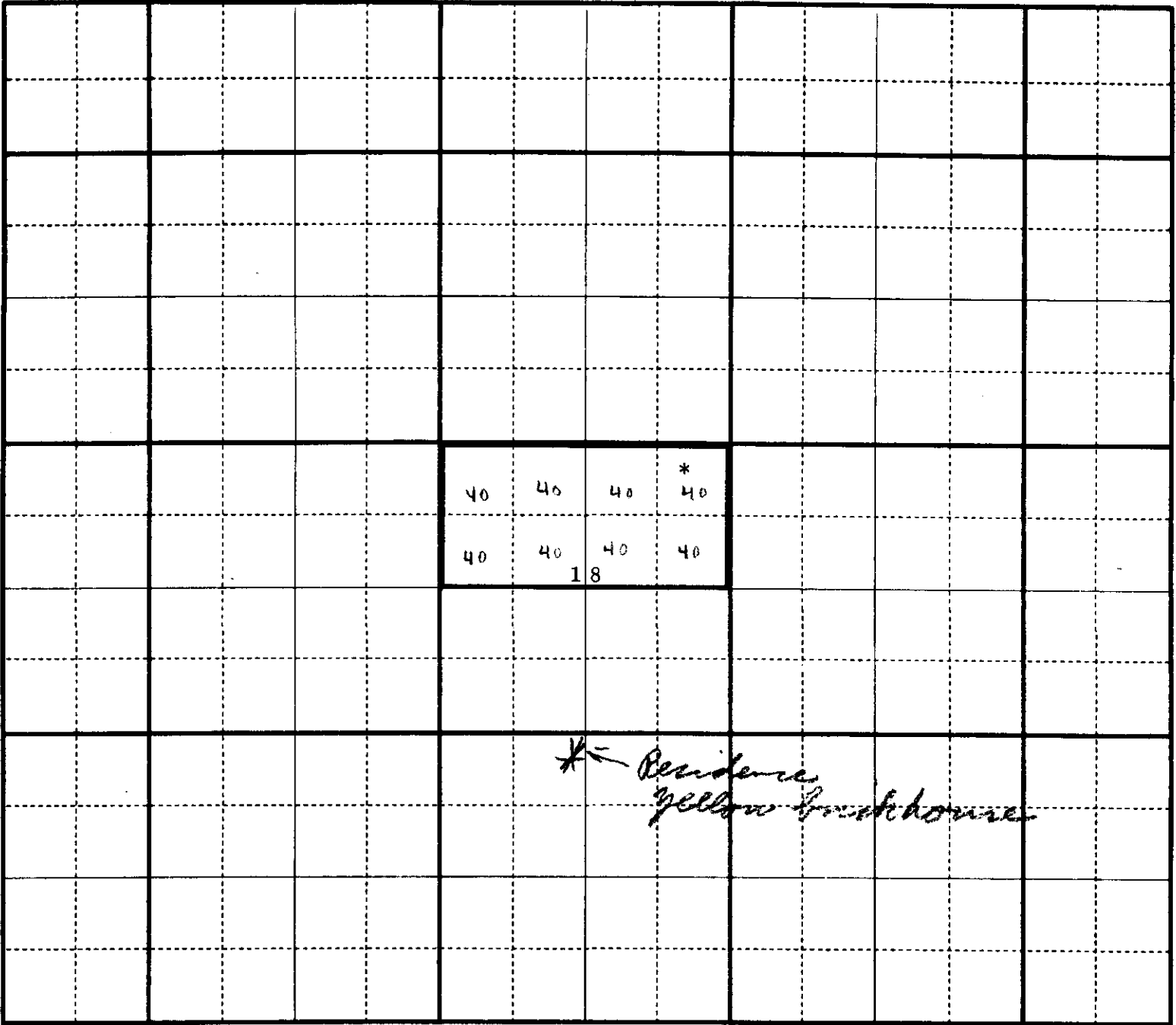
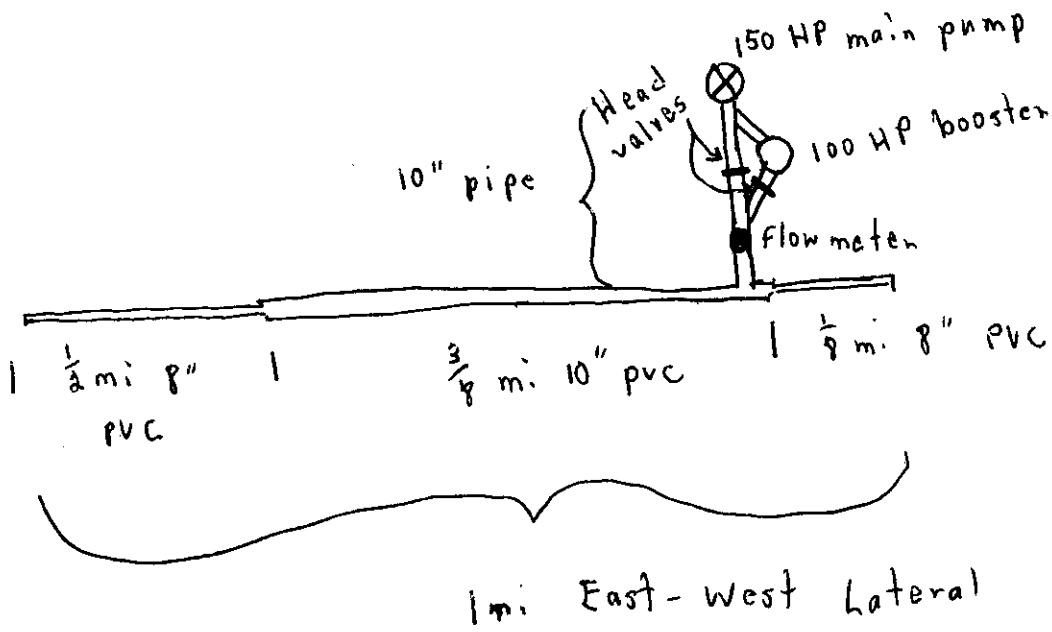


Diagram of System

N



DATE OF EXAM 7/13/76

ACREAGE
Found 320
Recommended 320

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 4.68 c.f.s. V = 960 AF/Ann. from Apr 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 4.68 cfs Method of measurement In Line Flow meter

Total Q recommended 4.68 cfs Meter No. 72-10-286 Type McCrone Condition Good

Total V recommended 960 AF/ann

Recommended Amendments: None

Direct reading = 2200 gpm
Timed meas. = .01 AF in 93 sec

P.D. _____

Place of Use _____

* Other Assignment - form sent to Christensen, 8/26/76
None _____

MEASUREMENT CALCULATION:

$$Q = \frac{(.01 \text{ AF}) (43,560)}{(93 \text{ sec}) 1 \text{ Ac}} = 4.68 \quad Q_{\text{theo}} = \frac{(250)(8.814)(.80)}{65 + 80(2.308)} = 7.06 \text{ cfs}$$

$$V = (320)(3.0) = 960 \text{ AF/ann}$$

SYSTEM DESCRIPTION:

Main Pump: General Electric 150 hp SN BHT216138; Johnston Pump SN: GE 14146;
Booster Pump: General Electric 100 hp SN PHJ405151; Johnston Pump SN: GE 14145;
10" main line into 3/4 mi 10" lateral running East-West - then to
8" lateral running East-West. Four wheel lines North and four running
South from lateral - 32 nozzles/each line - on East 240 A. Set lines
on West 80 A.

REMARKS:

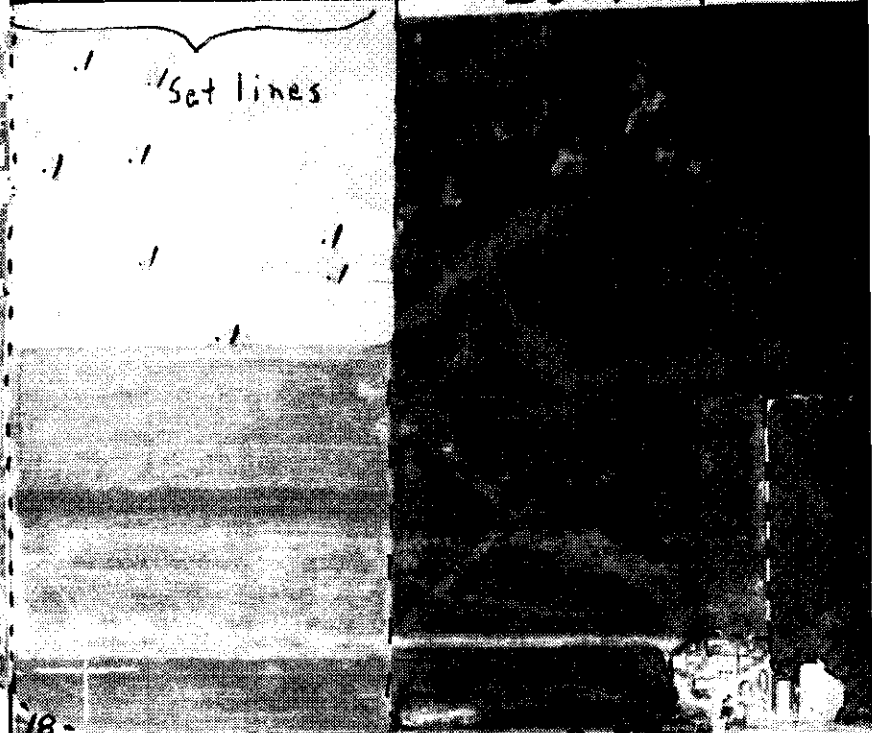
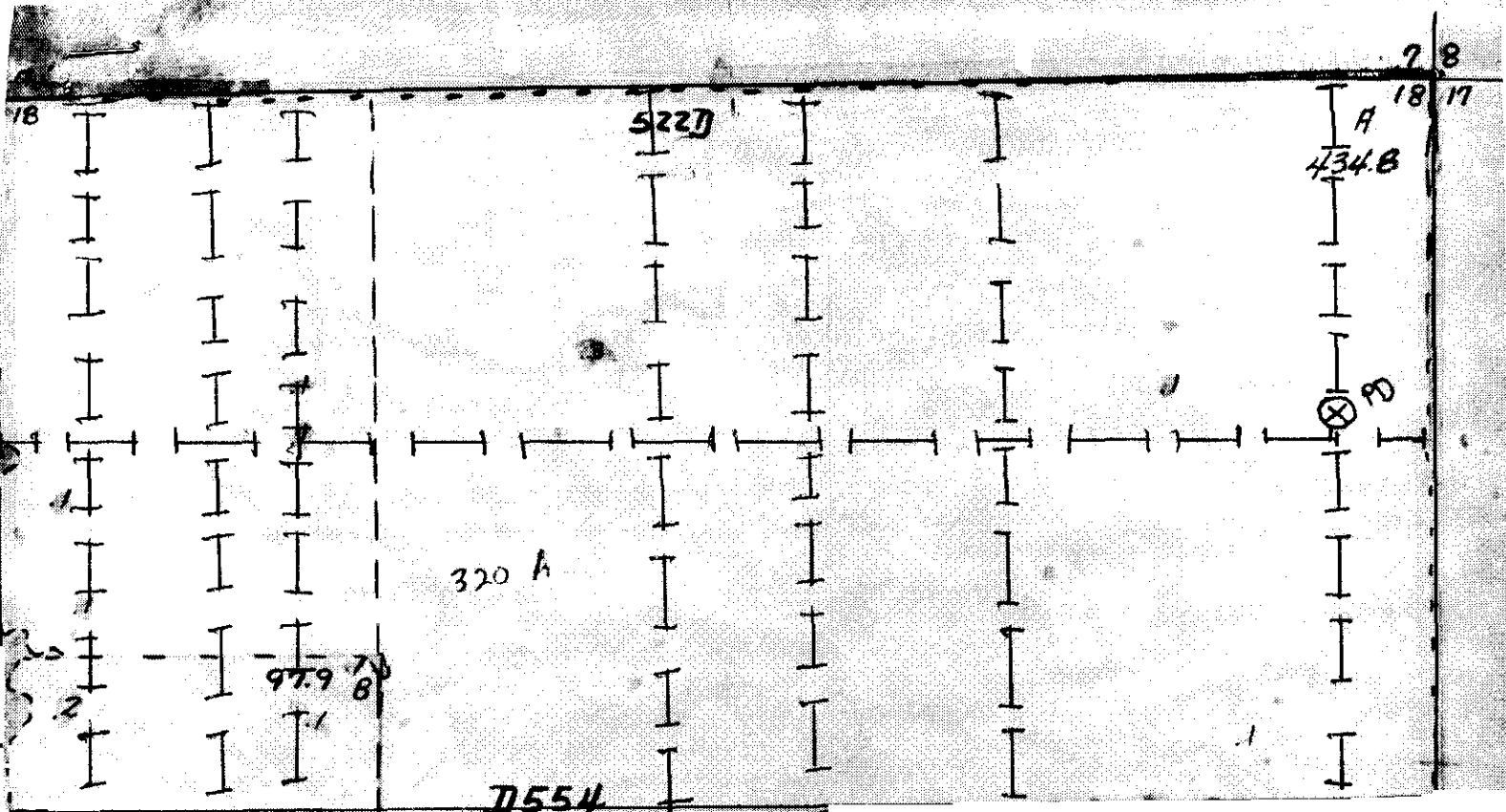
System shown by Newton McNeill

No stock water from this system

Examiner's Signature William A. Archen Date 8/26/76

Checked by Ernest M. Carlson Date 10/21/76

Approved by _____ Date _____



RECEIVED

OCT 20 1976

State of Idaho

Department of Water Resources Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 29-7070 Priority 9-20-71 Amount 4.68 cfs

THIS IS TO CERTIFY, that Caribon Farms
of Bancroft, ID, has complied with the terms and conditions of Permit
No. 29-7070 issued pursuant to Application for Permit dated 9-20-71,
and has submitted proof to the Department of Water Administration on 6-8-72,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.68 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Groundwater
tributary of _____, is hereby confirmed in the following amounts:

Amount 4.68 cfs for Irrigation from Apr 1 to Nov 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 4.68 cfs of water be diverted at
any one time, said waters to be diverted within the NE 1/4, NE 1/4, Sec 18, T 9S,

R 40 E, E 8 M
in the county of Caribon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 960 acre feet per year or
3.0 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	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	
9S	40E	18	40	40	40	40	40	40	40	40									320

Total number of acres irrigated 320

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this _____ day of
_____, 19_____.

Director

RECEIVED

. August 15, 1977
je

Re: Permit No. 29-7070

Don Campbell
Caribou Farms, Inc.
Bancroft, ID 83217

Dear Mr. Campbell:

A representative of this Department has made an examination of the works covered by your Permit No. 29-7070 on August 26, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.68 cfs Source: Groundwater

The maximum quantity diverted shall not exceed 960 acre feet per
year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Twp. 9S, Rge. 40E, B.M.

Beneficial use: Irrigation of 320 acres within the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$,
Sec. 18, Twp. 9S, Rge. 40E, B.M.

Priority date established: September 20, 1971

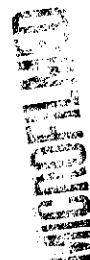
This permit is presently in the name of Paul N. Christensen. Unless an assignment of the permit is completed the license will be issued in Mr. Christensen's name. We are mailing an assignment form to Mr. Christensen for his completion.

If you do not concur with the above findings of the field examiner, please contact us within 10 days; otherwise a license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

September 14, 1972

RECEIVED

SEP 1972

Re: Permit No. 29-7070

Department of Water Administration

Mr. Paul N. Christensen:
Star Route
Bancroft, Idaho 83217

Dear Mr. Christensen:

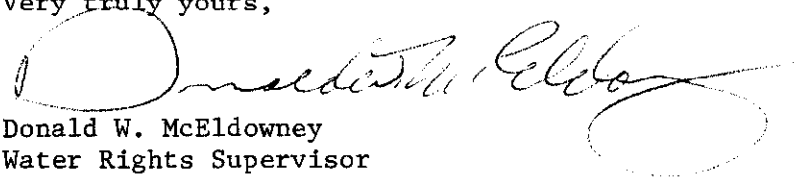
We wish to thank you for your response to our August 1, 1972 correspondence.

The Well Log submitted by Ivan Bortz shows the point of diversion as being in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, Township 6 South, Range 39 East. Your permit was originally issued for the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Township 9 South, Range 40 East and has recently been amended to the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Township 9 South, Range 40 East.

Please advise us by return mail as to which description is correct, the one on the Well Log or the one on the Permit as now amended.

Your assistance in this matter is greatly appreciated.

Very truly yours,


Donald W. McEldowney
Water Rights Supervisor

DWM/cd

Dear Sir,
We have checked our land records and according to them & our tax statement the circled description is the correct one.

Thank you,
29-7070 Mrs. Paul N. Christensen

September 14, 1972

Re: Permit No. 29-7070

Mr. Paul N. Christensen:
Star Route
Bancroft, Idaho 83217

Dear Mr. Christensen:

We wish to thank you for your response to our August 1, 1972 correspondence.

The Well Log submitted by Ivan Bortz shows the point of diversion as being in the NE¹/₄NE¹/₄, Sec. 32, Township 6 South, Range 39 East. Your permit was originally issued for the NW¹/₄NE¹/₄, Sec. 18, Township 9 South, Range 40 East and has recently been amended to the NE¹/₄NE¹/₄, Sec. 18, Township 9 South, Range 40 East.

Please advise us by return mail as to which description is correct, the one on the Well Log or the one on the Permit as now amended.

Your assistance in this matter is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Supervisor

DWM/cd

29-7070

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 1, 1972

Paul Christensen
Bancroft, Idaho

Gentlemen:

*Dear Sir: Permit no 29-7070
was amended in connection
with this well. ~~which~~ when Paul
called ^{was} what they told him to
do. Thank you Mrs Paul Christensen*

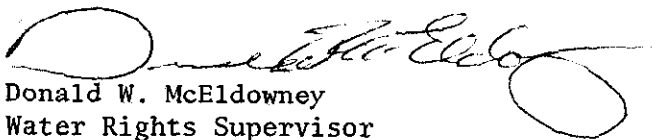
Through a cooperative arrangement with the well drillers licensed in Idaho, notice is supplied to this agency prior to the construction of wells drilled in connection with exploration for groundwater.

We were notified that you are constructing a well located in Twp. 6S, Rge. 39E, B.M., Sec. 32, NE 1/4 NE 1/4. We have reviewed our records, and the preliminary check has failed to indicate that you have filed an application with this agency. If we have overlooked your permit, please advise us of the number by return mail. If you have indeed not filed an application for permit, and your diversion is other than a single family domestic unit and producing less than 13,000 gallons/day, then you are required to file an application before construction starts and receive a valid permit from this agency before groundwater may be diverted.

Idaho has been under a mandatory permit system for groundwater since March 25, 1963: Reference: Carl Tappin, State Reclamation Engineer, v.s. Clyde Smith and Bonny Smith, Idaho Supreme Court, 1967. Therefore, it is held by this agency as an illegal act to divert groundwater without the aid of a valid permit or a license on appropriations with a priority junior to March 25, 1963 for other than excluded above.

We will supply you with an application for permit and instructions if you so request. Please contact us for forms or if we can be of any service.

Very truly yours,


Donald W. McEldowney
Water Rights Supervisor

29-7070

August 1, 1972

Paul Christensen
Bancroft, Idaho

Gentlemen:

Through a cooperative arrangement with the well drillers licensed in Idaho, notice is supplied to this agency prior to the construction of wells drilled in connection with exploration for groundwater.

We were notified that you are constructing a well located in Twp. 6S, Rge. 39E, B.M., Sec. 32, NE 1/4 NE 1/4. We have reviewed our records, and the preliminary check has failed to indicate that you have filed an application with this agency. If we have overlooked your permit, please advise us of the number by return mail. If you have indeed not filed an application for permit, and your diversion is other than a single family domestic unit and producing less than 13,000 gallons/day, then you are required to file an application before construction starts and receive a valid permit from this agency before groundwater may be diverted.

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We will supply you with an application for permit and instructions if you so request. Please contact us for forms or if we can be of any service.

Very truly yours,

Donald W. McEldowney
Water Rights Supervisor

29-7070

June 16, 1972

Re: Permit No. 29-7070

Mr. Paul N. Christensen
Star Route
Bancroft, Idaho 83217

Dear Mr. Christensen:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If someone other than you should be contacted by the examiner, please advise our District Office at 240 South Holmes, Idaho Falls, Idaho.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: Federal Land Bank of Preston
P.O. Box 386, Preston, Idaho

bc: Eastern District Office
Enc: Field exam report

29-7070

RECEIVED

JUN 9 1972

Department of Water Administration
Eastern District Office

Bancroft, Idaho 83217
June 8, 1972

The State of Idaho
Department of Water Admin
Eastern District Office
240 South Holmes
Idaho Falls, Idaho 83401

Gentlemen:

Please find enclosed my application on proof of application of water to beneficial use. If any information has been left off this which you need, please let me know and I will obtain it for you immediately.

I would appreciate your sending me a receipt of receiving this as soon as possible and send a copy to the Federal Land Bank of Preston, P. O. Box 386, Preston, Idaho 83263.

Thank you very much for your help.

Very truly yours,

Paul W. Christensen

29-7070

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

RECEIVED

FEB 24 1972

1. WELL OWNER

Name Paul M. Christensen

Address Bancroft, Idaho

Owner's Permit No. _____

7. WATER LEVEL

Static water level 92 feet below land surface
Flowing? ☐ Yes ☐ No G.P.M. flow 800 @ 150 ft.
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☒ Abandoned (describe method of abandoning)
Pipe pulled, and abandoned. Everything frozen
and covered with snow. Farmer going to fill
in spring.

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

20" hole to 155' -- 16" -- 155' to 180'
Diameter of hole _____ inches Total depth 180 feet

Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>1/2"</u> inches	<u>16</u> inches	<u>42</u> feet	<u>155</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	<u>92</u> feet	<u>103</u> feet
_____ perforations	<u>121</u> feet	<u>130</u> feet
_____ perforations	<u>140</u> feet	<u>147</u> feet
	<u>147</u>	<u>153</u>

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

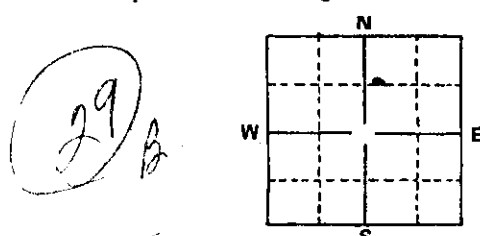
Placed from _____ feet to _____ feet

Surface seal? ☐ Yes ☒ No To what depth _____ feet

Material used in seal ☐ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



County Caribou

N/W 1/4 N/E 1/4 Sec. 18, T. 9 N/S, R. 40 E/W

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
20	0	3	Top soil		
	3	6	Clay		
	6	24	Broken lava		
	24	25	Cinders		
	25	32	Broken lava		
	32	34	Crevaced (lost cuttings)		
	34	35	Cinders		
	35	45	Broken lava		
	45	54	Solid lava		
	54	69	Hard lava		
	69	71	Cinders		
	71	78	Crevaced lava		
	78	83	Broken lava		
	83	92	Hard lava, first water		
		92	water	yes	
	92	102	Cinders		
	102	105	Clay		
	105	121	Clay, bailed hole dry		
	121	125	Hard rock		
	125	130	Broken rock, cinders and mud		
	130	135	Sandy mud, (very few cinders)		
	135	138	Red cinder ash, (bailed water		
			in hole dry)		
	138	147	Sandy mud, & a little water		
			drilling ahead of pipe 151)	yes	
	147	150	Broken lava	yes	
	150	155	Hard lava		
16	155	158	Hard lava		
	158	167	Bluff colored clay-no cinder		
	167	170	Broken lava and clay		
	170	174	Firm but lots of grey mud, l	va ash	
	174	175	Ritt hanging in crevaced		
	175	180	Hard drilling-but lava with		
			lots of grey mud and cinder	sh	

10.

Work started Sept. 13, 1971 finished Feb. 7, 1972

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.

Ivan Bortz

Driller's or Firm's Name

Number

Grace Idaho Box 86

Address

Signed By

Date

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT



State of Idaho
Department of Water Administration

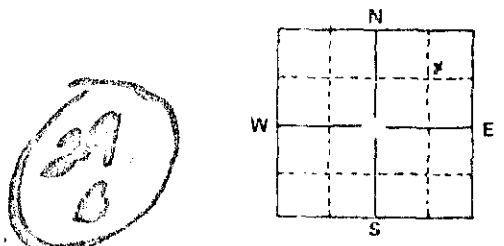
RECEIVED

APR 5 1972

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

APR 4 1972

1. WELL IDENTIFICATION Name <u>Paul Christensen</u> Address <u>Bancroft Idaho</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>112</u> feet below land surface Flowing? ☐ Yes ☐ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																																																																																																																																	
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☒ Pump ☐ Bailer ☐ Other Discharge G.P.M. <u>2500</u> Draw Down <u>10 ft.</u> Hours Pumped _____																																																																																																																																																																																																																	
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>20</td><td>0</td><td>8</td><td>Soil</td><td></td><td></td></tr><tr><td></td><td>8</td><td>20</td><td>Lava rock</td><td></td><td></td></tr><tr><td></td><td>20</td><td>23</td><td>Crevice (cinders falling in lost cuttings)</td><td></td><td></td></tr><tr><td></td><td>23</td><td>27</td><td>Broken rock</td><td></td><td></td></tr><tr><td></td><td>27</td><td>28</td><td>Large red cinders</td><td></td><td></td></tr><tr><td></td><td>28</td><td>35</td><td>Broken rock</td><td></td><td></td></tr><tr><td></td><td>35</td><td>39</td><td>Crevice</td><td></td><td></td></tr><tr><td></td><td>39</td><td>40</td><td>Cinders</td><td></td><td></td></tr><tr><td></td><td>40</td><td>46</td><td>Broken rock, lost cuttings</td><td></td><td></td></tr><tr><td></td><td>46</td><td>53</td><td>Cinders</td><td></td><td></td></tr><tr><td></td><td>53</td><td>76</td><td>Hard rock</td><td></td><td></td></tr><tr><td></td><td>76</td><td>77</td><td>Cinders</td><td></td><td></td></tr><tr><td></td><td>77</td><td>80</td><td>Hard rock</td><td></td><td></td></tr><tr><td></td><td>80</td><td>82</td><td>Cinders</td><td></td><td></td></tr><tr><td></td><td>82</td><td>90</td><td>Hard rock</td><td></td><td></td></tr><tr><td></td><td>90</td><td>104</td><td>Grey lava</td><td></td><td></td></tr><tr><td></td><td>104</td><td>106</td><td>Broken hard rock</td><td></td><td></td></tr><tr><td></td><td>106</td><td>108</td><td>Broken soft rock</td><td></td><td></td></tr><tr><td></td><td>108</td><td>110</td><td>Cinders</td><td></td><td></td></tr><tr><td></td><td>110</td><td>115</td><td>Sandy mud</td><td></td><td></td></tr><tr><td></td><td>115</td><td>120</td><td>Clay few cinders</td><td></td><td></td></tr><tr><td></td><td>120</td><td>125</td><td>Cinders, water and mud</td><td>yes</td><td></td></tr><tr><td></td><td>125</td><td>132</td><td>Loose rock</td><td></td><td></td></tr><tr><td>16"</td><td>132</td><td>142</td><td>Sand and hard rock</td><td></td><td></td></tr><tr><td></td><td>142</td><td>148</td><td>Basalt</td><td></td><td></td></tr><tr><td></td><td>148</td><td>150</td><td>Crevice and water</td><td>yes</td><td></td></tr><tr><td></td><td>150</td><td>160</td><td>Black basalt and sand</td><td></td><td></td></tr><tr><td></td><td>160</td><td>165</td><td>Black cinders and black mud</td><td></td><td></td></tr><tr><td></td><td>165</td><td>167</td><td>Loose rock</td><td></td><td></td></tr><tr><td></td><td>167</td><td>170</td><td>Hard sandy lava</td><td></td><td></td></tr><tr><td></td><td>170</td><td>173</td><td>Cinders and hard lava</td><td></td><td></td></tr><tr><td></td><td>173</td><td>175</td><td>Red sandy mud</td><td></td><td></td></tr><tr><td></td><td>175</td><td>190</td><td>Grey and white sticky clay</td><td></td><td></td></tr></tbody></table>		Hole Diam.	Depth		Material	Water		From	To	Yes	No	20	0	8	Soil				8	20	Lava rock				20	23	Crevice (cinders falling in lost cuttings)				23	27	Broken rock				27	28	Large red cinders				28	35	Broken rock				35	39	Crevice				39	40	Cinders				40	46	Broken rock, lost cuttings				46	53	Cinders				53	76	Hard rock				76	77	Cinders				77	80	Hard rock				80	82	Cinders				82	90	Hard rock				90	104	Grey lava				104	106	Broken hard rock				106	108	Broken soft rock				108	110	Cinders				110	115	Sandy mud				115	120	Clay few cinders				120	125	Cinders, water and mud	yes			125	132	Loose rock			16"	132	142	Sand and hard rock				142	148	Basalt				148	150	Crevice and water	yes			150	160	Black basalt and sand				160	165	Black cinders and black mud				165	167	Loose rock				167	170	Hard sandy lava				170	173	Cinders and hard lava				173	175	Red sandy mud				175	190	Grey and white sticky clay		
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4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																																																																																																																																																																																			
5. WELL CONSTRUCTION 20" hole to 132ft. 16" hole from 132 to 190' Diameter of hole <u>20</u> inches Total depth <u>190</u> feet Casing schedule: ☒ Steel ☐ Concrete Thickness Diameter From To <u>1"</u> inches <u>26</u> inches <u>2</u> feet <u>130</u> <u>16"</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number From To _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal? ☒ Yes ☐ No To what depth <u>20</u> feet Material used in seal ☒ Cement grout ☐ Pudding clay																																																																																																																																																																																																																			
6. LOCATION OF WELL Sketch map location must agree with written location.  County <u>Caribou</u> <u>NE 1/4 NE 1/4 Sec. 32, T. 6 N, R. 32 E</u>		10. Work started <u>Feb. 12, 1972</u> finished _____																																																																																																																																																																																																																	
		11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. Driller's or Firm's Name <u>Ivan Bortz</u> Number <u>51</u> Address <u>Grace, Idaho box 86</u> <u>83241</u> Signed By <u>Ivan Bortz</u> Date <u>3-27-72</u>																																																																																																																																																																																																																	

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

90 7077

RECEIVED

JUN 9 1972

Department of Water Administration
Eastern District Office

Identification No. 29-7070

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Paul N. Christensen
b) Post Office Address Star Route Bancroft, Idaho 83217
2. Permit Number 29-7070
3. Date of Priority that you are prepared to establish 9-20-1971
4. a) Source from which water was appropriated Under ground
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 18
Township 9-S, Range 40 EBM Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 6.0 cfs for irrigation purposes from April 1 to Nov. 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 6.0 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Jay Turner, Grace, Idaho, Engineer, for
48 hours at 6.22 cfs before pump was installed.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 150 H. P. General Electric motor
with Johnston pump - the well has 16" casing - the well is 170 feet deep.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Flow meter - Impeller type
c) Give well drillers name and address and date the well was completed Ivan Bortz Grace, Idaho Well completed on March 20, 1972.

Exam typed 6-16-72 by dc

29-7070

0206-68

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				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	
9-S	40 E	18	40	40	40	40	40	40	40	40									320

Total number of acres irrigated 320

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

6-8-72
(Date)

Paul M. Christensen
(Signature)

State of Idaho)
County of Caribou) ss.

On this 8th day of June, 19 72, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

J. P. Green
Notary Public residing at Preston, Idaho

My commission expires 5-31-75

May 19, 1972

C
Re: Permit No. 29-7070

O
Mr. Paul N. Christensen
Star Route
Bancroft, Idaho 83217

Dear Mr. Christensen:

P
Enclosed please find a copy of the approved application for amendment in connection with the above referenced permit.

Also enclosed is departmental receipt No. 9226 in the amount of \$10.00 covering the amendment filing fee.

Sincerely,

Y
BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: Copy of amendment
Receipt #9226

bc: Eastern District Office

29-7070

May 3, 1972

Re: Permit No. 29-7070

Mr. Paul N. Christensen
Star Route
Bancroft, Idaho 83217

Dear Mr. Christensen:

Pursuant to your phone call of this date, please find enclosed a partially completed application for amendment form for your use in changing the point of diversion on the above referenced permit.

Please sign the application and return the form to this office with a \$10.00 filing fee at your earliest convenience.

If we may be of further assistance, please advise.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

29-7070

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 18, 1971

Re: Permit No. 29-7070 - Paul N. Christensen

Paul N. Christensen
Star Route
Bancroft, Idaho

Dear Mr. Christensen:

Enclosed is a copy of your approved Application for Permit No. 29-7070. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

29-7070

November 18, 1971

Re: Permit No. 29-7070 - Paul N. Christensen
" " 35-7188 - Joe W. Davis

Norman C. Young
STATE OF IDAHO
DEPT. OF WATER ADMINISTRATION
240 South Holmes
Idaho Falls, Idaho 83401

Dear Norm:

Please find enclosed copies of the above referenced permits which have been approved
by this office.

If you have any questions, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:CR

Enc: copies

29-7070

September 27, 1971

Re: Application No. 29-7070 - Paul N. Christensen

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

Bill submitted to Boise Office 10-20-71 by CR

NCY:BJ
Enc: Legal notice

29-7070

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Paul N. Christensen, Star Route, Bancroft, Idaho

has on 9-21-71 submitted Application No. 29-7070

for a permit to appropriate 6.0 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~

of water from a ground-water source

by means of well and pump

within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 9S, R. 40E, B.M., Caribou County;

to be used from April 1 to Nov. 1

for the irrigation of 320 acres

within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 18, T. 9S, R. 40E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Dept. of Water Administration, 240 So. Holmes, Idaho Falls, Idaho, 83401, on or before Oct. 25, 1971

R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs

on Oct. 7 and Oct. 14, 1971.

29-7070

September 23, 1971

C
Paul N. Christensen
Star Route
Bancroft, Idaho 83217

O
Dear Mr. Christensen:

Attached herewith is your Receipt No. 8287 for your application for permit
which was received in this office.

P
Very truly yours,

Norman C. Young
District Engineer

Y
NCY:BJ

ATTACHMENT

29-7070