

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: A25-02123
Date Received: 9/28/1989
Receipt No: E010879
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: PARKER FARMS
Address: % LEO PARKER
P.O. BOX 26
RIRIE ID

208-538-7980

83443

2. Date of Priority: AUG 8, 1956

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	40E	9		NW	NW		BONNEVILLE

5. Description of diverting works:
WELLS/PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	7.500		

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

A.F.A.

8. Total consumptive use is 1500.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	40E	8	NE	NE		IRR	37.0
			SE	NE		IRR	38.0
			NE	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	40E	8	SE	SE		IRR	40.0
						Section Acres	155.0
		9	NW	NW		IRR	33.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	273.0
		16	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	23.0
			SE	NW		IRR	23.0
						Section Acres	126.0
		17	NE	NE		IRR	40.0
						Section Acres	40.0
						Total Acres	594.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
25-07068.

14. Remarks:

TRANS. 2531.

*** CLAIM CHANGED PURSUANT TO TRANSFER 4114, 8/30/93 ESV ***

15. Basis of Claim: LICENSE

Water Right Number: 26524

8650 +

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: A25-02123
Date Received: 9/19/1989
Receipt No: FOIO 879
Received By: 70

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PARKER FARMS
Address: % LEO PARKER
P.O. BOX 26
RIRIE, ID

208-538-7980

83443

2. Date of Priority: AUG 08, 1956

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	40E	5		SW	SE		BONNEVILLE
		9		NW	NW		BONNEVILLE

5. Description of diverting works:
2 WELLS/PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	7.500		

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

8. Total consumptive use is 1500.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	40E	8	NE	NE		IRR	40.0

A25-02123

Page 1

Date: 09/19/89

A2502123



MICROFILMED

NOV 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
03N	40E	8	SE	NE		IRR	40.0	
			NE	SE		IRR	40.0	
			SE	SE		IRR	40.0	
			Section Acres					160.0
		9	NW	NW		IRR	40.0	
	SW		NW		IRR	40.0		
	SE		NW		IRR	40.0		
	NE		SW		IRR	40.0		
	NW		SW		IRR	40.0		
	SW		SW		IRR	40.0		
	SE		SW		IRR	40.0		
			Section Acres					280.0
		16	NE	NW		IRR	40.0	
	NW		NW		IRR	40.0		
	SW		NW		IRR	20.0		
	SE		NW		IRR	20.0		
			Section Acres					120.0
		17	NE	NE		IRR	40.0	
			Section Acres					40.0
			Total Acres					600.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
A25-07068.

14. Remarks:
TRANS. 2531.

15. Basis of Claim: LICENSE
Water Right Number: 26524

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Partner of _____ Title

Parkes Farms Organization, that I have signed the foregoing document in the space below as Partner of _____ Title

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

Les Barker Signature of Authorized Agent

Partner of Parkes Farms Title and Organization

Sept. 28, 1989 Date

State of Idaho)
County of Jefferson) SS.

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

Dunk Hiss Notary Public

Seal

Residing at Rexburg, Idaho
My Commission Expires 1995

R40E

RIGBY SE QUADRANGLE
IDAHO

7.5 MINUTE SERIES (ORTHOPHOTOQUAD)

500000 feet 111° 45'

43° 37' 30"

BM 4929

MICROFILMED

NOV 10 1992

Log for claim 25-02123

Spatial Dynamics CAT

11/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03n40e	8	NENE	37	40	
03n40e	8	SENE	38	40	
03n40e	8	NESE	40	40	
03n40e	8	SESE	40	40	
03n40e	9	NWNW	33	35	POD placement?
03n40e	9	SWNW	40	40	
03n40e	9	SENW	40	40	
03n40e	9	NESW	40	40	
03n40e	9	NWSW	40	40	
03n40e	9	SWSW	40	40	
03n40e	9	SESW	40	40	
03n40e	16	NENW	40	40	
03n40e	16	NWNW	40	40	
03n40e	16	SWNW	23	22	
03n40e	16	SENW	23	21	
03n40e	17	NENE	40	40	
Totals:			594	598	

 SPATIAL
DYNAMICS

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PARKER FARMS % LEO PARKER PO BOX 26 RIRIE ID 83443 (208) 538-7980	08/08/1956	IRRIGATION	04-01 10-31	7.500 CFS	
					TOTAL DIVERSION:	7.500 CFS
					CONSUMPTIVE USE:	1500.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03N R40E S09

NWNW

BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		SUM
03N	40E	8	37				38								40	155.0
03N	40E	9									33	40	40		40	273.0
03N	40E	16									40	40	23	23		126.0
03N	40E	17	40													40.0
															TOTAL ACRES	594.0

POU County: BONNEVILLE

Non-Irrigation Uses: NONE

Other Rights: 25-07068.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-07068Other Water Rights Listing Overlapping Place(s) of Use:
A25-07068

Remarks: GEN TRANS. 2531.

*** CLAIM CHANGED PURSUANT TO TRANSFER 4114, 8/30/93 ESV ***

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 09/19/89 OLENICHA 08/30/93 VERNER 03/29/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4114
WATER RIGHT NO(S) [REDACTED] /25-07068

This is to certify that: LEO PARKER
PO BOX 26
RIRIE ID 83443

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>
Right No. 25-02123 : IRRIGATION	04/01 to 10/31	7.50 CFS	2376.0 AF
Priority: 08/08/1956			
Right No. 25-07068 : IRRIGATION	04/01 to 10/31	1.56 CFS	662.2 AF
Priority: 04/21/1975			

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 9, Township 03N, Range 40E
BONNEVILLE 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>
03N	40E	8	NENE 37	SENE 38	NESE 40	
			SESE 40			155
		9	NWNW 33	SWNW 40	SENW 40	
			NESW 40	NWSW 40	SWSW 40	
			SESW 40			273
		16	NENW 40	NWNW 40	SWNW 23	
			SENW 23			126
		17	NENE 40			40

Total number of acres irrigated: 594

CONDITIONS/REMARKS:

RECORDED

AUG 25 1993

TRANSFER NO. 4114
WATER RIGHT NO(S). 25-02123/25-07068

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Two points of diversion are located within NWNW, S09, T03N, R40E.

Dated this 20TH day of July, 1993.

for [Signature]
Chief, Water Alloc. Bureau

FILED
AUG 25 1993

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4114

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Leo Parker Phone 538-7980

Post Office address Box 26 Ririe Idaho 83443

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 Eliminate 1/2 mile of mainline to make operation of system easier.

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>25-7068</u>	<u>21 April 1975</u>	<u>1.56 cfs</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/1</u>
<u>25-2123</u>	<u>8 Aug 1956</u>	<u>7.50 cfs</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/1</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 9.06 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	3N	40E	Bonneville	Old well
		NW	NW	9	3N	40E	Bonneville	New well

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	40E	8	37			38									40			40	155
		9						33	40	40	40	40	40	40					273
		16					40	40	23	23									126
		17	40																40

Total acres 594

PART 1**6. General Information:**

a. Description of diversion system Two wells, boosters, mainline to sprinklers

b. Are the lands from which ^{AP 4/26/93} ~~DMD~~ 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:

NONE

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

Witness my hand this _____ day of _____, 19 _____

AUG 25 1993

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 25-2123 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. T2531 which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 8 Aug 1956

5. Water is used for the following purpose:

amount 7.5 cfs for IRRIGATION purposes from 4/1 to 11/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 7.5 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	5	3N	40E	Bonneville	
		NW	NW	9	3N	40E	Bonneville	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	40E	8	40			40									40			40	160
		9					40	40	40	40	40	40	40	40					280
		16					40	40	20	20									120
		17	40																40

AUG 25 1993

Total acres 600

9. Describe any other water rights used for the same purpose as described above Lic 25-7068

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 25-7068 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 21 April 1975

5. Water is used for the following purpose:

amount 1.56 cfs for Irrigation purposes from 4/1 to 4/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.56 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	5	3N	40E	Bonneville	
		NW	NW	9	3N	40E	Bonneville	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	40E	8	37			38									40			40	155
		9					33	40	40	40	40	40	40	40					273
		16					40	40	23	23									126
		17	40																40

Total acres 594

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

Lic 25-2123

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

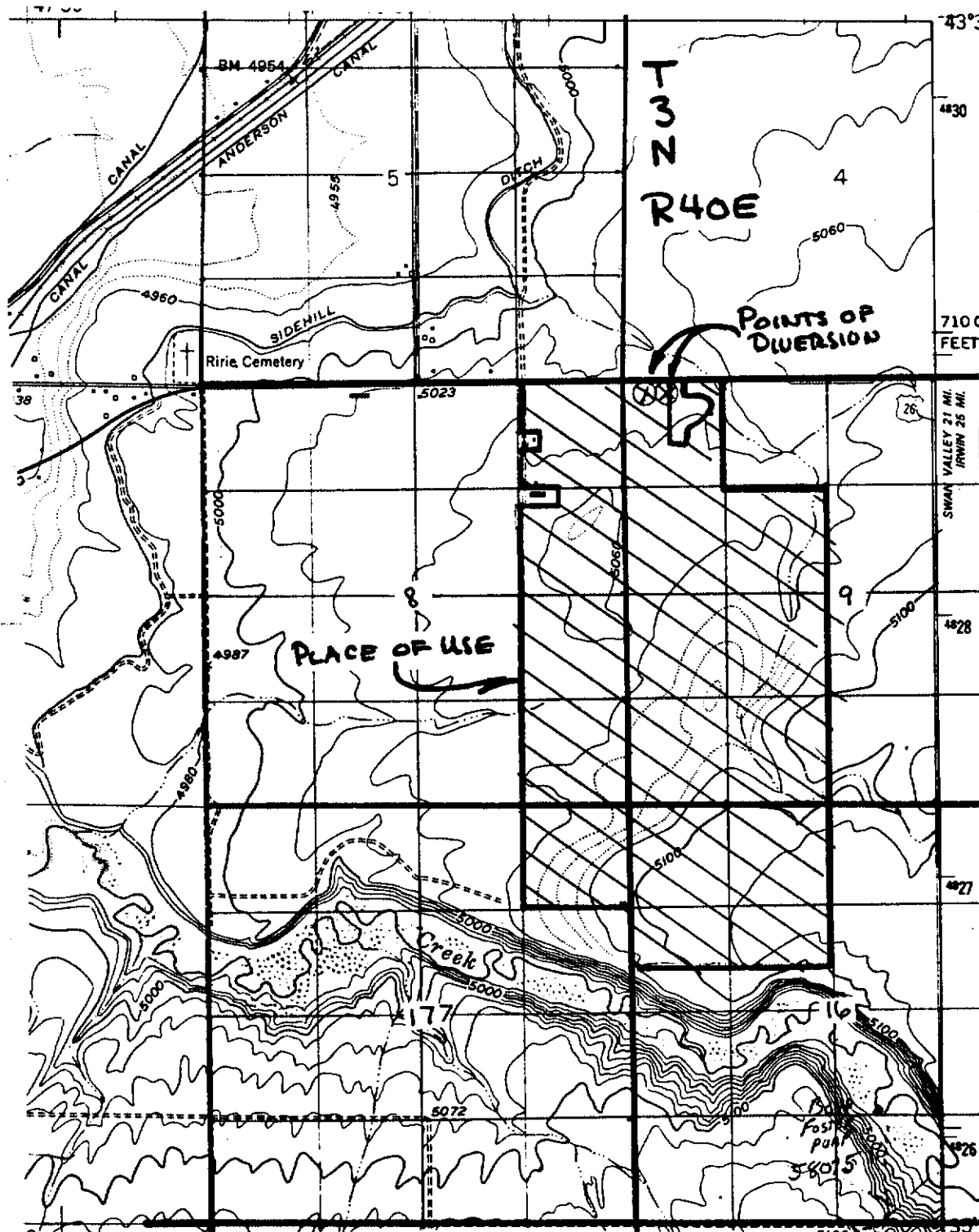
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

AUG 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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 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.

1993

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-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.

(Signature of Applicant)

Subscribed and sworn to before me this 26th day of April, 1993.

BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO

My commission expires _____

MY COMMISSION EXPIRES: 6-30-94

EO 18496 / \$ 50.00 **FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by Jo Date 4-26-93 Protest filed by _____Prelim. check by _____ Fee 50.00

Receipted by _____ Date _____

Published in Past-Register Copies of protest forwarded by _____Pub. dates May 6 & 13-93 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____

AUG 25 1993

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

APPROVED

To Change the Point of Diversion and/or the Place of Use

Name of applicant Leo Parker Phone 538-7980
Post office address Box 26, Ririe, ID 83443

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 25-2123 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water groundwater tributary to _____

4. Date of priority August 8, 1956

5. Water is used for the following purposes:
amount 7.5 cfs for irrigation purposes from April 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 7.5 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5
Township 3N Range 40E, B.M., in Bonneville County
Additional points of diversion, if any _____

8. Lands irrigated or 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 $\frac{1}{4}$	
3N	40E	8	40			40									40			40	160
		9					40	40	40	40	40	40	40						280
		16					40	40	20	20									120
		17	40																40

Total number of acres to be irrigated 600

Describe any other water rights used for the same purposes as described above Permit 25-7068

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
- a. Amount of water to be diverted 7.5 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW ¼ SE ¼, Section 5 Township 3N
Range 40E, B.M., Bonneville County
Additional points NW¼NW¼, Sec. 9, T. 3N, R. 40E
- c. Description of diverting works Well, pump, 14" main line, hand lines, center pivot and booster pump.
- d. Describe the reasons for applying for a change in the point(s) of diversion Adding additional point of diversion for system.

2. Change in place of use NO CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

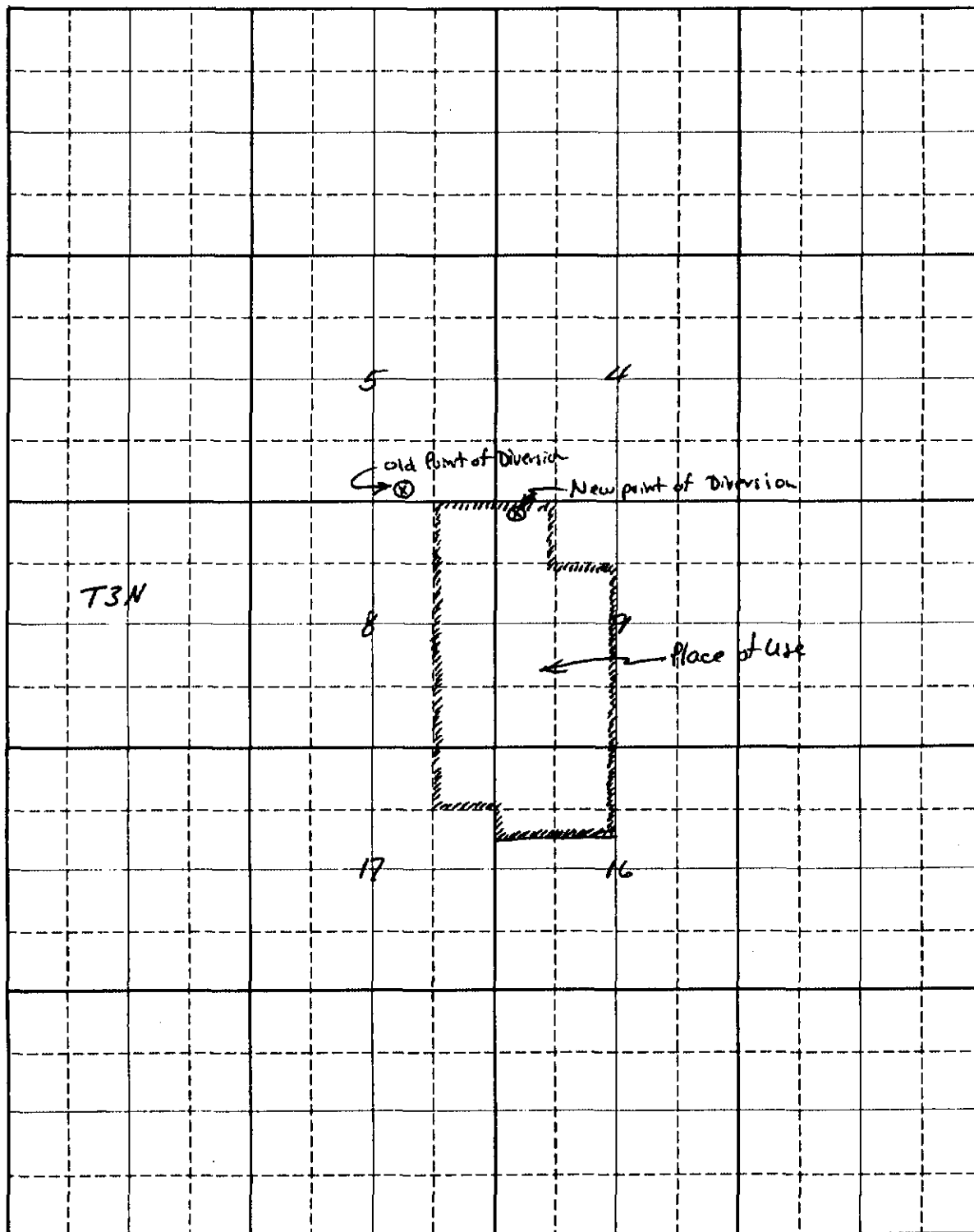
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

RECEIVED

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

R 40 E



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

MICROFILMED

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4. Remarks _____

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

Geo Parker
(Signature of applicant)

Subscribed and sworn to before me this 30 day of March, 19 81.

Kathlyn A. Wapner
(Notary public)

My commission expires 2/15/1983

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 25-2123
and said application is hereby approved, subject to the following limitations and conditions:

Witness my hand this 23rd day of June, 19 81.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>KCW</u>	Date <u>30 Mar 81</u>	Protest filed by _____
Prelim. check by <u>JAC</u>	Fee <u>50.</u>	_____
Receipted by <u>KCW</u>	Date <u>3/30/81</u> # <u>17143</u>	_____
Published in <u>Post Register</u>	Copies of protest forwarded by _____	_____
Pub. dates <u>4/6 & 4/16/81</u>	Hearing held by _____	Date _____
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	_____
_____ rec'd. _____	by <u>EMC Det</u>	_____

State of Idaho License and Certificate of Water Right

Water License No. G-26524 Amount 7.50 c.f.s.
Water District No. _____ Priority August 8, 1956

THIS IS TO CERTIFY that L. W. BROWN - Assignee - L. W. BROWN and SONS
of Rigby, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 8, 19 56; that Permit No. G-26524
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
7.50 second feet, was issued thereunder on November 20, 19 59, showing that said works
were completed on the 20 day of August, 19 59; and that on the 20
day of August, 1959,

L. W. BROWN - Assignee - L. W. BROWN and SONS
of Rigby, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
a tributary of subterranean flow, for the purpose of irrigation
under Use Permit No. G-26524 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6829, on the 20 day of November, 19 59;

The right hereby confirmed dates from August 8, 19 56;

The Point of Diversion is located

in the SW 1/4 SE 1/4, Sec. 5, Tp. 3 N., R. 40 E., B. M. County Bonneville

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 7.50 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	40 E.	8	NE 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NE 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
		9	NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NE 1/4 NW 1/4	40	40
		16	NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	20
			SE 1/4 NW 1/4	40	20
			NE 1/4 NE 1/4	40	40

Total number of acres to be irrigated 600
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
20 day of November, 19 59.

GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-34429
Permit No. G-26524
District No.

25-11-20
Ordered to L. W. Brown & Sons
Rt #2 Rigby, Id.

1. Name of Applicant: L. W. BROWN
Postoffice address: Rigby, Rt. #2 County: Jefferson State: Idaho
2. Quantity of water claimed: Irrigation well - 8.24 c.f.s.
 (a) Rate of withdrawal in cubic feet per second. 8.24 or Idaho
 Miners' inches 412" or gallons per minute. 3720 gpm
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Irrigation Well (Subterranean flow)
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 5
 Twp. 3 N. , Rge. 40 E. , B.M., County of Bonneville
5. Water is to be used for: Irrigation of crop land.
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Deep well turbine pump and sprinkler system.
8. Estimated cost of works: \$65,000.00
9. (a) Is reservoir to be used?
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 2 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) No (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 3720 gpm (cubic feet per second, inches or gallons per minute) is for new lands.

Twp.	Range	Sec.	NE¼		NW¼		SW¼		SE¼		Totals			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		NE¼	NW¼	SW¼
3 N.	40 E.	9					40	40	40					280
		8	40		40						40		40	160
		16				40	40	40	40					160
		17	40		40									80
Total Number of Acres to be Irrigated - - -											680			
A sprinkler system using steel main lines and portable laterals is being installed in such a manner to enable us to irrigate <u>all</u> of each legal subdivision described above.														

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G-26524

Comes now L. W. Brown, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26524, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: The east $\frac{1}{2}$ of the east $\frac{1}{2}$ (E $\frac{1}{2}$ E $\frac{1}{2}$) Section 8; the west $\frac{1}{2}$ of the west $\frac{1}{2}$ (W $\frac{1}{2}$ W $\frac{1}{2}$) of Section 9; the southeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ (SE $\frac{1}{4}$ NW $\frac{1}{4}$) and the east $\frac{1}{2}$ of the southwest $\frac{1}{4}$ (E $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 9; the north $\frac{1}{2}$ of the northwest quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$) and the north half of the south half of the northwest $\frac{1}{4}$ (N $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 16; the northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 17, all in township 3 north, range 40 E.B.M., making a total of 600 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Idaho Falls, this day of July, 1958

/s/ L. W. Brown

Date of receipt at office of Department of Reclamation
July 30, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26524. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ E. N. Humphrey
Deputy State Reclamation Engineer

Approved and recorded:
July 30, 1958

PERMIT NO. G-26524
APPLICATION FOR EXTENSION OF TIME FOR
COMPLETION OF WORKS

L. W. Brown, of Route # 2, Rigby, State of Idaho, being first duly sworn, upon his oath deposes and says: He is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26524. Under the terms and conditions of said permit, construction work thereunder was required to be completed by September 24, 1958.

That he has heretofore performed the following work described under said permit - All of the property described in the application has already been brought under overhead irrigation by use of completed pumping and pipe system of irrigation.

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

The work is completed, but applicant needs more time for proof of completion.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to June 1, 1959.

/s/ L. W. Brown

Subscribed and sworn to before me this 1st day of October, 1958.

/s/ Reginald R. Reeves
Notary Public

My commission expires - Residing at Idaho Falls, Idaho

Date of receipt at office of Department of Reclamation - October 3, 1958.

APPROVAL OF COMMISSIONER OF RECLAMATION

Geo. N. Carter
I, ~~Reginald R. Reeves~~ Deputy State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to appropriate the Public Waters of the State of Idaho, No. G-26524, to June 1, 1959.

Witness my hand this 5th day of October, 1958.

/s/ E. N. Humphrey
Deputy State Reclamation Engineer

A S S I G N M E N T

For value received, I hereby assign all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-26524 to L. W. BROWN AND SONS, Route #2, Rigby, Idaho.

s/ L. W. BROWN
Permit Holder

s/ ADA BROWN
Wife, of Permit Holder

STATE OF IDAHO }
County of Jefferson) ss

On this 15 day of November, 1959, before me, a Clerk of the District Court for the State of Idaho, residing at Rigby, Idaho, personally appeared L. W. BROWN and ADA BROWN, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

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

s/ EILEEN Madsen
Clerk of the District Court
Twelfth Judicial District
Residing at Rigby, Idaho

(SEAL)

Recorded: November 20, 1959

Permit No. G-26524
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that L. W. BROWN - Assignee - L. W. BROWN and SONS of Rigby, County of Jefferson, and State of Idaho, the holder of Permit No. G-26524, issued upon Application No. G-34429 bearing date of priority of August 8, 1956, authorizing the diversion of 8.24 second feet of the waters of a well, County of Bonneville, State of Idaho, for irrigative purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 7.50 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SW 1/4, Sec. 5, T. 3 N., R. 40 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

600 acres in E 1/2, Sec. 8; NW 1/4, SW 1/4, Sec. 9; NW 1/4, Sec. 16; NE 1/4, Sec. 17, T. 3 N., R. 40 E., B. M.

Witness my hand this 20 day of November, A. D., 1959

s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: August 20, 1959.

LICENSE ISSUED FOR 7.50 SEC. F.I.

Page 6829

Andrews drilled

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 0-26524

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant L. W. Brown

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the SW 1/4 E 1/2 of Section 5

T. 3 N. R. 40 E. B.M. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same: 160' x 20" cast 90' or rock

h = 60' lift = same 3 lat. lines 4" Al. 49 sprinklers per line

1/4" singles, Rainbird 30 @ 35" pressure

49.60 hp. vert. motor 728046, 12" x 90' lat.

152 hp. 11.8 hor. motor 1100925 E. Peerless Cent. Pump 8' x 6" into 10' diam

2nd Cent. outlet = duplicate into 16" main line no protection. Case bore 9' x 11'

5. Water is used for: irrigation of crop land

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

E 1/2 of Sec. 8; NW 1/2 of Sec. 9; SE 1/4 NW 1/2 and the E 1/2 SW 1/2 of Sec. 9; NE 1/4 and the

N 1/2 SW 1/2 of Sec. 16; NE 1/4 NE 1/2 of Sec. 17, all in Twp. 3 N., Rge. 40 E. B.M.

making a total of 600 acres

Bank of "control panels on West 8"

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

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

Remarks: _____

Mr. Brown along

Harvesting potatoes. Operation not possible.

Q = by calculation

This examination was made on the 7 day of Oct, 1959

026524

(Signed) E. J. Humphrey Examiner.

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
OCT 22 1959

Department of Reclamation

L. W. Brown
Rt. #2, Rigby, Idaho

Permit No. G-26524

The Oct 8
Examination for Completion of Works & Beneficial Use

County Bonneville

5-3N.-40E.

Q = 8.24 c.f.s.

S = Well

P.D. = SW. SE, Sec. 5, T. 3N. - R. 40E

1/4" nipples @ 35 pressure

well = 20" x 160' 637 nyples.

Use = Irrigation

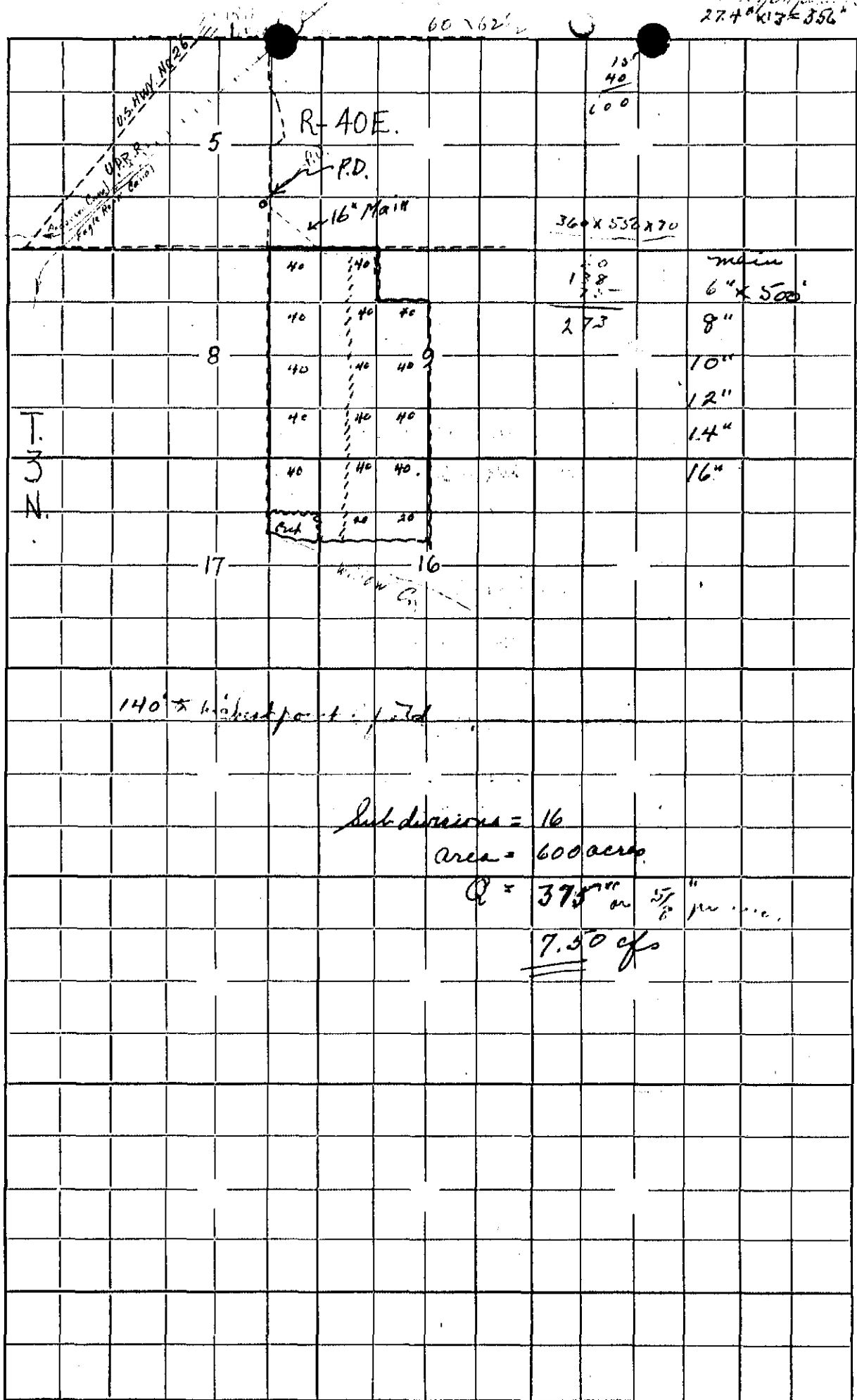
5.5" reasonable.

400 ac. a.

Filed Aug. 8, 1959

Due = Sept. 24, 1959

no other notes



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

826524

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. Q-26524

REPORT ON PROOF OF Completion of Works & Beneficial Use

L. W. Brown, Rt. #2, Rigby, Idaho

SEPTEMBER 13, 1993

LEO PARKER
PO BOX 26
RIRIE ID 83443

RE: TRANSFER

Dear Mr. Parker:

Our office has received notice of your approved transfer #4114 of water right #25-02123 and 25-07068. The Snake River Basin Adjudication claims filed on these rights have been amended pursuant to the approved transfer. Enclosed are copies of the amended claims for your records.

Please review the notices carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notices, please place the copies with your records.

Sincerely,

Eric Verner
Sr. Water Agent

EV:sc

Enclosure

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APR 12 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4114
WATER RIGHT NO(S). 25-02123/25-07068

Regin Hynd.

RECEIVED

AUG 02 1993

This is to certify that: LEO PARKER
PO BOX 26
RIRIE ID 83443

Department of Water Resources
Eastern District Office

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>
Right No. 25-02123 :			
IRRIGATION	04/01 to 10/31	7.50 CFS	2376.0 AF
Priority: 08/08/1956			
Right No. 25-07068 :			
IRRIGATION	04/01 to 10/31	1.56 CFS	662.2 AF
Priority: 04/21/1975			

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 9, Township 03N, Range 40E
BONNEVILLE 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>
03N	40E	8	NENE 37	SENE 38	NESE 40	
			SESE 40			155
		9	NWNW 33	SWNW 40	SENW 40	
			NESW 40	NWSW 40	SWSW 40	
			SESW 40			273
		16	NENW 40	NWNW 40	SWNW 23	
			SENW 23			126
		17	NENE 40			40

Total number of acres irrigated: 594

CONDITIONS/REMARKS:

MICROFILMED

APR 12 1994

TRANSFER NO. 4114
WATER RIGHT NO(S). 25-02123/25-07068

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Two points of diversion are located within NWNW, S09, T03N, R40E.

Dated this 20TH day of July, 1993.

John Johnson
for Chief, Water Alloc. Bureau

MICROFILMED

APR 12 1994