

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

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

CIVIL CASE NUMBER: 79576

Ident. Number: 11-2045
Date Received: 7/26/2023
Receipt No: P000436
Claim Fee: \$463.00
Received By: MTB

RECEIVED

SEP 20 2023

IDWR/Preston

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DJF FARMLAND HOLDINGS LLC
18 CRESCENT KEY
BELLEVUE WA 98006

Phone: (425) 301-0728

2. Date of Priority: 5/7/1912

3. Source:

SPRINGS BEAR RIVER
SPRINGS BEAR RIVER

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
12S	44E	6	NW SE		BEAR LAKE	
12S	44E	6	NE SE		BEAR LAKE	

5. Description of diverting works:

Same diversion work system as 11-2155.
Same diversion work system as 11-2155.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.	(P.V.)
IRRIGATION FROM STORAGE	04/01	10/31			~~195~~	<u>162.5</u>
IRRIGATION STORAGE	01/01	12/31			~~195~~	<u>162.5</u>

(P.V.)

7. Total Quantity Appropriated is:

C.F.S. and/or ~~195~~ A.F.A.

162.5
(P.V.)

8. Non-irrigation uses:

9. Place of use:

IRRIGATION FROM STORAGE within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
11S	44E	32	NE		SW		35
11S	44E	32	NW		SW		22
11S	44E	32	SW		SW		33
11S	44E	32	SE		SW		40
11S	44E	32	NW		SE		5.2
11S	44E	32	SW		SE		9.3
12S	44E	5	SW		NE		35
12S	44E	5	SE		NE		3.6
12S	44E	5	NE		NW	3	35
12S	44E	5	NW		NW	4	35
12S	44E	5	SW		NW		33
12S	44E	5	SE		NW		22
12S	44E	5	NE		SW		20
12S	44E	5	NW		SW		14
12S	44E	5	NE		SE		3.4
12S	44E	5	NW		SE		35
12S	44E	6	SE		NE		22
12S	44E	6	NE		SE		10

Total Acres = 412.5

IRRIGATION STORAGE within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
12S	44E	6	SW		NE		
12S	44E	6	SE		NE		
12S	44E	6	NW		SE		

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

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

11. Other Water Rights Used:

11-2155

12. Remarks:

Priority Date Explanation:

See license. In 1960 the dam was put in by Wendell Welling. To the best of my knowledge, at this time is when the historical diversion system through ditches was replaced with impounding the water in the reservoir. The springs are no longer diverted but naturally seep and fill the reservoir just to the south. This is the new diversion system that has been occurring overtime. The use continues to this day for irrigation in the same manner as 11-2155. Original license was for 1.3 cfs. This has been converted to an AF amount: 1.3 cfs per department standards is equal to 65 acres of irrigation. 65 acres of irrigation multiplied by ~~X~~ AF per acre is equal to 195.

2.5
(P.V.)

162.5
(P.V.)

13. Basis of Claim: License

14. Signature(s)

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

Number of attachments: one map of Place of Use

For Organizations:

I do solemnly swear or affirm under penalty of perjury that I am, and I have signed the foregoing document in the space below as the

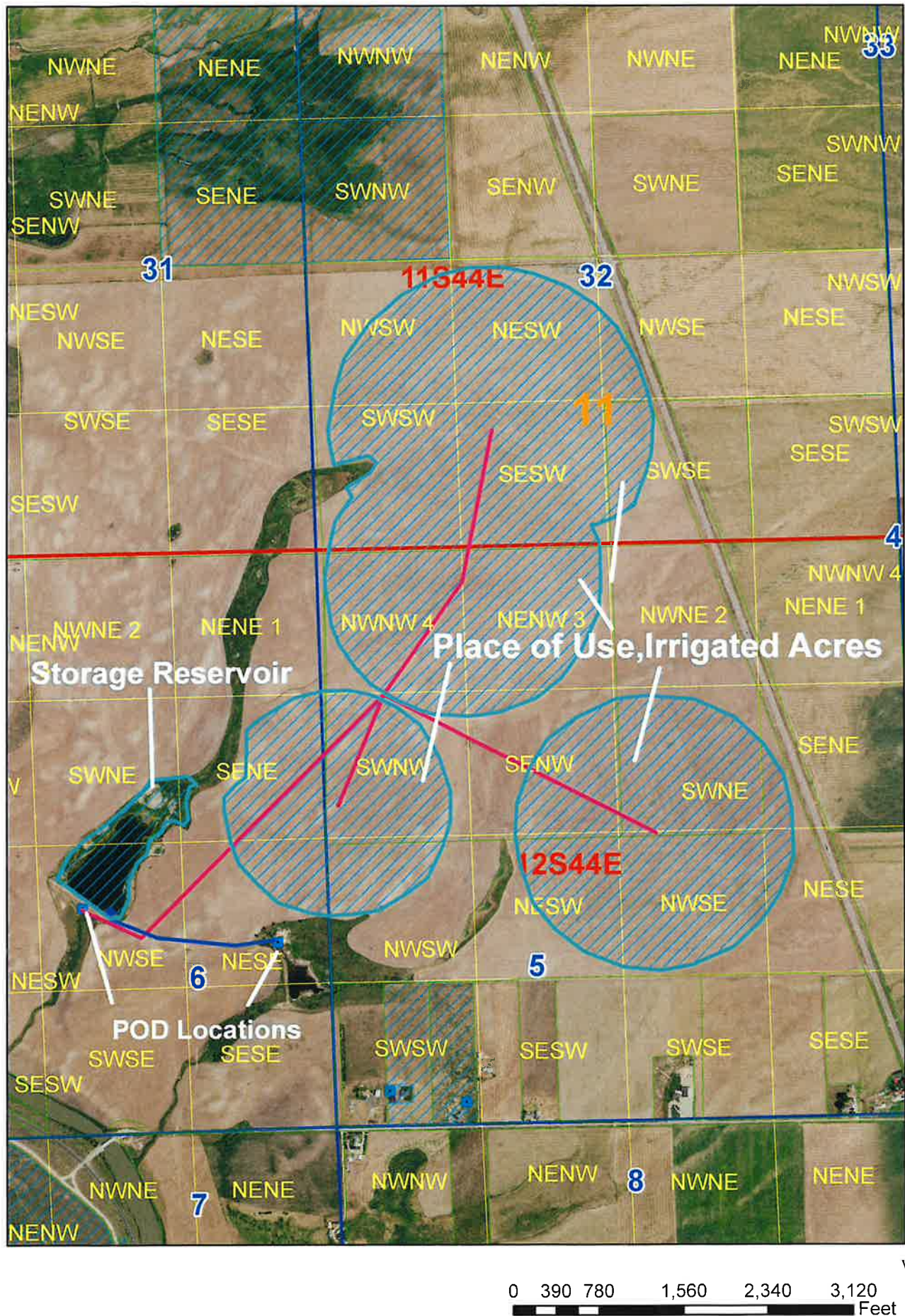
____ Land Manager _____ of _____ DJF Farmland Holdings LLC _____
Agents Title (please print) Name of Organization (please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Peter Volk Date July 26, 2023

Printed Name of Authorized Agent _____ Peter Volk Peter Volk

BRBA Claim 11-2045



Volk Law, PLLC
Peter Volk, attorney
P.O. Box 9264
Moscow, Idaho 83843
(208) 301-1265

September 15, 2023

Idaho Department of Water Resources
Preston Field Office
C/O Christopher Holmes
325 East 600 South, STE 300
Preston ID 83263-4921

Delivered Via USPO Priority Mail

Subject: Notice of Claim of Water Right Bear River Adjudication

Chris:

Thanks for the time taken with you and the rest of the IDWR staff to perfect this Notice of Claim in the Bear River Adjudication.

Enclosed find (1) the original fully executed Notice of Claim to a Water Right for Water Right number 11-2045, (2) the original fully executed Notice of Claim to a Water Right for Water Right number 11-2155, and (3) check made payable to the Idaho Department of Water Resources for the sum of \$512.50.

The check represents the total fee for both of the above referenced water right claims. The fee has been determined as follows: Two Water Rights X \$50 each = \$100. Plus, \$1 for each irrigated acre. It has been determined by IDWR that there is 412.5 acres irrigated under pivot = \$412.50. Total fee is equal to \$512.50.

Please call with any questions.

Best wishes,


Peter Volk, attorney