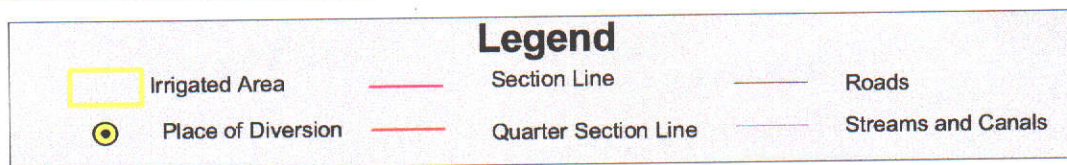
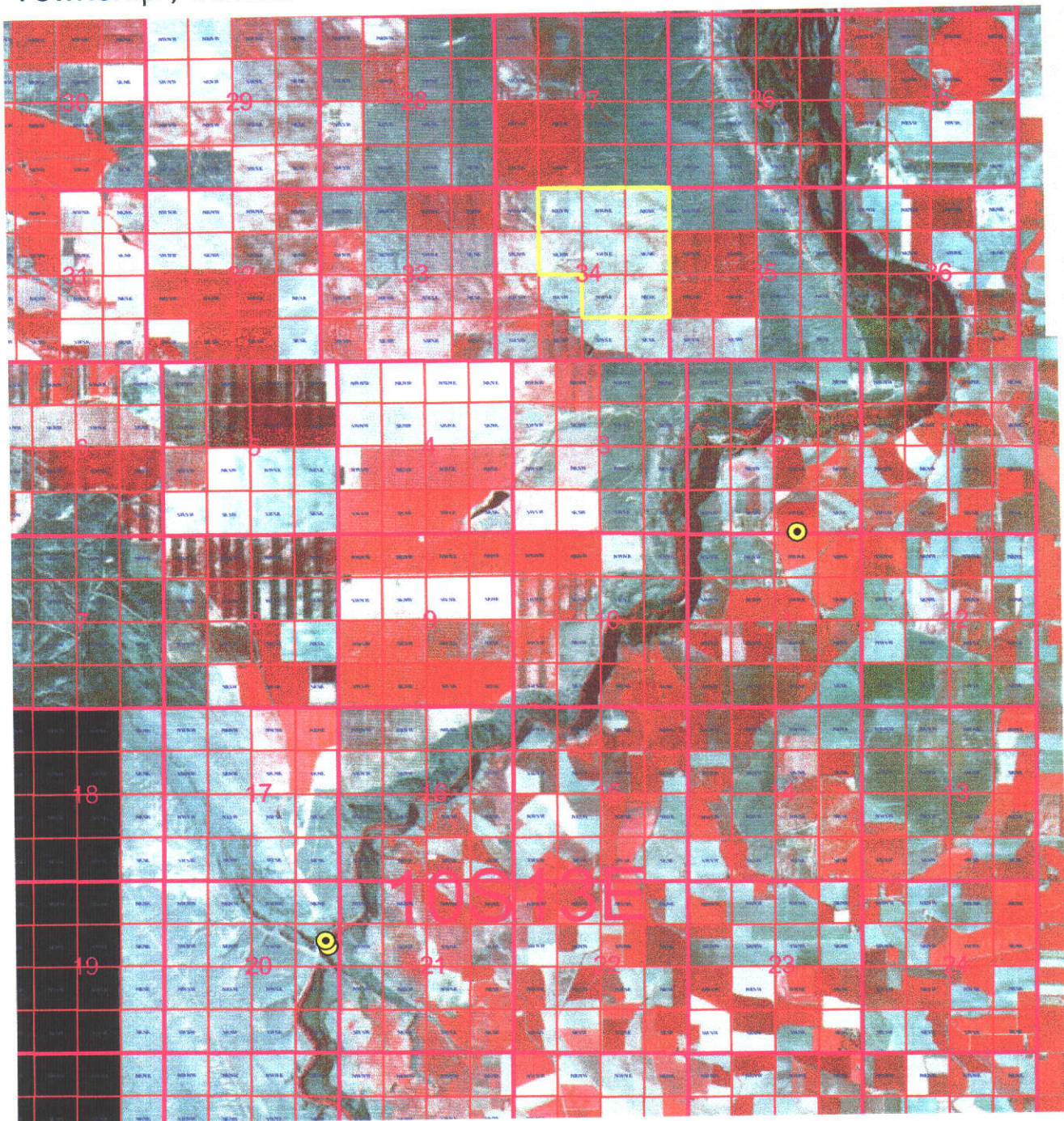


Water Right Claim Number 47-07618

Township , 9S13E

03/01/2001



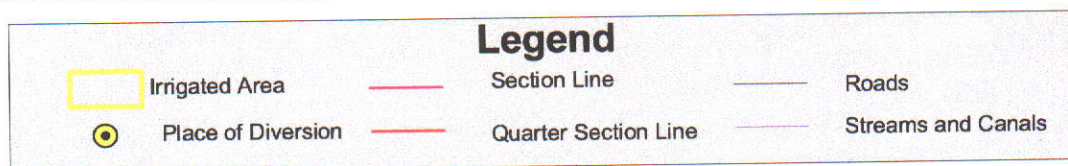
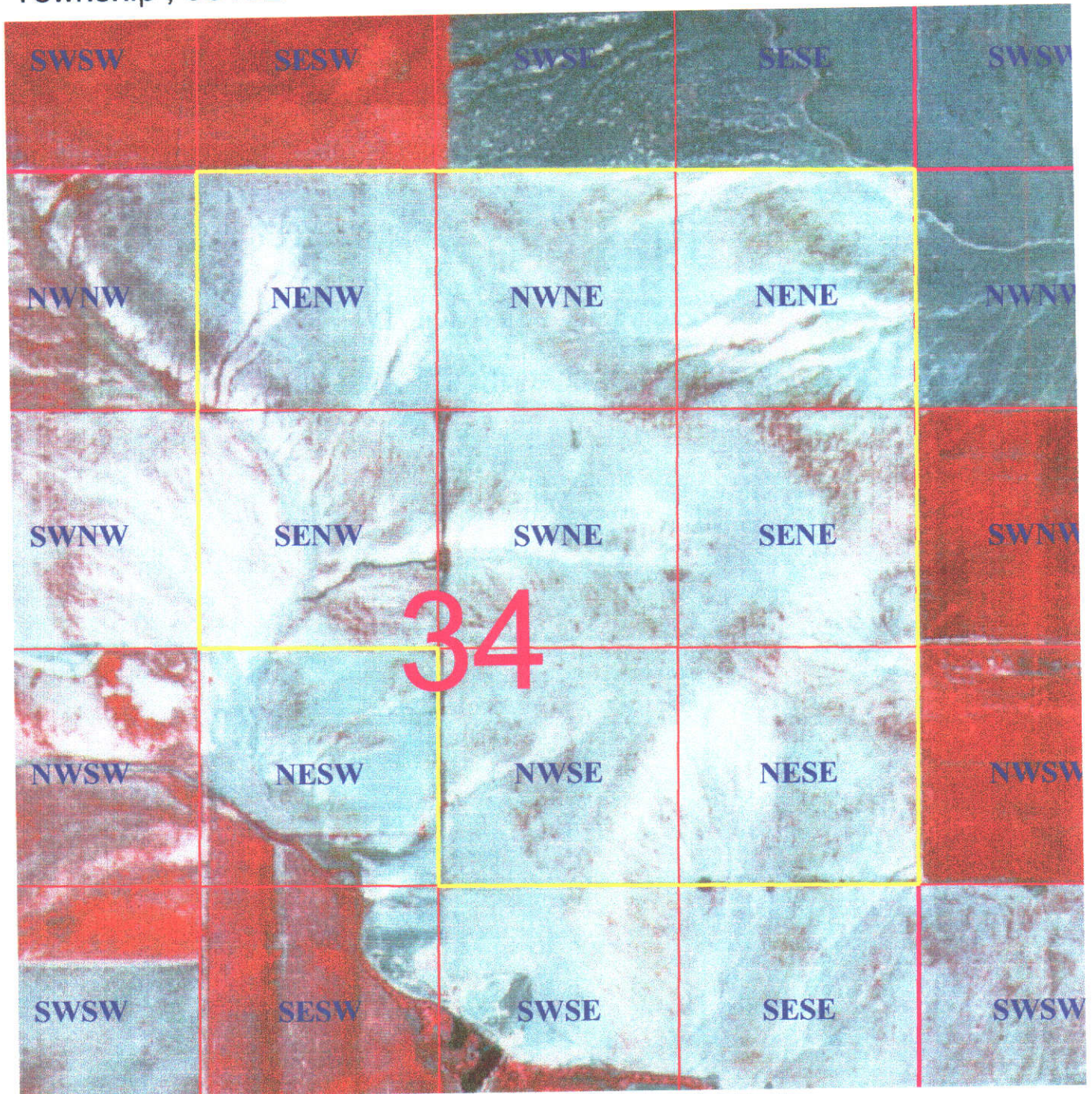
3000 0 3000 6000 Feet



SPATIAL DYNAMICS

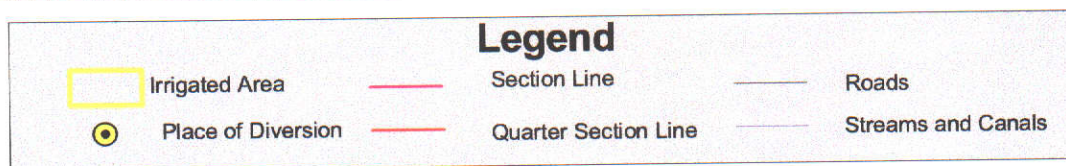
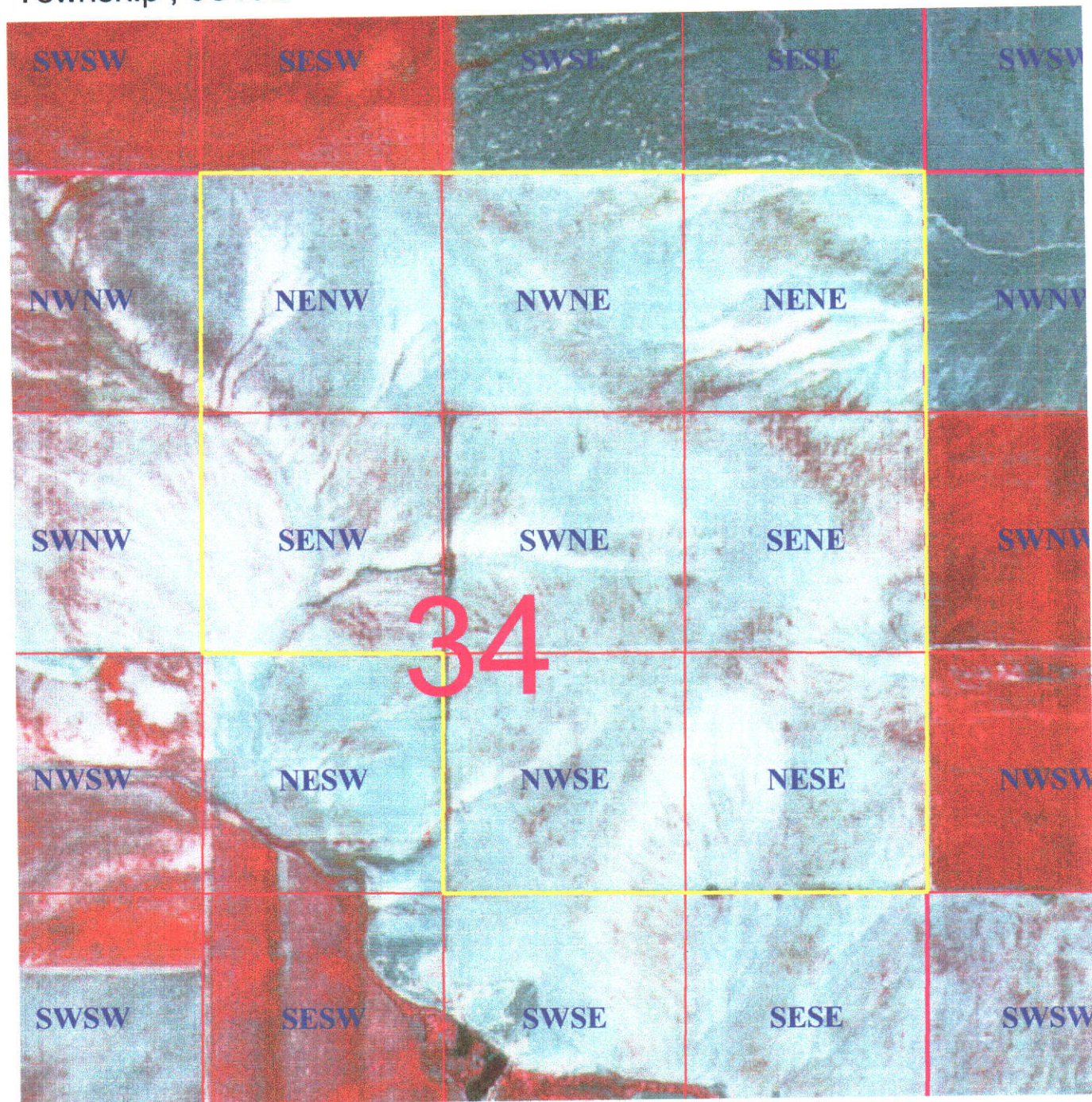
Water Right Claim Number 47-07618
Township , 9S13E

03/01/2001



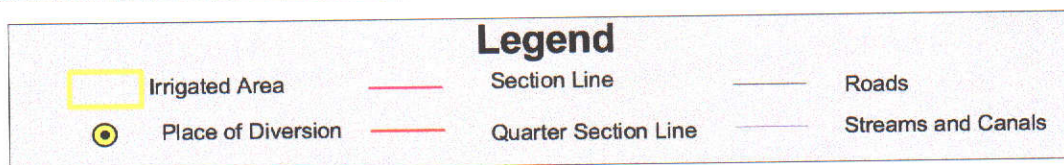
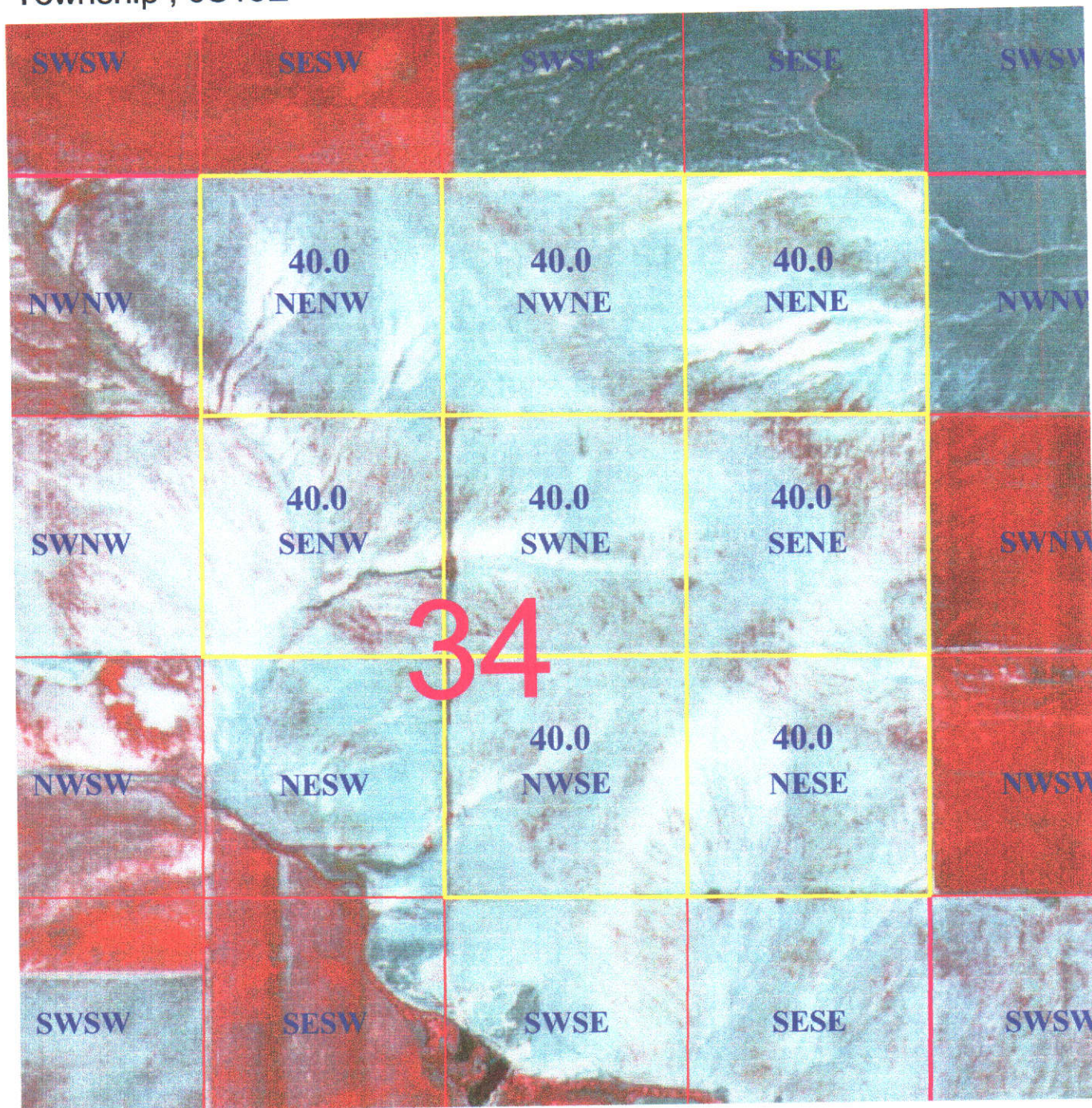
Water Right Claim Number 47-07618
Township , 9S13E

03/01/2001



Water Right Claim Number 47-07618
Township , 9S13E

03/01/2001



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

20

2

600 EAST

3791

3791

28

3829

4200

NORTH ROAD

3852

3797

35

Well

3797

3806

ROAD

34

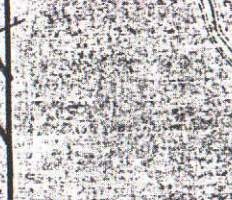
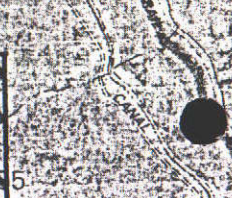
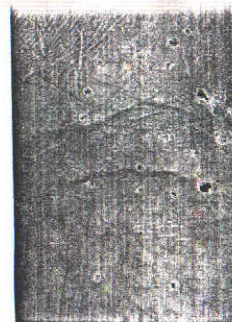
376

MICROFILMED

MAR 11 1993

NORTH

3824



Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

Bluegill Lake

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: A47-07618
Date Received: 1/10/1989
Receipt No: S005807
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DRISCOLL BROTHERS PARTNERSHIP 208-734-0700
Address: 2250 S 3200 W
ABERDEEN ID 83210

2. Date of Priority: JAN 7, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	13E	2		SW	SE		TWIN FALLS
		20		SE	NE		TWIN FALLS
				SE	NE	R	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	03/15	11/15	6.400		

7. Total Quantity Appropriated is:
6.400 C.F.S. (and/or) 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	34	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	13E	34	SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 320.0

Total Acres 320.0

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:
02-7100

14. Remarks:

DLE I-2012.

THE WELL MUST BE CASED WITH UNPERFORATED CASING INTO A CONFINING LAYER BELOW THE FIRST AQUIFER IN ORDER TO PREVENT INTERFERENCE WITH SURFACE FLOWS IN SALMON FALLS CREEK.

PT. OF INJECTION INTO SALMON FALLS CREEK: SENE, S20, T10S, R13E.

MEASURING DEVICES OF A TYPE APPROVED BY THE DEPT. SHALL BE INSTALLED AT THE PT. OF INJECTION & THE PT. OF REDIVERSION.

REINSTATED 1-29-1986.

11/6/96 TF; OWNERSHIP CHANGED EASTERDAY TO DRISCOLL BROS.

15. Basis of Claim: LICENSE

RECEIVED

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

JUL 25 1996

Department of Water Resources
Southern Region

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 9S Range 13E
Section 34, 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) 47-07618
Assigned by IDWR: _____

☐ Name and Address of Former Owner/Claimant(s)(Seller): LENARD D. EASTERDAY
RT. 2 - BOX 85
BUHL, IDAHO 83316

☐ New Owner/Claimant (Purchaser): DRISCOLL BROTHERS PARTNERSHIP
2250 S. 3200 W.

☐ New Mailing Address: ABERDEEN, IDAHO 83210

☐ New Telephone Number: (208) 734 - 0700 (J.Evan Robertson, atty)

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: _____

(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) DRISCOLL BROTHERS PARTNERSHIP Date 7-24-96

J. By Patrick Driscoll Date 7-24-96

☐ Signature of Former Owner/Claimant(s) Lenard D. Easterday Date 7-22-96

Lenard Easterday Date 7-22-96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

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

JUL 28 1996



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

March 9, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

Trish Fawcett
Technical Records Specialist

Enc.

cc: Driscoll Brothers Partnership

A47-07618



American Falls Branch
127 Idaho
P.O. Box 300
American Falls, ID 83211
Bus: 208/225-5251
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

Deanna L. Curry
Operations Assistant

Encl.

*See 47-02316A for copy of
real estate mortgage
4/21/9/2000*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 3904
WATER RIGHT NO. 47-07618

RECEIVED

FEB 01 1994

Department of Water Resources
Southern Region Office

This is to certify that: LENARD EASTERDAY
LORENE EASTERDAY
RT 2 BOX 85
BUHL ID 83316

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	4.88 CFS

SOURCE

GROUNDWATER

Priority: 01/07/1980

LOCATION OF POINT(S) OF DIVERSION:

Injection
Rediversion

SENE , Sec. 20, Township 10S, Range 13E
SENE , Sec. 20, Township 10S, Range 13E
SENE , Sec. 20, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	13E	32	NESE 40	NWSE 40	SWSE 40	160
			SESE 40			
10S	13E	4	NENE 38.7	NWNE 38.8	SWNE 40	
			SENE 40	NENW 38.8	NWNW 38.8	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESE 40	
			NESE 40	NWSE 40	SWSE 40	595.1
		5	NENE 38.9	NWNE 39.1	SWNE 40	
			SENE 40	SENE 40	NESW 39.4	
			NESW 40	SESE 40	NESE 40	
			NWSE 40	SWSE 40	SESE 40	477.4
Total number of acres irrigated:						1232.5

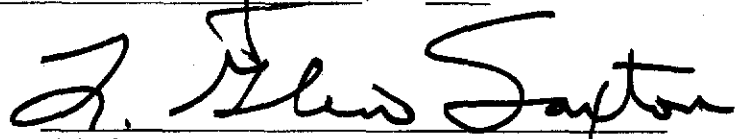
NOV 28 1996

TRANSFER NO. 3904
WATER RIGHT NO. 47-07618

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 47G.
3. The maximum combined rate of diversion under Right Nos. 47-07615 and 47-07618 shall not exceed 4.88 cfs.
4. The combined annual volume of water under Right Nos. 47-07615 and 47-07618 shall not exceed 2371.5 afa.
5. Flow from the well is only authorized when redirection pumps from Salmon Falls Creek are operating. Likewise, redirection pumps can only be operated when the well is flowing.
6. Right No. 47-07615 is limited to the irrigation of 303 acres in the place of use described above in a single irrigation season.
7. Right No. 47-07618 is limited to the irrigation of 320 acres in the place of use described above in a single irrigation season.
8. The period of authorization under Transfer #3904 ends on November 1, 1995. On that date, the place of use shall revert back to lands identified prior to the transfer approval.
9. Point of redirection is from Salmon Falls Creek.

Dated this 24th day of January, 1994.


Chief, Water Alloc. Bureau

NOV 28 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 29, 1993

RE: Application for Transfer of Water Right No. 47-07618

Lenard &/or Lorene Easterday
Rt. 2, Box 85
Buhl, ID 83316

RECEIVED

DEC 02 1993

Dear Mr. and Mrs. Easterday:

Department of Water Resources
Southern Region Office

The above referenced application for transfer was filed on February 5, 1992. The department has not taken action on the transfer due to the status of the Snake River Basin Adjudication claim which was filed on this right. The claim was rejected because of an insufficient fee.

In order for the department to continue processing the transfer application, it is necessary for you to finalize the claim filing. You should be aware that if the claim is not properly filed, the right could be lost and the department may issue a cease and desist order if water continues to be diverted.

I will hold action on this transfer application until December 15, 1993. In that time, you should contact the adjudication staff of our Southern Regional Office in Twin Falls to determine what is needed to finalize the claim. If the fee is not paid and the claim remains rejected, we will initiate action to deny the transfer.

If you have any questions, please feel free to contact our office.

Sincerely,

Sharla Curtis

SHARLA CURTIS
Sr. Water Resource Agent

cc: Southern Region

Fee paid 12-14-93
[Signature]

NOV 28 1993

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: S016436

Date: 12/14/1993
Time: 15:11:46

LA RAY L. EASTERDAY
RT. 2 BOX 107D

BUHL ID 83316

Received
From: EASTERDAY, LORENE

Type of Payment	Program A cct	Amount
ADJUDICATION CLAIM PRINCIPLE		
INTEREST	41503 337 1155	583.20
LATE INTEREST	41503 337 2515	172.71
	41503 337 Total	223.25

\$979.16

Account Number: S000018

CHECK 8595

Region: SOUTHERN

Signature: J. E. Stanton

NOV 28 1996

DEC 15 1992

Transfer No. 3904Page 1 of 86STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

FEB 05 1992

PART 1

Department of Water Resources

Name of applicant LENARD EASTERDAY & LORENE EASTERDAYPhone 543-5841Post Office address RT. 2 BOX 85, BUHL, IDAHO 83316

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes WATER HAS BEEN LEASED TO DALE WRIGHT BY WRITTEN LEASE. CHANGE OF PLACE OF USE SHALL EXPIRE ON NOVEMBER 15, 1995, AND REVERT BACK TO ORIGINAL LAND (REAL ESTATE) SET OUT ON ORIGINAL PERMITS

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|---------------|--------------------|-------------------|-------------------------------|
| <u>47-7615</u> | <u>1/4/80</u> | <u>6.40 cfs</u> | <u>IRRIGATION</u> | <u>3/15</u> to <u>11/15</u> * |
| <u>47-7618</u> | <u>1/7/80</u> | <u>4.88 cfs</u> | <u>IRRIGATION</u> | <u>3/15</u> to <u>11/15</u> * |
| | | | | to _____ |
| | | | | to _____ |
| | | | | *UNTIL 11/15/95 |
2. Total amount of water being transferred 4.88 11.28 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water 47-7615/47-7618 -- groundwater tributary to SALMON FALLS CREEK
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13EEM	TWIN FALLS	/NEAR/BALANCED/ROCK/CROSSING/
		SW	SE	2	10S	13EEM	TWIN FALLS	Point of diversion; also point of injection into Salmon Falls Creek & point of redirection from Creek

5. Lands irrigated or place of use:

Twp. S	Rge. EEM	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	13E	32													40	40	40	40	160
10S	13E	4	38.72	38.75	40	40	38.79	38.82	40	40	40	40	40	40	40	40	40		595.08
10S	13E	5	38.92	39.09	40	40	39.42			40	40		40	40	40	40	40	40	477.43

Total acres

1232.51

T# 3904 47-07618

PART 1

6. General Information:

- a. Description of diversion system 47-07515 and 47-07618 -- water flows from well into Salmon Falls Creek, then it is pumped from creek up side of canyon through pipes into open ditch or canal which transports water to farm. Ditch is shared with D. Wright and Easterdays.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
LAND NOW IRRIGATED IS IN CRP AND WILL NOT BE FARMED FOR 10 YEARS. BY USE OF LEASE, D. WRIGHT WILL PUT WATER TO BENEFICIAL USE.
- d. Remarks:
D. WRIGHT'S IRRIGATION SYSTEM AND EASTERDAYS' IRRIGATION SYSTEM ARE THE SAME ONCE THE WATER IS LIFTED OUT OF SALMON FALLS CREEK CANYON. WATER WILL STAY IN COMMON CANAL FOR A LONGER DISTANCE TO REACH WRIGHT'S LAND.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19 _____

NOV 28 1996

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 47-07618 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority 1/7/80

5. Water is used for the following purpose:

amount 4.88 CFS for IRRIGATION purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 4.88 cubic feet per second and/or 1280.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13E	TWIN FALLS	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	13E	34	40	40	40	40	40			40					40	40			320

Total acres 320

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
no If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

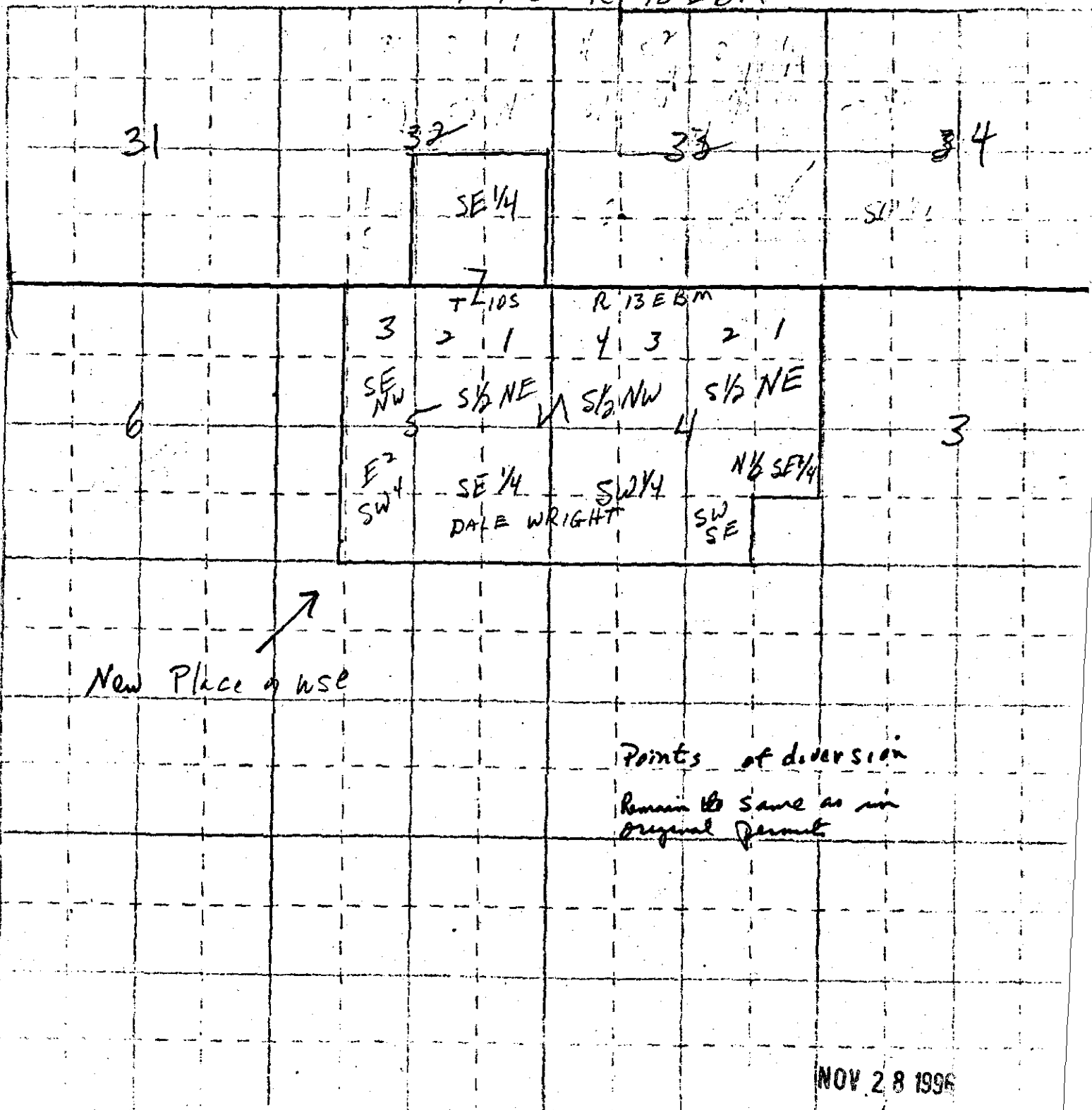
NOV 18 1996

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T 9 S R 13 E BM



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Leland W. Easterday Lorne Easterday
(Signature of Applicant)

Subscribed and sworn to before me this 5th day of February, 19 92.

Jim Venzel
(Notary Public)

My commission expires Jan 11, 1992

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by JF Stanton Date 2-5-92 Protest filed by _____

Prelim. check by ST Fee \$50. 5014131

Receipted by ST Date 2-5-92

Published in Times News, Buhl Herald Copies of protest forwarded by _____

Pub. dates 10/8 & 10/15/92; 10/7 & 10/14/92 Hearing held by _____ Date _____

Watermaster recommendation requested on 9/24/92 Recommended for ☐ approval ☒ denial

_____ rec'd. 10/13/92 by ST

Copy of transfer sent to lien holder _____

NOV 28 1996

1

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7

42

2

1 ordered to shut or close the valve on said artesian well that
2 Wright will pay Easterday the sum of \$1,000.00 for flowing said
3 water as provided above for the crop year 1993; \$1,000.00 for the
4 crop year 1994; and \$1,000.00 for crop year 1995.

5 3. Wright acknowledges that he is not obtaining interest
6 in Easterday's water by Easterday releasing said water into Salmon
7 Falls Creek or by Wright's use of said water to irrigate land owned
8 by Wright.

9 4. Easterday and Wright agree that said water shall be
10 transferred from Easterday's real estate described on Exhibit A to
11 Wright's real estate described on Exhibit B for the term of this
12 agreement and that on November 15, 1995, said transfer shall
13 automatically terminate and revert to Easterday's real estate
14 described on Exhibit A. Both parties agree to sign such papers as
15 are required by the State of Idaho Department of Water Resources to
16 accomplish said amendments. Wright shall pay the assignment fee of
17 \$50.00. The parties will share the cost of doing any hearing if
18 represented by an attorney at any hearings.

19 5. Should the State of Idaho Department of Water
20 Resources refuse to allow the amendment to Easterday's water right
21 by amending the place of use on said permit, this agreement shall
22 immediately terminate without further action by either of the
23 parties and Easterday shall be entitled to 1/90th of the above
captioned fee for each day that their water was allowed to flow
into the Salmon Falls Creek regardless of whether or not Wright
actually used said water. Should anyone protest such amendment,



Hepworth,
Nungester,
& Lezamiz

NOV 28 1996

1 then this agreement will be suspended until such protest is removed
2 or ruled against by the Department of Water Resources. No water
3 will be delivered during the suspension of this agreement. Wright
4 shall be given credit, if any is due, for water paid for but not
5 delivered if the transfer is finally approved or his money will be
6 returned as provided above if the transfer is denied.

7 Lenard Easterday
LENARD EASTERDAY

8 Lorene Easterday
LORENE EASTERDAY

9 Dale M. Wright
DALE WRIGHT

10
11
12
13 STATE OF IDAHO)
14 County of Twin Falls) ss.

15 On this 5th day of February, 1992, before
16 me, the undersigned, a notary public in and for said county and
17 state, personally appeared LENARD EASTERDAY and LORENE EASTERDAY,
known to me to be the persons whose names are subscribed to the
within instrument and acknowledged to me that they executed the
same.

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

20 Jimmy Nungester
21 NOTARY PUBLIC FOR IDAHO
22 Residing at: Bull Id
23 My Commission Expires: 1-11-97



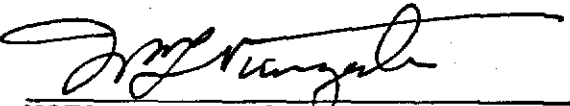
Hepworth,
Nungester,
& Lezamiz

NOV 28 1996

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

3 On this 5th day of February, 1992,
4 before me, the undersigned, a notary public in and for said county
5 and state, personally appeared DALE WRIGHT, known to me to be the
6 person whose name is subscribed to the foregoing instrument, and
7 acknowledged to me that he executed the same.

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

11 

12 NOTARY PUBLIC FOR IDAHO

13 Residing at: Bull Bl

14 My Commission Expires: 1-11-97

15 (easter.agr)



Hepworth,
Nungester,
& Lezamiz

NOV 28 1996

LENARD & LORENE EASTERDAY

**The S1/2 NW1/4 and the SW1/4 of Section 35, T 9 S, R 13 EBM
and the S1/2 SE1/4; the NE1/4; the E1/2 NW1/4
and the N1/2 SE1/4 of Section 34 T 9 S, R 13 EBM
all in Twin Falls County, State of Idaho**

EXHIBIT A

NOV 28 1996

PARCEL 1:

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

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

PARCEL 2:

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

Section 4: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$
SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

PARCEL 3:

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

Section 4: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$

PARCEL 4:

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

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

PARCEL 5:

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

Section 5: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

PARCEL 6:

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

Section 5: Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

EXHIBIT B

NOV 28 1996

RECEIVED

State of Idaho
Department of Water Resources

JUL 17 1990

Department of Water Resources
Southern Region Office

WATER RIGHT LICENSE
WATER RIGHT NO. 47-07618

Priority: January 7, 1980

Maximum Diversion Rate: 4.88 CFS
Maximum Diversion Volume:¹ 1280.0 AF

This is to certify, that LORENE I. EASTERDAY
RT. 2

BUHL, ID 83316

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 4, 1980; and has submitted Proof of Beneficial Use on November 4, 1985. An examination indicates that the works have a diversion capacity of 4.880 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	4.88 CFS	1280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 20, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	13E	34	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	SENEW 40	
			NESE 40	NWSE 40		320

Total number of acres irrigated: 320

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.
6. The maximum combined rate of diversion under this right & Right 47-7615 shall not exceed 4.88 cfs.

47-7618

State of Idaho
Department of Water Resources

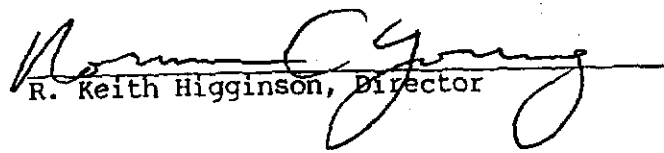
WATER RIGHT LICENSE
WATER RIGHT NO. 47-07618

CONDITIONS/REMARKS:

7. The combined annual volume of water under this right & Right 47-7615 shall not exceed 2371.5 afa.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27th day of JUNE, 1990.

Acting for


R. Keith Higginson, Director

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

June 24, 1996 3:05pm

CUSTOMER

EASTERDAY/WRIGHT

SUBJECT: 47-07615/47-07618

phone call (X) walk-in (.)

I talked to Cindy Zimmerman. She has not reviewed the file for said water right permit. I updated her on what Shelley Keen informed me on. She agrees with Shelley's target date of 31 July. We discussed Mr. Wright's desire to transfer 47-07615 and 47-07618 all in his name (although Mr. Wright says the name won't be Wright). Cindy suggested to let Mr. Wright know that an Assignment of Permit (to change names) would be \$25.00 and less hoops to jump than changing the name once the permit is a license.

4:00 pm Called Mr. Wright and left a message @ 420-3340. Informed him of the Assignment of Permit & update on the status of 47-07615.

4:20 pm Called Mrs. Easterday. Said the same thing to her as the message I left for Mr. Dale Wright.

NOV 28 1996

From: DWR60::GSATTERL
To: DWR03::SKEEN
CC: GSATTERL
Subj: 47-07615

24-JUN-1996 08:20:57.35

Shelley,

Thank you for your prompt response regarding 47-07615. I will be in contact with Cindy Zimmerman to get an update on the contents of the file.
Georgia Satterlee

NOV 28 1996

From: DWR03::SKEEN
To: DWR60::GSATTERL
CC: SKEEN
Subj: 47-07615

24-JUN-1996 08:05:20.49

Georgia,

On Friday I pulled the file for 47-07615. There appear to be some complex issues involved. Therefore, I predict that it will take a little while to complete our review and issue a license. My target date is July 31. Cindy Zimmerman will be conducting the initial licensing review. If you want to discuss the contents of the file, please contact Cindy.

Shelley Keen

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

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IDWR Employee/Agent Georgia Satterlee

DATE

June 21, 1996 2:20 pm

CUSTOMER

Easterday/Wright

SUBJECT: #47-07615

phone call (X) walk-in (.)

Called Sharla Curtis to get an update on #47-07615. Sharla says Cindy is focusing on licenses for Southern Region. Cindy wasn't there and Shelley Keen helped me. He is going to pull the file and see what hoops would be needed to be jumped to get the permit licensed. Shelley said I will be contacted by E-Mail on Monday to get updated information.

NOV 28 1996

(A) 47-07615

(A) 47-07618

6/9/94

COMMUNICATION DOCUMENTATION

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IDWR Employee/Agent Georgia Satterlee

DATE

June 19, 1996 2:45pm

CUSTOMER

Easterday and Wright

SUBJECT:

phone call (X) walk-in (.)

As of 1:30 pm today, Sharla Curtis had not looked over the status of #47-07615. I felt it unnecessary to meet with the parties until the information is clear on the status of #47-07615. I called the parties involved to cancel the appointment. I contacted Mrs. Easterday and explained the situation. I said I would inform her when there was clarification.

I tried calling Mr. Wright at the different phone numbers (see 18 June) and finally left a message on the machine at his home. He showed up promptly at 2:00 pm. I updated him on the situation. He said, "If it will be a hassle to get the permit licensed, then they choose the process that they utilized in the past (amendment of the permit and transfer of the license)".

I told him I would find out the status and options and contact them. He asked if I could have this information by the first of next week. All I can do is my best.

NOV 28 1996

(A) 47-07615
(A) 47-07618

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

June 18, 1996 2:00pm

CUSTOMER

Lorene and Lenard Easterday
home 543-5841
Dale Wright home 734-5927
mobile #'s (208)326-5759
message " 420-3340

SUBJECT:

phone call (.) walk-in (X)

Lorene and Lenard Easterday with Mr. Dale Wright came in to begin a transfer regarding water right numbers #47-07615 and #47-07618. They want to change the place of use and change the name. There was an amendment for #47-07615 and transfer, T#3904, for #47-07618 was implemented 24 Jan 1994 (changed only the place of use on a temporary basis). The period of authorization under the amendment and transfer ended on 01 November 1995.

Before proceeding with a transfer, I have questions because although #47-07618 is licensed, #47-07615 is still a permit even though an exam for #47-07615 was done in July 1987 and the information was sent to State Office September 1987. I would like to find out why #47-07615 wasn't licensed.

The Easterdays and Mr. Wright will come back 19 June at 2:00 to conclude this matter.

Doug Jones called Sharla Curtis to see what the status is regarding the implementation of a license for #47-07615.

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A47-07565 ET AL

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

November 6, 1996 1:13pm

NAME:
BROCK DRISCOLL-DRISCOLL BROTHERS
PARTNERSHIP ABERDEEN, ID

RE:
OWNERSHIP CHANGE(S)

CAME IN AFTER TCW 11-05-96 THIS DATE TO CHANGE OWNERSHIP ON A47-07565. TODAY HE PRESENTED AN ASSIGNMENT FOR SEVERAL WATER RIGHTS IN ADDITION TO THE NUMBER QUOTED (AND RESEARCHED) YESTERDAY. SEE THE ATTACHED COPY OF THE ASSIGNMENT.

NO NUMBERS WERE SHOWN AS SRBA CLAIMS AND MR DRISCOLL DIDN'T HAVE ANY KNOWLEDGE AS TO THEIR STATUS IN THE SRBA.

RESEARCH TURNED UP THE FOLLOWING STATUS OF THE NUMBERS FROM THE ASSIGNMENT DOCUMENT:

47-07615 CLAIMED IN THE NAME OF EASTERDAY IN THE SRBA-NO PAPER EASTERDAY TO DRISCOLL.

✓ 47-07618 CLAIMED IN THE NAME OF EASTERDAY IN THE SRBA-1409(6) TO DRISCOLL DONE 11-06-1996.

47-07565 CLAIMED IN THE NAME OF GIUFFRE' IN THE SRBA-ASSIGNED TO DRISCOLL BY DOCUMENT.

47-07569 CLAIMED IN THE NAME OF GIUFFRE' IN THE SRBA-ASSIGNED TO DRISCOLL BY DOCUMENT.

47-0774 UNABLE TO LOCATE-DRISCOLL DOESN'T KNOW WHAT IT REPRESENTS.

WE DID A 1409(6) FOR 47-07565 AND 47-07569. DRISCOLL WILL FOLLOW UP ON PAPER FOR THE 47-07615 USAGE TO SHOW OWNERSHIP AND ATTEMPT TO

NOV 28 1996

FIND OUT WHAT THE 47-0774 NUMBER REPRESENTS IF POSSIBLE.

CC TO GEORGIA SATTERLEE IN ALLOCATIONS WHO HAS WORKED ON SEVERAL OF THESE RIGHTS FOR A TRANSFER AND BECAUSE DRISCOLL WANTS TO DO A FUTURE TRANSFER ONCE THE RIGHTS ARE CORRECTLY CHANGED OVER TO HIM.

NOV 28 1996

ASSIGNMENT OF WATER RIGHTS

FOR VALUABLE CONSIDERATION, receipt of which is acknowledged, the undersigned assigns, quitclaims and transfers to Driscoll Brothers Partnership, the following described water rights:

- a. State of Idaho Water License No. 47-07565; (5) ✓
- b. The following ground and surface water filings made with the Idaho Department of Water Resources: 47-07615, 47-0774, 47-07618, (1) ✓ (2) ✓ ANN (3) ✓
(4) ✓ 47-07569, and L47-07569.

DATED June 5th, 1996.

Kenneth W. Marshall
KENNETH W. MARSHALL

Helen L. Marshall
HELEN L. MARSHALL

Wayne R. Marshall
WAYNE R. MARSHALL

Douglas Marshall
DOUGLAS MARSHALL

Mary Thomas
MARY THOMAS

x Jean L. Giuffre
JEAN L. GIUFFRE

x James V. Giuffre
JAMES V. GIUFFRE

x Jean L. Giuffre
JEAN L. GIUFFRE, as custodian for Jess Giuffre
under the Idaho Uniform Transfers to Minors Act

(1) in name of FRSTHEDAY.
(2) unknown —
(3) already transferred
11-06-96 by TRISH.
(4) GIUFFRE
(5) GIUFFRE

RECEIVED

NOV 06 1996

Department of Water Resources
Southern Region

ANN

COPY

NOV 28 1996

COPY

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: A47-07618
Date Received: 12/22/1988
Receipt No: 505807
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LORENE I. EASTERDAY
Address: ROUTE 2
BUHL, ID 83316

2. Date of Priority: JAN 07, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	13E	2	SW	SE			TWIN FALLS
		20	SE	NE			TWIN FALLS
			SE	NE		R	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	03/15	11/15	6.400		

7. Total Quantity Appropriated is:
6.400 C.F.S. (and/or) 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	34	NE	NE		IRR	40.0
			NW	NE		IRR	40.0

A47-07618

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	34	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 320.0

Total Acres 320.0

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:

02-7100

14. Remarks:

DLE I-2012.

THE WELL MUST BE CASED WITH UNPERFORATED CASING INTO A CONFINING LAYER BELOW THE FIRST AQUIFER IN ORDER TO PREVENT INTERFERENCE WITH SURFACE FLOWS IN SALMON FALLS CREEK.

PT. OF INJECTION INTO SALMON FALLS CREEK: SENE, S20, T10S, R13E.

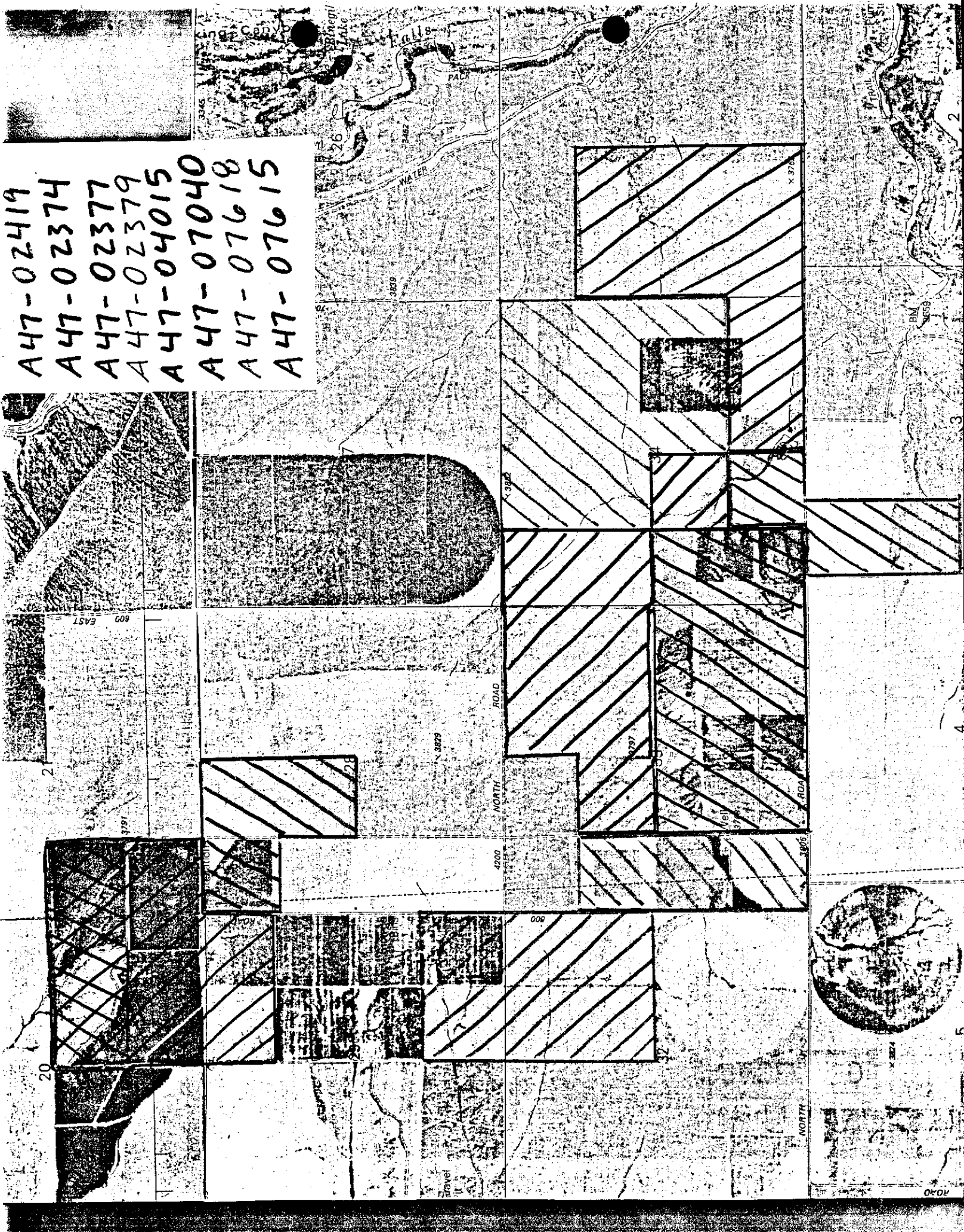
MEASURING DEVICES OF A TYPE APPROVED BY THE DEPT. SHALL BE INSTALLED AT THE PT. OF INJECTION & THE PT. OF REDIVERSION. REINSTATED 1-29-1986.

15. Basis of Claim: PERMIT

(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.

MAR 11 1993

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





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 5, 1991

RECEIVED

APR 8 1991

Lorene I. Easterday
Rt. 2
Buhl, ID 83316

RE: Snake River Basin Adjudication (SRBA)
Twin Falls County - #A47-07618

Department of Water Resources
Eastern District Office

Dear Ms. Easterday:

This letter is to advise you that payment on the water right referenced above has not been received from LaRay and Janet Easterday as directed in the certified letter they received February 19, 1991. You may want to pay the fees for this claim.

Rather than returning the claim, the record of the claim will go into a rejected status and remain in that category until payment is received. The account will continue to accrue interest, and any fees will not be returned whether the claim is investigated or not.

This will be your only 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 the claim will be that the claim was rejected for insufficient fees.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:AR:east

RECEIVED

APR 10 1991

MICROFILMED

Department of Water Resources
Southern Region Office

MAR 11 1993

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

Page 1 of 36STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3904

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

FEB 05 1992

PART 1

Department of Water Resources

Name of applicant LENARD EASTERDAY & LORENE EASTERDAYPhone 543-5841Post Office address RT. 2 BOX 85, BUHL, IDAHO 83316

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes WATER HAS BEEN LEASED TO DALE WRIGHT BY WRITTEN LEASE. CHANGE OF PLACE OF USE SHALL EXPIRE ON NOVEMBER 15, 1995, AND REVERT BACK TO ORIGINAL LAND (REAL ESTATE) SET OUT ON ORIGINAL PERMITS

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>47-7615</u>	<u>1/4/80</u>	<u>6.40 cfs</u>	<u>IRRIGATION</u>	<u>3/15</u> to <u>11/15</u> *
<u>47-7618</u>	<u>1/7/80</u>	<u>4.88 cfs</u>	<u>IRRIGATION</u>	<u>3/15</u> to <u>11/15</u> *
				to _____
				to _____
				*UNTIL 11/15/95

2. Total amount of water being transferred 4.88 ~~11.28~~ cubic feet per second and/or _____ acre-feet per annum.
3. Source of water 47-7615/47-7618 -- groundwater tributary to SALMON FALLS CREEK
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13E	TWIN FALLS	/ NEAR / BALANCED / ROCK / CROSSLINE /
		SW	SE	2	10S	13E	TWIN FALLS	Point of diversion; also point of injection into Salmon Falls Creek & point of redirection from Creek

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	13E	32													40	40	40	40	160
10S	13E	4	38.72	38.75	40	40	38.79	38.82	40	40	40	40	40	40	40	40	40		595.08
10S	13E	5	38.92	39.09	40	40	39.42			40	40		40	40	40	40	40	40	477.43

T# 3904 47-7618

RECEIVED
FEB 11 1993

PART 1

6. General Information:

- a. Description of diversion system 47-07515 and 47-07618 -- water flows from well into Salmon Falls Creek, then it is pumped from creek up side of canyon through pipes into open ditch or canal which transports water to farm. Ditch is shared with D. Wright and Easterdays.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
LAND NOW IRRIGATED IS IN CRP AND WILL NOT BE FARMED FOR 10 YEARS. BY USE OF LEASE, D. WRIGHT WILL PUT WATER TO BENEFICIAL USE.
- d. Remarks:
D. WRIGHT'S IRRIGATION SYSTEM AND EASTERDAYS' IRRIGATION SYSTEM ARE THE SAME ONCE THE WATER IS LIFTED OUT OF SALMON FALLS CREEK CANYON. WATER WILL STAY IN COMMON CANAL FOR A LONGER DISTANCE TO REACH WRIGHT'S LAND.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19____.

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 In case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 47-07618 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority 1/7/80

5. Water is used for the following purpose:

amount 4.88 CFS for IRRIGATION purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 4.88 cubic feet per second and/or 1280.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13E	TWIN FALLS	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
9S	13E	34	40	40	40	40	40			40					40	40			320

Total acres 320

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

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

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Leland D. Easterday Lorne Easterday
(Signature of Applicant)

Subscribed and sworn to before me this 5th day of February, 19 92

John W. Venzel
(Notary Public)

My commission expires Jan 11, 1992

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by J.F. Stanton Date 2-5-92

Protest filed by _____

Prelim. check by DS Fee \$50. 5014131

Received by DS Date 2-5-92

Published in Times News, Buhl Herald

Copies of protest forwarded by _____

Pub. dates 10/8 & 10/15/92; 10/7 & 10/14/92

Hearing held by _____ Date _____

Watermaster recommendation requested on 9/24/92

Recommended for ☐ approval ☒ denial

_____ rec'd. 10/13/92

by JS

Copy of transfer sent to lien holder _____

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AGREEMENT

This agreement is made and entered into by and between LENARD EASTERDAY and LORENE EASTERDAY of Buhl, Idaho, hereinafter referred to as Easterday, and DALE WRIGHT of Twin Falls, Idaho, hereinafter referred to as Wright.

WHEREAS, Easterday owns Idaho State Water Permit Nos. 47-7615 and 47-7618 to an artesian hot water well located in Salmon Falls Creek Canyon just above the Castleford crossing, and

WHEREAS, said water has been transported to Easterday's property by placing said water in the Salmon Falls Creek and diverting the same from the Salmon Falls Creek immediately below Castleford crossing, and

WHEREAS, Easterday has placed the land to which said water is appurtenant under a CRP contract, and

WHEREAS, Wright's point of diversion from Salmon Falls Creek is at the same location as Easterday's permit,

NOW, THEREFORE, the parties understand and agree as follows:

1. That Easterday will allow his water from the above described water rights to flow into the Salmon Falls Creek from such time as the valve is opened in the spring of the year until September 1 of said year or for a total of 90 days actual flow whichever occurs first.

2. Wright hereby agrees to pay to Easterday the sum of \$1,000.00 for releasing said water into Salmon Falls Creek for the year 1992 and the parties further agree that unless Easterday is

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MAR 11 1993

1 ordered to shut or close the valve on said artesian well that
2 Wright will pay Easterday the sum of \$1,000.00 for flowing said
3 water as provided above for the crop year 1993; \$1,000.00 for the
4 crop year 1994; and \$1,000.00 for crop year 1995.

5 3. Wright acknowledges that he is not obtaining interest
6 in Easterday's water by Easterday releasing said water into Salmon
7 Falls Creek or by Wright's use of said water to irrigate land owned
8 by Wright.

9 4. Easterday and Wright agree that said water shall be
10 transferred from Easterday's real estate described on Exhibit A to
11 Wright's real estate described on Exhibit B for the term of this
12 agreement and that on November 15, 1995, said transfer shall
13 automatically terminate and revert to Easterday's real estate
14 described on Exhibit A. Both parties agree to sign such papers as
15 are required by the State of Idaho Department of Water Resources to
16 accomplish said amendments. Wright shall pay the assignment fee of
17 \$50.00. The parties will share the cost of doing any hearing if
18 represented by an attorney at any hearings.

19 5. Should the State of Idaho Department of Water
20 Resources refuse to allow the amendment to Easterday's water right
21 by amending the place of use on said permit, this agreement shall
22 immediately terminate without further action by either of the
23 parties and Easterday shall be entitled to 1/90th of the above
captioned fee for each day that their water was allowed to flow
into the Salmon Falls Creek regardless of whether or not Wright
actually used said water. Should anyone protest such amendment,



Hepworth,
Nungester,
& Lezamiz

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MAR 11 1993

1 then this agreement will be suspended until such protest is removed
2 or ruled against by the Department of Water Resources. No water
3 will be delivered during the suspension of this agreement. Wright
4 shall be given credit, if any is due, for water paid for but not
5 delivered if the transfer is finally approved or his money will be
6 returned as provided above if the transfer is denied.

7 Lenard Easterday
LENARD EASTERDAY

8 Lorene Easterday
LORENE EASTERDAY

9 Dale M. Wright
DALE WRIGHT

10
11
12
13 STATE OF IDAHO)
14 County of Twin Falls) ss.

15 On this 5th day of February, 1992, before
16 me, the undersigned, a notary public in and for said county and
17 state, personally appeared LENARD EASTERDAY and LORENE EASTERDAY,
known to me to be the persons whose names are subscribed to the
within instrument and acknowledged to me that they executed the
same.

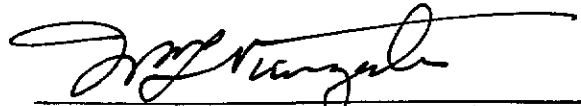
18 IN WITNESS WHEREOF, I have hereunto set my hand and
19 affixed my official seal the day and year in this certificate first
above written.

20 Jimmy Nungester
21 NOTARY PUBLIC FOR IDAHO
22 Residing at: Buhl Id
My Commission Expires: 1-11-97

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

3 On this 5th day of February, 1992,
4 before me, the undersigned, a notary public in and for said county
5 and state, personally appeared DALE WRIGHT, known to me to be the
6 person whose name is subscribed to the foregoing instrument, and
7 acknowledged to me that he executed the same.

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



11 NOTARY PUBLIC FOR IDAHO

12 Residing at: Bull Bl

13 My Commission Expires: 1-11-97

14 (easter.agr)

15
16
17
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23 MICROFILMED

MAR 11 1993



Hepworth,
Nungester,
& Lezamiz

LENARD & LORENE EASTERDAY

**The S1/2 NW1/4 and the SW1/4 of Section 35, T 9 S, R 13 EBM
and the S1/2 SE1/4; the NE1/4; the E1/2 NW1/4
and the N1/2 SE1/4 of Section 34 T 9 S, R 13 EBM
all in Twin Falls County, State of Idaho**

EXHIBIT A

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MAR 11 1993

PARCEL 1:

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

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

PARCEL 2:

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

Section 4: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$
SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

PARCEL 3:

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

Section 4: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$

PARCEL 4:

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

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

PARCEL 5:

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

Section 5: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

PARCEL 6:

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

Section 5: Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

PROFILMED

MAR 11 1993

EXHIBIT B

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: **A47-07618**

Date Received: 1/10/1989

Receipt No: S005807

Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: LORENE I EASTERDAY
Address: 3999 N 750 E
BUHL ID

208-543-5841

83316

2. Date of Priority: JAN 7, 1980

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	13E	2		SW	SE		TWIN FALLS
		20		SE	NE		TWIN FALLS
				SE	NE	R	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	03/15	11/15	6.400		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

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OCT 27 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	13E	34	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	13E	34	SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 320.0

Total Acres 320.0

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:
02-7100

14. Remarks:

DLE I-2012.

THE WELL MUST BE CASED WITH UNPERFORATED CASING INTO A CONFINING LAYER BELOW THE FIRST AQUIFER IN ORDER TO PREVENT INTERFERENCE WITH SURFACE FLOWS IN SALMON FALLS CREEK.

PT. OF INJECTION INTO SALMON FALLS CREEK: SENE, S20, T10S, R13E.

MEASURING DEVICES OF A TYPE APPROVED BY THE DEPT. SHALL BE INSTALLED AT THE PT. OF INJECTION & THE PT. OF REDIVERSION.

REINSTATED 1-29-1986.

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: _____

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CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A47-07618

[] Old Mailing Address: Rt. 2

Buhl, ID

83316

[] New Mailing Address: 3999 N. 750 E.

Buhl, ID

83316

New Telephone Number: () 543-5841

[] Signature of Claimant: Donna Easterday

Date: Dec. 14, 1993

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-26-94 By: See

Further Action Needed: None

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

RECEIVED

DEC 14 1993

Department of Water Resources
Southern Region Office

MICROFILMED
OCT 27 1994

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: 8018438

Date: 12/14/1993
Time: 15:11:48

LA RAY L. EASTERDAY
RT. 2 BOX 107D

BUHL ID 83316

Received

From: EASTERDAY, LORENE

Type of Payment		Program A cct	Amount
ADJUDICATION CLAIM PRINCIPLE	41503	337 1155	583.20
INTEREST	41503	337 2515	172.71
LATE INTEREST	41503	337 Total	223.25

\$979.16

Account Number: 5000018

CHECK 8595

Region: SOUTHERN

Signature: J. E. Stanton

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OCT 27 1994

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	

THANK, ALLEN!

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OCT 27 1994

Log for claim 47-07618

Spatial Dynamics LTD

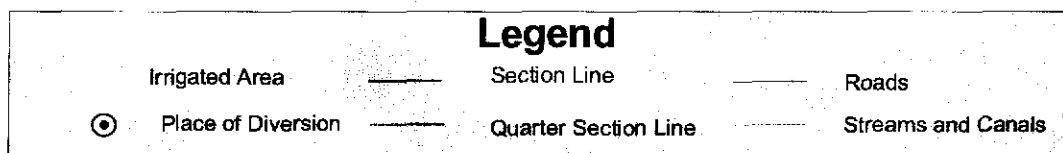
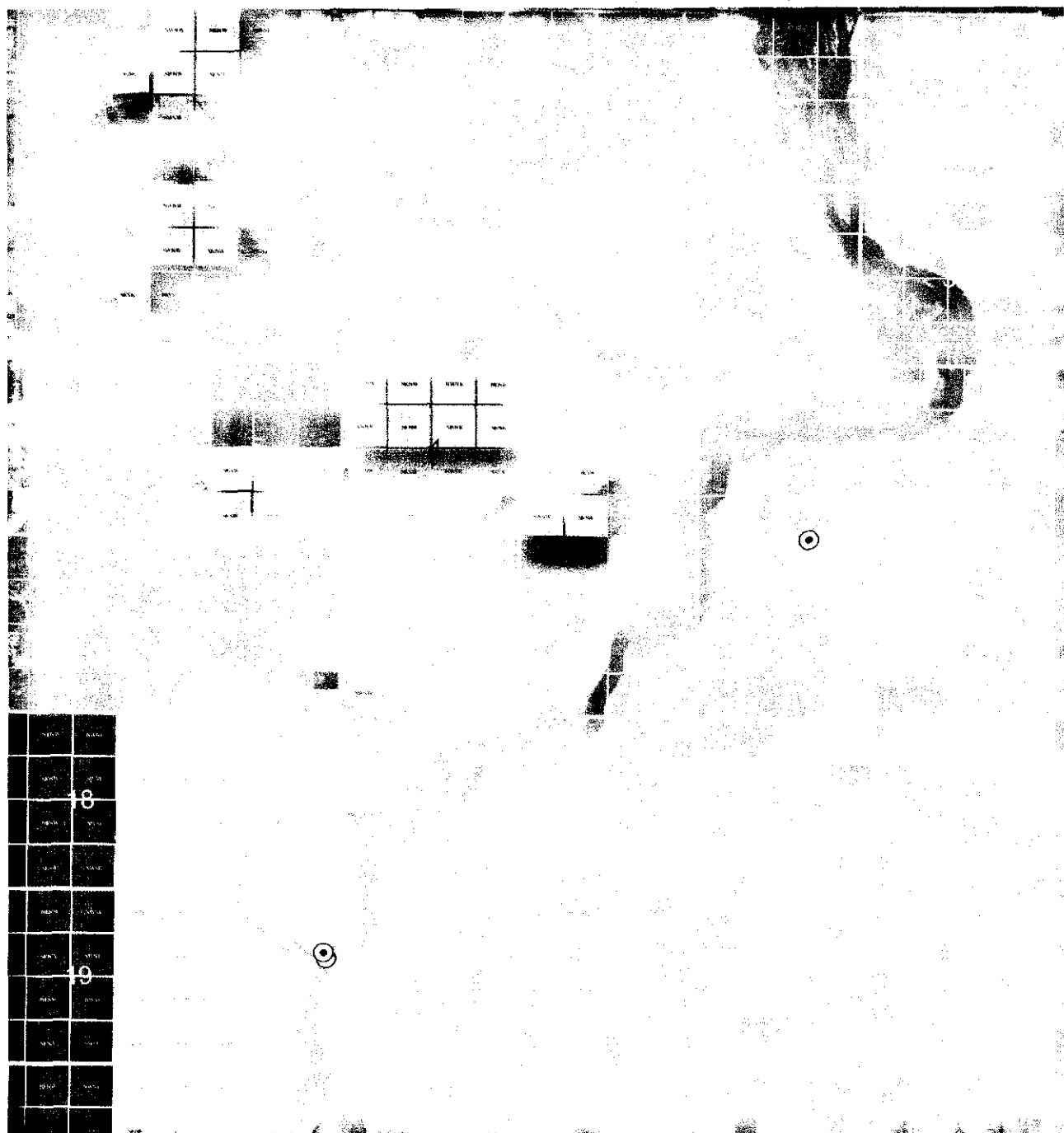
3/1/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s13e	34	NENE	40	40	
09s13e	34	NWNE	40	40	
09s13e	34	SWNE	40	40	
09s13e	34	SENE	40	40	
09s13e	34	NENW	40	40	
09s13e	34	SENW	40	40	
09s13e	34	NESE	40	40	
09s13e	34	NWSE	40	40	
Totals:			320	320	

Water Right Claim Number 47-07618

Township , 9S13E

03/01/2001



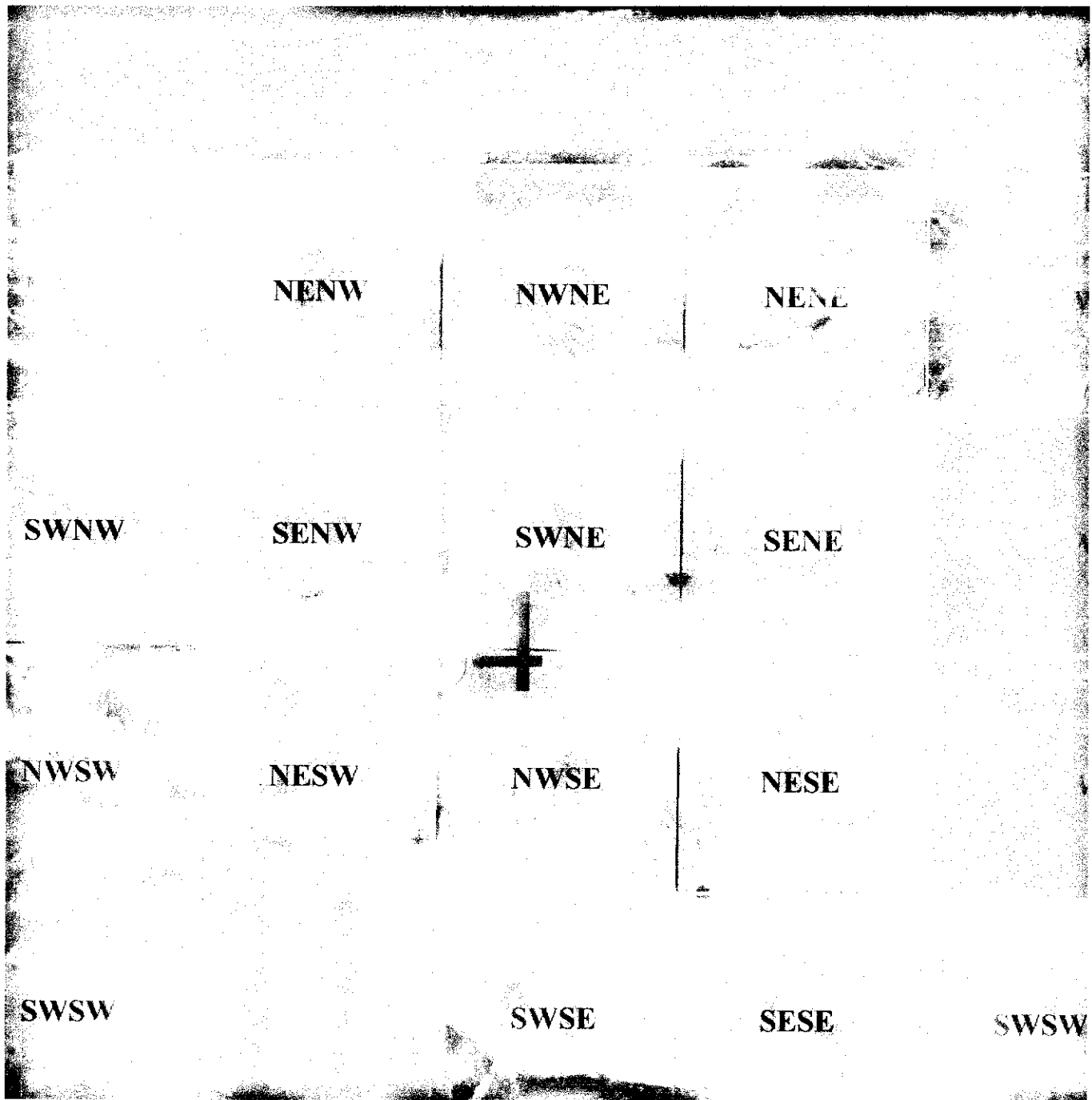
3000 0 3000 6000 Feet



**SPATIAL
DYNAMICS**

Water Right Claim Number 47-07618
Township , 9S13E

03/01/2001

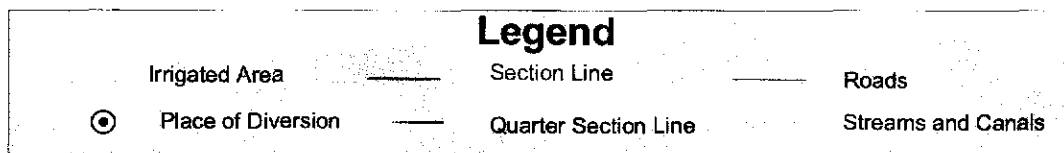
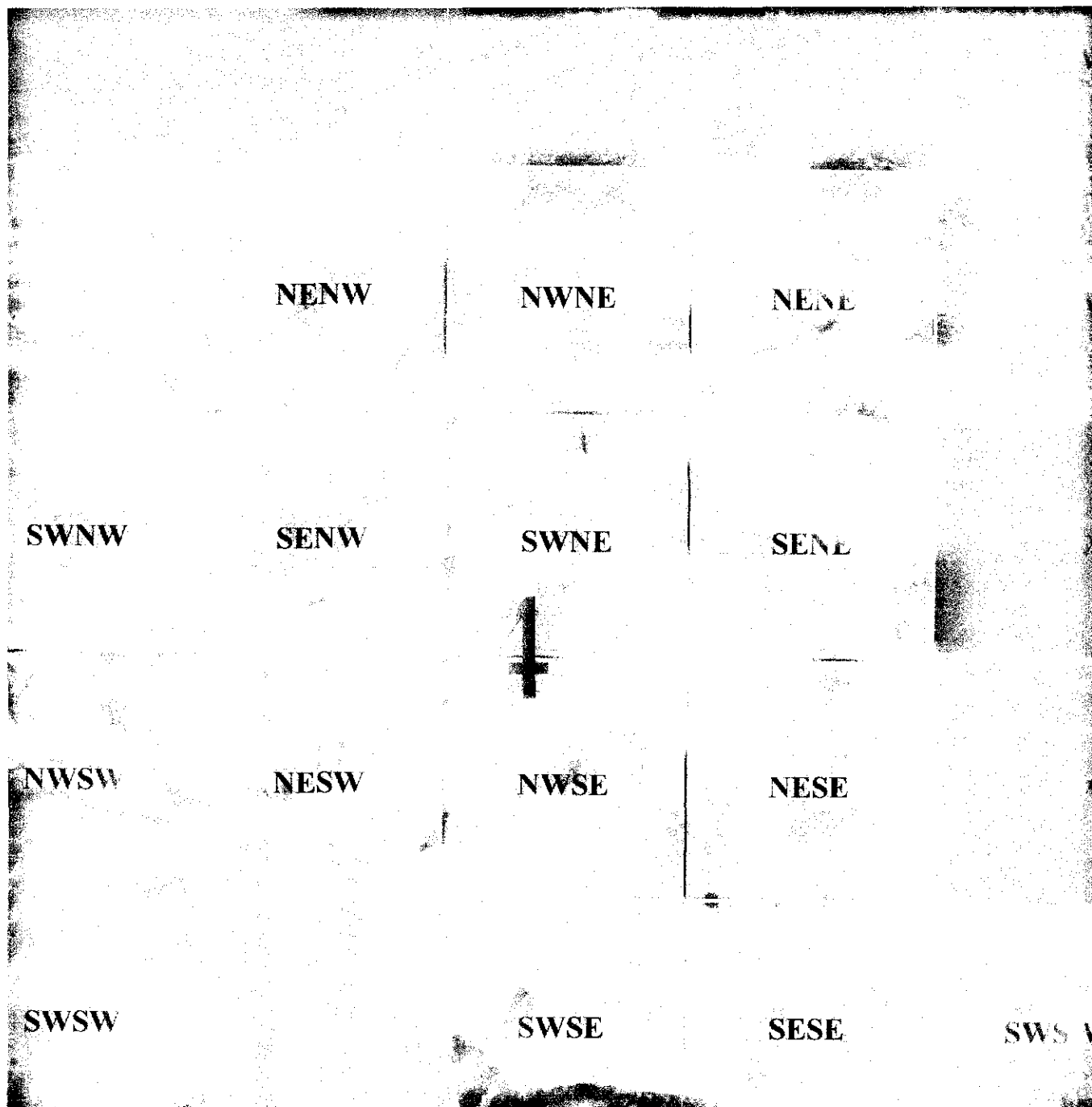


Legend			
Irrigated Area	Section Line	Roads	
Place of Diversion	Quarter Section Line	Streams and Canals	



Water Right Claim Number 47-07618
Township , 9S13E

03/01/2001

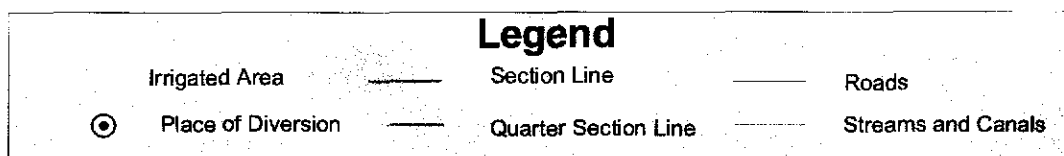
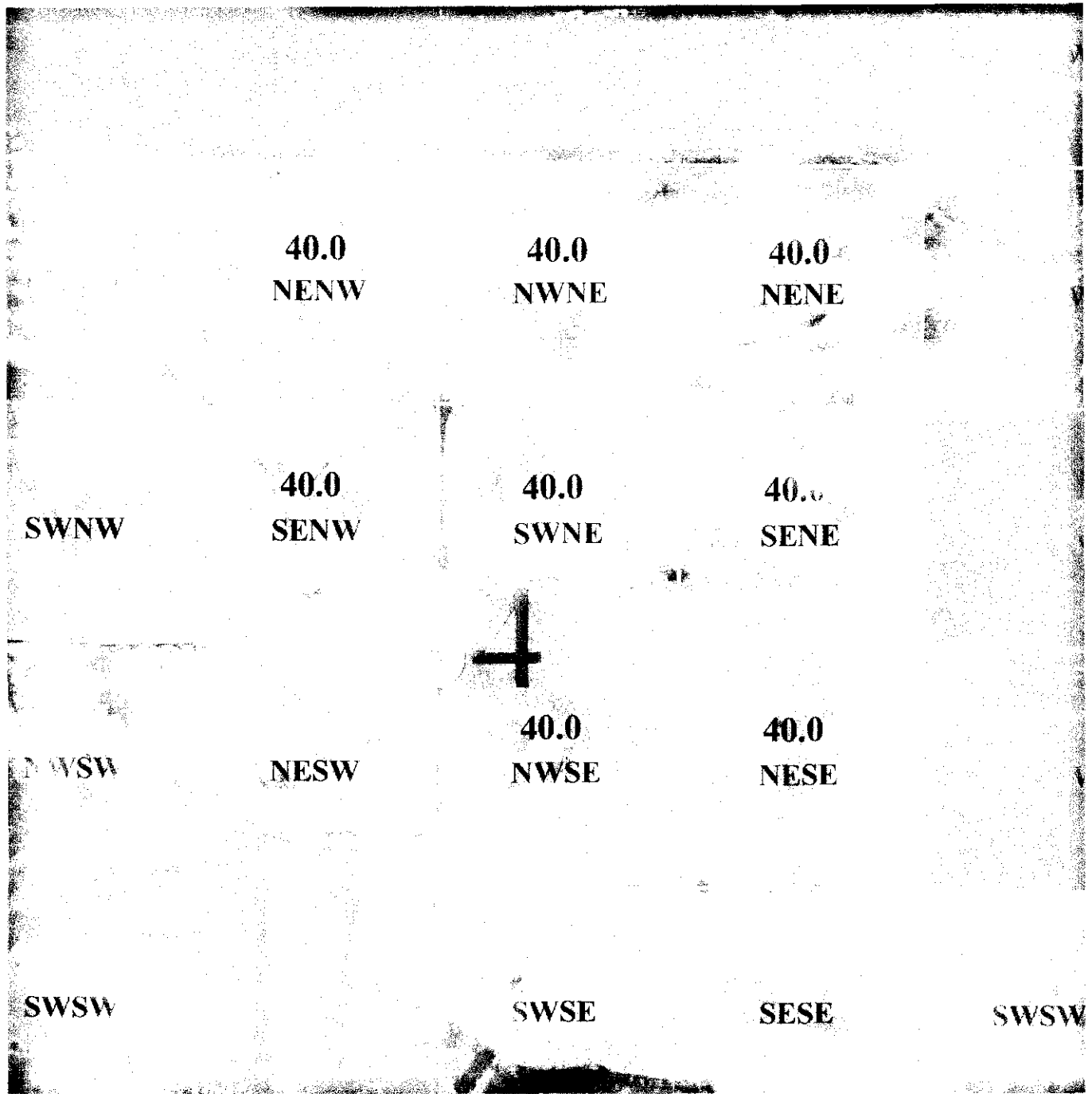


600 0 600 1200 Feet

SPATIAL
DYNAMICS

Water Right Claim Number 47-07618
Township , 9S13E

03/01/2001



600 0 600 1200 Feet



SPATIAL
DYNAMICS

AJ5809NP
No. A47-07618

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/30/01
PAGE: 226

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) 734-0700	01/07/1980	IRRIGATION	03-15 11-15	6.400 CFS	
TOTAL DIVERSION:					6.400 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:	T10S R13E S02	SWSE	TWIN FALLS County
	S20	SENE	TWIN FALLS County
Point(s) of Re-diversion:	T10S R13E S20	SENE	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	13E	34	:	40		40		40	40	:	40		40	:	40		40		40	40				320.0
TOTAL ACRES																							320.0	

POU County: TWIN FALLS

Other Rights: 02-7100

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

A47-02316A A47-02402 A47-02417 A47-04099 A47-07252 A47-07565 A47-07569 A47-07615 A47-07642 A47-16773
R47-07252 R47-07565 R47-07569 R47-07615

Conditions of Approval:

- 01C - A flow measurement port or other device as specified by the
- Department shall be installed by the right holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.

Remarks: GEN

DLE I-2012.

THE WELL MUST BE CASED WITH UNPERFORATED CASING INTO A CONFINING
LAYER BELOW THE FIRST AQUIFER IN ORDER TO PREVENT INTERFERENCE
WITH SURFACE FLOWS IN SALMON FALLS CREEK.

PT. OF INJECTION INTO SALMON FALLS CREEK: SENE, S20, T10S, R13E.
MEASURING DEVICES OF A TYPE APPROVED BY THE DEPT. SHALL BE
INSTALLED AT THE PT. OF INJECTION & THE PT. OF REDIVERSION.
REINSTATED 1-29-1986.

11/6/96 TF; OWNERSHIP CHANGED EASTERDAY TO DRISCOLL BROS.

2/25/2000 TF; ADDED IDAHO AGRICULTURAL CREDIT ASSN AS LIENHOLDER.

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

Misc: Water District Number: 47G Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. A47-07618

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

=====

DATE: 01/30/01
PAGE: 227

Audit: 12/22/88 WHITE 04/04/91 SHAFF 03/31/92 FRAZEE 12/16/93 FRAZEE
04/26/94 CLELLAND 03/30/95 POST-STD 11/06/96 TFAWCETT 02/25/00 TFAWCETT

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 05/14/97
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

47-07618

DISCOLL BROTHERS PARTNERSHIP

4.88

MICROFILMED

MAY 22 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4947 & 4946
WATER RIGHT NO(S). 47-07615 & 47-07618

This is to certify that: DRISCOLL BROTHERS PARTNERSHIP
2250 S 3200 W
ABERDEEN ID 83210

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Transfer No. 4947 :			
Right No. 47-07615 :			
IRRIGATION	04/01 to 10/31	4.88 CFS	1212.0 AF
Priority: 09/24/1980			
Transfer No. 4946 :			
Right No. 47-07618 :			
IRRIGATION	04/01 to 10/31	4.88 CFS	1280.0 AF
Priority: 01/07/1980			
TOTAL:		* 4.88 CFS	* 2071.4 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

Injection
Rediversion

SENE , Sec. 20, Township 10S, Range 13E
SENE , Sec. 20, Township 10S, Range 13E
SENE , Sec. 20, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	13E	32	NESE 40.0	NWSE 40.0	SWSE 40.0	160.0
			SESE 40.0			
10S	13E	4	NENE 38.7	NWNE 38.8	SWNE 40.0	
			SENE 40.0	NENW 38.8	NWNW 38.8	
			SWNW 40.0	SENE 40.0	NESW 40.0	
			NWSW 40.0	SWSW 40.0	SESW 40.0	
			NESE 40.0	NWSE 40.0	SWSE 40.0	595.1
			NENE 38.9	NWNE 39.1	SWNE 40.0	
			SENE 40.0	NENW 39.4	SENE 40.0	
			NESW 40.0	SESW 40.0	NESE 40.0	
			NWSE 40.0	SWSE 40.0	SESE 40.0	477.4

Total number of acres irrigated: ** 1232.5

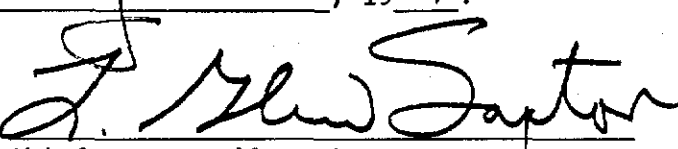
MICROFILMED

TRANSFER NO. 4947 & 4946
WATER RIGHT NO(S). 47-07615 & 47-07618

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 47G.
2. 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.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. Right Nos. 47-07615 and 47-07618 when combined shall not exceed a total diversion rate of 4.88 cfs, a total annual diversion volume of 2071.4 af for the irrigation of 623.0 acres.
7. Right Nos. 47-07615 and 47-07618 when combined with Right Nos. 47-02316B, 47-02316C, 47-02407, 47-02417, 47-07565, 47-07569 and 47-07642 shall not exceed 24.71 cfs.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from the point of diversion, injection and redirection that is acceptable to the watermaster and will provide suitable control of the diversions. Diversion is not authorized at any time accurate measurements are not available to the watermaster.
9. Water under this right is injected into and redirected from Salmon Falls Creek.
10. Flow from the well is authorized only when the redirection pumps from Salmon Falls Creek are operating. Redirection from Salmon Falls Creek under Right Nos. 47-07615 and 47-07618 shall never exceed the rate at which water is diverted from the well and injected into Salmon Falls.
- ** 11. Right No. 47-07615 is limited to the irrigation of 303.0 acres in the place of use described above in a single irrigation season.
- ** 12. Right No. 47-07618 is limited to the irrigation of 320.0 acres in the place of use described above in a single irrigation season.

Dated this 2nd day of May, 1997.


Chief, Water Allocation Bureau

RECORDED

MAY 22 1997

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4946

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

JAN 23 1997

Name of Applicant Driscoll Brothers Partnership c/o J. Evan Robertson
Post Office address 2250 South 3200 West, Aberdeen, Idaho 83210 Phone 208-734-0700

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Present place of use in CRP program.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 47-07618 Priority 1/7/1980 Amount (cfs/ac-ft) 4.88 cfs Nature of Use irrigation Period of Use 4/1 to 10/31

2. Total amount of water being transferred 4.88 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: SEE PG. 3/6, PART 2, NO CHANGE, GLS 8/96

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13E	Twin Falls	
		SE	NE	20	10S	13E	Twin Falls	Injected into Salmon Falls Creek
		SE	NE	20	10S	13E	Twin Falls	Rediversion

5. Lands irrigated or place of use: Permissible place of use not to exceed 320 acres/year

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
9S	13E	32													40	40	40	40	160
10S	13E	4	38.7	38.8	40	40	38.8	38.8	40	40	40	40	40	40	40	40	40		595.1
10S	13E	5	38.9	39.1	40	40	39.4*			40	79.4			40	40	40	40	40	477.4
											40*								
* CORRECTED OR ADDED PER PHONE CONVERSATION WITH SHARON @ OFFICE OF ROBERTSON, TUCKER																			
RECEIVED																			
JUL 25 1997																			
MICROFILMED																			

MAY 22 1997

PART 1

6. General Information:

a. Description of diversion system Groundwater diverted in SENE Sec. 20, T.10S, R.13E, to be
diverted into Salmon Falls Creek and rediverted by a pumping plant to place of use.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Present place of use in CRP program.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19 _____.

MICROFILMED
 MAY 22 1997

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 47-07618

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	4.88 CFS	1280.0 AF

SOURCE

GROUNDWATER

Priority: 01/07/1980

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 20, Township 10S, Range 13E
TWIN FALLS CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S 13E 34	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	SENW 40	
	NESE 40	NWSE 40		320
		Total number of acres irrigated:		320

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. The maximum combined rate of diversion under this right & Right 47-7615 shall not exceed 4.88 cfs.
3. The combined annual volume of water under this right & Right 47-7615 shall not exceed 2371.5 afa.

MICROFILMED
MAY 22 1997

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 47-07618 issued by the Idaho Department of Water Resources.
- c. Claim No. 47-07618 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 1/7/1980

5. Water is used for the following purpose:

amount 4.88 cfs for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 4.88 cubic feet per second and/or 1280.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13E	Twin Falls	
		SE	NE	20	10S	13E	Twin Falls	Injected into Salmon Falls Creek
		SE	NE	20	10S	13E	Twin Falls	Rediversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	13E	34	40	40	40	40	40			40					40	40			320

Total acres 320

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

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

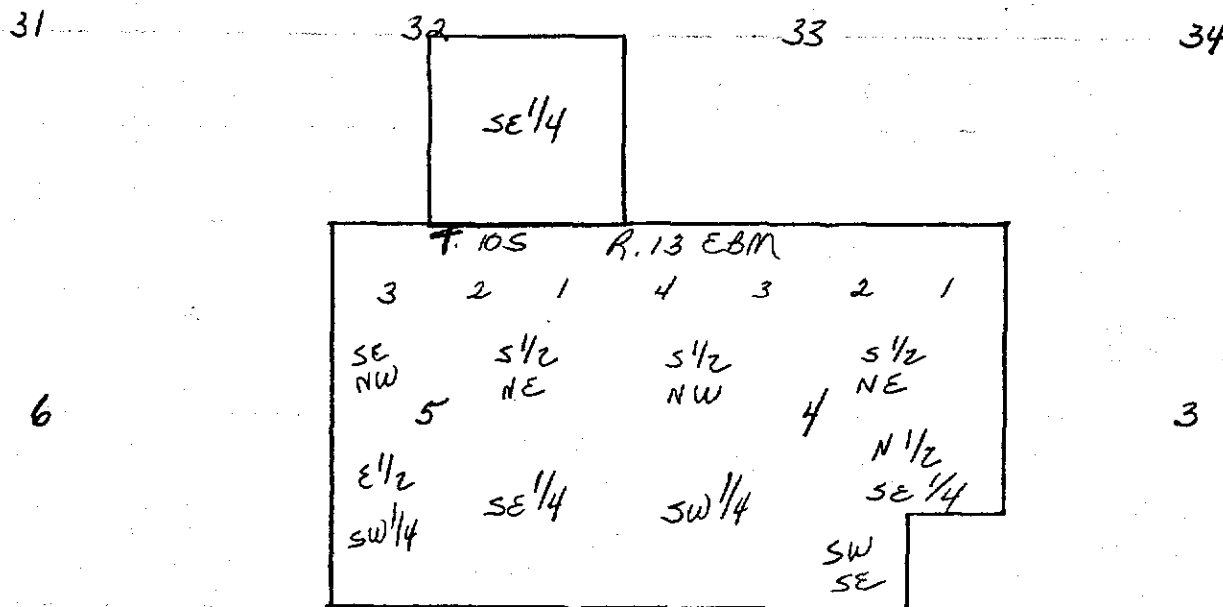
Total acres _____

 MICROFILMED
 MAY 22 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T. 9S R. 13 EBM



POINTS OF DIVERSION
 REMAIN THE SAME

MICROFILMED

MAY 22 1977

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	N/A			_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

I understand that any willful misrepresentations made in this application may result in voiding its approval.

DRISCOLL BROTHERS PARTNERSHIP & POPE, INC.
(Signature of Applicant)

Subscribed and sworn to before me this 24 day of July, 19 96.

Kalut One
(Notary Public)

My commission expires 12-20-2000**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 1 attachmentsReceived by JF Stanton Date 7-25-96Protest filed by NonePrelim. check by GLS 7/24/96 Fee \$100.00 5019377Receipted by 30 SEPT 96 Date 7-25-96Published in Times News

Copies of protest forwarded by _____

Pub. dates 11/14 & 11/21/96

Hearing held by _____ Date _____

Watermaster recommendation requested on 10/31/96Recommended for ☒ approval ☐ denial12/5/96 rec'd. _____by AD

Copy of transfer sent to lien holder _____

RECEIVED

JUL 25 1996

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 3904
WATER RIGHT NO. 47-07618

This is to certify that: LENARD EASTERDAY
LORENE EASTERDAY
RT 2 BOX 85
BUHL ID 83316

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	4.88 CFS

SOURCE

GROUNDWATER

Priority: 01/07/1980

LOCATION OF POINT(S) OF DIVERSION:

Injection
Rediversion

SENE , Sec. 20, Township 10S, Range 13E
SENE , Sec. 20, Township 10S, Range 13E
SENE , Sec. 20, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	13E	32	NESE 40	NWSE 40	SWSE 40	160
			SESE 40			
10S	13E	4	NENE 38.7	NWNE 38.8	SWNE 40	
			SENE 40	NENW 38.8	NWNW 38.8	595.1
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
		5	NENE 38.9	NWNE 39.1	SWNE 40	
			SENE 40	NENW 39.4	SENE 40	477.4
			NESW 40	SESW 40	NESE 40	
			NWSE 40	SWSE 40	SESE 40	
Total number of acres irrigated:						1232.5

MICROFILMED

MAY 22 1997

TRANSFER NO. 3904
WATER RIGHT NO. 47-07618

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 47G.
3. The maximum combined rate of diversion under Right Nos. 47-07615 and 47-07618 shall not exceed 4.88 cfs.
4. The combined annual volume of water under Right Nos. 47-07615 and 47-07618 shall not exceed 2371.5 afa.
5. Flow from the well is only authorized when redirection pumps from Salmon Falls Creek are operating. Likewise, redirection pumps can only be operated when the well is flowing.
6. Right No. 47-07615 is limited to the irrigation of 303 acres in the place of use described above in a single irrigation season.
7. Right No. 47-07618 is limited to the irrigation of 320 acres in the place of use described above in a single irrigation season.
8. The period of authorization under Transfer #3904 ends on November 1, 1995. On that date, the place of use shall revert back to lands identified prior to the transfer approval.
9. Point of redirection is from Salmon Falls Creek.

Dated this

24th

day of

January

19

94

J. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED

FEB 07 1994

Page 1 of 36STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3904

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

FEB 05 1992

PART 1

Department of Water Resources

Name of applicant LENARD EASTERDAY & LORENE EASTERDAYPhone 543-5841Post Office address RT. 2 BOX 85, BUHL, IDAHO 83316

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes WATER HAS BEEN LEASED TO DALE WRIGHT BY WRITTEN LEASE. CHANGE OF PLACE OF USE SHALL EXPIRE ON NOVEMBER 15, 1995, AND REVERT BACK TO ORIGINAL LAND (REAL ESTATE) SET OUT ON ORIGINAL PERMITS

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|--------------------|-------------------|---------------------|-----------------------|----------------------------|
| ~~47-7615~~ | ~~1/4/80~~ | ~~6.40 cfs~~ | ~~IRRIGATION~~ | ~~3/15 to 11/15 *~~ |
| 47-7618 | 1/7/80 | 4.88 cfs | IRRIGATION | 3/15 to 11/15 * |
| | | | | to _____ |
| | | | | *UNTIL 11/15/95 to _____ |
2. Total amount of water being transferred ^{4.88} ~~11.28~~ cubic feet per second and/or _____ acre-feet per annum.
3. Source of water ~~47-7615/47-7618~~ -- groundwater tributary to ~~SALMON FALLS CREEK~~
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13E	TWIN FALLS	/ NEAR / BALANCED / ROCK / CROSSING /
		~~SW~~	~~SE~~	~~2~~	~~10S~~	~~13E~~	~~TWIN FALLS~~	Point of diversion; also point of in-
								jection into Salmon Falls Creek &
								point of rediversion from Creek

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	13E	32													40	40	40	40	160
10S	13E	4	38.72	38.75	40	40	38.79	38.82	40	40	40	40	40	40	40	40	40		595.08
10S	13E	5	38.92	39.09	40	40	39.42			40	40		40	40	40	40	40	40	477.43

Total acres 1232.51

PART 1

6. General Information:

- a. Description of diversion system 47-07515 and 47-07618 -- water flows from well into Salmon Falls Creek, then it is pumped from creek up side of canyon through pipes into open ditch or canal which transports water to farm. Ditch is shared with D. Wright and Easterdays.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
LAND NOW IRRIGATED IS IN CRP AND WILL NOT BE FARMED FOR 10 YEARS. BY USE OF LEASE, D. WRIGHT WILL PUT WATER TO BENEFICIAL USE.
- d. Remarks:
D. WRIGHT'S IRRIGATION SYSTEM AND EASTERDAYS' IRRIGATION SYSTEM ARE THE SAME ONCE THE WATER IS LIFTED OUT OF SALMON FALLS CREEK CANYON. WATER WILL STAY IN COMMON CANAL FOR A LONGER DISTANCE TO REACH WRIGHT'S LAND.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19____.

FEB 07 1994

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____

b. License No. 47-07618 issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority 1/7/80

5. Water is used for the following purpose:

amount 4.88 CFS for IRRIGATION purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 4.88 cubic feet per second and/or 1280.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	20	10S	13E	TWIN FALLS	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	13E	34	40	40	40	40	40			40					40	40			320

FEB 07 1994
 Total acres 320.0

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

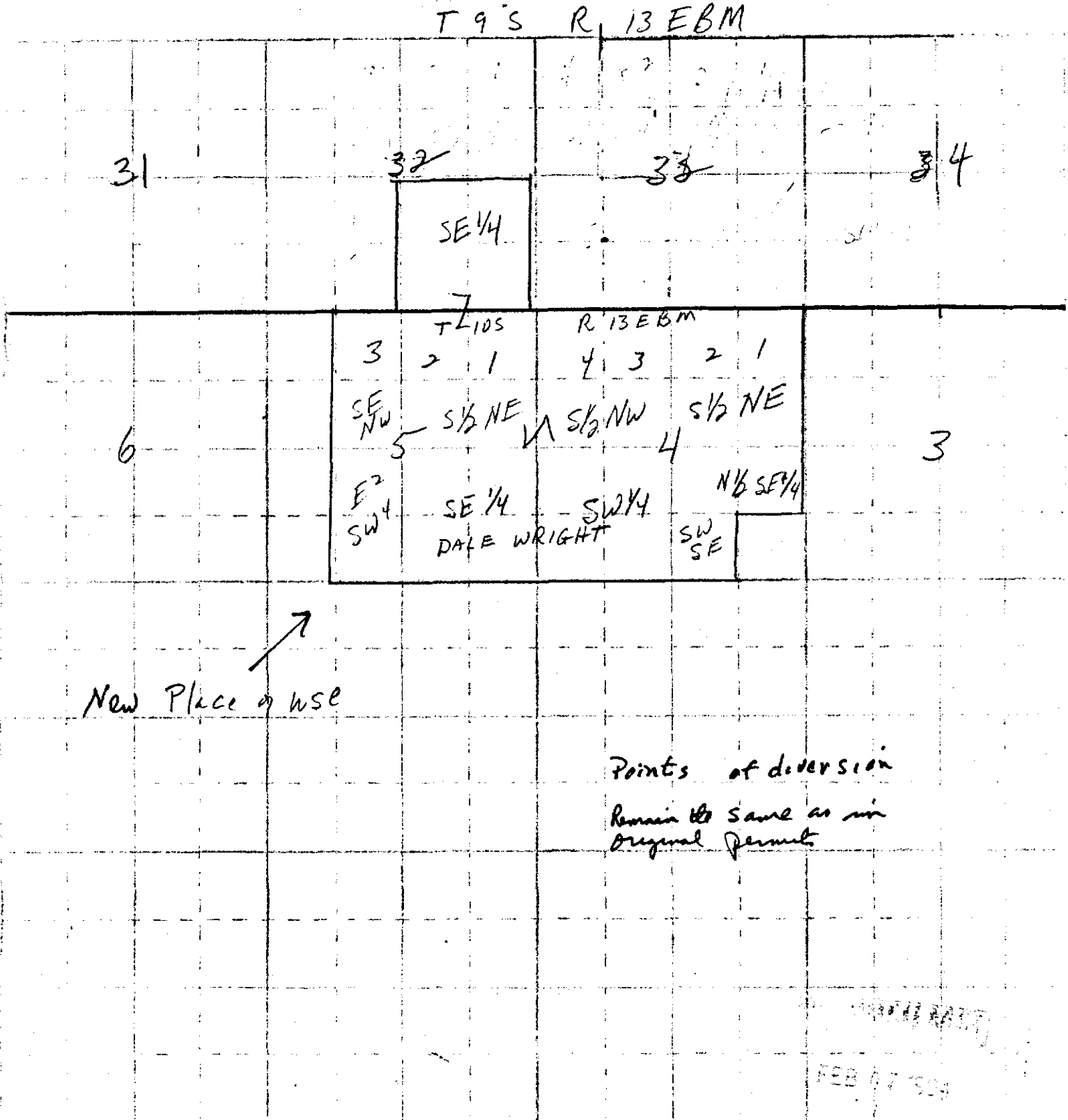
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

FEB 17 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Leland D. Easterday
(Signature of Applicant)

Subscribed and sworn to before me this 5th day of February, 19 92.

[Signature]
(Notary Public)

My commission expires Jan 11, 1992

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by JF Stanton Date 2-5-92 Protest filed by _____

Prelim. check by [Signature] Fee \$50. 5014131

Receipted by [Signature] Date 2-5-92

Published in Times News, Buhl Herald Copies of protest forwarded by _____

Pub. dates 10/8 + 10/15/92; 10/7 + 10/14/92 Hearing held by _____ Date _____

Watermaster recommendation requested on 9/24/92 Recommended for ☐ approval ☒ denial

_____ rec'd. 10/13/92 by [Signature]

Copy of transfer sent to lien holder _____

10/13/92

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07618

Priority: January 7, 1980

Maximum Diversion Rate: 4.88 CFS
Maximum Diversion Volume:¹ 1280.0 AF

This is to certify, that LORENE I. EASTERDAY

RT. 2

BUHL, ID 83316

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 4, 1980; and has submitted Proof of Beneficial Use on November 4, 1985. An examination indicates that the works have a diversion capacity of 4.880 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	4.88 CFS	1280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 20, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S 13E 34	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	SENW 40	
	NESE 40	NWSE 40		320

Total number of acres irrigated: 320

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.
6. The maximum combined rate of diversion under this right shall not exceed 4.88 cfs.

MICROFILMED

JUL 23 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 47-07618

CONDITIONS/REMARKS:

7. The combined annual volume of water under this right & Right 47-7615 shall not exceed 2371.5 afa.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27th day of JUNE, 19 90.

Acting for Norm C. Young
R. Keith Higginson, Director

MICROFILMED

JUL 23 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPROVED
APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use. NOV 1 1981

Comes now Lorene I. Easterday

of (address) Rt. 2 Buhl, Idaho 83316, and represents to the

Director of the Idaho Department of Water Resources:

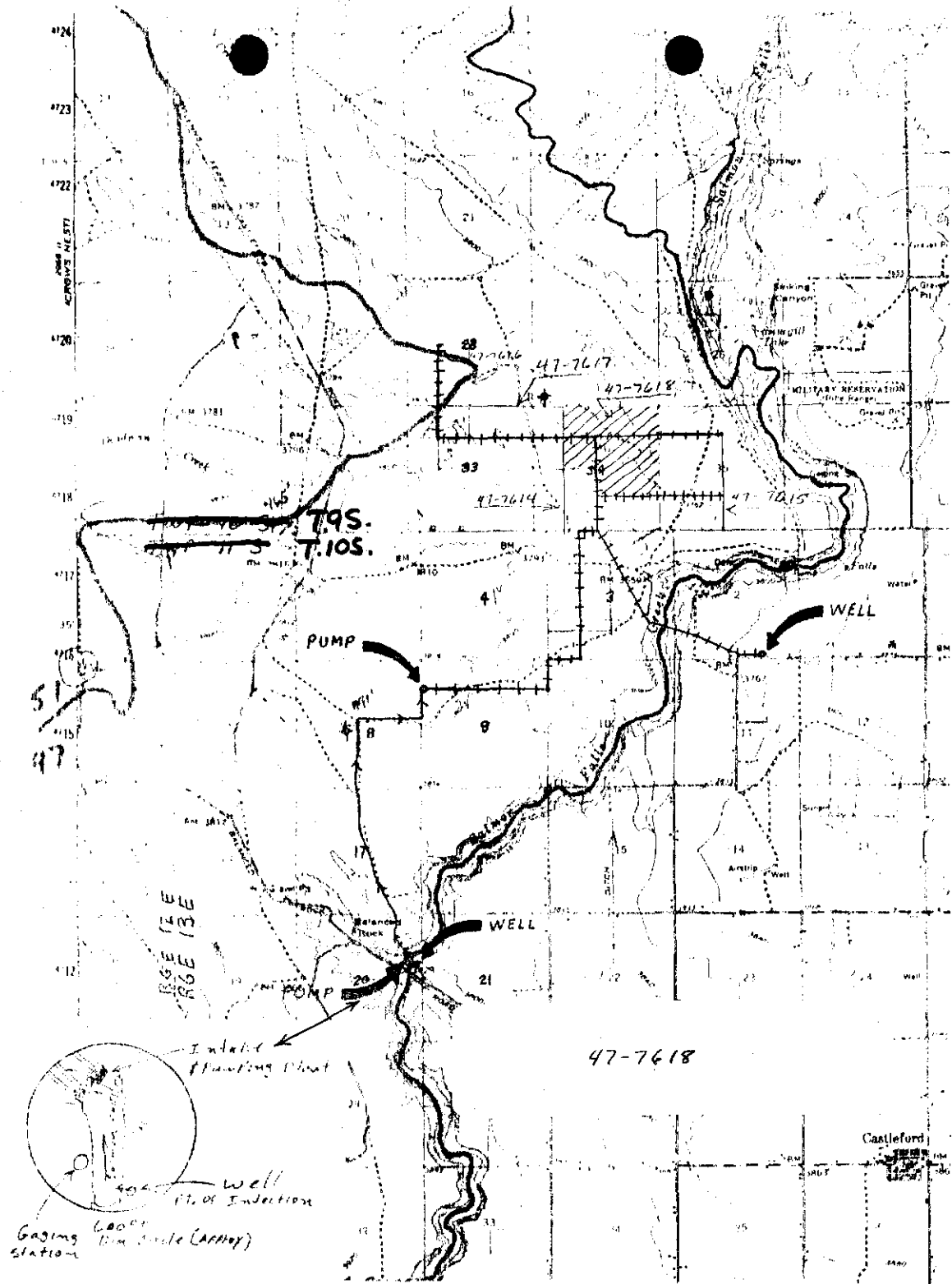
That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 47-7618, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, Township 10S, Range 13E, B.M.,
County of Twin Falls. Other points of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, T10S, R13E
Water diverted in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20 T10S, R13E is to be injected into Salmon Falls Creek
from a flowing well and rediverted by a pumping plant approximately 500 ft down stream
from the injection point.
2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) NO CHANGE
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
3. Place of use or land to be irrigated: NO CHANGE

TWP	RGE	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 $\frac{1}{4}$	

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Ken & Wayne Marshall
- b. Who owns the land to be irrigated or the place of use? BLM
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: Allowed DLE I2012



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

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APR 18 1999

APPROVED

Department of Water Resources
Southern District Office

Comes now Lorene I. Easterday

of (address) Rt. 2 Buhl, ID 83316, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 47-7618, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, Township 10S, Range 13E, B.M., County of Twin Falls. Other points of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 2, T10S R13E

2. Period and nature of use: (Irrigation, domestic, stockwatering, industrial, etc.) NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

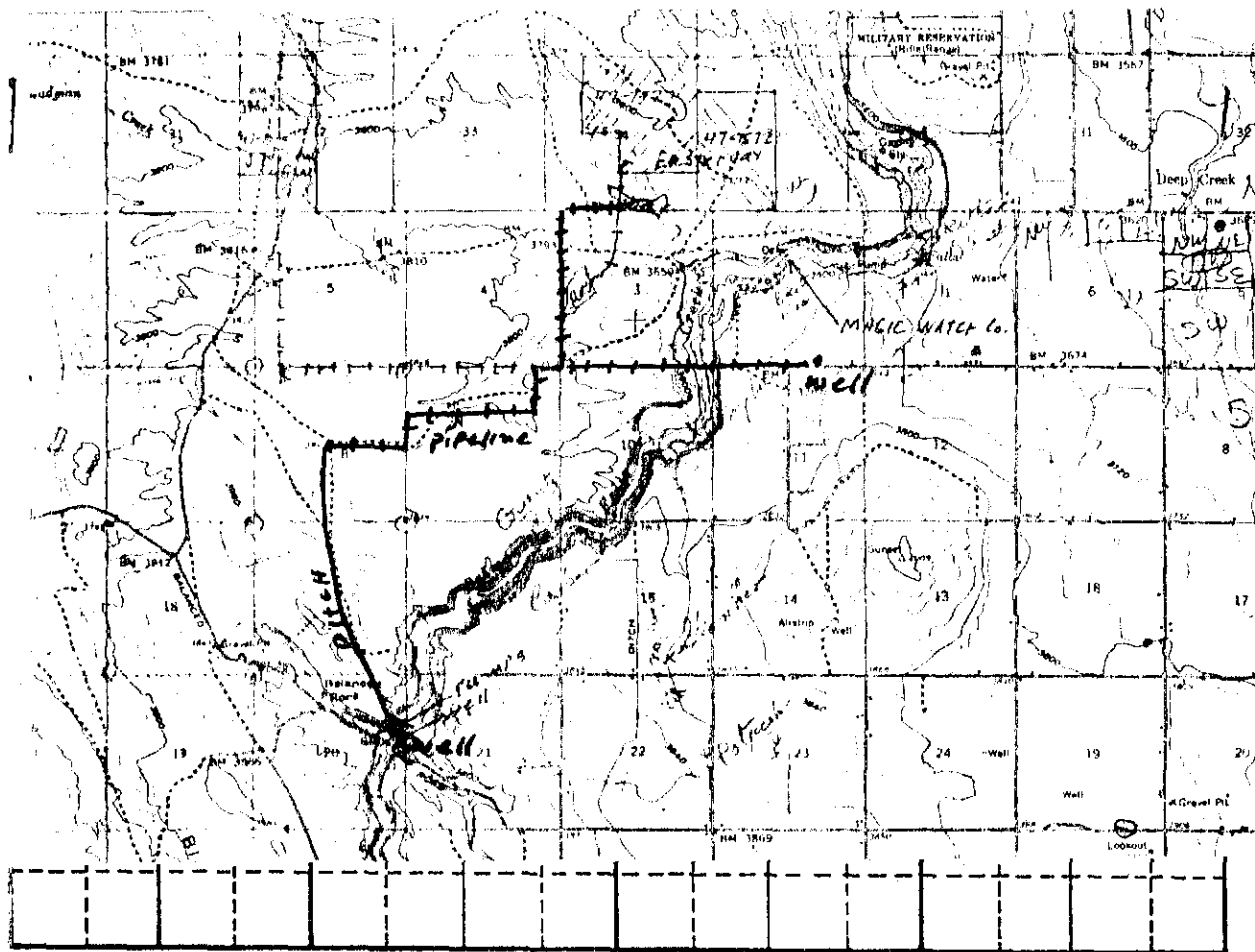
TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Ken & Wayne Marshall
- b. Who owns the land to be irrigated or the place of use? BLM
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Allowed DLE I-2012

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at _____, this 11 day of April, 19 81.

Scam I. Easterday
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by ADM Fee = \$20.00

Received by me Date 7/1/81 # 16965

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON Chief, Operations Bureau of the Department of Water Resources hereby

APPROVE the above referenced Amendment provided that:

- 1) All water encountered above 3100 feet elevation (330 ft. hole depth) must be cased out.
- 2) Permit 47-7618 is subject to water master control if water is commingled with Salmon Falls Creek.

Witness my hand this 6 day of August, 19 81.

L. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

REGISTERED
JAN 2 1978
SOUTHERN DISTRICT OFFICE

To appropriate the public waters of the State of Idaho

1. Name of applicant Lorane I. Easterday Phone 543-5841
Post office address Route 2, Buhl, Ida.
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2 Township 10S
Range 13E B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 6.4 for irrigation purposes from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 6.4 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Well and pump.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 400 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

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: _____ horsepower 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: _____

RECEIVED

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

[illegible]

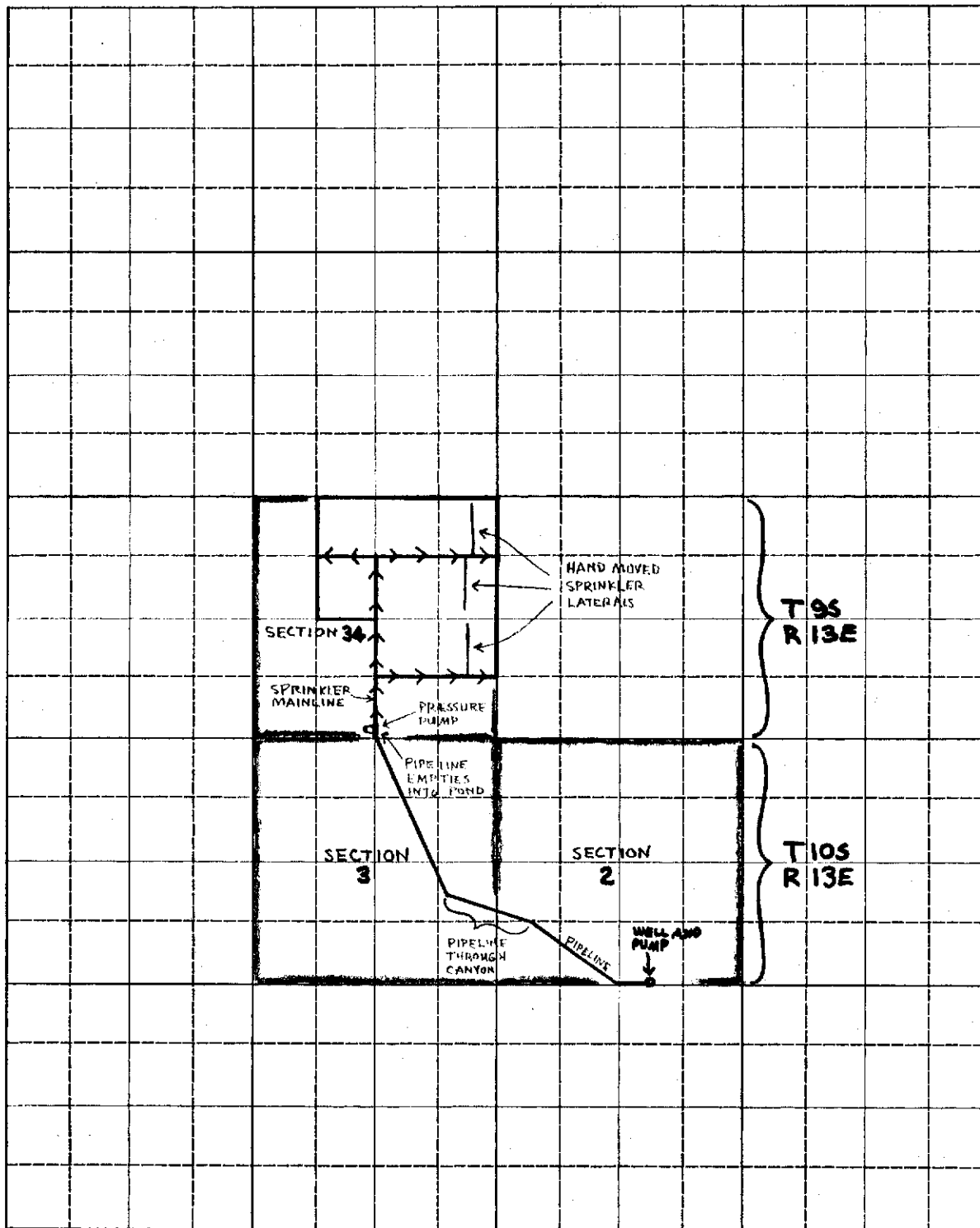
Total number of acres to be irrigated **320**

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

9. a. Who owns the property at the point of diversion Lenard D. Easterday
b. Who owns the land to be irrigated or place of use U.S. government
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing The subject 320 acres is an allowed Desert Entry filing No. I-2012 in the name of Lorene I. Easterday.

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.

Louise L. Easterday
(Applicant)

Priority: January 4, 1980

Received by JK Date 1-4-80 Time 3:50pm
Preliminary check by ADM Fee \$ 95⁰⁰
Received by Marye Date 1-4-80 17052
Publication prepared by ADM Date 1/9/80
Published in Times News
Publication dates 1/24 + 1/31/80
Publication approved Marye Date 1/15/80
Protests filed by: Magie Water Co, Inc - Nungstern

Copies of protests forwarded by ADM
Hearing held by Decision Stipulated Date
Recommended for approval denial by Ed Jim

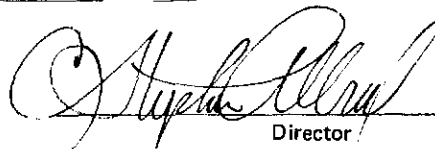
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7618, 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 November 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: PURSUANT TO MEMORANDUM DECISION AND ORDER

Witness my hand this 3 day of December, 19 80.


Director