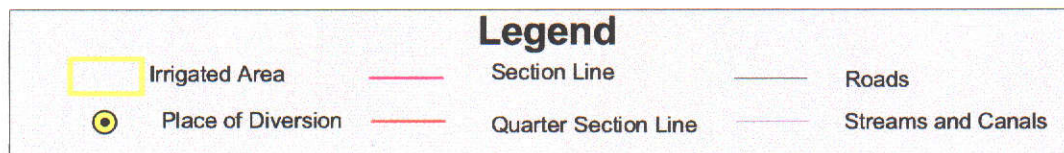
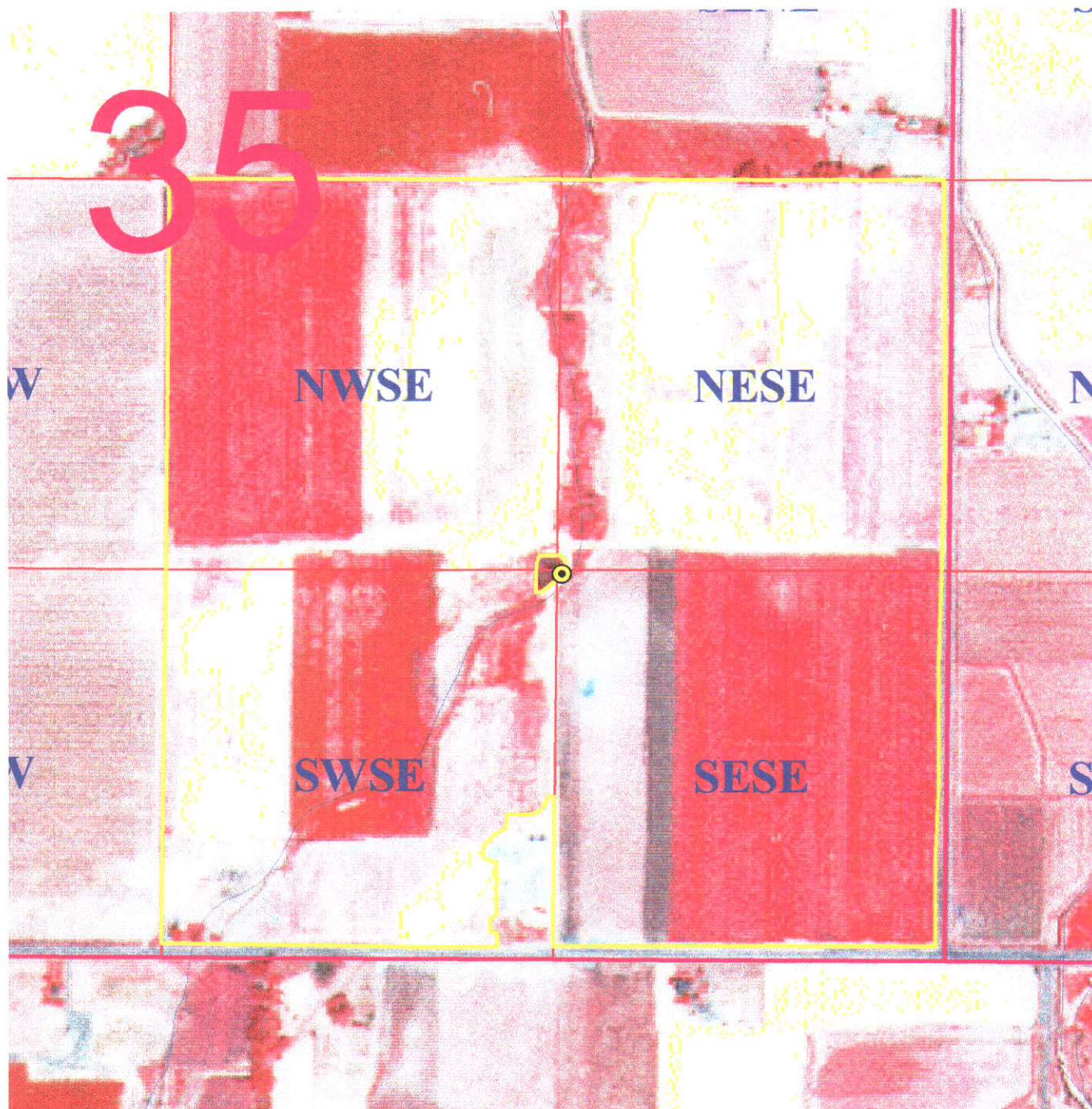


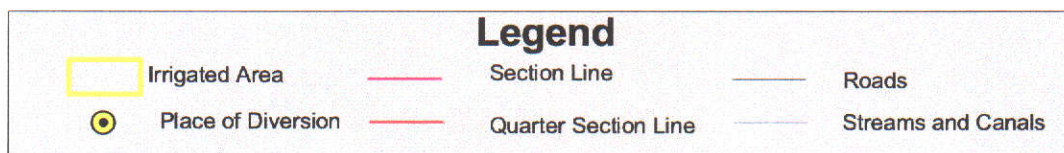
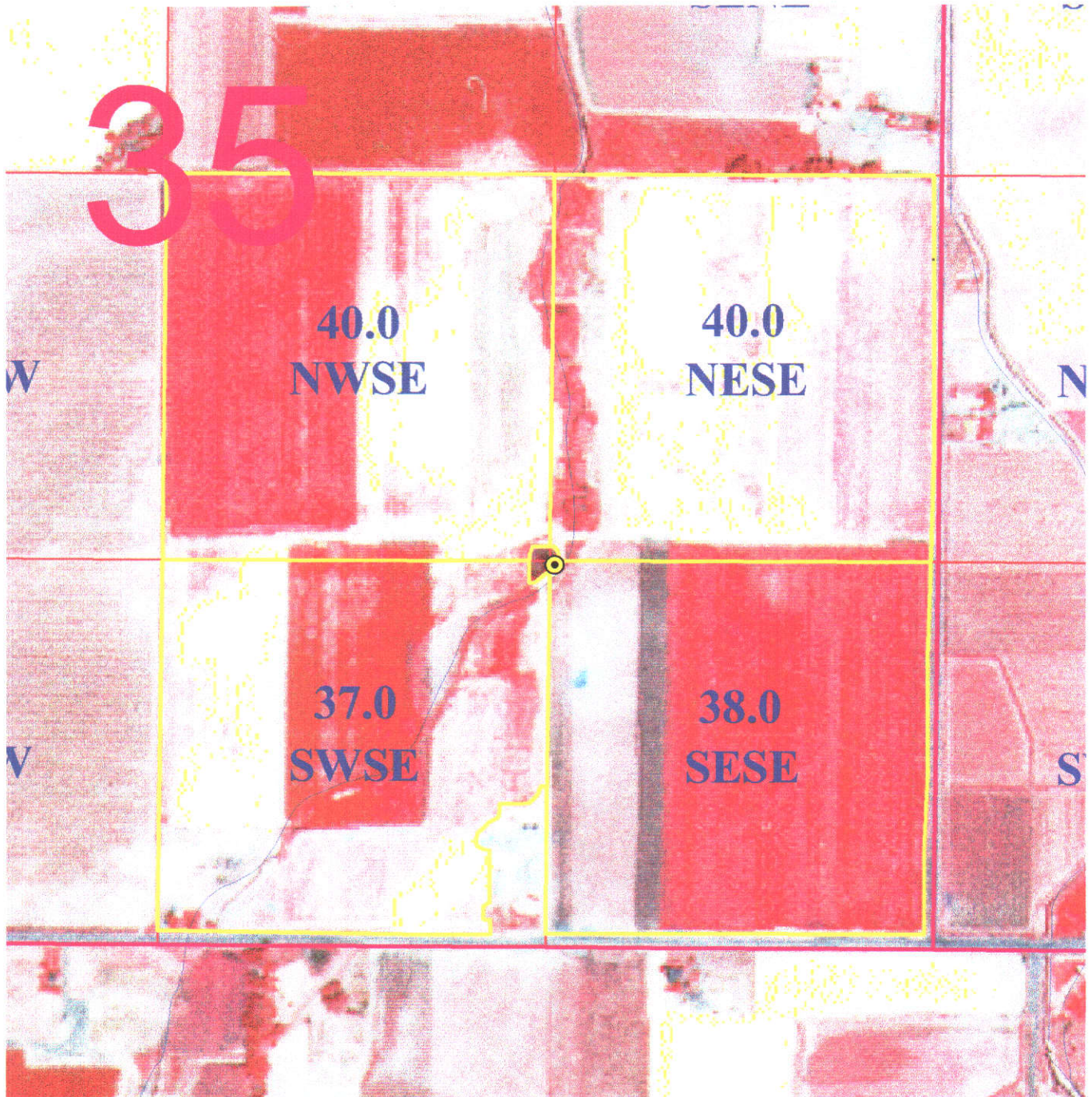
Water Right Claim Number 47-07362
Township , 9S15E

01/30/2001



Water Right Claim Number 47-07362
Township , 9S15E

01/30/2001



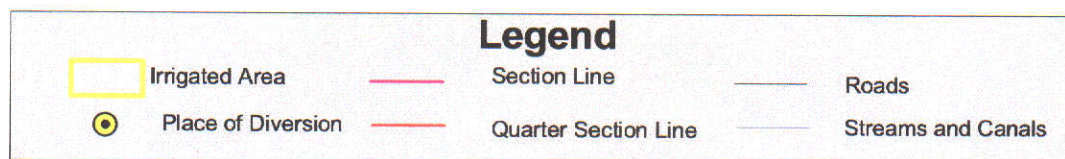
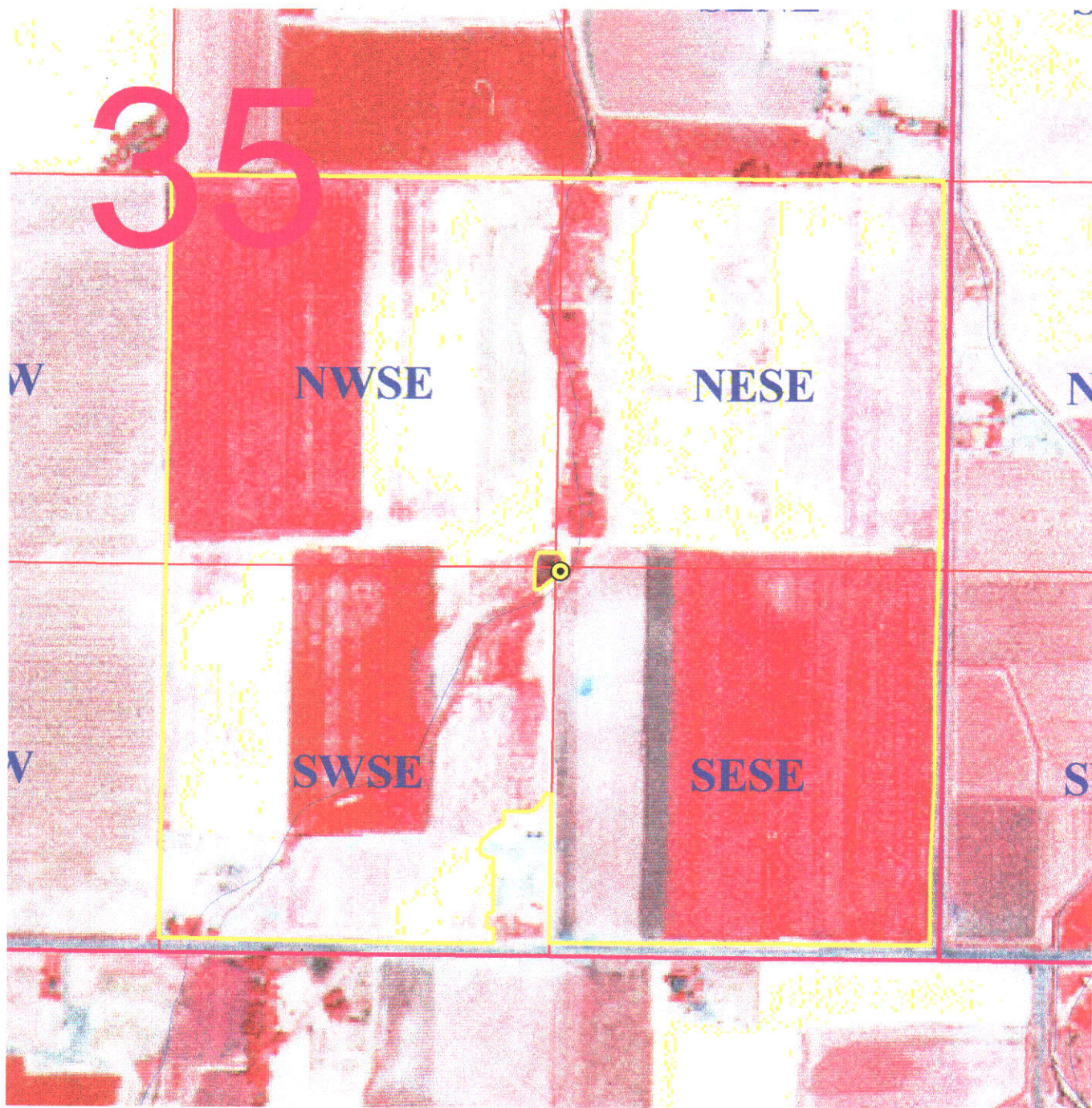
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-07362
Township , 9S15E

01/30/2001



400 0 400 800 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 47-7362
Date Received: 12/30/1988
Receipt No: S005524
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

J & J DAIRY Phone: (208)324-4536
75 N 400 W
JEROME ID 83338

2. Date of Priority: 01/06/1977

3. Source: WASTEWATER Trib. to: CEDAR DRAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	15E	35	SE SE	TWIN FALLS	

5. Description of diverting works:

CHECK DAM, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
IRRIGATION	3/15 11/15	2.55	624

7. Total Quantity Appropriated is:
2.55 C.F.S. and/or 624 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	15E	35	NE	SE	IRRIGATION	39
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	39
			SE	SE	IRRIGATION	38
					Section Acres	156
					Total Acres	156

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:

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 irrigation of the lands above.

15. Basis of Claim: License



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

August 14, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

J & J DAIRY
75 N 400 W
JEROME ID 83338

Re: SRBA Claim(s) 47-7362

Dear Mr. Reitsma:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records 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,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
AUG 10 2001
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
47-7362 VI					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Beverly D. Bray &/or Gene K. Bray
1970 E. 4300 N. Buhl, Idaho.
4. New Owner/Claimant(s) J & J Dairy
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 75 N 400 W
- City, State and ZIP Code Jerome, Ida 83338
- New Telephone Number 208 324 4536
5. Date you acquired the property 08/03/01

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

*John
Reitsma*



First American Title

260 Third Ave. North • Twin Falls, ID 83301
Phone (208)734-2905 • Fax (208)734-2945

Commitment for Title Insurance

July 25, 2001

**Magic Valley Realty
Attn: Steve Kohntopp
1286 Addison Avenue East
Twin Falls, ID 83301**

ORDER NO.: TF29371 /

BUYER/BORROWER: John Reitsma and Susan M. Reitsma

SELLER: Gene K. Bray and Beverly D. Bray

PROPERTY ADDRESS: 4149 North 2000 East Filer, ID, 83328

TITLE OFFICER: Chris J. Keller

ESCROW OFFICER: Lori Barnhart

ESCROW ASSISTANT:

63033

***We know you had a choice.
Thank you for choosing First American Title!***

The First American Corporation

First American Title Company

Privacy Policy Statement

We Are Committed to Safeguarding Customer Information

In order to better serve your needs now and in the future, we may ask you to provide us with certain information. We understand that you may be concerned about what we will do with such information - particularly any personal or financial information. We agree that you have a right to know how we will utilize the personal information you provide to us. Therefore, together with our underwriter, The First American Corporation, we have adopted this Privacy Policy to govern the use and handling of your personal information.

Applicability

This Privacy Policy governs our use of the information which you provide to us. It does not govern the manner in which we may use information we have obtained from any other source, such as information obtained from a public record or from another person or entity. First American has also adopted broader guidelines, and we have adopted these guidelines that govern our use of personal information regardless of its source. These guidelines are called *Fair Information Values*, a copy of which can be found on First American's website at www.firstam.com.

Types of Information

Depending upon which of our services you are utilizing, the types of nonpublic personal information that we may collect include:

- Information we receive from you on applications, forms and in other communications to us, whether in writing, in person, by telephone or any other means;
- Information about your transactions with us, our affiliated companies, or others; and
- Information we receive from a consumer reporting agency.

Use of Information

We request information from you for our own legitimate business purposes and not for the benefit of any nonaffiliated party. Therefore, we will not release your information to nonaffiliated parties except: (1) as necessary for us to provide the product or service you have requested of us; or (2) as permitted by law. We may, however, store such information indefinitely, including the period after which any customer relationship has ceased. Such information may be used for any internal purpose, such as quality control efforts or customer analysis. We may also provide all of the types of nonpublic personal information listed above to one or more of our affiliated companies. Such affiliated companies include financial service providers, such as title insurers, property and casualty insurers, and trust and investment advisory companies, or companies involved in real estate services, such as appraisal companies, home warranty companies, and escrow companies. Furthermore, we may also provide all the information we collect, as described above, to companies that perform marketing services on our behalf, on behalf of our affiliated companies, or to other financial institutions with whom we or our affiliated companies have joint marketing agreements.

Former Customers

Even if you are no longer our customer, our Privacy Policy will continue to apply to you.

Confidentiality and Security

We will use our best efforts to ensure that no unauthorized parties have access to any of your information. We restrict access to nonpublic personal information about you to those individuals and entities who need to know that information to provide products or services to you. We will use our best efforts to train and oversee our employees and agents to ensure that your information will be handled responsibly and in accordance with this Privacy Policy and the *Fair Information Values*. We currently maintain physical, electronic, and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.



First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

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	Page
AGREEMENT TO ISSUE POLICY	1
SCHEDULE A	
1. Commitment Date	2
2. Policies to be Issued, Amounts and Proposed Insureds	2
3. Interest in the Land and Owner	2
4. Description of the Land	2
SCHEDULE B-1 — Requirements	3
SCHEDULE B-2 — Exceptions	4
CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

The Provisions in Schedule A.

The Requirements in Schedule B-1.

The Exceptions in Schedule B-2.

The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.



First American Title Insurance Company

BY *Gary L. Kenneth* PRESIDENT

ATTEST *Mark L. Arnesen* SECRETARY

BY *[Signature]* COUNTERSIGNED

SCHEDULE A

Order No.: TF29371

Reference No.:

1. Commitment Date: **July 12, 2001**

at **08:00 AM**

2. Policy (or Policies) to be issued:

Policy Amount

Premium Amount

(a) Owner's Policy (Std Own. Policy (10/17/92) Form 1402-92)

\$ 600,000.00

\$ 1,880.00

Proposed Insured:

No credits applicable

J & J Dairy a Sole Partnership

Endorsements:

(b) Loan Policy (

Form 1056-92)

Proposed Insured:

No credits applicable

Endorsements:

(c) (

Proposed Insured:

Endorsements:

3. A fee simple interest in the land described in this Commitment is owned, at the Commitment Date, by:

Gene K. Bray and Beverly D. Bray, husband and wife

4. The Land referred to in this Commitment is described as follows:

Township 9 South, Range 15 East Boise Meridian, Twin Falls County Idaho

Section 35: SE $\frac{1}{4}$

EXCEPT:

7120
Commencing at the Southeast corner of said Section 35; Thence North 89°46'59" West along the South boundary of Section 35 a distance of 1332.74 feet to the True Point of Beginning; Thence continuing North 89°46'59" West along said boundary 783.00 feet; Thence North 00°16'00" East a distance of 395.00 feet; Thence South 89°46'59" East parallel with said South boundary a distance of 783.00 feet; Thence South 00°16'00" West a distance of 395.00 feet to the True Point of Beginning.

AND EXCEPT:

500
Beginning at the South quarter corner of said Section 35; Thence North 00°16'00" East 395.00 feet along the west boundary of the SE $\frac{1}{4}$; Thence South 89°46'59" East 551.39 feet;

**VALID ONLY IF SCHEDULE B AND
COVER ARE ATTACHED**

ALTA Plain Language Commitment
Form No.: 1344-A (1982)
(TF29371.PFD/TF29371/14)

SCHEDULE A

(Continued)

Order No.: TF29371

Thence South 00°16'00" West 395.00 feet to the south boundary of said SE¼; Thence North 89°46'59" West along said South boundary 551.39 feet to the Point of Beginning.

According to the County Assessor's office, the above described property is commonly known as:

4149 North 2000 East Filer Idaho 83328

**VALID ONLY IF SCHEDULE B AND
COVER ARE ATTACHED**

**ALTA Plain Language Commitment
Form No.: 1344-A (1982)
(TF29371.PFD/TF29371/14)**

SCHEDULE B - SECTION 1
REQUIREMENTS

The following requirements must be met:

- a. Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- b. Pay us the premiums, fees and charges for the policy.
- c. Documents satisfactory to us creating the interest in the land and/or mortgage to be insured must be signed, delivered and recorded.
- d. You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
- e. Release(s) or Reconveyance(s) of item(s) 13, 14, 18 and 19.
- f. We require proof of the partnership existence of J & J Dairy a Sole Partnership.

SCHEDULE B - SECTION 2

EXCEPTIONS

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

Part 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
7. 2001 taxes are an accruing lien, not yet due and payable until the fourth Monday in November of the current year. The first one-half is not delinquent until after December 20 of the current year, the second one-half is not delinquent until after June 20 of the following year. Taxes which may be assessed and entered on the property roll for 2001 with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.

General taxes as set forth below. Any amounts not paid when due will accrue penalties and interest in addition to the amount stated herein:

Year	Original Amount	Amount Paid	Parcel Number
2000	\$3583.66	\$1791.83	RP09S15E357210T

Homeowners Exemption is in effect for 2000.
Circuit breaker is not in effect for 2000.

8. Liens, levies, and assessments of the American Falls Reservoir District and the rights, powers, and easements of said District as by law provided. Said assessments are collected with taxes.
9. Rights-of-way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code.
10. Provisions in deed between Hypotheek Land Company and Joe F. Krepcik etux recorded April 26, 1961 as Instrument No. 502854.
11. Easement granted to Idaho Power, recorded October 18, 1977, as Instrument No. 724017.
12. Matters set forth on the Survey recorded November 25, 1986 as Instrument No. 912615.
13. Mortgage to secure an original indebtedness of \$175,000.00, and any other amounts and/or

ALTA Plain Language Commitment
Form No.: 1344-B2 (1982)
(TF29371.PFD/TF29371/14)

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: TF29371

obligations secured thereby.

Recorded: December 9, 1994, as Instrument No. 1994021043

Morgagor: Gene K. Bray and Beverly D. Bray, husband and wife

Mortgagee: Louis E. Krepcik and Gwendolyn E. Krepcik, husband and wife.

14. Financing Statement covering Pivot Irrigation System
Recorded: September 21, 1995, as Instrument No. 1995014712
Debtor: Gene Bray
Secured Party: West One Bank, Idaho.
15. Sprinkler Installation Agreement upon the terms, conditions and provisions contained therein:
Parties: Gene Bray and the Twin Falls Canal Company
Recorded: November 4, 1996, Instrument No. 1996018770
16. Easement granted to Idaho Power, recorded November 26, 1996, as Instrument No. 1996020151.
17. Statement of Intent to Declare Manufactured Home Real Property recorded June 4, 1997, as Instrument No. 1997008772.
18. Irrigation lien.
Claimant: Twin Falls Canal Company
Amount: \$2924.60
For: Irrigation Assessments
Recorded: December 29, 2000, as Instrument No. 2000020191.
19. Deed of trust to secure an original indebtedness of \$117,000.00, and any other amounts and/or obligations secured thereby.
Recorded: January 8, 2001, as Instrument No. 2001000349
Grantor: Gene K. Bray and Beverly D. Bray, husband and wife
Trustee: Twin Falls Title and Escrow Company
Beneficiary: Washington Mutual Bank fsb.
(Affects a Portion)
20. Subject to Twin Falls County Highway Rights of Way

END OF EXCEPTIONS

The foregoing numbered exceptions 1-6 may be eliminated in an ALTA Extended Coverage Policy

If you have any questions regarding this report, please feel free to contact:

First American Title Company
260 Third Ave. North
Twin Falls, ID 83301
Phone: (208)734-2905

Report Ordered By:
Magic Valley Realty
Steve Kohntopp
1286 Addison Avenue East

ALTA Plain Language Commitment
Form No.: 1344-B2 (1982)
(TF29371.PFD/TF29371/14)

SCHEDULE B - SECTION 2

EXCEPTIONS

(Continued)

Order No.: TF29371

Fax: (208)734-2945

Title Officer: Chris J. Keller

Escrow Officer: Lori Barnhart

Escrow Assistant:

Twin Falls, ID 83301

Copies To:

Steve Kohntopp/Magic Valley Realty

Steve Kohntopp/Magic Valley Realty

First American Title Company for Closing

SEEPAGE SCHOOL
TUNNEL

This map is given for informational purposes only - no assurances are made as to the actual footages and boundaries reflected herein.

First American Title



P-13503

26

25

Cedar

P-13608
09515E352400

P-13606
1U
09515E350600

P-13605
09515E350000

09515E353600
P-13609

09515E351200
P-13607

09515E354800
P-13610

09515E357210
P-13611

1551.34
551.39
09515E358410

34

36



TWIN FALLS COUNTY, IDAHO, DEED RECORD No. 204

Instrument No 502854

SPECIAL WARRANTY DEED

THIS INDENTURE, Made this 24th day of April, A D 1961 BETWEEN HYPOTHEEK LAND COMPANY the party of the first part, and JOE F KREPCIK and HELEN M KREPCIK, husband and wife, parties of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of FIFTY-SIX THOUSAND and no/100 (\$56,000.00) DOLLARS, lawful money of the United States, to it in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, does by these presents Grant, Bargain, Sell, Convey and Confirm unto the said parties of the second part, and to their heirs and assigns, the following described real property situate and being in the County of Twin Falls State of Idaho, to-wit:

The Southeast Quarter (SE $\frac{1}{4}$) of Section Thirty-five (35), Township Nine (9) South, Range Fifteen (15) EBM together with all improvements and water rights appurtenant thereto, which water rights are evidenced by 160 shares of the capital stock of Twin Falls Canal Company; EXCEPTING AND RESERVING unto the Party of the First Part, its successors and assigns, forever, all minerals of any nature or description whatsoever upon, in or under aforesaid land or any part thereof, including all coal, iron, natural gas and oil upon and also the use of such of the surface ground as may be necessary for exploring for and mining or otherwise extracting or carrying away the same, provided, however, the Party of the First Part agrees to pay to the Parties of the Second Part reasonable damages to the within described land and/or the crops and improvements thereon, caused by or resulting from the exploration for, or removal of said minerals.

TO HAVE AND TO HOLD, The said premises, with the appurtenances, unto said parties of the second part, and to their heirs and assigns forever.

And the said party of the first part does by these presents covenant and agree to and with the said parties of the second part, that it, the said party of the first part, its successors and assigns, all and singular, the premises hereinabove conveyed, described and granted, with the appurtenances, unto the said parties of the second part, their heirs and assigns, and against all and every person or persons whomsoever lawfully claiming or to claim the same, or any part thereof, through or under said party of the first part, shall and will WARRANT and forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has caused these presents to be duly executed the day and year first above written.

(Hypothek Land Company)
(Corporate Seal)

HYPOTHEEK LAND COMPANY
E W van Tyen President
R R Morrison Assistant Secretary

(\$61.60 doc stamps cancelled)

STATE OF WASHINGTON, County of Spokane)ss

THIS CERTIFIES, That on this 24th day of April, A D 1961, before me, the undersigned, a Notary Public in and for said County and State, personally appeared E W van Tyen and R R Morrison to me known to be the President and Assistant Secretary, respectively, of the HYPOTHEEK LAND COMPANY the corporation described in and that executed the within and foregoing instrument, and they acknowledged the said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute said instrument for and in the name of said corporation and that the seal affixed thereto as such is the corporate seal of said corporation. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(Fay M Thompson, Notary Public)
(State of Washington Commission)
(Expires Sept 5, 1962)

Fay M Thompson Notary Public in and for
the State of Washington, residing at Spokane,
Washington

Filed for record at the request of T F TITLE & TRUST CO at 4:45 o'clock P M Apr 26, 1961
Fee \$2.10

lw

T W STIVERS Recorder
By Cleo Robinson Deputy

124

AMENDED
AGREEMENT FOR SPRINKLER INSTALLATION

THIS AGREEMENT, made and entered into this 22 day of March, 1996, by and between TWIN FALLS CANAL COMPANY, an Idaho corporation, with its principal place of business in Twin Falls County, Idaho, hereinafter called "TFCC," and Gene Bray, of Twin Falls County, Idaho, hereinafter called the "Stockholder;

WITNESSETH:

WHEREAS, Stockholder desires to install a certain sprinkler installation ("installation") on property hereinafter described, the operation of which installation could possibly affect TFCC in the operation, maintenance, and construction activities on the canal system and in the utilization of the canal and roadway right-of-ways of TFCC; and

WHEREAS, TFCC wishes to accommodate its Stockholders' proposed installations; and

WHEREAS, TFCC has adopted a policy governing the construction and operation of installations to facilitate smooth transitions from gravity irrigation;

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements herein contained, and other good and valuable consideration, the parties hereto agree as follows:

1. TFCC hereby grants permission to Stockholder to construct and operate the installation in accordance with Exhibit "A" hereto in accordance with specific terms of this Agreement on the property hereinafter particularly described:

SE 1/4

T-9^S R.15E 4/4 TWIN FALLS COUNTY, IDAHO
RECORDED FOR: TFCC

1996 NOV -4 A 7:05

1996018770

ROBERT S. FORT
CLERK-RECORDS
FEE: 18.00 DEPUTY: LF

2. TFCC covenants as follows:

(a) To cooperate with Stockholder in the retrofit of his system to accommodate the installation, in accordance with Exhibit "A," attached hereto and made a part hereof as if set out at length herein.

(b) To continue to make all reasonable efforts to deliver Stockholder's pro-rata share of water to Stockholder as requested.

3. Stockholder covenants as follows:

(a) To construct and operate said improvements in accordance with Exhibit "A" hereto.

(b) To keep all TFCC rights-of-way and roadways along TFCC canals, coulees and ditches clear from obstructions and equipment so it may be travelled by TFCC designated personnel for TFCC purposes.

(c) If "crossing" of TFCC rights-of-way is allowed as shown on Exhibit "A", to construct all sprinkler crossings strong enough to support the load across the canal in accordance with TFCC specifications, said crossings to be at least 18 inches above the high water line in the canal. Gravel runways will be constructed on both sides of the canal if crossing is allowed for "fill" or "raised" ditch crossings. As additional consideration for "crossing," Stockholder shall:

(1) Remove other than permanent crossings at such times as TFCC shall require for operation, maintenance, and construction purposes.

(2) Clean and remove all weeds which jam in Stockholder's crossings.

(d) To install no solid set equipment on a TFCC right-of-way.

(e) To facilitate diversions to a bypass facility or containment ponds as shown on Exhibit "A" to dispose of water if a power outage occurs. Said pond should have the capacity to hold Stockholder's water for three (3) hours. Following the restoration of electrical power, the pump-back system shall be immediately activated and the impoundment pond shall be emptied within twelve (12) hours.

(f) To not hook the sprinkler pump to TFCC headgate pipe.

(g) To rip-rap TFCC's canals and ditches on Stockholder's above-described property if the use of the sprinkler causes erosion.

(h) To comply with all applicable governmental requirements, rules, and regulations that may hereafter be adopted, even though the same would require amendments to this Agreement.

(i) To acknowledge and specifically assume any legal risk to downstream water quality by reason of runoff by reason of chemigation applied through the sprinkler system.

(j) To obtain specific and separate agreements for any buried pipeline crossings of TFCC's right-of-way in accordance with TFCC policy and

regulations, and be responsible for the cost of construction, including the engineering and legal costs thereof. The Stockholder shall also be responsible for all recording fees applicable, to and for the preparation of formal written easements in recordable form which include formal surveyed descriptions, and for all other documents required for the installation.

(k) To reimburse TFCC (within 30 days of receipt of a bill) for any additional costs of TFCC attributed to the existence of stockholder's installation or the operation thereof.

(l) To indemnify and hold harmless TFCC and their Stockholders from any claim or claims (including TFCC attorneys' fees) of any third parties injured or damaged by the construction and operation of the Stockholder's sprinkler installation.

4. Exhibit "A" hereto may only be amended by the mutual consent of the parties hereto.

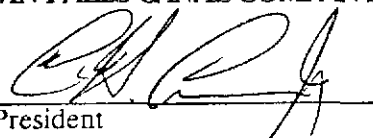
5. In the event of a default under this Agreement by Stockholder, TFCC may, after ten (10) days' written notice of the default, without remedy of said default by the Stockholder, remove all Stockholder's improvements from TFCC rights-of-way.

The parties hereto bind themselves, their heirs, personal representatives, successors and assigns.

The parties have executed this Agreement the day and year first above written.

"TFCC"

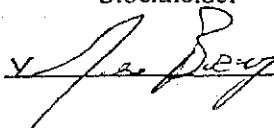
TWIN FALLS CANAL COMPANY

By: 
President

Attest:


Secretary

"Stockholder"



STATE OF IDAHO)

)ss.

County of Twin Falls)

On this 14 day of May, 1996, before me, a Notary Public, in and for said County and State, personally appeared CHARLES H. COINER, JR. and DON KRAMER, known or identified to me to be the President and Secretary, respectively, of the Twin Falls Canal Company, the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

Doris V. Fenney
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls
My commission expires: 5/10/97



STATE OF IDAHO)

)ss.

County of Twin Falls)

On the 22 day of March, 1996, before me, a Notary Public, in and for said County and State, personally appeared Gene Brase, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that executed the same.

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

Mark W. Horsinger
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My commission expires: 4/12/2001

EXHIBIT "A"
PROPOSED SPRINKLER SYSTEM

Information and Drawings

Name Joe Brang
Address 1970 E V4300 st
Bull Idaho 83316
Phone 208 543 6518

Existing Water Source Location:

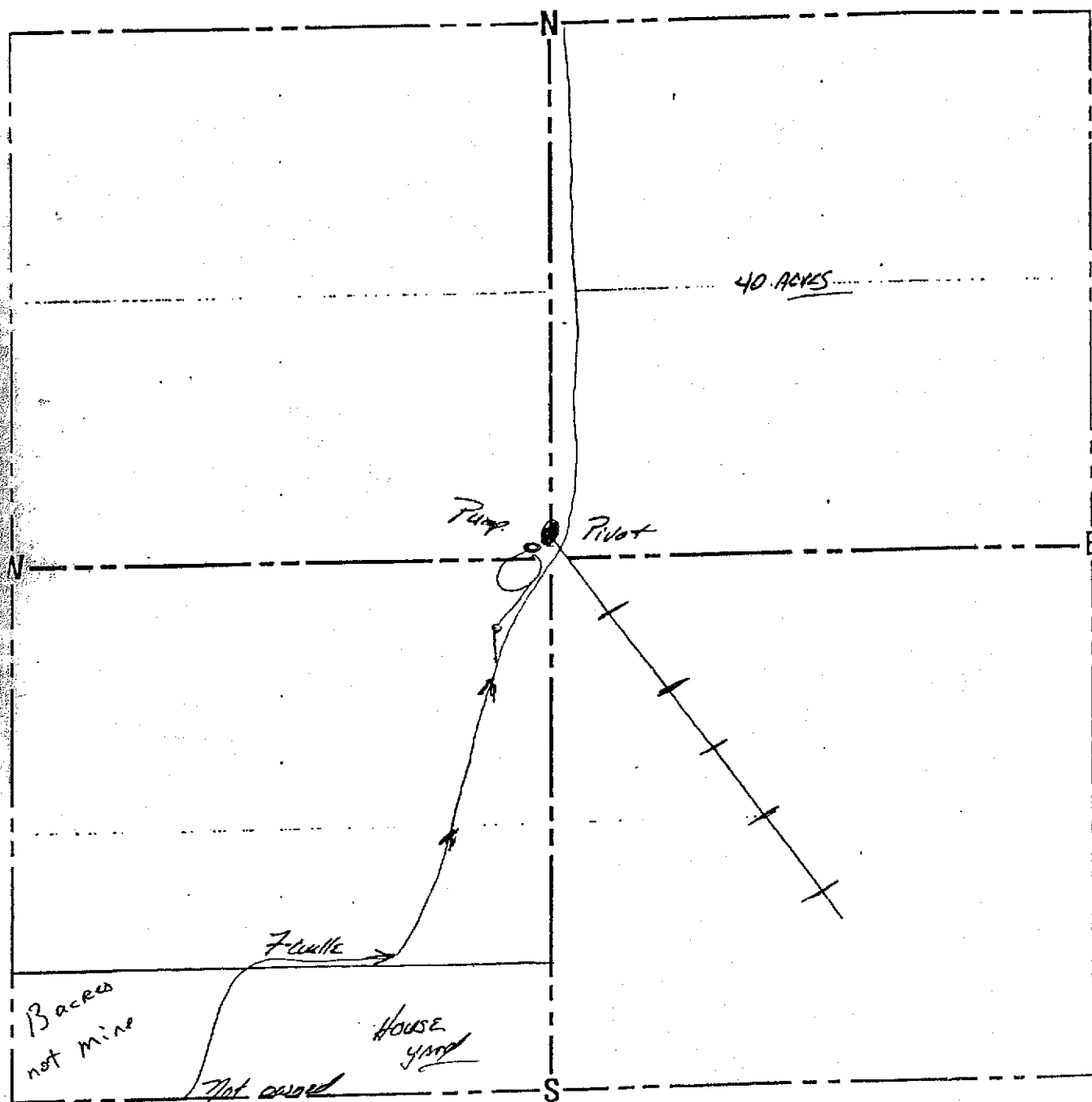
Lateral 7 Coulee Tap _____ Gate 6

Number of Water Shares: 147

Please draw a sketch of the proposed sprinkler installation. Include the following information with dimensions and elevations:

1. North arrow on the drawing.
2. Existing canal location and approved crossings.
3. Existing location of irrigation water source.
4. Proposed location of sprinkler equipment.
5. Proposed location of pond, spillway, or other overflow system.
6. Proposed location of electrical lines. Overhead or underground.
7. Information with dimensions and elevations.
8. What company and/or agency.

SCALE FOR SECTION. { Each side large blue squares = 20 chains, 80 rods, 1320 feet; area of square 40 acres.
 660 Ft. = 1 Inch { Each side small red squares = 5 chains, 20 rods, 330 feet; area of square 2½ acres.



SCALE FOR QUARTER SECTION. { Each side large blue squares = 10 chains, 40 rods, 660 feet; area of square 10 acres
 330 Ft. = 1 Inch { Each side small red squares = 2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre

PRONTO LAND MEASURE 660-330 MAP SHEET

PRONTO LAND MEASURE
 P.O. Box 3219 Flint, MI 48502

TF29371

TRISH

WARRANTY DEED

For Value Received Gene K. Bray and Beverly D. Bray, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

J & J Dairy a Sole Partnership

whose address is: 76 North 400 West, Jerome, ID 83338

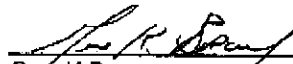
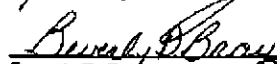
Hereinafter called the Grantee, the following described premises situated in Twin Falls County, Idaho, to-wit:

See attached legal description.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to 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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: August 3, 2001

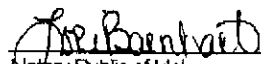

Gene K. Bray
Beverly D. Bray

STATE OF Idaho

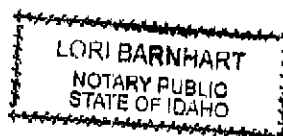
)ss.

COUNTY OF TWIN FALLS

On this 3rd day of August, 2001, before me Lori Barnhart, personally appeared Gene K. Bray and Beverly D. Bray, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public of Idaho
Residing at Twin Falls, Idaho
Commission Expires: 11/06/06



Twin Falls County, Idaho
Recorded for:
FIRST AMERICAN TITLE CO.
11:43am Aug. 03, 2001
2001-013934
No. of Pages: 2 Fee: \$2.00
ROBERT S. FORT
Ex-Officio Recorder
Deputy: CN

Township 9 South, Range 15 East Boise Meridian, Twin Falls County Idaho

Section 35: SE¼

EXCEPT:

Commencing at the Southeast corner of said Section 35; Thence North 89°46'59" West along the South boundary of Section 35 a distance of 1332.74 feet to the True Point of Beginning; Thence continuing North 89°46'59" West along said boundary 783.00 feet; Thence North 00°16'00" East a distance of 395.00 feet; Thence South 89°46'59" East parallel with said South boundary a distance of 783.00 feet; Thence South 00°16'00" West a distance of 395.00 feet to the True Point of Beginning.

AND EXCEPT:

Beginning at the South quarter corner of said Section 35; Thence North 00°16'00" East 395.00 feet along the west boundary of the SE¼; Thence South 89°46'59" East 551.39 feet; Thence South 00°16'00" West 395.00 feet to the south boundary of said SE¼; Thence North 89°46'59" West along said South boundary 551.39 feet to the Point of Beginning.

Together with 147 shares of Twin Falls Canal Company water stock and Idaho State Water License No. 47-7362 for 2.55 c.f.s. of waste water with a priority date of January 6, 1977.

(IT 2001190112002020)

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: A47-07362

Date Received: 12/30/1988

Receipt No: S005524

Received By: *ownership change*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GENE K BRAY 208-543-6518
Address: 1970 E 4300 N
BUHL ID 83316

AND/OR

Name: BEVERLY D BRAY 208-543-6518
Address: 1970 E 4300 N
BUHL ID 83316

2. Date of Priority: JAN 6, 1977

3. Source: WASTE WATER Trib. to: CEDAR DRAW

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	15E	35	SE	SE			TWIN FALLS

5. Description of diverting works:
CHECK DAM, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.550		624.00

7. Total Quantity Appropriated is:
2.550 C.F.S. (and/or) 624.00 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	15E	35	NE	SE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	15E	35	NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	38.0
Section Acres							156.0
Total Acres							156.0

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:
47-7347, TWIN FALLS CANAL CO.

14. Remarks:

15. Basis of Claim: LICENSE

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DEC 12 1994

Department of Water Resources
Southern Region Office

DATE OF CLOSING 12-9-94

LEGAL DESCRIPTION OF PROPERTY: Township 9 Range 15
Section 35, SE 1/4 of 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: 47-7362
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): LOUIS E. KREPCIK & GWENDOLYN E. KREPCIK
203 9TH AVENUE EAST TWIN FALLS IDAHO
GENE K. BRAY AND BEVERLY D. BRAY
- ☐ New Owner/Claimant (Purchaser): 1970 EAST 4300 NORTH, BUHL, IDAHO
- ☐ New Mailing Address: Gene K Bray
1970 E 4300 N
Buhl Idaho 83316
- ☐ New Telephone Number: (208) 543 - 6578
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes xx no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: RECORDED WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Gene K. Bray Date 12-9-94
Beverly D. Bray Date 12-9-94
- ☐ Signature of Former Owner/Claimant(s): Louis E. Krepcik Date 12/9/94
Gwendolyn E. Krepcik Date 12/9/94

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1/11/95 By: [Signature]

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

NOV 28 1996

COPY

DEC 12 1994

DEC 12 1994

Department of Water Resources
Southern Region OfficeWARRANTY DEED

FOR VALUE RECEIVED LOUIS E. KREPCIK and GWENDOLYN E. KREPCIK, husband and wife, hereinafter called the "Grantors," hereby grant, bargain, sell and convey unto GENE K. BRAY and BEVERLY D. BRAY, husband and wife, whose address is 1970 East 4300 North, Buhl, Idaho 83316, hereinafter called the "Grantees," certain real property located in Twin Falls County, Idaho, and more particularly described as follows, to-wit:

Township 9 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho
Section 35: SE $\frac{1}{4}$

EXCEPT:

Township 9 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho

Section 35: A parcel of land located in the S $\frac{1}{2}$ SE $\frac{1}{4}$ more particularly described as follows:

COMMENCING at the Southeast corner of said Section 35;

THENCE North 89°46'59" West along the South boundary of Section 35 for a distance of 1332.74 feet to the TRUE POINT OF BEGINNING;

THENCE continuing North 89°46'59" West along the South boundary of Section 35 for a distance of 783.00 feet;

THENCE North 00°16'00" East for a distance of 395.00 feet;

THENCE South 89°46'59" East parallel with the South boundary of Section 35 for a distance of 783.00 feet;

THENCE South 00°16'00" West for a distance of 395.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: A 25.00 foot wide county road easement along the Southerly boundary of the described parcel.

AND EXCEPT:

Township 9 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho

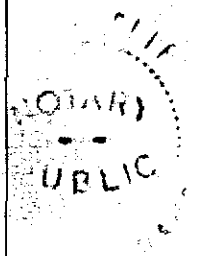
Section 35: A parcel of land located in the SE $\frac{1}{4}$, more particularly described as follows:

COMMENCING at the South quarter corner of Section 35, said point being the REAL POINT OF BEGINNING;

1 STATE OF IDAHO)
) ss.
2 County of TGwin Falls)

3 On this 9th day of December, 1994, before me, the
4 undersigned, a notary public in and for said county and state, personally appeared LOUIS
5 E. KREPCIK and GWENDOLYN E. KREPCIK, known to me to be the persons whose names
are subscribed to the within instrument and acknowledged to me that they executed the
same.

6 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
7 seal the day and year in this certificate first above written.



8 Francis E. Clifton
9 NOTARY PUBLIC FOR IDAHO
10 Residing at: Truman Falls
11 My Commission Expires: 1-20-98

12
13
14 WLN/krepcik.wd

15
16
17 TWIN FALLS COUNTY, IDAHO
18 RECORDED FOR: **TITLEFACT, Inc.**
19 1994 DEC -9 P 3:28 1994021042
20 TWIN FALLS, IDAHO
21 EX-OFFICIO RECORDER
22 FEE: 900 DEPUTY: CF
23

CASE NO. 37176

LEGAL DESCRIPTION

Township 9 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho
Section 35: SE¼

EXCEPT

Township 9 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho

Section 35: A parcel of land located in the S½SE¼ more particularly described as follows:

COMMENCING at the Southeast corner of said Section 35;

THENCE North 89°46'59" West along the south boundary of Section 35 for a distance of 1332.74 feet to the TRUE POINT OF BEGINNING;

THENCE continuing North 89°46'59" West along the South boundary of Section 35 for a distance of 783.00 feet;

THENCE North 00°16'00" East for a distance of 395.00 feet;

THENCE South 89°46'59" East parallel with the South boundary of Section 35 for a distance of 783.00 feet;

THENCE South 00°16'00" West for a distance of 395.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: A 25.00 foot wide county road easement along the Southerly boundary of the described parcel.

AND EXCEPT

Township 9 South, Range 15 East, Boise Meridian, Twin Falls County, Idaho

Section 35: A parcel of land located in the SE¼, more particularly described as follows:

COMMENCING at the south quarter corner of Section 35, said point being the REAL POINT OF BEGINNING;

THENCE North 00°16'00" East 395.00 feet along the westerly boundary of the SE¼ said Section 35;

THENCE South 89°46'59" East 551.39 feet;

THENCE South 00°16'00" West 395.00 feet to a point on the southerly boundary of SE¼ said Section 35;

THENCE North 89°46'59" West 551.39 feet to the REAL POINT OF BEGINNING.

SUBJECT TO: A 25 foot wide road right of way along the southerly boundary.

AND SUBJECT TO: A reservation for an easement to the Grantor 25 feet in width parallel to the West line of the SE¼ of Section 35, commencing at the South quarter corner of Section 35 and running North 00°16'00" East, 395 feet for irrigation pipeline together with rights of ingress and egress for maintenance and operation of the same.

SUBJECT TO: Twin Falls County Highway Right of Way

Water Right Number - R47-07362

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BRAY

GENE K

1 - 1970 E 4300 N

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-6518

BRAY

BEVERLY D

1 - 1970 E 4300 N

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-6518

*** O - ORIGINAL OWNER ***
KREPCIK

LOUIS

1 - RT. 1

2 -

3 -

City- FILER

State- ID Zip- 83328

Phone - 208-326-5489

KREPCIK

GWEN

1 - RT. 1

2 -

3 -

City- FILER

State- ID Zip- 83328

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/06/1977 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
WASTE WATER CEDAR DRAW

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 15E 35 SE SE (83) TWIN FALLS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 2.550 624.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.550 624.00 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S	15E	35	NE SE		39.0	01	IRRIGATION	(83) TWIN FALLS
09S	15E	35	NW SE		40.0	01	IRRIGATION	(83) TWIN FALLS
09S	15E	35	SW SE		39.0	01	IRRIGATION	(83) TWIN FALLS
09S	15E	35	SE SE		38.0	01	IRRIGATION	(83) TWIN FALLS

NOV 28 1994

Water right number - R47-07362

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 156.0

+ - - Diversion Means - CHECK DAM, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 47-7347, TWIN FALLS CANAL CO.

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - -
R31 - 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.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - -

Date: 01/11/1995 User Id: JROBERTS Subject: OWNERSHIP CHANGE
Form received 12/12/94, original owners Louis & Gwendolyn Krepcik - new owners Gene & Beverly Bray. Copy of Warranty Deed submitted
with form. A47-07362 also changed. jr

+ - - Audit Fields - - +
01/11/95 JROBERTS

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/30/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S005524	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

NOV 28 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

21-Oct-1992

FRANCES CLIFTON
TITLEFACT, INC
PO BOX 486
TWIN FALLS ID 83303

RE: CHANGE OF OWNERSHIP - ADJUDICATION CLAIM #A47-07362
Krepcik/Bray

Dear Frances:

Pursuant to the notification that you are representing the claimant(s) on the above referenced Adjudication Claim(s), the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant(s). (I am returning the Water Right License to you as the Department does not change names on Licenses, but they are appurtenant to the land.)

Please review the records(s) and if you have any corrections or any questions, please feel free to contact this office.

Sincerely,

Jeanie
Jeanie Robertson
Water Rights Agent

/jr
Enclosures

FRANCES CLIFTON 12/09/94

Gentlemen:

Please prepare new water license in the names of Gene K. Bray and Beverly D. Bray and return license to TitleFact, Inc. to be held in our escrow file.

Please send to the following:

TitleFact, Inc.
P. O. Box 486
Twin Falls, ID 83303
Attn: FRANCES CLIFTON

NOV 28 1996

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: A47-07362
Date Received: 12/30/1988
Receipt No: S005524
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOUIS KREPCIK 208-326-5489
Address: RT. 1
FILER, ID 83328
AND/OR
Name: GWEN KREPCIK
Address: RT. 1
FILER, ID 83328
2. Date of Priority: JAN 06, 1977
3. Source: WASTE WATER Trib. to: CEDAR DRAW
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 09S | 15E | 35 | SE | SE | | | TWIN FALLS |
5. Description of diverting works:
CHECK DAM, PUMP & SPRINKLERS.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.550 | | 624.00 |
7. Total Quantity Appropriated is:
2.550 C.F.S. (and/or) 624.00 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

A47-07362

Page 1

Date: 12/30/88

MICROFILMED

MAR 11 1993

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
09S	15E	35	NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	38.0
						Section Acres	156.0
						Total Acres	156.0

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:
47-7347, TWIN FALLS CANAL CO.

14. Remarks:

15. Basis of Claim: LICENSE

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Louis J. Hyatt* Date: 12-30-88

Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 30 day 4
of Dec 19 88 Lon White
Notary Public

Seal

Residing at TF
My Commission Expires 5/94

Memo to File 47-7362

August 15, 2001

From: Trish Fawcett

The license this claim was based on was issued for 156 acres of irrigation in the SE quarter. While processing an owner change received 8/10/01 from Bray to J & J Dairy (John Reistsma) I decided to calculate the acreage in the two exceptions listed on the deed. The first exception excludes a little over 7 acres and the second excludes 5 acres. This discrepancy led to further investigation and here's what I found:

- The claim was originally filed by Louis and Gwen Krepcik on 12/30/1988 for 156 acres irrigation in the SE quarter.**
- An owner change was submitted on 12/12/94 (Krepcik to Bray). The deed attached specifically conveyed the entire water right to the new owners (Bray). This is where we first see the exceptions.**
- The deed submitted with the Bray to J & J Dairy owner change also specifically conveyed the entire water right. Here again are the two exceptions.**
- The maps included with the Bray/J & J Dairy change shows land in the SWSE that matches the exceptions and on one someone has written, "13 acres not mine."**
- I could not find where a transfer had been filed moving the water from the 13 acres in question onto the land actually owned by the claimant in the SE quarter.**
- There are three domestic/domestic & stockwater rights located in the SWSE. They are 47-13867, 47-10767 and 47-12966 (all are decreed).**

I spoke with Doug Jones about what to do and he advised me to update ownership of the entire right to J & J Dairy and put a memo in the file advising the agent who will ultimately do the claim review of what I found. The current claimant has not been notified of any discrepancy.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-13867

WATER RIGHT NUMBER: 47-13867

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GWEN E KREPCIK 1966E 4100N RT 1 FILER, ID 83328 (208)326-5489
Current Owner	LOUIS E KREPCIK 1966E 4100N RT 1 FILER, ID 83328 (208)326-5489

Priority Date: 09/01/1910

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01	12/31	0.020 CFS	
DOMESTIC	1/01	12/31	0.040 CFS	
	<u>Total Diversion:</u>		0.060 CFS	

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4SE1/4

Sec. 35, Twp 09S, Rge 15E, B.M.

TWIN FALLS County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	15E	35																X	

Total Acres: 0

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	15E	35																X	

Total Acres: 0

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-13867

2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory 30 BEEF STOCK RP 09S15E357200A

Comments:

1. CORR1 1/30/1997 COPIED FROM REMARKS

Comment: T. F. CANAL CO- 1 SHARE FOR LAWN. COPIED FROM REMARKS T. F. CANAL WATER USED FOR LAWN ALSO COPIED FROM REMARKS T.F CANAL WATER USED FOR LAWN ALSO.

Dates and Other Information:

Licensed Date:

Decreed Date: 6/29/1999

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-10767

WATER RIGHT NUMBER: 47-10767

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERTRAM M SCOTT RT 1 BOX 1218 FILER, ID 83328 (208)326-4032
Current Owner	CONNIE J SCOTT RT 1 BOX 1218 FILER, ID 83328 (208)326-4032

Priority Date: 01/01/1920

Basis: Decreed

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>
DOMESTIC	1/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4SE1/4	Sec. 35, Twp 09S, Rge 15E, B.M.
TWIN FALLS County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	15E	35																	X

Total Acres: 0

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory RP 09S15E557200

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-10767

Dates and Other Information:

Licensed Date:
Decreed Date: 5/21/1999
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-12966

WATER RIGHT NUMBER: 47-12966

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAURA DRAKE RT 1 FILER, ID 83328 (208)326-3107
Current Owner	RANDY DRAKE RT 1 FILER, ID 83328 (208)326-3107

Priority Date: 06/01/1978

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to	12/31	0.040 CFS	
<u>Total Diversion:</u>			0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4SE1/4

Sec. 35, Twp 09S, Rge 15E, B.M.

TWIN FALLS County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	15E	35																X	

Total Acres: 0

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. 09S15E358400

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-12966

Dates and Other Information:

Licensed Date:

Decreed Date: 6/25/1999

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-7697

WATER RIGHT NUMBER: 47-7697

Owner Type Name and Address
 Current Owner LOUIS KREPCIK
 RT 1
 FILER, ID 83328

Not Claimed

Priority Date: 02/25/1981

Basis: License

Status: Active

Source Tributary
 L F COULEE CEDAR DRAW CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
WATER QUALITY IMPROVEMENT	1/01 to 12/31		1.50 AF
	<u>Total Diversion:</u>		1.50 AF

Location of Point(s) of Diversion

L F COULEE	NE1/4SE1/4	Sec. 35, Twp 09S, Rge 15E, B.M.
TWIN FALLS County		
L F COULEE	NW1/4SE1/4	Sec. 35, Twp 09S, Rge 15E, B.M.
TWIN FALLS County		

Place of Use

WATER QUALITY IMPROVEMENT

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	15E	35														X	X		

Total Acres: 0

Conditions of Approval:Remarks:

- General PONDS VOLUME = 63,000 CUBIC FT.^^^

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 47-7697

Dates and Other Information:

Licensed Date: 1/23/1986

Decreed Date:

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Log for claim 47-07362

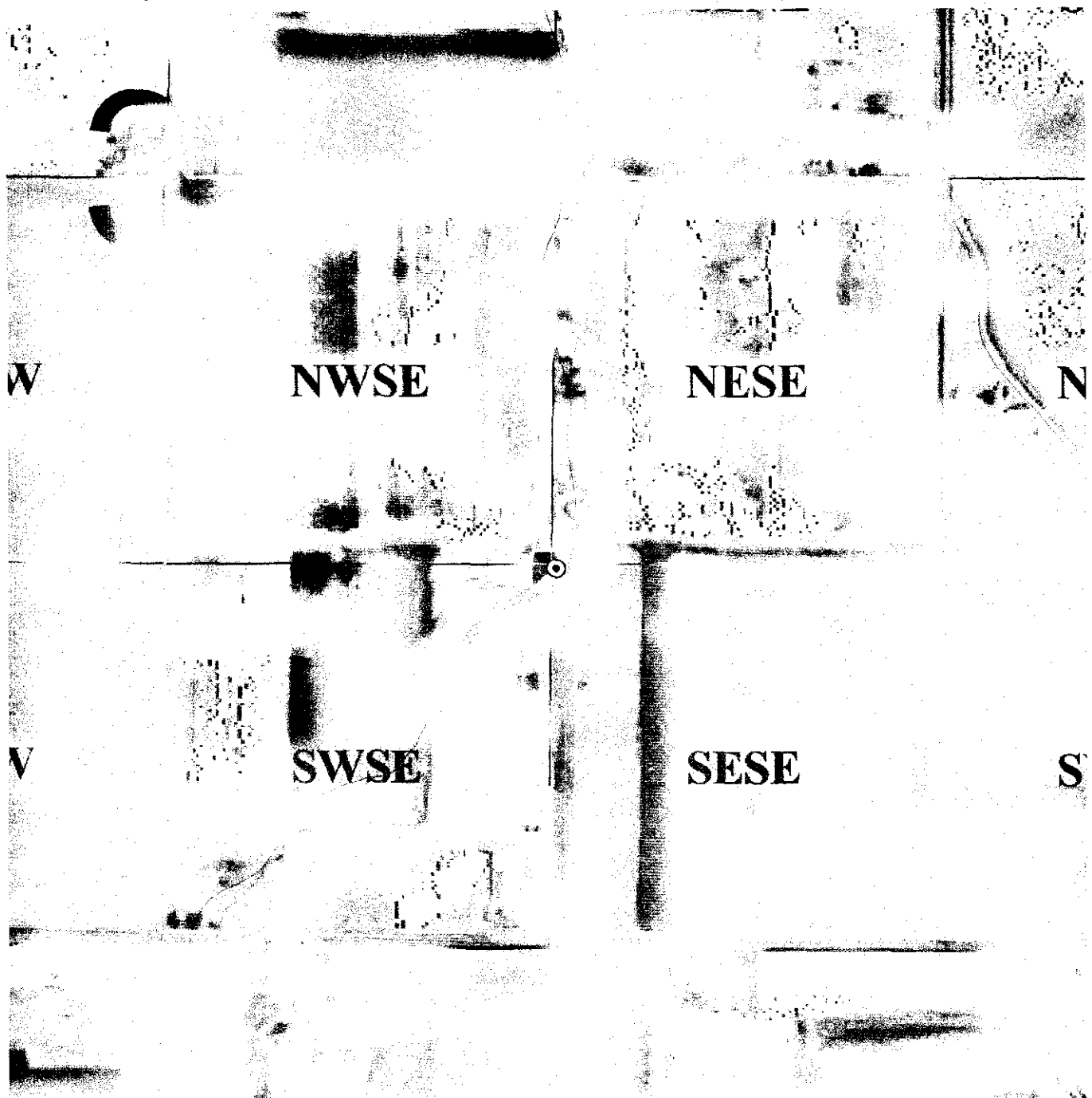
Spatial Dynamics BTD

1/30/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s15e	35	NESE	39	40	
09s15e	35	NWSE	40	40	
09s15e	35	SWSE	39	37	
09s15e	35	SESE	38	38	
Totals:			156	155	

Water Right Claim Number 47-07362
Township , 9S15E

01/30/2001



Legend			
Irrigated Area	Section Line	Roads	Streams and Canals
Place of Diversion	Quarter Section Line		

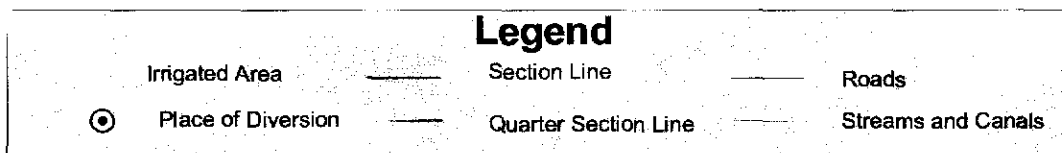
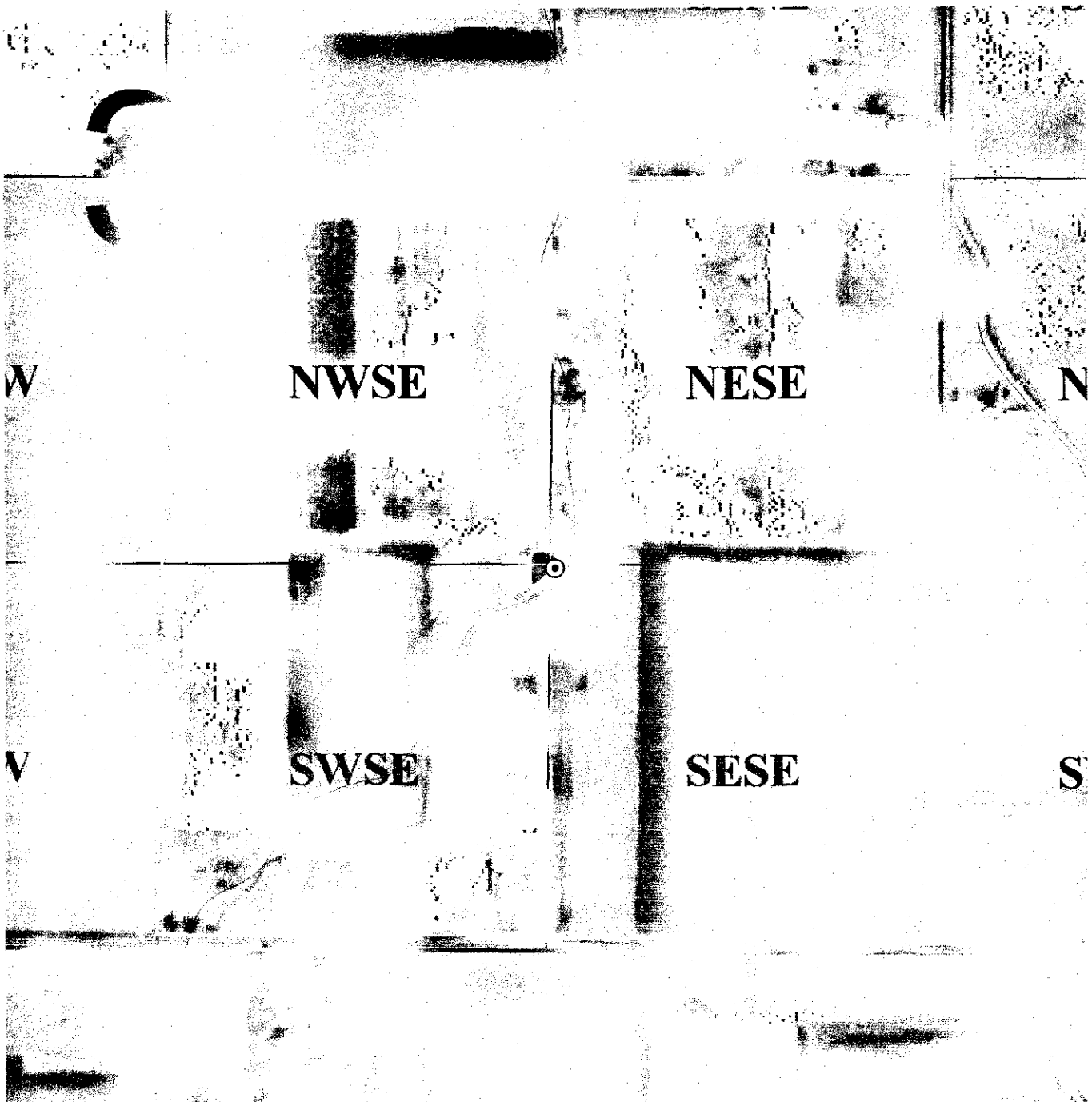
400 0 400 800 Feet



*SPATIAL
DYNAMICS*

Water Right Claim Number 47-07362
Township , 9S15E

01/30/2001

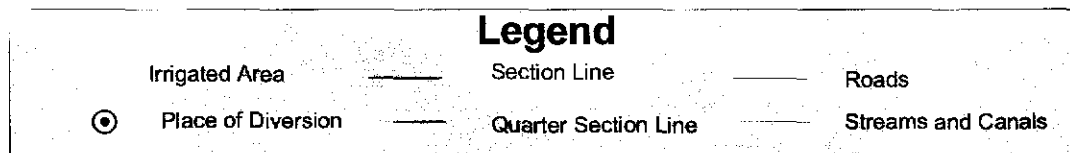
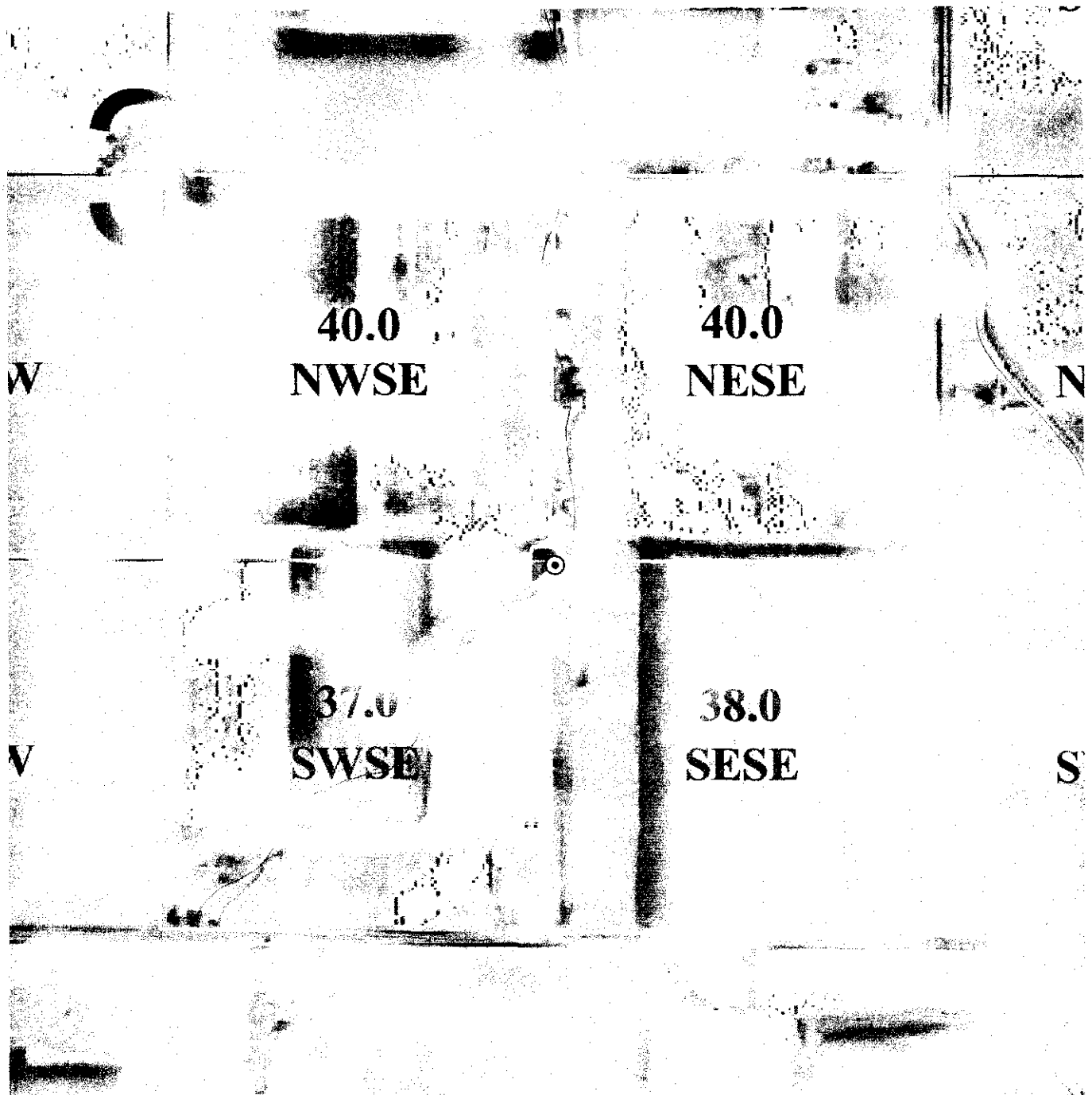


400 0 400 800 Feet

SPATIAL
DYNAMICS

Water Right Claim Number 47-07362
Township , 9S15E

01/30/2001



400 0 400 800 Feet



*SPATIAL
DYNAMICS*

AJ5809NP
No. A47-07362

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/06/00
PAGE: 208

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GENE K BRAY	01/06/1977	IRRIGATION	03-15 11-15	2.550 CFS	624.00 AFA
C	BEVERLY D BRAY 1970 E 4300 N BUHL ID 83316 (208) 543-6518			TOTAL DIVERSION:	2.550 CFS	624.00 AFA

Water Source: WASTE WATER

Tributary to: CEDAR DRAW

Stage: LICENSE

Point(s) of Diversion: T09S R15E S35 SESE

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
09S	15E	35	:					:					:					:	39	40	39	38	:	156.0
																							TOTAL ACRES	156.0

POU County: TWIN FALLS

Other Rights: 47-7347, TWIN FALLS CANAL CO.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
R47-07362

Other Water Rights Listing Overlapping Place(s) of Use:
A01-0020920 R47-07362

Conditions of Approval:

- R31 - 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
- irrigation of the lands above.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 12/30/88 WHITE 01/11/95 JROBERTS 03/30/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7362 Priority January 6, 1977 Amount 2.55 cfs

THIS IS TO CERTIFY, that Louis &/or Gwen Kreprik
of Filer, Idaho, has complied with the terms and conditions of Permit
No. 47-7362 issued pursuant to Application for Permit dated January 6, 1977,
and has submitted proof to the Department of Water Resources on June 9, 1981,
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 2.55 cfs of water from wastewater,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>2.55</u> cfs and <u>624.0</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 2.55 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 confined is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
624.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Twp.
9S, Rge. 15E in the County of Twin Falls

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	15E	35													39	40	39	38	156

Total number of acres irrigated 156

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 4.0 afa per acre for the lands above.

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 30th day of
December, 19 82.

Director

Identification No. _____

Application No. 47-7362

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Louis and/or Gwen Kreprik Phone: 326-5489
post office address Rt. #1 Filer, Idaho 83328
2. Source of water supply waste water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 9S
Range 15E B.M. Twin Falls County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.2cfs for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
check dam, pump, sprinkler

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

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

MICROFILMED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	15E	35													40	40	40	40	160

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above.

Permit #47-7347 - 150 shares. Twin Falls Canal Co. water

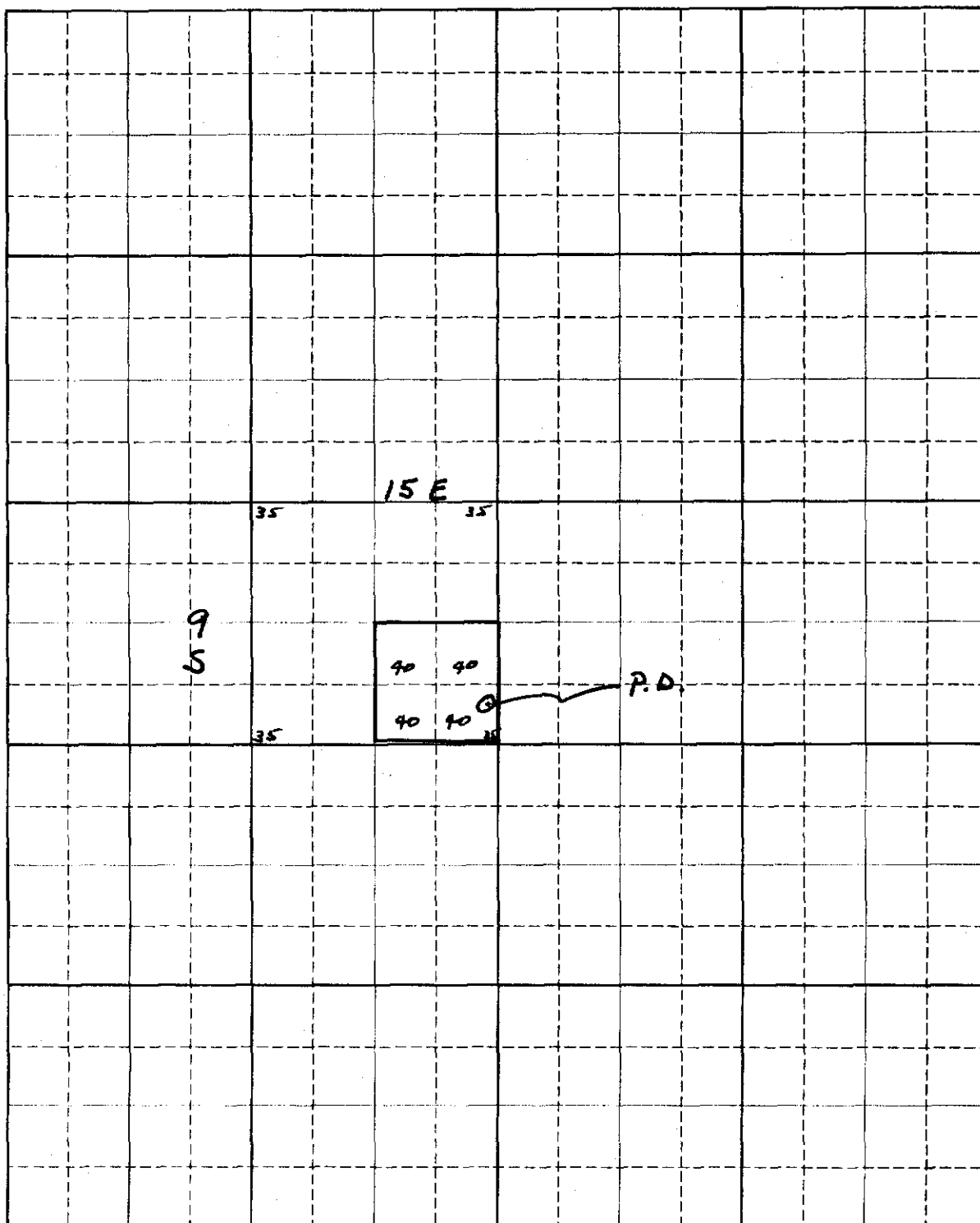
9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use applicant

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

10. Remarks _____

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



Scale: 2 inches equal 1 mile

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

Louis Kropick
(Applicant)

RECEIVED

Proposed Priority 1/ 6/77

JAN 6 1977

Department of Water Resources
Southern District Office

Received by RLH Date 1-6-77 Time 10:30 am
Preliminary check by JS Fee \$ 55.00 Rec. # 2286
Received by RLH Date 1/6/77
Publication prepared by MB Date 1/6/77
Published in Times News
Publication dates 1/13 - 1/20/77
Publication approved _____ Date _____
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by mb

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7362, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 24 day of February, 19 77.

R. Keith Higin
Director

RECEIVED

47-7362

Permit No.

Department of Water Resources

INITIALS

REMARKS

- [Handwritten signature]*

✓

If source is surface water, estimate total flow of source

Methods of measurement ANNUL-BAR End Gauge Meter Meets Permit requirements? YES

Measurement calculations: MJAS: (2.55 CFS) All good ok

VOLUME $\frac{62.4.0\%}{\cancel{\text{hr}}} (4.0 \text{ Acre/ft}) (156 \text{ Acres})$

$$2.55 \times 1.9835 \times 245 = 1239.2$$

System Description WATER MOTOR pump, SPRINKLER line & WHEEL
LINES - IRRIGATION OF GAIN.

*Code with map on reverse side. Disregard code if only one.

Irrigation requirement = 4.0 AFA/Acre

USE

Investigation

0 (cfs)

7.55

V (afa)

624

FROM

March 15

TO

Abu 15

Total 2.55 CFS

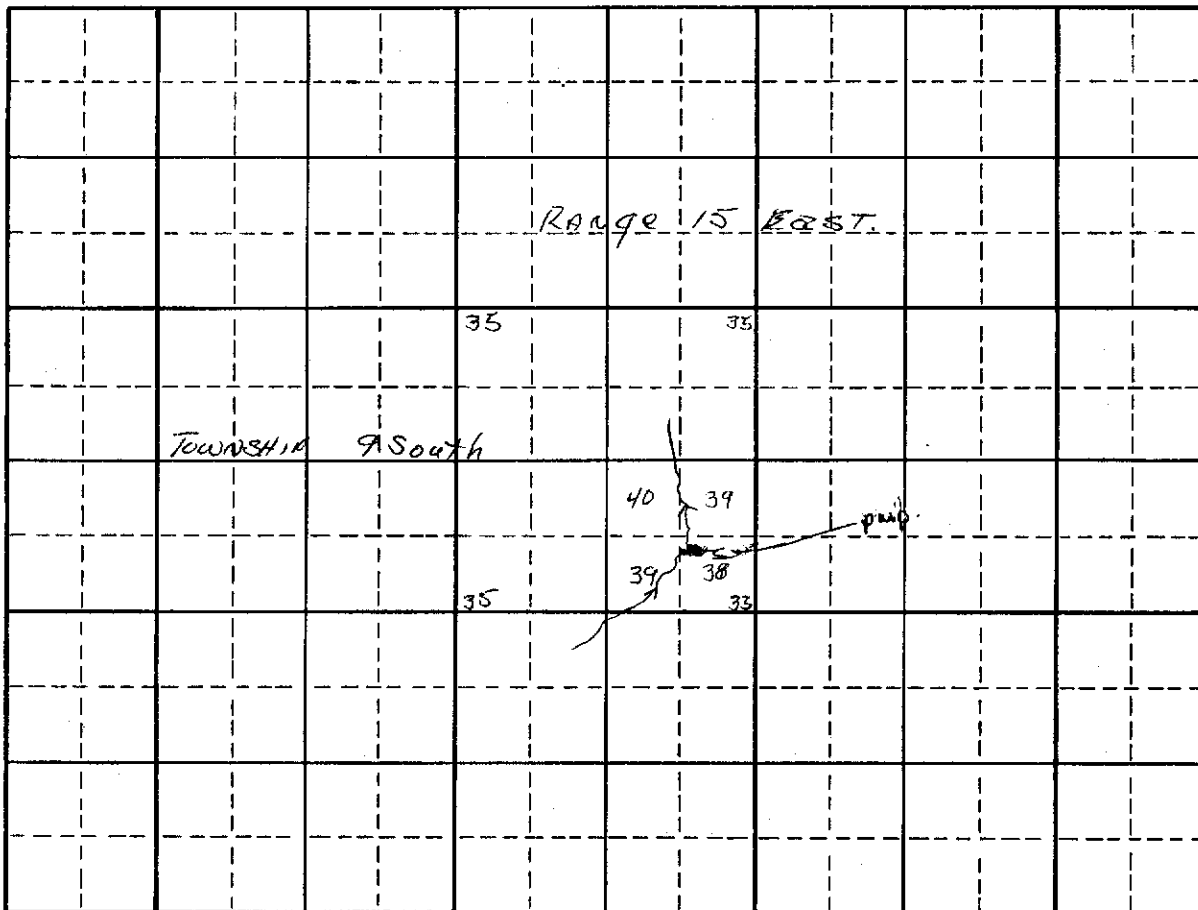
624.1

Remarks WASTE WATER FROM FIELDS ABOVE RUNS
into THIS POND WHICH IS THE DRAINAGE SPOT FOR
THIS WASTE WATER

Permit 47-7347 JW No Overlap - different source
Recommend Condition #16 o/c

Jim 12-15-82

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SE 1/4 SE 1/4; Sec. 35 T9S R15E.

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
9S	15E	35													39	40	39	38	156

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

checked by

proved by

Date

Date

Date

156.0

RECEIVED

Measured by: BARY FUNDRAURO

DEC 18 1981

Date: 11-16-1981

Owner: LOUIS KREPRIK

Permit #: 47-7362

Department of Water Resources

Description of well &/or measuring site (give distance to restrictions upstream and downstream): MOTOR PUMP & WHEEL LINGS

Measured inside diameter of pipe in inches

8"

Size of Annubar used in test

8" - 2.981

State ID# of Annubar used

091411

Size Eagle Eye Meter used

0-80

State ID# of Meter used

091475

Date of Last Calibration of Meter

4-1-1981

Observed inches of H2O read on Meter

24.0"

Adjusted inches of H2O from Last Calibration

21.85"

CALCULATION:

$$\frac{(3.85) \times (A)^2 \times (V)}{448.8}$$

2.55

eff. measured

Where A and B are measured in inches
and 3.85 is a constant for the model
75 Annubar

SKETCH:

