

04/19/2007

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

RIGHT NUMBER: 63-7610D

NAME AND ADDRESS: BULLOCK- KING INVESTMENTS LLC
3615 PORTLAND AVE
NAMPA ID 83686

JTAP, LLC
3615 PORTLAND AVE
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.590 CFS
135.000 AFY

PRIORITY DATE: 06/12/1972

POINT OF DIVERSION:

T02N R02W S27 NWNE Within CANYON County

T02N R02W S27 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.590 CFS

135.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T02N R02W S27 NENE 20.00 T02N R02W S27 SENE 10.00

30 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



Idaho Department of Water Resources

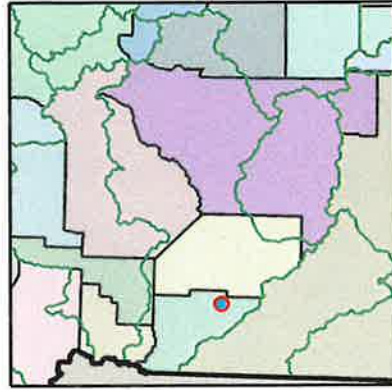
SRBA Recommendation:

63-7610D

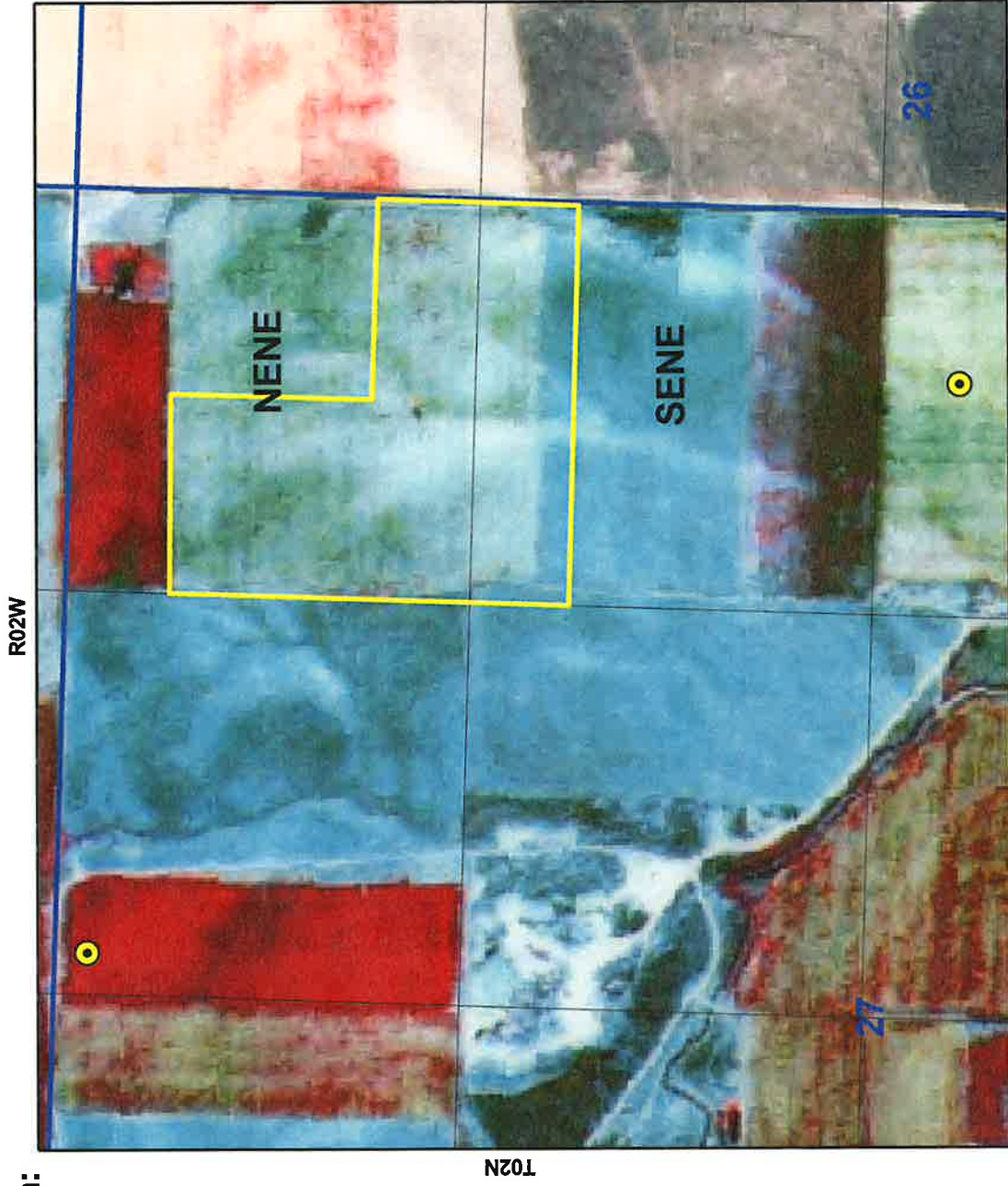
(Irrigation)

Legend

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



Canyon County
IDWR Basin 63



0.4 Miles

0.2

0

Prepared by S. Egbert
On Thursday, April 19, 2007
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7610D V1

WATER RIGHT NUMBER: 63-7610D V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BULLOCK- KING INVESTMENTS LLC 3615 PORTLAND AVE NAMPA, ID 83686
Current Owner	JTAP, LLC 3615 PORTLAND AVE NAMPA, ID 83686

Priority Date: 06/12/1972

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.590 CFS	135.00 AF
	<u>Total Diversion:</u>	0.590 CFS	135.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 27, Twp 02N, Rge 02W, B.M.
CANYON County		
GROUND WATER	NW1/4NE1/4	Sec. 27, Twp 02N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	27	20.0			10.0													30.0

Total Acres: 30

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7610D V1

General	4/19/2007 1:07:20 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	4/19/2007 1:07:51 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	4/19/2007 1:09:38 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	4/19/2007 1:12:27 PM	segbert	Updated shape for Active POU
POD	4/19/2007 1:20:41 PM	segbert	Updated shape
POU	4/19/2007 1:10:08 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POD	4/19/2007 1:13:07 PM	segbert	Updated shape
POD	4/19/2007 1:13:37 PM	segbert	Updated shape
POD	4/19/2007 1:19:58 PM	segbert	Updated shape
Use	4/19/2007 1:22:36 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7610D

WATER RIGHT NUMBER: 63-7610D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BULLOCK- KING INVESTMENTS LLC 3615 PORTLAND AVE NAMPA, ID 83686
Current Owner	JTAP, LLC 3615 PORTLAND AVE NAMPA, ID 83686

Priority Date: 06/12/1972 ✓

Basis: License ✓

Status: Active ✓

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	04/01	to 10/31 ✓	0.600 CFS	4.50 AF 135.0
	cond. = 3-1 to 11-15		<u>Total Diversion:</u> 3.900 CFS	4.50 AF

Location of Point(s) of Diversion

GROUND WATER

CANYON County

NE1/4SE1/4

Sec. 27, Twp 02N, Rge 02W, B.M.

GROUND WATER

CANYON County

NE1/4NE1/4

Sec. 27, Twp 02N, Rge 02W, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	27	20.0			10									10.0				30.0

Total Acres: 30

Conditions of Approval:Remarks:Comments:Dates and Other Information:

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7610 Priority June 12, 1972 Amount 3.90 cfs

THIS IS TO CERTIFY, that CARL AGENBROAD
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-7610 issued pursuant to Application for Permit dated June 12, 1972,
and has submitted proof to the Department of Water Resources on December 11, 1974,
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 3.90 cfs of water from a ground water 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
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>3.90</u> cfs and	<u>900 acre feet or</u> <u>4.5 af per acre</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than * 3.90 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
900 acre feet per year, said waters to be diverted within the NE 1/4 SE 1/4 and NW 1/4 of
Sec. 27, Twp. 2 N, Rge. 2 W, B. M. in the County of Canyon

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	
2N	2W	22																40	40
		27	40			40									40			40	160

Total number of acres irrigated 200

* Subject to the condition that the maximum rate of diversion shall not exceed 3.90
cubic feet per second when combined with License No. 20699/63-2724.

A measuring device of a type approved by the Department shall be permanently
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 5 day of
November, 19 75.

Director

AUG 21 1992

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-7610D
Date Received: 11/14/2006
Receipt No: W034877
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BULLOCK- KING INVESTMENTS LLC Phone:
3615 PORTLAND AVE
NAMPA ID USA 83686

JTAP LLC Phone:
3615 PORTLAND AVE
NAMPA ID USA 83686

2. Date of Priority: 06/12/1972

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
02N	02W	27	NE	SE		CANYON	
02N	02W	27	NE	NE		CANYON	

5. Description of diverting works:

Well

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.6	4.5

7. Total Quantity Appropriated is:
3.9 C.F.S. and/or 4.5 A.F.A.

8. Total consumptive use: 135

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02N	02W	27	NE	NE		IRRIGATION	20
			NE	SE		IRRIGATION	10
						Section Acres	30
						Total Acres	30

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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

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

CIVIL CASE NUMBER: 39576
Ident. Number AL63-07610D
Date Received 11-14-2006
Receipt Number W034877

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 14 2006

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) Bullock-King Investments / STAP, LLC Phone (208) 466-9315
Mailing Address 3615 Portland Ave. Nampa, ID. Zip 83686

2. Date of Priority (Only one (1) per claim) 6/12/72

3. Source of water supply (a) well (ground water)
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 2N Range 2W Section 27,
NE 1/4 SE 1/4 and NE 1/4 of NE 1/4 Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 10/31 amount 390 or 4.5 acre feet

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.90 (cfs) and/or (b) 4.5 (acre feet) /acre

8. Total consumptive use claimed is 135 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
<u>2N</u>	<u>2W</u>	<u>27</u>	<u>20</u>												<u>10</u>				<u>30</u>

Total number of acres irrigated 30

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

Last Name _____ Ident No. _____

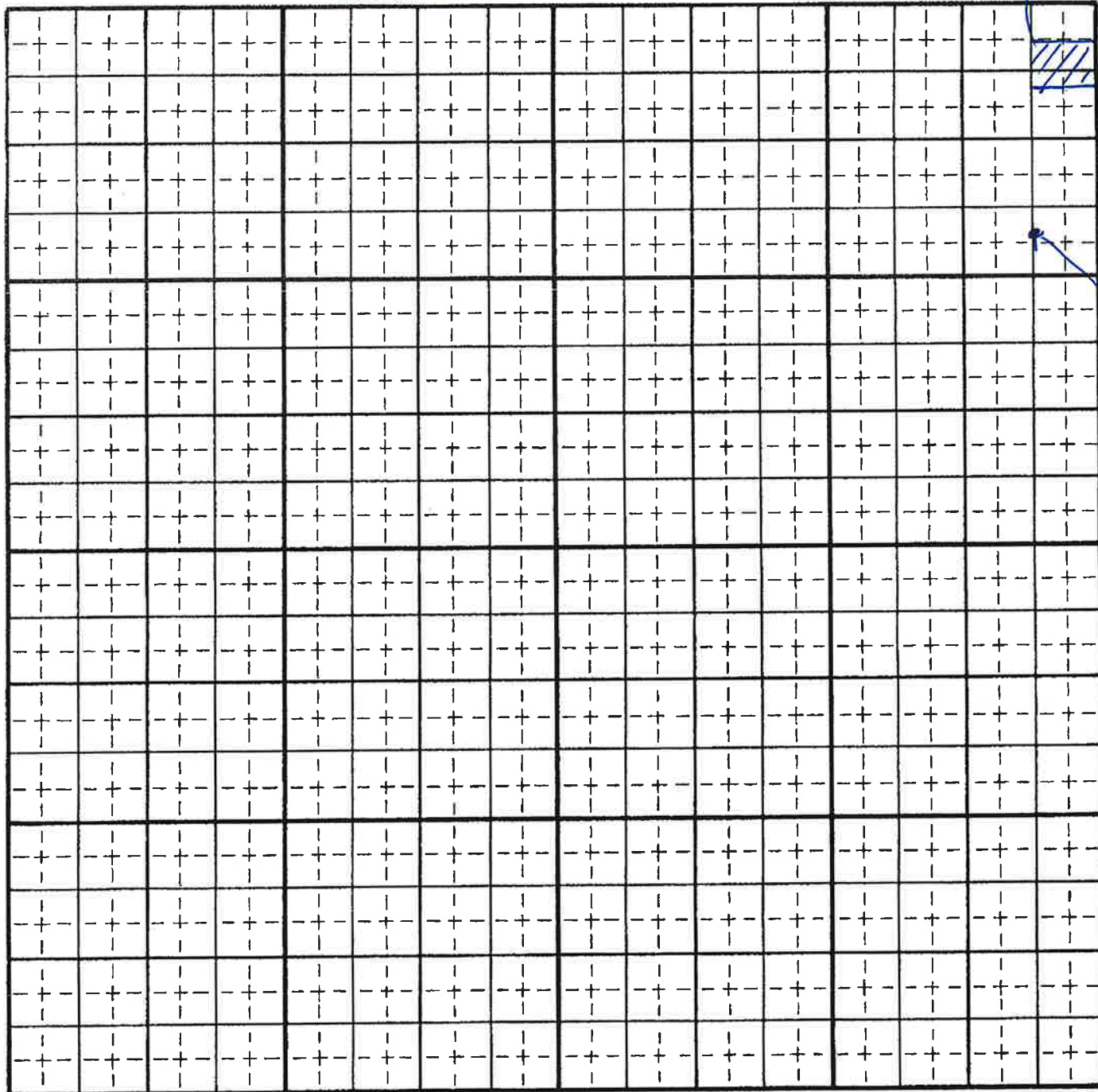
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Place of Use:
NE 1/4 NE 1/4 Sec. 27 T2N R2W - 20 Acres
NE 1/4 SE 1/4 " " " - 10 Acres

Place of Use

Point of Diversion



Last Name _____ Ident No. _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 7610

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am member _____

Title

of STAP, LLC _____, that I have signed the foregoing

Organization

document in the space below as member _____ of STAP, LLC _____

Title

Organization

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

Signature of Authorized Agent [Signature]

Title and Organization Member / STAP, LLC Date 11/14/06

State of Idaho/or _____)

County of Canyon) SS.

Subscribed and sworn (or affirmed), before me this 14th day of November 19 2006

Notary Public [Signature]

Residing at Meridian

My Commission Expires 9/30/2011

Please Print Name

17. Notice of Appearance

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

SESE

HOWARD BRIAN M
HOWARD BRIAN M

HOUSH ALBERT JOSEPH

SANCHEZ ROBERT L

NE NE

LLOCK-KING INVESTMENT LLC

WANG DONG X

SENE