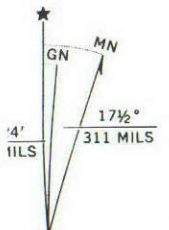
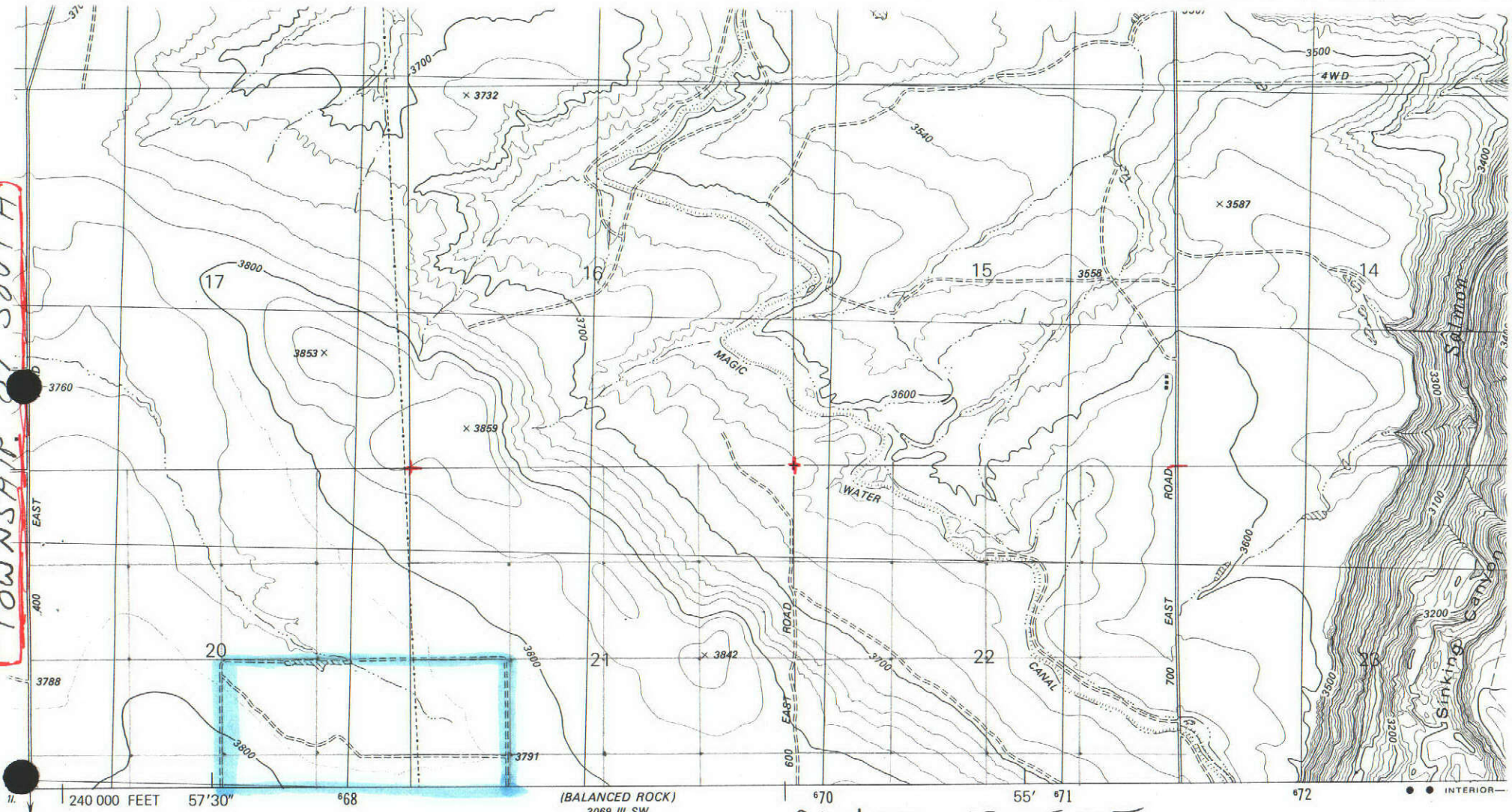
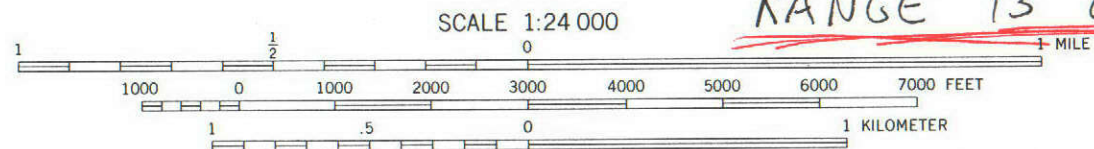


TOWNSHIP 29 SOUTH



1980 MAGNETIC NORTH
AT CENTER OF SHEET



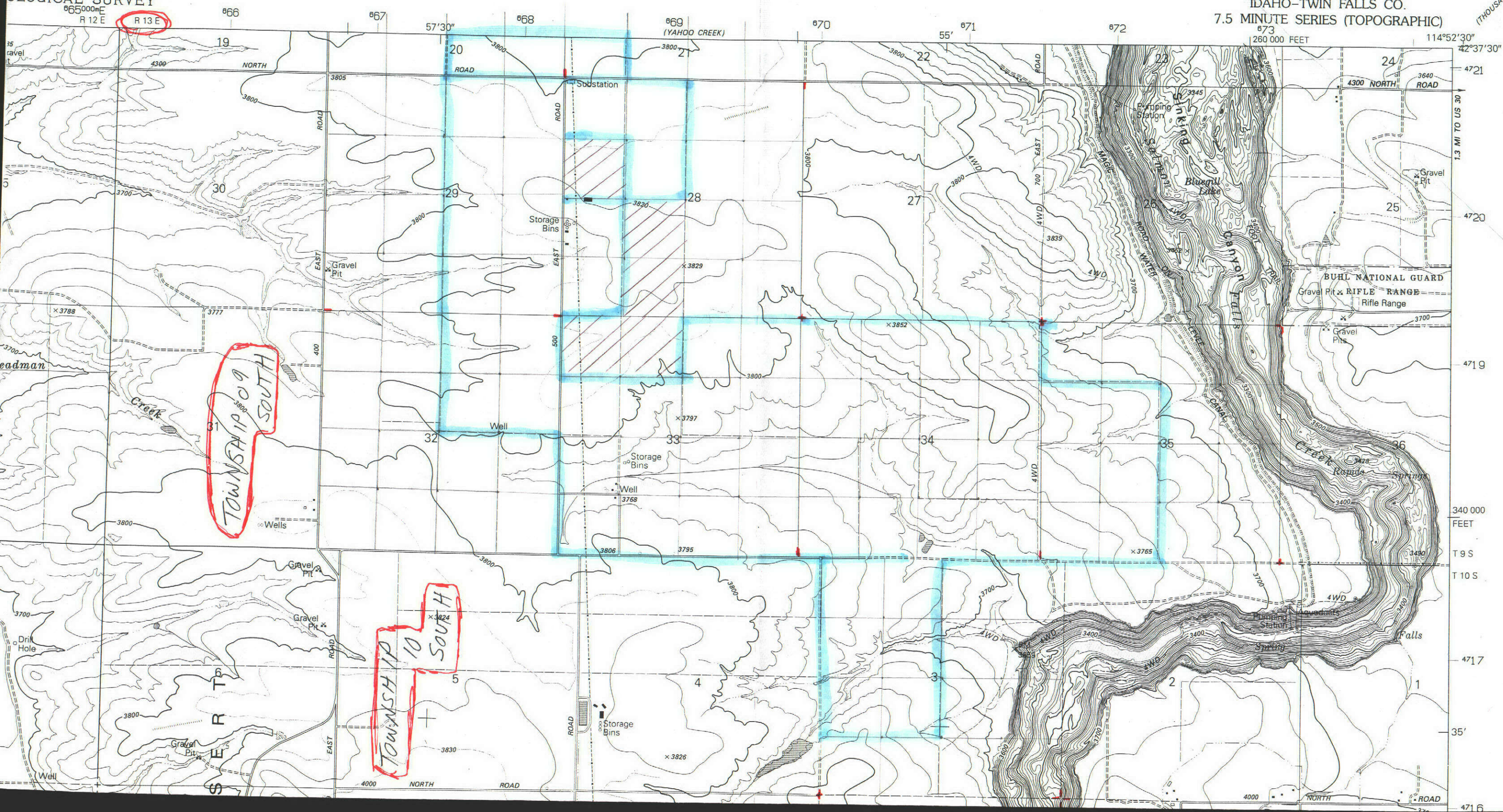
SCALE 1:24 000
CONTOUR INTERVAL 20 FEET
SUPPLEMENTARY CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

RANGE 13 EAST



- Primary highway, hard surface ———
- Secondary highway, hard surface ———
- Interstate Route ———

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



A47-02419
A47-02374
A47-02377
A47-02379
A47-04015
A47-07040
A47-07618
A47-07615

20

21

600 EAST

3791

28

3829

4200

NORTH

ROAD

3822

3797

Well

3797

3805

ROAD

31

X 376

MAR 11 1953

MICROFILMED

NORTH

X 3824



ROAD

4

3

2

BM

3559

TRAIL

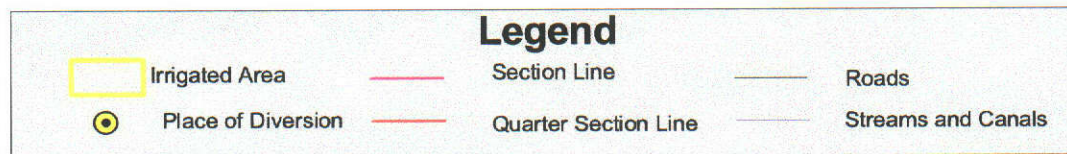
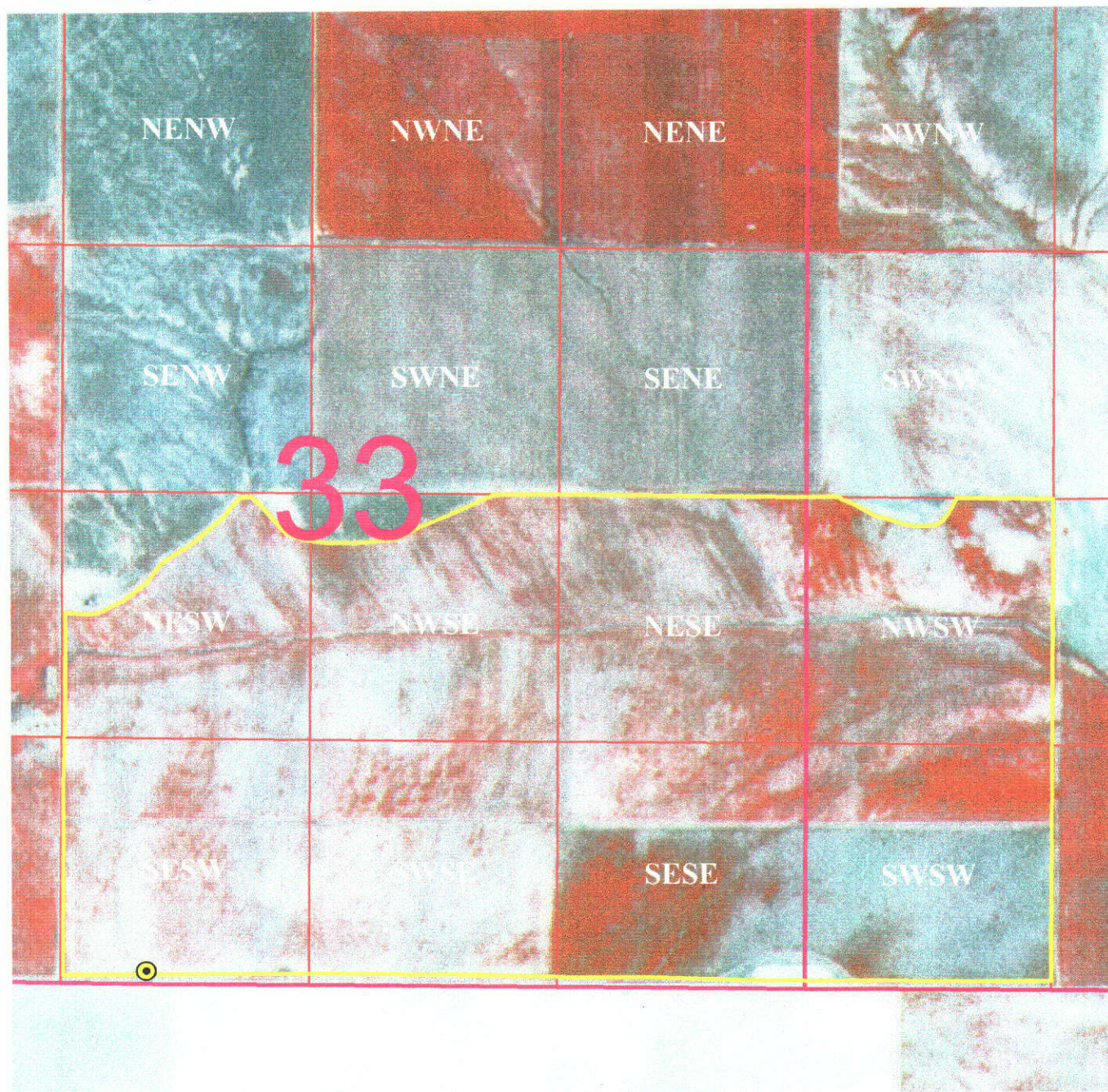
Mill Lake

Long Canyon

Trail

Water Right Claim Number 47-02374
Township , 9S13E

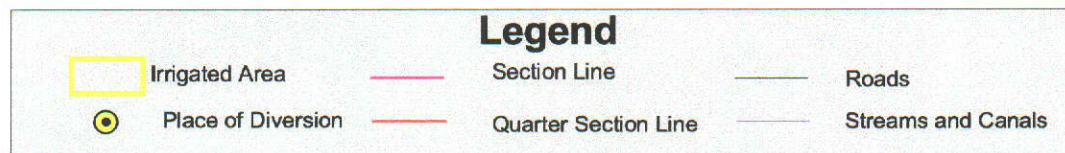
02/16/2001



600 0 600 1200 Feet



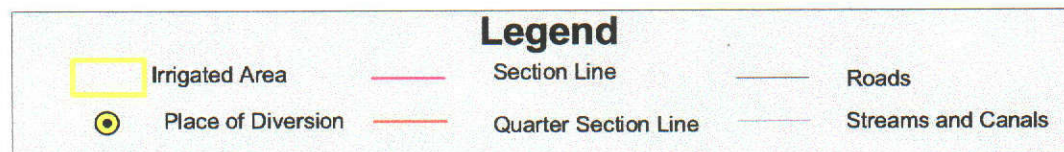
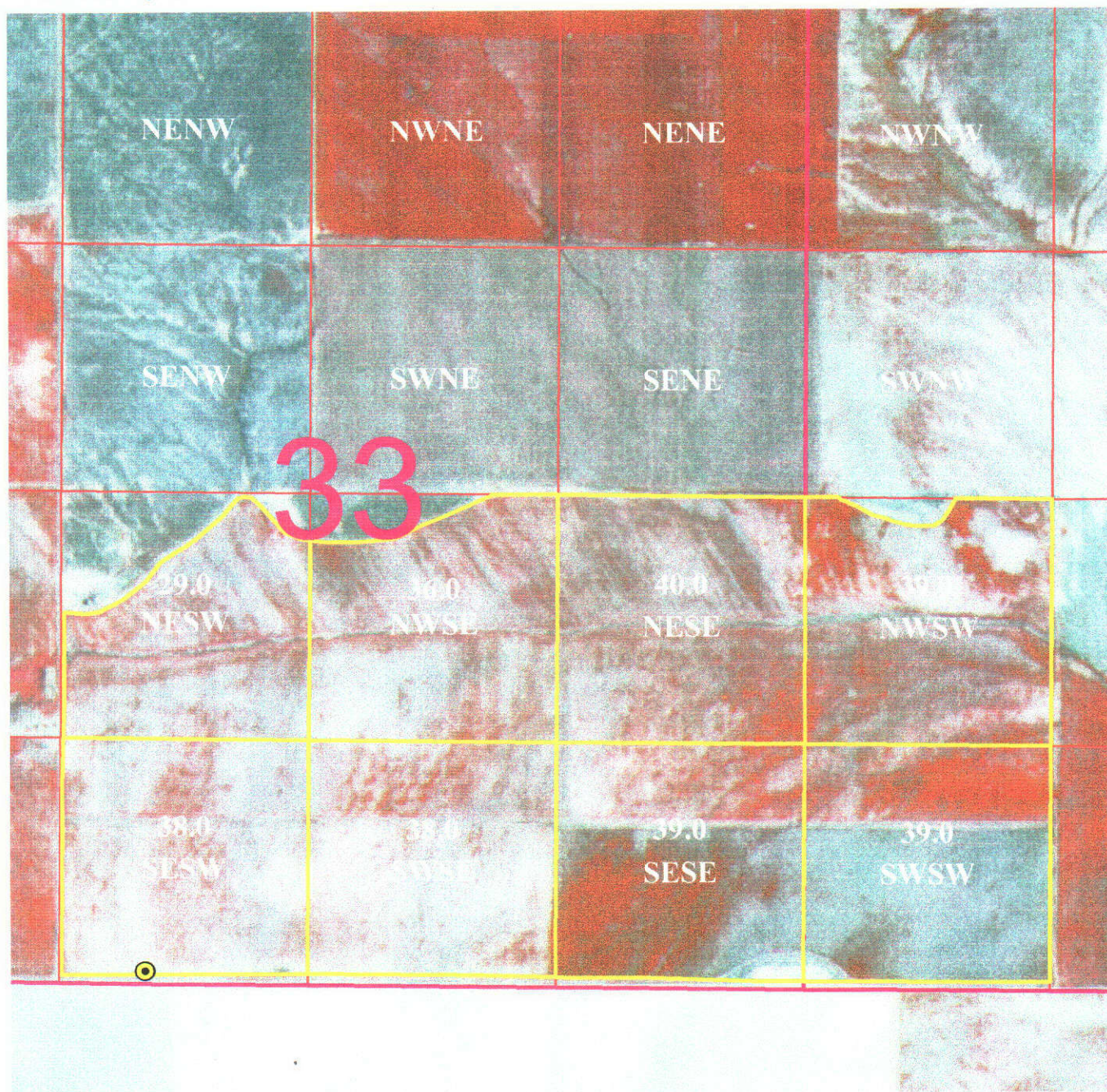
02/16/2001



N

Water Right Claim Number 47-02374
Township , 9S13E

02/16/2001



600 0 600 1200 Feet



SPATIAL
DYNAMICS

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: A47-02374
Date Received: 1/10/1989
Receipt No: S005807
Received By: *C. J. OWNER CHANGE*

~~COPY FOR~~
~~YOUR FILES~~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

~~COPY FOR~~
~~YOUR FILES~~

1. Name: DRISCOLL BROTHERS PARTNERSHIP 208-226-2168
Address: 2250 S 3200 W
ABERDEEN ID 83210

2. Date of Priority: JUL 19, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	13E	33	SE	SE	SW		TWIN FALLS

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.800		1060.00

7. Total Quantity Appropriated is:
3.800 C.F.S. (and/or) 1060.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	13E	33	NE	SW		IRR	33.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	33.0
			SW	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	13E	33	SE	SE		IRR	40.0
						Section Acres	226.0
		34	NW	SW		IRR	38.0
			SW	SW		IRR	39.0
						Section Acres	77.0
						Total Acres	303.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

14. Remarks:

2 POINTS P/D IN SESW, S33, T9S, R13E.

06/28/99, CHANGED OWNERSHIP R&L FARMS TO DRISCOLL BROS. AS PER
WARRANTY DEED AND FORM 1409(6) RECEIVED 12/11/98. C.T.

15. Basis of Claim: LICENSE

Water Right Number: 31261



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 9, 2000

ATTN DEANNA L CURRY
IDAHO AGRICULTURAL CREDIT ASSOCIATION
AMERICAN FALLS BRANCH
PO BOX 300
AMERICAN FALLS ID 83211

RE: SRBA Claim(s) 47-02316A, 47-02353, 47-02369,
47-02374, 47-02376, 47-02377, 47-02379, 47-02419,
47-04015, 47-04099, 47-04174, 47-04205, 47-07040,
47-07252, 47-07565, 47-07569, 47-07615, 47-07618

Dear Deanna,

This letter is confirmation that Idaho Agricultural Credit Association has been added to our records as 'lienholder' on the Driscoll Brothers Partnership adjudication claims listed above. Should you have any questions or need further assistance, please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

cc: Driscoll Brothers Partnership

A47-02374



American Falls Branch
127 Idaho
P.O. Box 300
American Falls, ID 83211
Bus: 208/226-5251
Toll Free: 1-800-831-5143
Fax: 208/226-5063

RECEIVED

FEB 22 2000

Department of Water Resources
Southern Region

February 16, 2000

Idaho Dept. of Water Resources – Southern Region
1341 Fillmore, Suite 200
Twin Falls, ID 83301-3380

Dear Trish,

Please find enclosed a copy of the recorded Real Estate Mortgage between Driscoll Brothers, A Partnership and Idaho Agricultural Credit Association f.k.a. Eastern Idaho Agricultural Credit Association. We are providing a copy of the mortgage as proof of security interest in the following Water License #'s: 47-02353, 47-02369, 47-02374, 47-02376, 47-02377, 47-02379, 47-02419, 47-04205, 47-04174, 47-07040, 47-07565, 47-07615, 47-07618, 47-02316A, 47-04015, 47-04099, 47-07252, and 47-07569. Please acknowledge Idaho Agricultural Credit Association, f.k.a. Eastern Idaho Agricultural Credit Association, at the address shown above, as lender or co-owner of the referenced water licenses. Please send confirmation of the assignment to the above address as well. If you have any questions please call 1-800-831-5143. Thank you for your attention to this matter.

Sincerely,
Idaho Agricultural Credit Association

Deanna L. Curry
Operations Assistant

Encl.

*see 47-02316A for copy of
real estate mortgage
4/23/9/2000*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

July 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DRISCOLL BROTHERS PARTNERSHIP
2250 S 3200 W
ABERDEEN ID 83210

RE: SRBA Claim(s) A47-02379; A47-02419; A47-02374; A47-07040;
A47-02376; A47-02377; A47-04205; A47-04015; A47-04174

Dear Claimant:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership of the above referenced claim to you. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Cheryl Timm
Clerical Specialist, SRBA

Enc.: Claim to a Water Right(S) referenced above

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED
DEC 11 1998
Department of Water Resources
Southern Region

1. Water Right No(s):
A47-02379, A47-02419, A47-02374, A47-07040, A47-02376, A47-02377
Adjudication Claim No(s): 47-13176, 47-13173, A47-04205, A47-04015, A47-04174
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: R&L Farms 3874 N 1300 E. Buhl, ID 83316
AND OR KAREN & JANET EASTERDAY
4. New Owner/Claimant(s): Driscoll Brothers Partnership
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: 2250 S. 3200 W.
City, State and ZIP Code: Aberdeen, ID 83210
New Telephone Number: (208) 226-2168
5. Date you acquired the property: JULY 2, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s): Driscoll Brothers by: *[Signature]*
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

data entered 6/28/99 ef
[Signature]

Twin Falls, Idaho
02:00 PM JUL 02 1998
No. of Pages 22
Ex. 115.00

40869
TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

***** SPACE ABOVE FOR RECORDER *****

WARRANTY DEED

FOR VALUE RECEIVED LENARD D. EASTERDAY AND LORENE I. EASTERDAY, husband and wife; LARAY EASTERDAY AND JANET EASTERDAY, husband and wife; RONALD D. EASTERDAY AND MARY EASTERDAY, husband and wife; R & L FARMS, a general partnership hereinafter called the grantor, hereby grants, bargains, sells and conveys unto DRISCOLL BROTHERS PARTNERSHIP, an Idaho General Partnership, BY Wallace B. Driscoll and Martin D. Driscoll, General Partners hereinafter called grantee, whose address is: 22505 3200 W, Aberdeen, ID 83210, the following described premises, in Twin Falls County, Idaho, to-wit:

See Attached Exhibit "A" attached hereto and made a part thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 2, 1998

Lenard D. Easterday
LENARD D. EASTERDAY

Laray L. Easterday
LARAY L. EASTERDAY

Ronald D. Easterday
RONALD D. EASTERDAY

Lorene I. Easterday
LORENE I. EASTERDAY

Janet Easterday
JANET EASTERDAY

Mary Easterday
MARY EASTERDAY

R & L FARMS, a general partnership

Laray L. Easterday
LARAY L. EASTERDAY, partner

Ronald D. Easterday
RONALD D. EASTERDAY, partner

* * * * *

STATE OF IDAHO
County of Twin Falls

On this 2nd day of July, 1998, before me, a Notary Public in and for said State, personally appeared **LENARD D. EASTERDAY AND LORENE I. EASTERDAY**, husband and wife; **LARAY EASTERDAY AND JANET EASTERDAY**, husband and wife; **RONALD D. EASTERDAY AND MARY EASTERDAY**, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

Marta R. Lemoyne
Notary Public for Idaho

Residing at: Buhl

Commission Expires: 9-8-99

STATE OF IDAHO
County of Twin Falls

On this 2nd day of July, 1998, before me, a Notary Public, personally appeared **LARAY L. EASTERDAY AND RONALD D. EASTERDAY**, known or identified to me to be the General Partner or partners in **R & L FARMS**, a general partnership, and the partners who subscribed said partnership name to the foregoing instrument and acknowledged to me that they executed the same in said partnership name.

Marta R. Lemoyne
Notary Public for Idaho

Residing in Buhl

Commission Expires 9-8-99

EXHIBIT "A"

PARCEL NO. 1

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 28: NW $\frac{1}{4}$ NW $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

EXCEPT a parcel of land 250 feet by 400 feet located in the Northwest corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 28, more particularly described as follows:

BEGINNING at the Northwest corner of said Section 28 and which is the **TRUE POINT OF BEGINNING**;

THENCE South 89°55' East 400 feet;

THENCE South 00°03' East 250 feet;

THENCE North 89°55' West 400 feet;

THENCE North 00°03' West 250 feet to the **TRUE POINT OF BEGINNING**.

PARCEL NO. 2

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 20: SE $\frac{1}{4}$

Section 21: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 29: N $\frac{1}{2}$ NE $\frac{1}{4}$

Section 33: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

PARCEL NO. 3

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 33: E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

PARCEL NO. 4

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 34: E $\frac{1}{2}$ SW $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

Township 10 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 3: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

PARCEL NO. 5

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 34: S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 35: S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

PARCEL NO. 6

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 33: NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 34: W $\frac{1}{2}$ NW $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

PARCEL NO. 7

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 34: NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$

SUBJECT TO: Twin Falls County Highway Right of Way

PARCEL NO. 8

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 28: E $\frac{1}{2}$ NW $\frac{1}{4}$

AND the following described easement:

A 30 foot strip of land as it affects the following described parcels of ground in Section 28, Township 9 South, Range 13 E., B.M., the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$; in Section 33, the NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

BEGINNING at a point that lies North 40°19' East 940.1 feet and North 39°51'30" East 1,096.7 feet of the Southwest corner of Section 33;

THENCE describing a 30 foot strip of land being 15 feet left and right of the following described easement centerline due North 825.2 feet;

THENCE North 00°13'30" West 1,585.6 feet;

THENCE North 00°03'30" West 1,795.3 feet;

THENCE North 00°10'30" East 8.3 feet;

THENCE North 00°10'30" East 3,500.7 feet to a point that lies approximately South 3°37' East 131.4 feet and South 47°12'30" East 1,760.0 feet of the Northwest corner of said Section 28.

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 28: NW $\frac{1}{4}$ SW $\frac{1}{4}$

EXCEPT that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ being more particularly described as follows:

BEGINNING at the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE East along the North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ for 210 feet;

THENCE South and parallel to the West line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ for 225 feet;

THENCE West parallel to the North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ for 210 feet to the West line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE North along said West line for 225 feet to the POINT OF BEGINNING.

Section 29: S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 28: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 29: S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 32: NE $\frac{1}{4}$

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

Section 28: That part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ being more particularly described as follows:

BEGINNING at the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE East along the North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ for 210 feet;

THENCE South and parallel to the West line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ for 225 feet;

THENCE West parallel to the North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ for 210 feet to the West line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE North along said West line for 225 feet to the POINT OF BEGINNING.

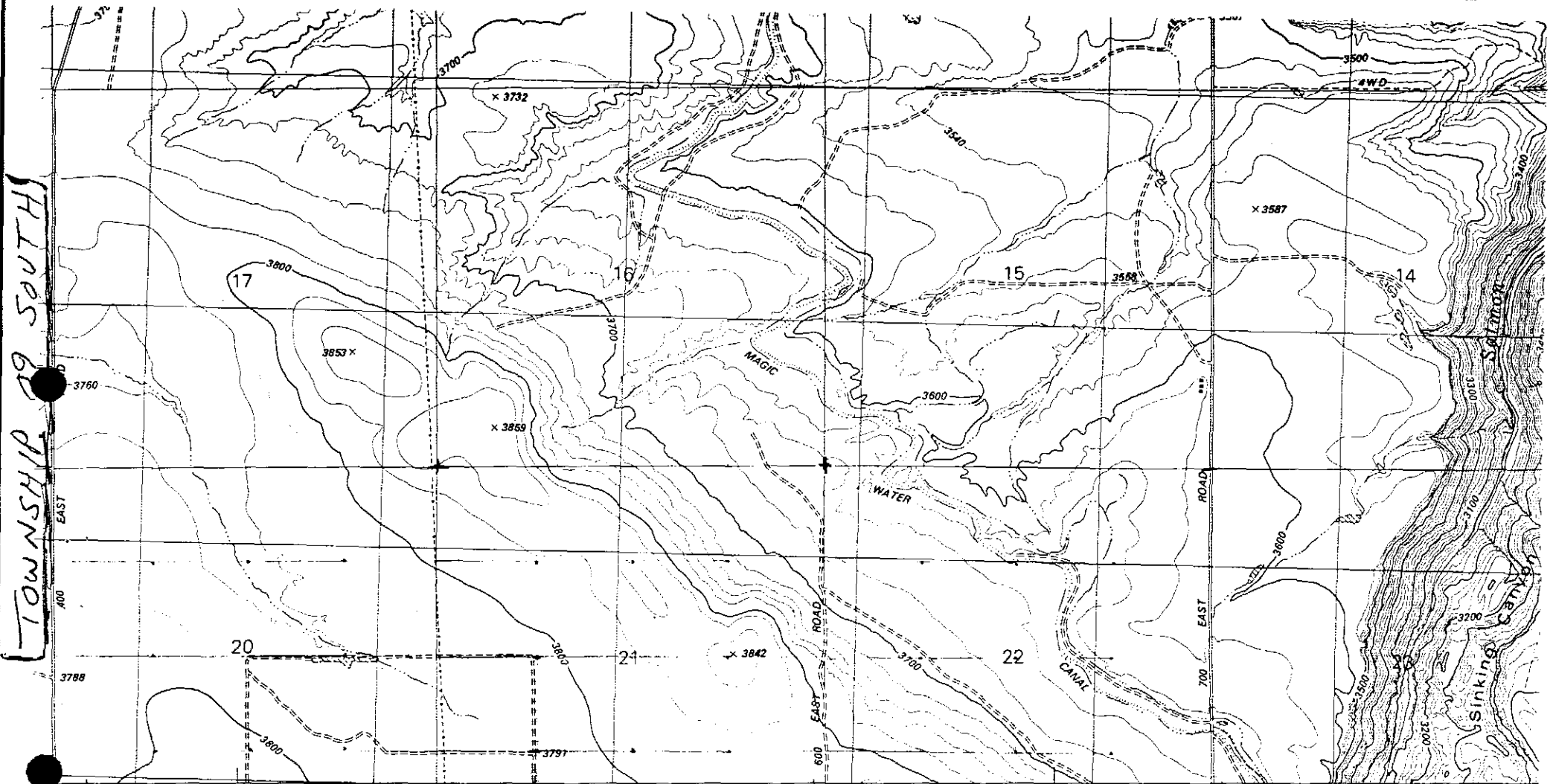
SUBJECT TO: Twin Falls Highway District right of way

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho

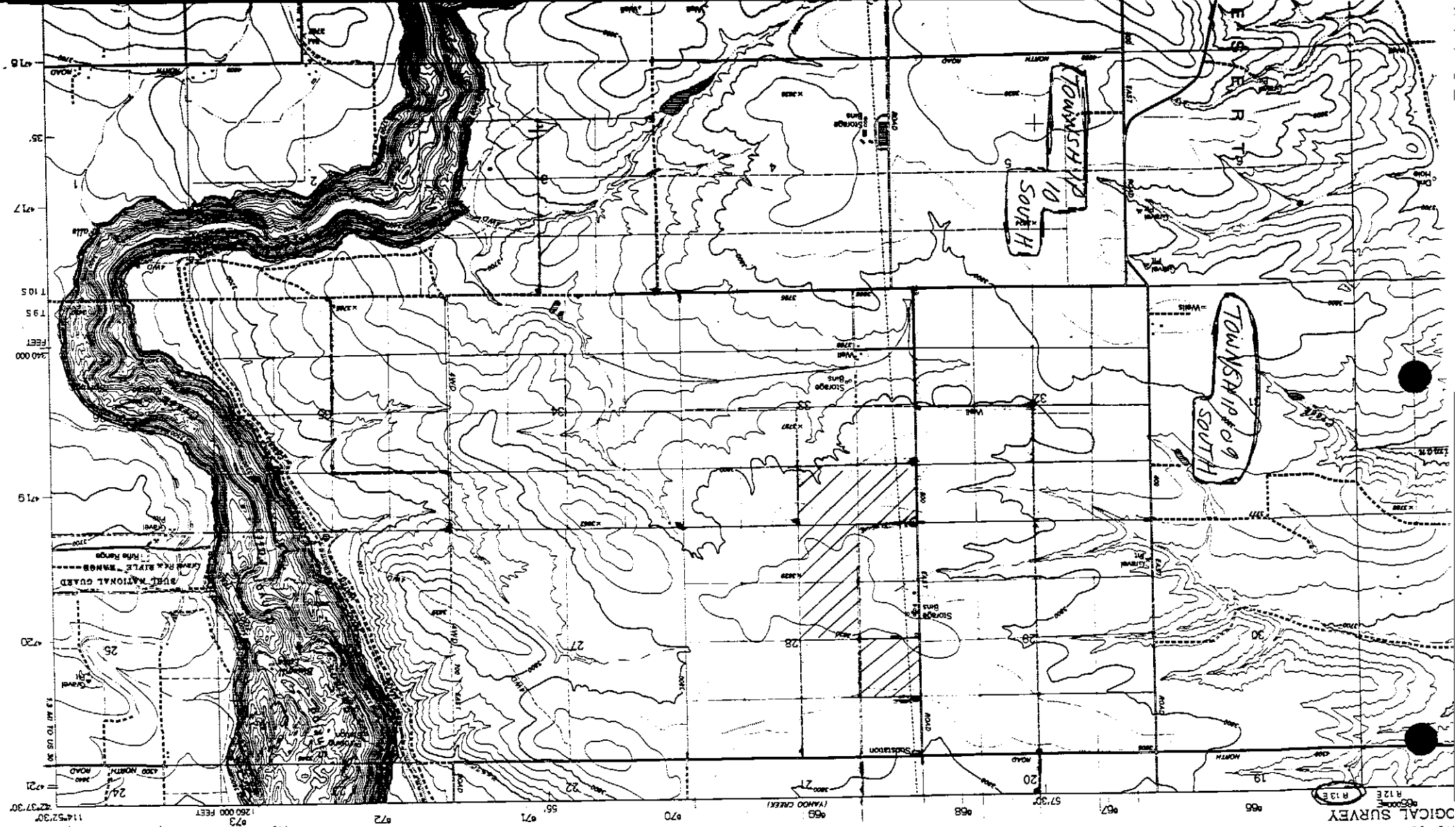
Section 34: NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$

SUBJECT TO: Twin Falls Highway District right of way -

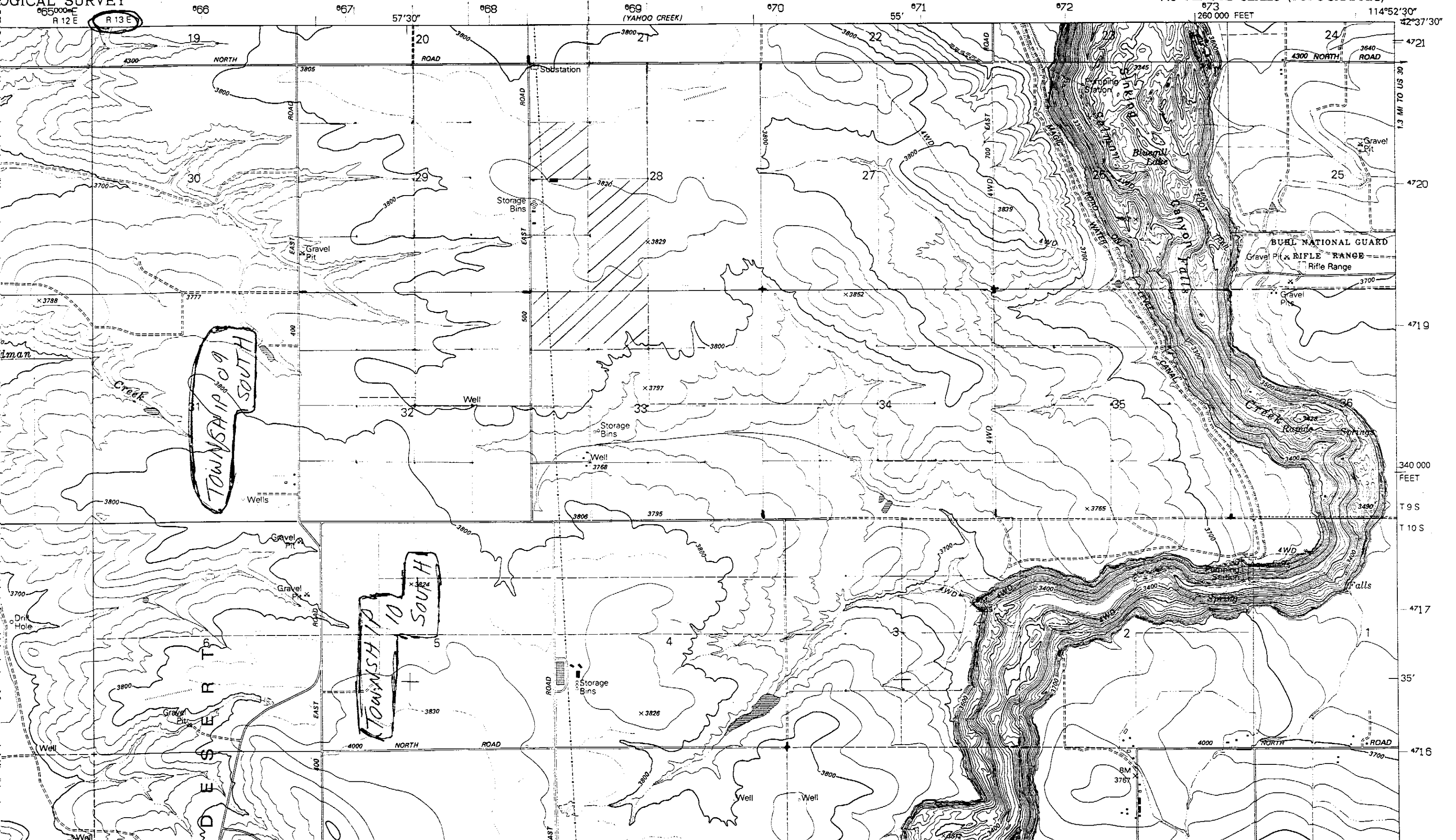
TOWNSHIP 29 SOUTH



UNITED STATES
BUREAU OF THE INTERIOR
GEOLOGICAL SURVEY



BALANCED ROCK QUADRANGLE
IDAHO-TWIN FALLS CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)
1:250,000 FEET
114°52'30" W. 42°37'30" N.



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: A47-02374
Date Received: 12/22/1988
Receipt No: 5005807
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: R & L FARMS
Address: RT 2 BOX 107D
BUHL, ID 83316
208-326-5736
2. Date of Priority: JUL 19, 1963
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	13E	33	SE	SW			TWIN FALLS
5. Description of diverting works:
WELL & PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.800		1060.00
7. Total Quantity Appropriated is:
3.800 C.F.S. (and/or) 1060.00 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	13E	33	NE	SW		IRR	33.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	33.0

A47-02374

Page 1

Date: 12/22/88

MICROFILMED

MAR 11 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	13E	33	SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		226.0
		34	NW	SW		IRR	38.0
			SW	SW		IRR	39.0
					Section Acres		77.0
					Total Acres		303.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

14. Remarks:

2 POINTS P/D IN SESW, S33, T9S, R13E.

15. Basis of Claim: LICENSE

Water Right Number: 31261

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
R & L Farms Title
Organization, that I have signed the foregoing
document in the space below as Partner of
R & L Farms Title
Organization and that the statements contained in the
foregoing document are true and correct.

L. Ray L. Easterday
Signature of Authorized Agent
Partner R & L Farms
Title and Organization

1/10/89
Date

State of Idaho)
County of SE) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of Jan 19 89

Lon White
Notary Public

Seal

Residing at SE

My Commission Expires 5/94

A47-02419
A47-02374
A47-02377
A47-02379
A47-04015
A47-07040
A47-07618
A47-07615

20

2

3791

600 EAST

328

3829

4200

NORTH ROAD

3842

3797

Well

3825

ROAD

X 376

MICROFILMED

MAR 11 1983

X 3824



3345

328

3452

2



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

Send to Eastern

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 5, 1991

LaRay & Janet Easterday
R & L Farms
Rt. 2, Box 107D
Buhl, ID 83316

RECEIVED

APR 8 1991

RE: Snake River Basin Adjudication (SRBA)
County - ~~A47-02374~~, A47-02376, A47-02377,
A47-02379, A47-02419, A47-04205, A47-07040,
A47-13173, A47-13176, A47-04174 & A47-04015

Department of Water Resources
Eastern District Office

Dear Mr. & Mrs. Easterday:

Payment has not been received as directed in the certified letter you received on February 19, 1991. Rather than returning the claims to you, the record of the claims will go into a rejected status and remain in that category until payment is received from you. The account will continue to accrue interest, and any fees will not be returned whether the claims are investigated or not.

This will be your last notice until such time as the findings of the Director are included in his report to the Court of the water right claims in that area. Without further payment on the claim fee account, the findings of these claims will be that the claims were rejected for insufficient fees.

If your payment and this letter pass in the mail, I apologize for this letter.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:AR:east

RECEIVED

APR 10 1991

MICROFILMED

MAR 11 1993

Department of Water Resources
Southern Region Office

From: DWR03::FRAZEE 31-MAR-1992 10:52:30.03
To: DWR60::MERRITT
CC: FRAZEE
Subj: REJECTED CLAIMS AR #S000018/LA RAY EASTERDAY

MORNIN' ALLEN. AT DON'S INSTRUCTION, I'VE GONE INTO EACH OF THE FOLLOWING CLAIMS AND CORRECTED HIS DATA ENTRY OF 4/4/91 WHEN HE REJECTED THE CLAIMS FOR INSUFFICIENT FEES.

I ADDED "REJECTED" IN SOURCE AND "DVS 4/4/91" AFTER HIS REMARK OF INSUFFICIENT FEES. I ALSO CORRECTED DATA ENTRY OF ADDRESS FOR CURRENT OWNER(S) WHERE NECESSARY. THIS IS ALL I'VE DONE TO THESE CLAIMS.

A47-04174	A47-04205	A47-02376	A47-02419	A47-02374
A47-02377	A47-02379	A47-04015	A47-07040	A47-07618
A47-07615	A47-13173	A47-13176	A47-13178	

SO AGENT(S) DON'T GET UPSET WHEN THEY SEE MY NAME AS THE LAST ON THE AUDIT TRAIL, YOU MIGHT HAVE JEANE PUT A COPY OF THIS MAIL MESSAGE IN EACH OF THE ABOVE FILES.

MICROFILMED
MAR 11 1993

From: DWR60::MERRITT 16-DEC-1993 10:05:34.75
To: ROBERTSON
CC: MERRITT
Subj: FYI

From: DWR03::FRAZEE 16-DEC-1993 10:04:03.19
To: DWR60::MERRITT
CC: FRAZEE
Subj: UN-REJECTED CLAIMS OF AR #S000018/LA RAY EASTERDAY

MORNING, ALLEN. I JUST UN-REJECTED EASTERDAY'S CLAIMS PER
PAYMENT YESTERDAY TO JIM STANTON. PLEASE GIVE JUDY OR JEANE A
COPY OF THIS E-MAIL TO INSERT IN EASTERDAY'S CLAIM FILES.

A47-04174 A47-04205 A47-02376 A47-02419 A47-02374
A47-02377 A47-02379 A47-04015 A47-07040 A47-07618
A47-07615 A47-13173 A47-13176 A47-13178

THANX, ALLEN!

MICROFILMED
OCT 27 1994

Log for claim 47-02374

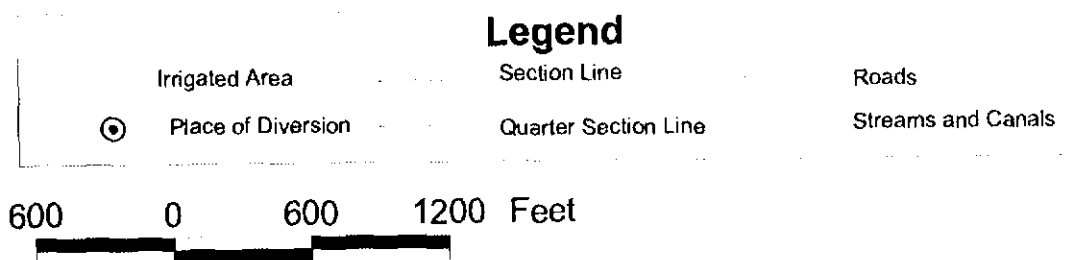
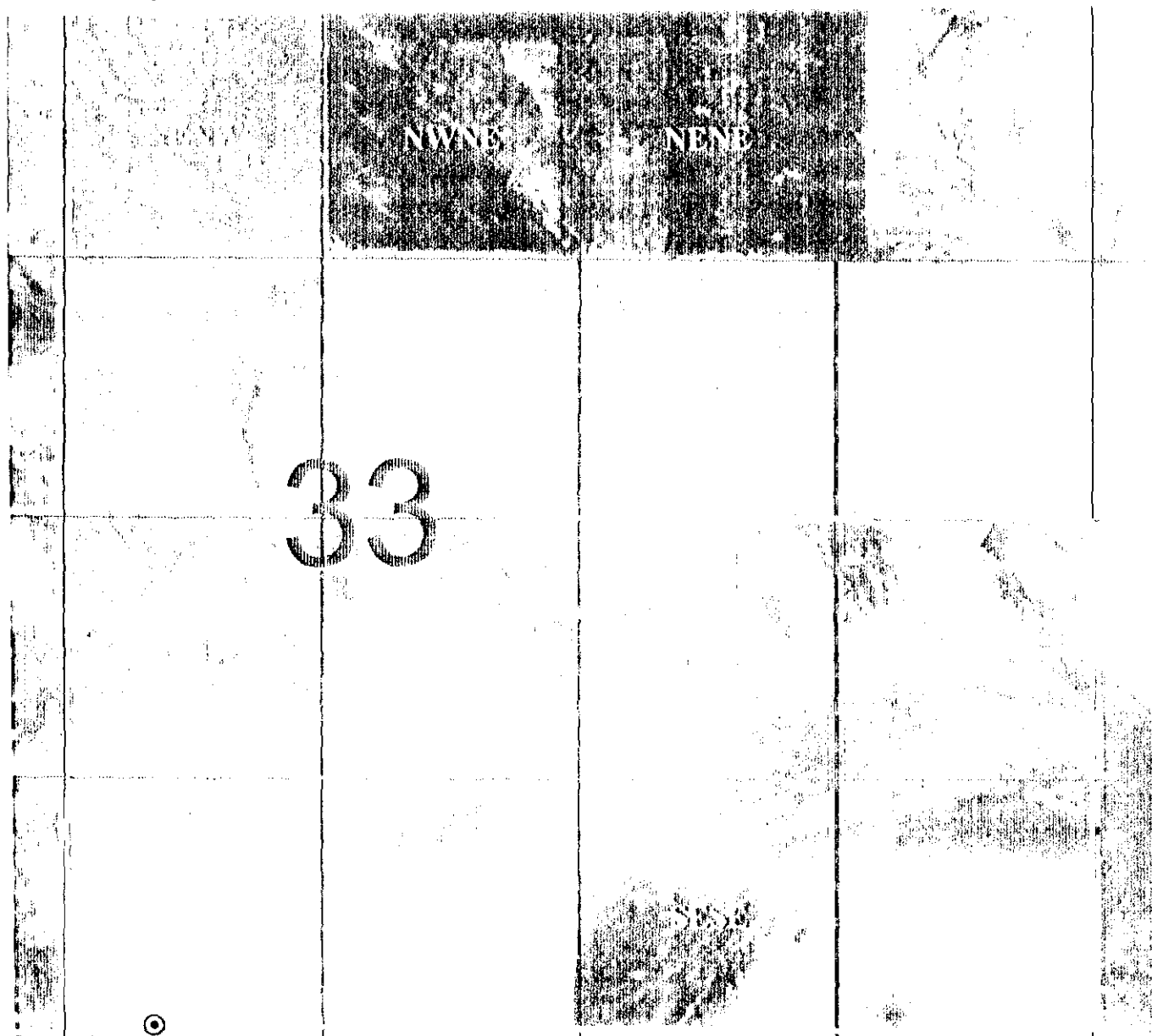
Spatial Dynamics BTD

2/16/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s13e	33	NESW	33	29	
09s13e	33	SESW	40	38	
09s13e	33	NESE	40	40	
09s13e	33	NWSE	33	36	
09s13e	33	SWSE	40	38	
09s13e	33	SESE	40	39	
09s13e	34	NWSW	38	39	
09s13e	34	SWSW	39	39	
Totals:			303	298	

Water Right Claim Number 47-02374
Township , 9S13E

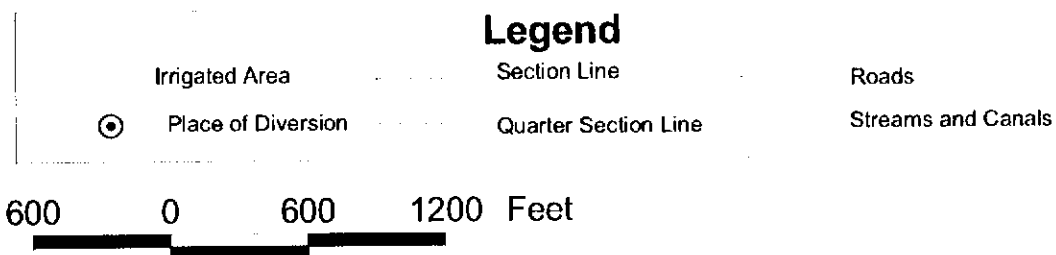
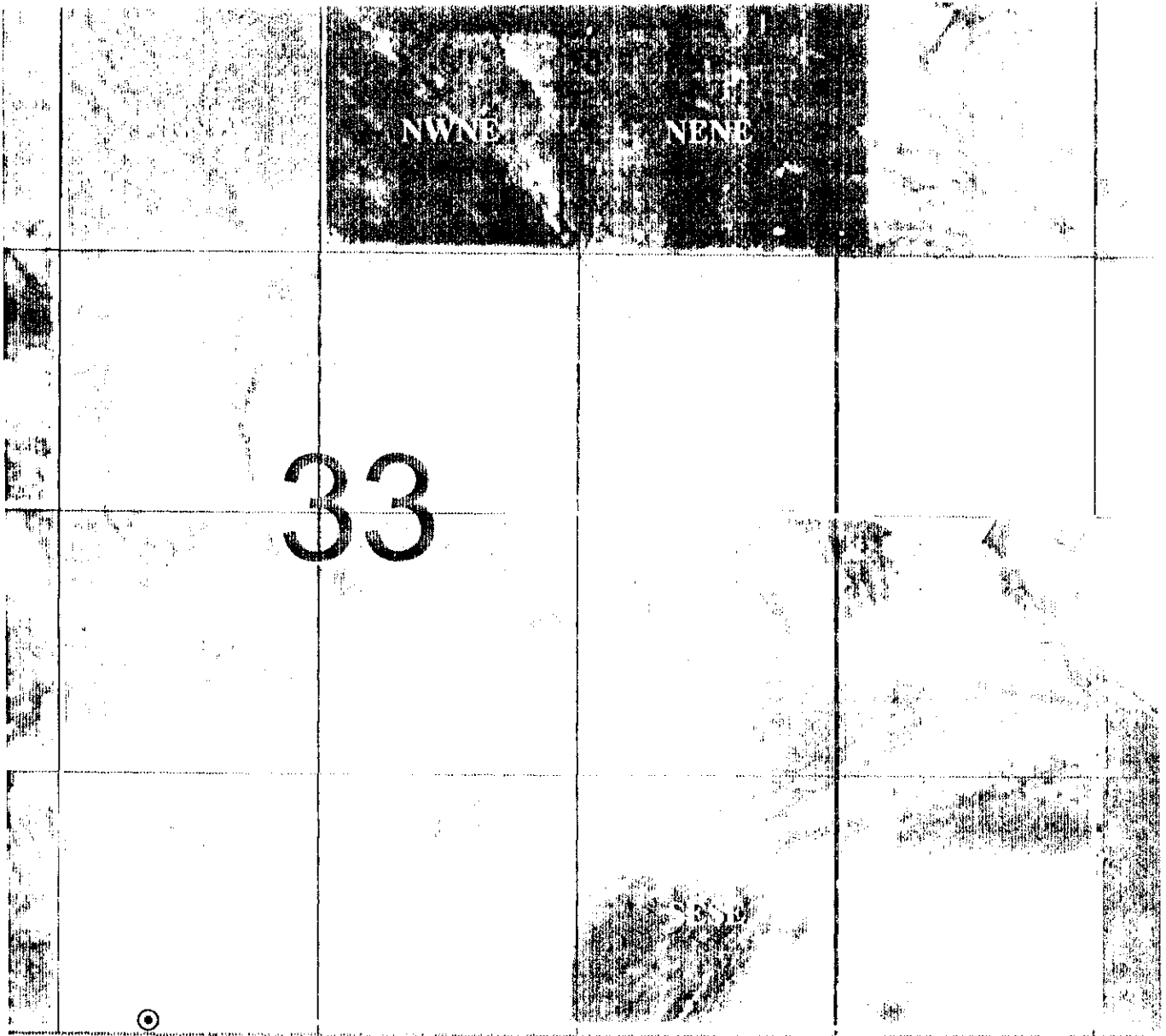
02/16/2001



*SPATIAL
DYNAMICS*

Water Right Claim Number 47-02374
Township , 9S13E

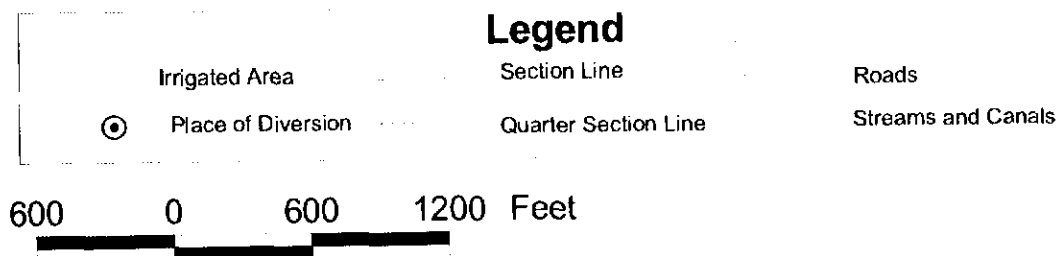
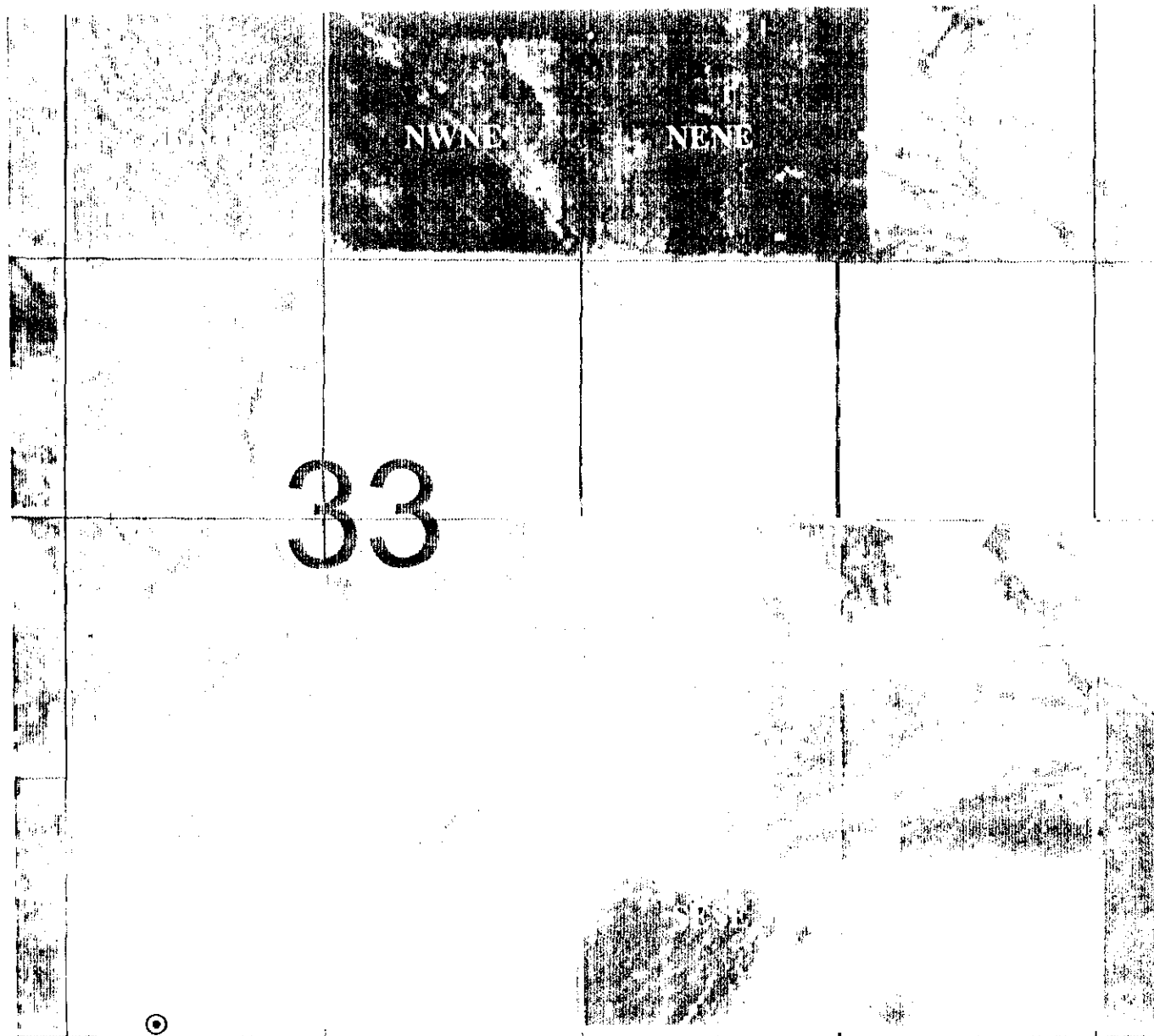
02/16/2001



*Spatial
Dynamics*

Water Right Claim Number 47-02374
Township , 9S13E

02/16/2001



SEATTLE
DYNAMICS

AJ5809NP
No. A47-02374

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/30/01
PAGE: 50

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DRISCOLL BROTHERS PARTNERSHIP 2250 S 3200 W ABERDEEN ID 83210 (208) 226-2168	07/19/1963	IRRIGATION	04-01 10-31	3.800 CFS	1060.00 AFA
TOTAL DIVERSION:					3.800 CFS	1060.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09S R13E S33 SESW

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
09S	13E	33	:											33		40		40	33	40	40	226.0
09S	13E	34	:											38	39							77.0
TOTAL ACRES																				303.0		

POU County: TWIN FALLS

Remarks: GEN 2 POINTS P/D IN SESW, S33, T9S, R13E.

06/28/99, CHANGED OWNERSHIP R&L FARMS TO DRISCOLL BROS. AS PER
WARRANTY DEED AND FORM 1409(6) RECEIVED 12/11/98. C.T.

2/24/2000 TF; IDAHO AGRICULTURAL CREDIT ASSN ADDED AS LIENHOLDER.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 12/22/88 WHITE 04/04/91 SHAFF 03/31/92 FRAZEE 12/16/93 FRAZEE
03/30/95 POST-STD 06/28/99 CTIMM 02/24/00 TFAWCETT

WATER LICENSE

Water License No. G-31261

Priority July 19, 1963

Amount 3.8 c.f.s.

THIS IS TO CERTIFY, that Orville A. Graesch - Assignee - GORDON RASMUSSEN of Pleasanton, California, made application for a permit to appropriate the public waters of the State of Idaho dated July 19, 1963; that Permit G-31261 was issued pursuant to said application, that the proposed works were completed on or about Spring - 1965 with a storage or carrying capacity of 3.8 c.f.s., said works consisting of 2 wells, pumps, dirt pond and cement ditches; and that on July 1, 1968 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1060 acre feet per season, with a maximum rate of diversion of 3.8 cubic feet per second of the waters of 2 ground water sources, tributary of for the purpose of Irrigation from April 1 to October 31 and for from to ; and for from to ; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation; the point(s) of diversion ~~are~~ located in SE 1/4 SW 1/4 Sec. 33, T. 9 S., R. 13 E., B.M., and other additional points, in the County of Twin Falls; and that the amount of water to which such right is entitled and which is hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 1060 acre feet per year.

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	
9 S.	13 E.	33									33			40	40	33	40	40	226
		31									38	39							77

Total number of acres irrigated 303

The right to the use of the water 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

21st day of March

1969

Kath Hogg
State Reclamation Engineer

31261

47-23741

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39362
Permit No. G- 31261
District No.

Assigned to

Jordan K. Harrison
Glenn H. Harrison
California

1. Name of Applicant: Orville A. Graesch
Postoffice address: Rt. 3, Buhl County: Twin Falls State: Idaho
2. Quantity of water claimed: 6.4 cfs
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 33
Twp. 9 S , Rge. 13 E , B.M., County of Twin Falls
5. Water is to be used for: Irrigation
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: Drilled well, cased & equipped with turbine type pump & motor
8. Estimated cost of works: \$ 20,000.00
9. (a) Is reservoir to be used? no
(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 5
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 onhand: \$
(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) (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) (cubic feet per second, inches or gallons per minute) is for new lands.

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 $\frac{1}{4}$	
9 S	13 E	33			40	40	240
		34			40	40	80
							320
AMENDMENT TO POINT OF DIVERSION ✓ Comes now Orville A. Graesch 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-31261. That the point of diversion is described in said Permit as being located: SE$\frac{1}{4}$SW$\frac{1}{4}$, Section 33, T 9 S., R 13 E., B.M. That he now requests that the point of diversion be changed to a point located: 2 wells in the SE$\frac{1}{4}$SW$\frac{1}{4}$, Section 33, T 9 S., R 13 E., B.M. That the reason for desiring to make such change is as follows: The first well drilled did not provide sufficient water for the irrigation of my lands so I drilled another well in the same subdivision and now have sufficient water. That no one will be injured by such change and such change will be made a permit holder's own risk. Signed at Boise, Idaho this 3rd day of June 1966. /s/ Orville A. Graesch Date of receipt at Department of Reclamation: June 6, 1966. APPROVAL OF STATE RECLAMATION ENGINEER I, R. KEITH HIGGINSON, Deputy 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-31261. 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/ R. KEITH HIGGINSON, Deputy State Reclamation Engineer Recorded in book 109 of permits at page G-31261, June 6, 1966.							

A S S I G N M E N T ✓

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-31261 to Gordon Rasmussen of Pleasanton, California.

/s/ ORVILLE A. GRAESCH
Permit Holder

/s/ RENATA GRAESCH,
Wife of Permit Holder

State of Idaho)
) ss
County of)

On this 23rd day of November, 1966, before me, a Notary Public for the State of Idaho, residing at Buhl, Idaho, personally appeared Orville A. Graesch 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/ MICHAEL H. FELTON
Notary Public residing at Buhl, Idaho.

My commission expires: 9-29-69

LICENSE ISSUED FOR 3.8 SEC. FT.
LICENSE PAID NO. _____

Source of supply Subterranean

a tributary of

Location of P.D.(s) (2) SE 1/4 SW 1/4, Sec 33, T9S,
R13E.

Water is used for Irrigation

Quantity of water found 3.8 cfs

How was the measurement made? Sparking meter

Measurement calculations #1 Tested by sparking
meter 300 G.F. in 1151 sec. →
2.7 C.F.S.

#2 Tested by sparking meter 100 G.F.
in 915 sec. 1.1 C.F.S.

S.E. 1/4

Diversion works description and diagram

#1 Well G.E. 200HP
CBJ 323160 - L+B Vert. Line
D12784 - 10" Discharge in
Reel Cem. Box with
two diversion cement
ditches.

#2 G.E. 75HP
Motor with ser#
BAJ 224148
L+B Vert. Line
D9768
Dirt Pond is
used for diversion.

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 303

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Jack Thorne borrow

Recommended allowance for licensing 3.8 C.F.S.

Description of required amendments. Comments.

irrigation requirement = 3.5 AC-FT / ACRE / season

2000 = 303 acres

3.8 = 3

Q = 3.8 - 3

QAL = 10.60 AC-FT / season

Permit = July 19, 1968

Report checked?

Examination date July 1968

Signature

John Reynolds

No Requirement

31261