

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 45-2379  
Date Received: 4/14/1999  
Receipt No: S022022  
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

CRITCHFIELD FARMS  
C/O DAREN CRITCHFIELD  
1815 S HWY 27  
OAKLEY ID USA 83346

Phone: (208)862-3660

2. Date of Priority: 06/05/1951

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 13S      | 22E   | 2       | SW NW SW              | CASSIA |      |
| 13S      | 22E   | 2       | NW NW SW              | CASSIA |      |
| 13S      | 22E   | 11      | SW NW NW              | CASSIA |      |

5. Description of diverting works:

THREE CONNECTED WELLS & PUMPS, SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |       |
|------------|-------|-------|--------|------------|-------|
| IRRIGATION | 03/15 | 11/15 | 2.02   |            | 857.4 |

7. Total Quantity Appropriated is:  
2.02 C.F.S. and/or 857.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use | Acres |
|----------|-------|---------|----------------|-----|-------|
|----------|-------|---------|----------------|-----|-------|

|     |     |    |    |    |   |               |       |
|-----|-----|----|----|----|---|---------------|-------|
| 12S | 22E | 35 | NE | SW |   | IRRIGATION    | 41    |
|     |     |    | NW | SW |   | IRRIGATION    | 41    |
|     |     |    | SW | SW |   | IRRIGATION    | 36    |
|     |     |    | SE | SW |   | IRRIGATION    | 41    |
|     |     |    | NE | SE |   | IRRIGATION    | 41    |
|     |     |    | NW | SE |   | IRRIGATION    | 40    |
|     |     |    | SW | SE |   | IRRIGATION    | 40    |
|     |     |    | SE | SE |   | IRRIGATION    | 35    |
|     |     |    |    |    |   | Section Acres | 315   |
| 13S | 22E | 2  | NE | NE | 1 | IRRIGATION    | 3.3   |
|     |     |    | NW | NE | 2 | IRRIGATION    | 40    |
|     |     |    | SW | NE |   | IRRIGATION    | 40    |
|     |     |    | SE | NE |   | IRRIGATION    | 3.2   |
|     |     |    | NE | NW | 3 | IRRIGATION    | 41    |
|     |     |    | NW | NW | 4 | IRRIGATION    | 41    |
|     |     |    | SW | NW |   | IRRIGATION    | 40    |
|     |     |    | SE | NW |   | IRRIGATION    | 40    |
|     |     |    | NE | SW |   | IRRIGATION    | 40    |
|     |     |    | NW | SW |   | IRRIGATION    | 40    |
|     |     |    | SW | SW |   | IRRIGATION    | 40    |
|     |     |    | SE | SW |   | IRRIGATION    | 40    |
|     |     |    | NE | SE |   | IRRIGATION    | 3     |
|     |     |    | NW | SE |   | IRRIGATION    | 40    |
|     |     |    | SW | SE |   | IRRIGATION    | 40    |
|     |     |    | SE | SE |   | IRRIGATION    | 3.1   |
|     |     |    |    |    |   | Section Acres | 494.6 |
| 13S | 22E | 11 | NE | NE |   | IRRIGATION    | 2.7   |
|     |     |    | NW | NE |   | IRRIGATION    | 38    |
|     |     |    | NE | NW |   | IRRIGATION    | 40    |
|     |     |    | NW | NW |   | IRRIGATION    | 40    |
|     |     |    | SW | NW |   | IRRIGATION    | 28    |
|     |     |    | SE | NW |   | IRRIGATION    | 20    |
|     |     |    | NE | SW |   | IRRIGATION    | 1.6   |
|     |     |    | NW | SW |   | IRRIGATION    | 5.8   |
|     |     |    |    |    |   | Section Acres | 176.1 |
|     |     |    |    |    |   | Total Acres   | 985.7 |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

**Amended Claim per approved Transfer #5192.**

SECOND WELL WAS TIED INTO THE SYSTEM IN 1983. ALSO IN 1983, THE NORTH WELL WAS MOVED FROM THE SWNWSW SEC. 2 TO THE NWNWSW SEC. 2. NO TRANSFERS WERE FILED.

THERE IS NO DOMESTIC USE IN SEC. 35.

\*\*\*\*\* CLAIM AMENDED TO ADD 2 ACRES TO THE PLACE OF USE. THIS NOW MATCHES THE P/U AS LICENSED. KKC 4-14-1999 \*\*\*\*\*

15. Basis of Claim: License

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5192  
WATER RIGHT NO(S). 45-02379/45-02692/45-04043

RECEIVED  
APR 17 2000  
Department of Water Resources  
Southern Region

This is to certify that: CRITCHFIELD FARMS  
C/O DAREN CRITCHFIELD  
1815 S HWY 27  
PO BOX 21  
OAKLEY ID 83346

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.

| BENEFICIAL USE                                             | PERIOD OF USE  | DIVERSION RATE | ANNUAL VOLUME |
|------------------------------------------------------------|----------------|----------------|---------------|
| Right No. 45-02379 :<br>IRRIGATION<br>Priority: 06/05/1951 | 03/15 to 11/15 | 2.02 CFS       | 857.4 AF      |
| Right No. 45-02692 :<br>IRRIGATION<br>Priority: 03/28/1963 | 04/01 to 10/31 | 1.60 CFS       | 673.0 AF      |
| Right No. 45-04043 :<br>IRRIGATION<br>Priority: 06/18/1953 | 03/15 to 11/15 | 5.60 CFS       | 2732.5 AF     |
| TOTAL:                                                     |                | * 9.22 CFS     | * 3913.6 AF   |

SOURCE  
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWNWSW , Sec. 2, Township 13S, Range 22E  
SWNWSW , Sec. 2, Township 13S, Range 22E  
SWNWNW , Sec. 11, Township 13S, Range 22E  
CASSIA County

PLACE OF USE: IRRIGATION

| TWN | RGE | SEC | ACRES              | ACRES             | ACRES             | TOTAL |
|-----|-----|-----|--------------------|-------------------|-------------------|-------|
| 12S | 22E | 35  | NESW 41 -          | NWSW 41 -         | SWSW 36 -         | 315   |
|     |     |     | SESW 41 -          | NESE 41 -         | NWSE 40 -         |       |
|     |     |     | SWSE 40 -          | SESE 35 -         |                   |       |
| 13S | 22E | 2   | Lot 1 (NENE) 3.3 - | Lot 2 (NWNE) 40 - | SWNE 40 -         | 494.6 |
|     |     |     | SENE 3.2 -         | Lot 3 (NENW) 41 - | Lot 4 (NWNW) 41 - |       |
|     |     |     | SWNW 40 -          | SENE 40 -         | NESW 40 -         |       |
|     |     |     | NWSW 40 -          | SWSW 40 -         | SESW 40 -         |       |
|     |     |     | NESE 3 -           | NWSE 40 -         | SWSE 40 -         |       |
|     |     |     | SESE 3.1 -         |                   |                   |       |

TRANSFER NO. 5192  
WATER RIGHT NO(S). 45-02379/45-02692/45-04043

PLACE OF USE: IRRIGATION

TWN RGE SECACRESACRESACRESTOTAL

|                                  |            |            |           |          |
|----------------------------------|------------|------------|-----------|----------|
| 11                               | NENE 2.7 - | NWNE 38 -  | NENW 40 - |          |
|                                  | NWNW 40 -  | SWNW 28 -  | SENW 20 - |          |
|                                  | NESW 1.6 - | NWSW 5.8 - |           |          |
| Total number of acres irrigated: |            |            |           | 176.1    |
|                                  |            |            |           | ** 985.7 |

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- \* 6. Rights 45-02379, 45-02692 and 45-04043 when combined shall not exceed a total diversion rate of 9.22 cfs from all points of diversion, a total annual maximum diversion volume of 3913.6 af at the field headgate, and the irrigation of 985.7 acres.
- \*\* 7. Right 45-02379 is limited to the irrigation of 280 acres within the place of use described above in a single irrigation season.
- \*\* 8. Right 45-02692 is limited to the irrigation of 270 acres within the place of use described above in a single irrigation season.
- \*\* 9. Right 45-04043 is limited to the irrigation of 705.7 acres within the place of use described above in a single irrigation season.
10. Approval of Transfer 5192 does not confirm Claimed Right A45-04043.
11. The period of use for the irrigation described in this approval for Right 45-02692 may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 13<sup>th</sup> day ofApril, 2000

J. Blum Saxton  
Chief, Water Allocation Bureau

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: **A45-02379**  
Date Received: 6/ 7/1989  
Receipt No: S007612  
Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CRITCHFIELD FARMS  
Address: CO/ DAREN CRITCHFIELD  
RT 1 BOX 21  
OAKLEY ID

208-862-3660

83346

2. Date of Priority: JUN 5, 1951

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 13S      | 22E   | 2       | NW     | NW     | SW     |     | CASSIA |
|          |       | 11      | SW     | NW     | NW     |     | CASSIA |

5. Description of diverting works:  
TWO CONNECTED WELLS & PUMPS, SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.020 |      |        |

7. Total Quantity Appropriated is:  
2.020 C.F.S. (and/or) 1112.00 A.F.A.

8. Total consumptive use is 834.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 12S      | 22E   | 35      | NE     | SW     |     | IRR | 40.0  |
|          |       |         | NW     | SW     |     | IRR | 40.0  |
|          |       |         | SW     | SW     |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 12S      | 22E   | 35      | SE     | SW  |     | IRR           | 40.0  |
|          |       |         | NE     | SE  |     | IRR           | 40.0  |
|          |       |         | NW     | SE  |     | IRR           | 40.0  |
|          |       |         | SW     | SE  |     | IRR           | 40.0  |
|          |       |         |        |     |     |               |       |
|          |       |         |        |     |     | Section Acres | 280.0 |
|          |       |         |        |     |     | Total Acres   | 280.0 |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:  
LIC. 45-2692

14. Remarks:

SECOND WELL WAS TIED INTO THE SYSTEM IN 1983. ALSO IN 1983, THE NORTH WELL WAS MOVED FROM THE SWNWSW SEC. 2 TO THE NWNWSW SEC. 2. NO TRANSFERS WERE FILED. THERE IS NO DOMESTIC USE IN SEC. 35.

\*\*\*\*\*  
CLAIM AMENDED TO ADD 2 ACRES TO THE PLACE OF USE. THIS NOW  
MATCHES THE P/U AS LICENSED. KKC 4-14-1999  
\*\*\*\*\*

15. Basis of Claim: LICENSE

Water Right Number: 22143

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am Gen Partner of  
Pritchfield Farms Organization, that I have signed the foregoing  
document in the space below as Gen Partner of  
Pritchfield Farms Organization and that the statements contained in the  
foregoing document are true and correct.

Dave D Pritchfield  
Signature of Authorized Agent

Gen Partner Pritchfield Farms  
Title and Organization

APR 14, 1999  
Date

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 14<sup>th</sup> day  
of Apr 19 99

Kelly K. Christensen  
Notary Public

Seal

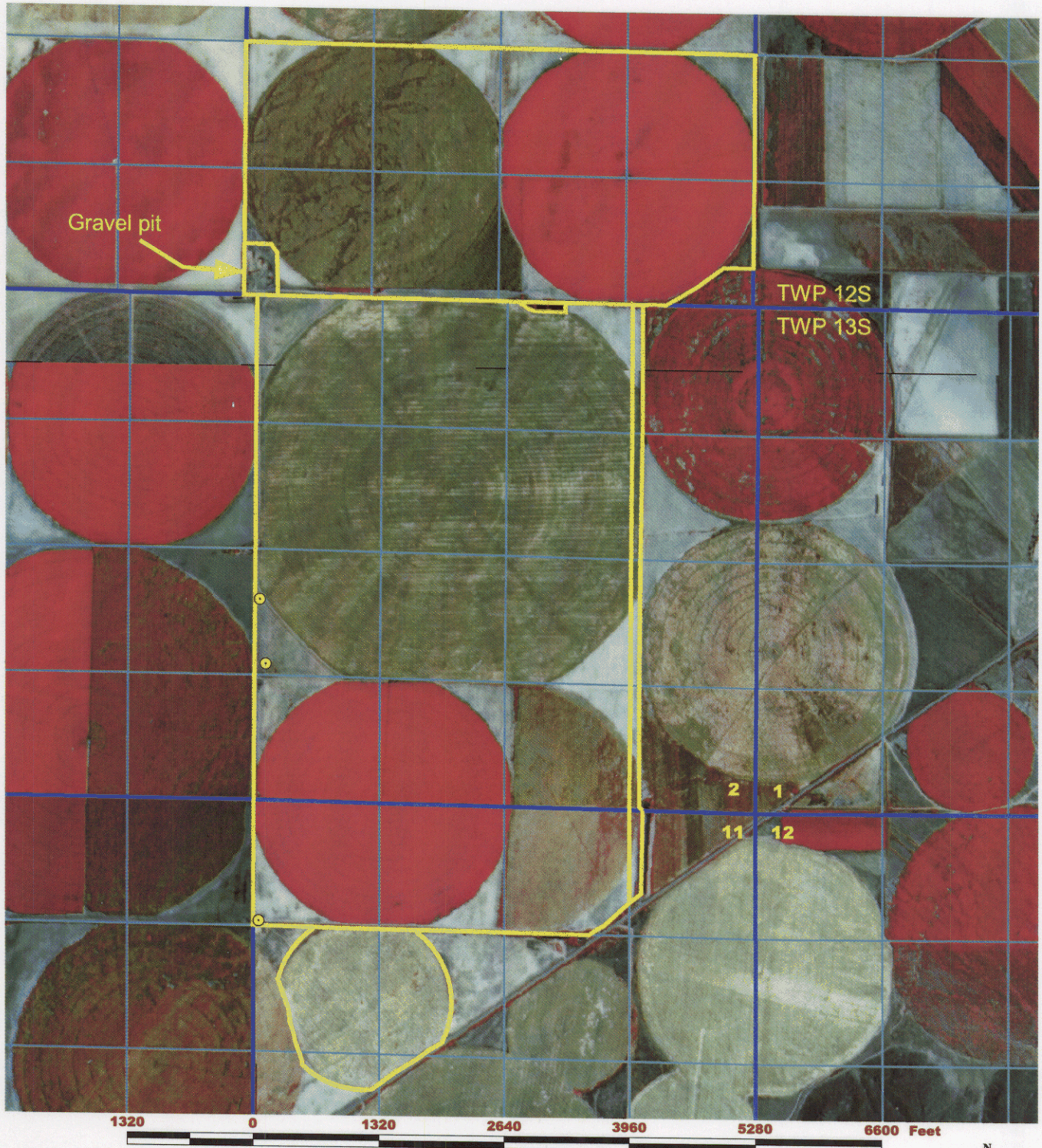
Residing at Twin Falls  
My Commission Expires 3-11-04

IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER 5192

45-02379 45-02692, & 45-04043

TRANSFER PLACE OF USE



-  PLACE OF USE
-  SECTION LINES
-  QUARTER QUARTER LINES
-  POINT OF DIVERSIONS

TWP 12S & 13S; RNG 22E

DATA ENTRY ON  
4-14-99

GIS PLACE OF USE PRESENTATION  
1987 OR 1988 NAPP PHOTOGRAPHY  
DATA ENTRY BY KELLY K CHRISTENSEN



## **Christensen, Kelly**

---

**Subject:** AMENDMENT OF 45-04043 AND 45-02379 AND T-5192  
**Entry Type:** Meeting  
**Contact:** DAREN CRITCHFIELD  
**Company:** CRITCHFIELD FARMS

**Start:** Wed 4/14/99 12:00 AM  
**End:** Wed 4/14/99 12:00 AM  
**Duration:** 0 hours

**Categories:** adjudication claim amendment, transfer

He amended A45-02379 to add 2 acres to the place of use so that the claim would match the licensed place of use.

He then amended 45-04043 to add acres to the place of use.

1. 35 acres were added to the SESE of sec 35. These acres were originally developed by a nieghbor approximately at the same time as the acres under 45-04043 were developed. Subsequently (prior to the adj process) the SESE was purchased and integrated into the current system. In including these acres within the place of use I am recognizing that they have the same priority date and that an unrecorded transfer occurred prior to Nov 19, 1987 bringing those acres into the current system.

2. Within the general place of use originally claimed I found that the irrigated ground within several quarter/quarters were slightly different when calculating the place of use using GIS. Those quarter/quarters were amended to reflect the GIS place of use.

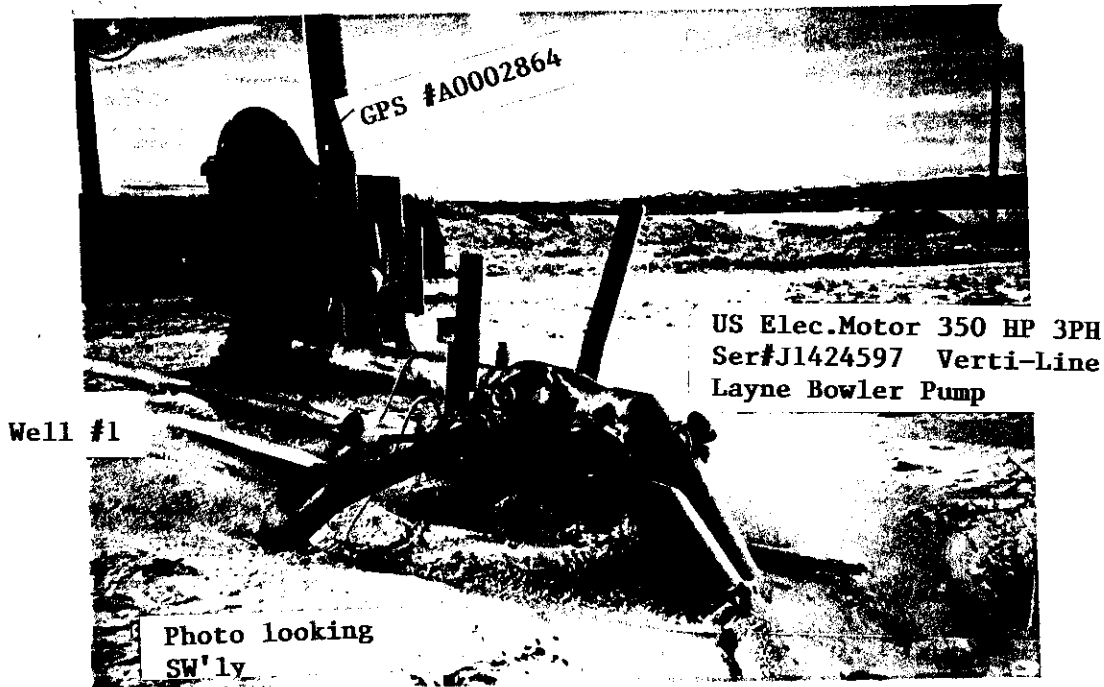
3. Gis showed a 100 ft wide strip along the east border of the original claimed place of use that was on property owned by Mr Critchfield's brother. Daren obtained a quit claim deed for those acres and this claim was then amended to add those acres to the place of use.

4. A small 55 acre center pivot south of the claimed place of use (still in Sec 11) was also identified as being part of this system. As this ground was also originally developed at approximately the same time as the rest of the property, these 55 acres were included within the claim.

5. A total of 108 acres were added to the original place of use.

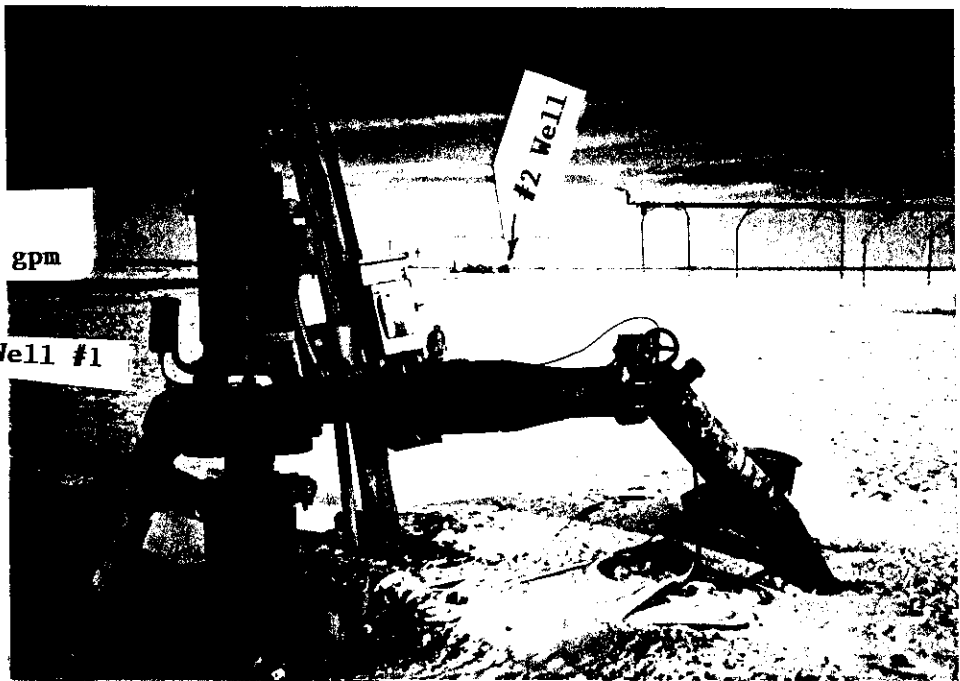
Adjudication fees for the amendments came to \$108.00 for 45-04043 and \$2.00 for 45-02379 for a total of \$110.00 due through the adjudication process.

I then turned him over to Georgia and she assisted him in creating an amended place of use for the transfer. That place of use reflects the acres as identified through the amended claims. A \$50.00 fee was assessed for the transfer amendment.



Layne Bowler Booster  
Mod#12RL Ser#D38938 950 gpm

Booster for Well #1



Photos looking N'ly

#2 Well Fairbanks Morse & Co.  
Turbine Pump  
Ser#PS1745 Fairbanks Morse  
Unidrive Motor Type QZ0 75 HP  
3 PH NO. F292573

Booster GE Motor 150HP

Model#5K627/XH1A Ser#FHJ607113

Booster for #3 Well

GPS #A0002862

PU Sec 2, T13S, R22E SW1/4

Well #3

#3 Well 300 HP  
US Motors Ser.#1217960  
Layne-Bowler Pump

Photo looking E'ly

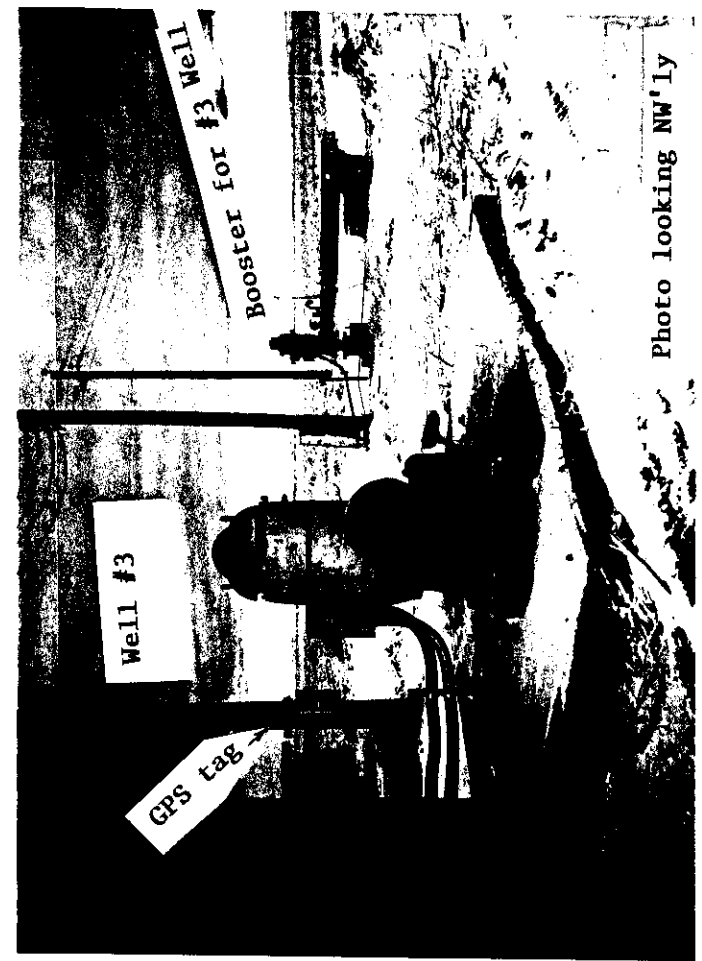


Photo looking NW'ly

Critchfield Farms  
A45-02379, -02692, -04043

T#5192

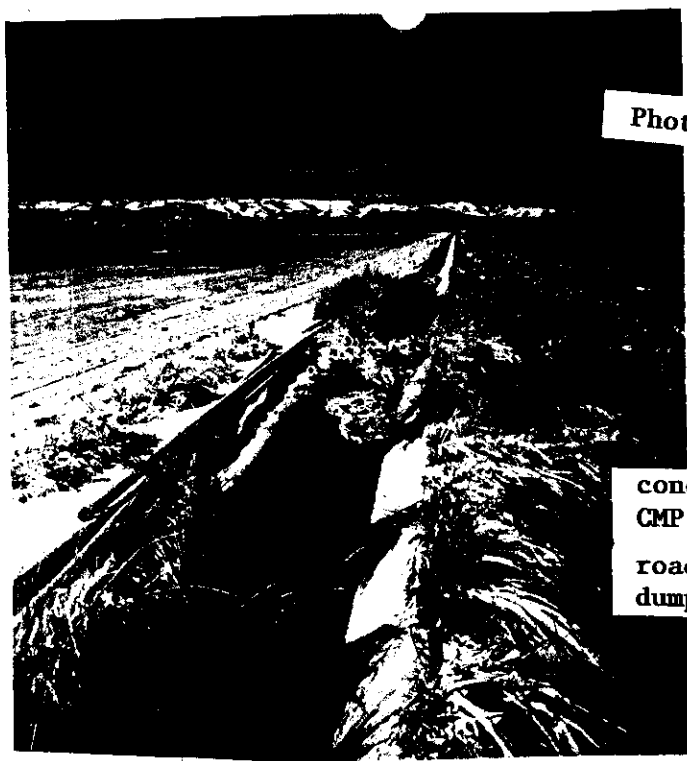


Photo looking W'ly

concrete ditch dumps into  
CMP that carries shares under  
road to dirt ditch, which then  
dumps into pond.

Ditch running E-W

Old Truck →



Photo looking S'ly

Old Truck

W'ly Ptn. of Pond

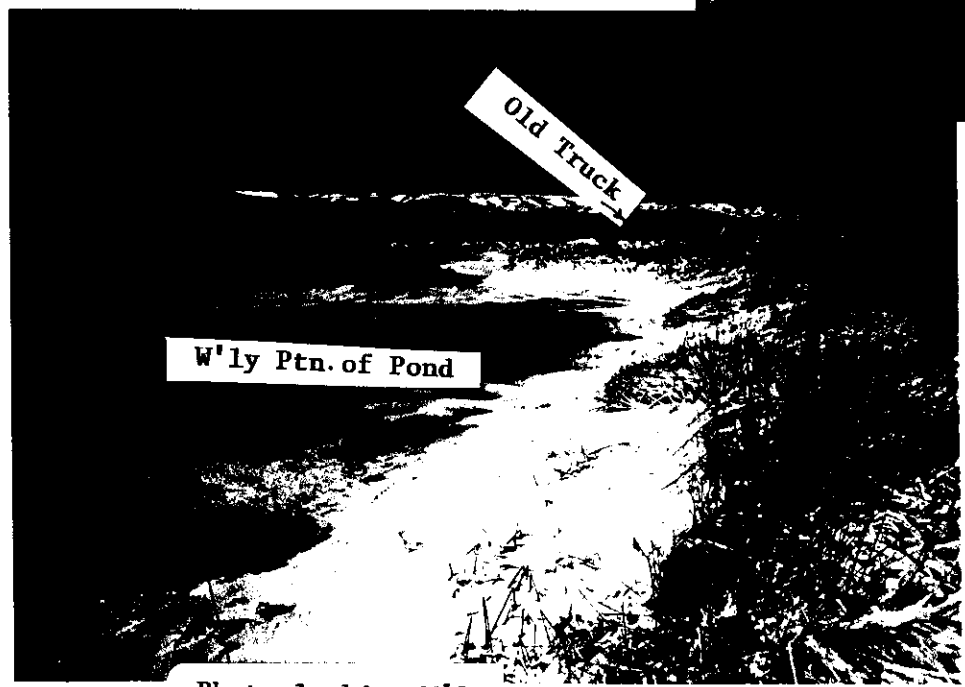
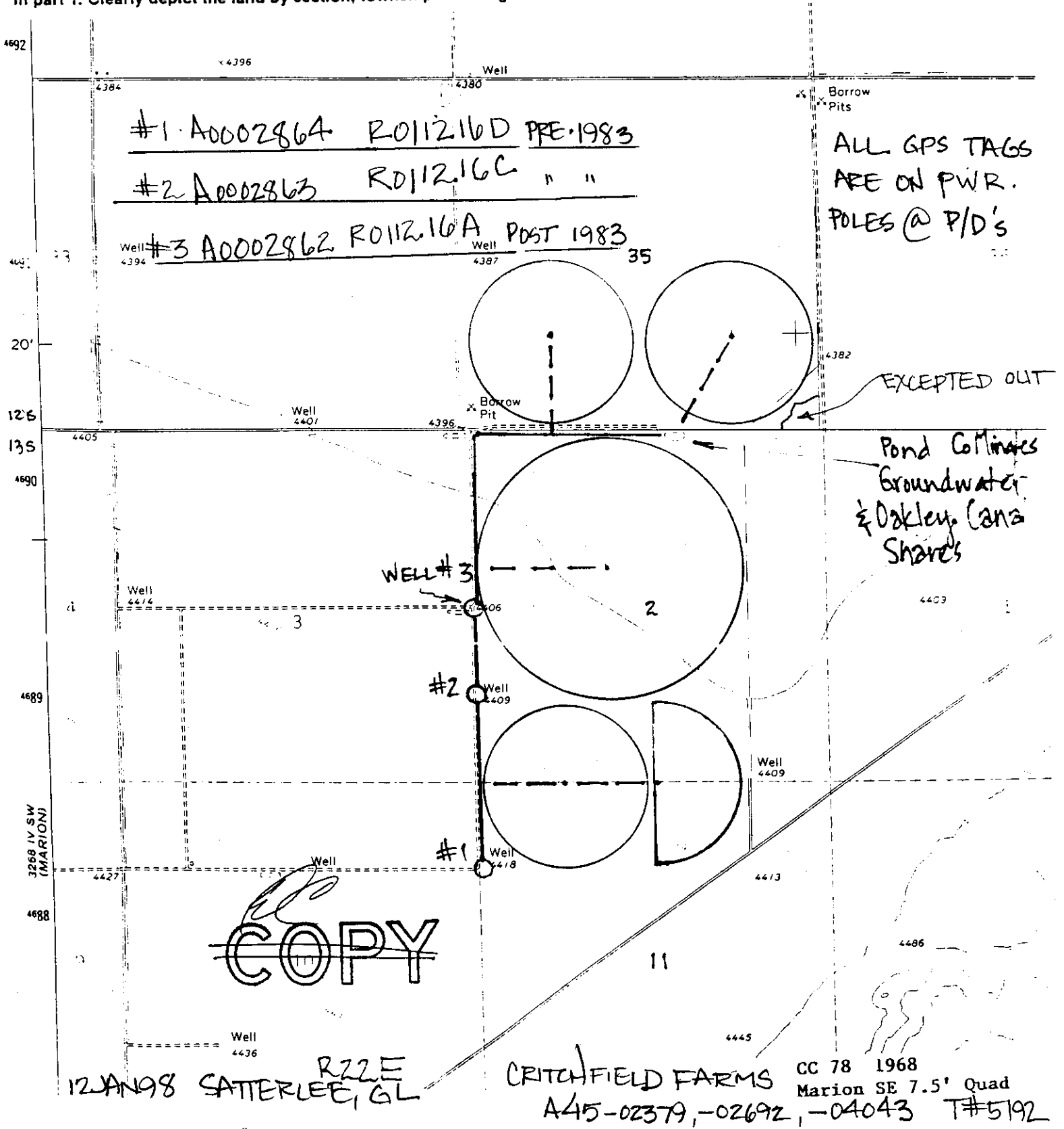


Photo looking W'ly

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

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.



M E M O   T O   F I L E

FROM: Georgia Satterlee  
DATE: 09 January 1998  
RE: Transfer per 45-02379, -02692, -04043

Proposal of transfer is to add a diversion point, combining the above rights and to create a permissible place of use. The land is irrigated by co-mingled groundwater and Oakley Canal shares pumped from a pond. The pond is located in the NWNWNE $\frac{1}{4}$  of Section 2, T13S, R22E.

The SESE $\frac{1}{4}$  of Section 35, T12S, R22E is owned by the Critchfields. With exception of the licensed right, 45-04272, that calls to only 7 acres (SESESE $\frac{1}{4}$  Section 35), the majority of the quadrant (34 acres) has been irrigated with Oakley Canal shares and groundwater. With the addition of SESE $\frac{1}{4}$  of Section 35, the total irrigated land is 909 acres.

- The combined rights are limited to the irrigation of 875 acres in a single irrigation season.
- The right holder shall install flow measurement ports or other measuring devices as specified by the Department at each point of diversion.
- All rights when combined shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre.
- Approval of this transfer does not confirm the right claimed under 45-04043.
- 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.

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: A45-02379

Date Received: 8/04/1988

Receipt No: 5007612

Received By: RA

RECEIVED

JUN 8 1989

Department of Water Resources  
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CRITCHFIELD FARMS  
Address: CO/ DAREN CRITCHFIELD  
RT. 1 BOX 21  
OAKLEY, ID

208-862-3660

83346

2. Date of Priority: JUN 05, 1951

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 13S      | 22E   | 2       | NW     | NW     | SW     |     | CASSIA |
|          |       | 11      | SW     | NW     | NW     |     | CASSIA |

5. Description of diverting works:  
TWO CONNECTED WELLS & PUMPS, SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.020  |      |        |

7. Total Quantity Appropriated is:  
2.020 C.F.S. (and/or) 1112.00 A.F.A.

8. Total consumptive use is 834.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 12S      | 22E   | 35      | NE     | SW     |     | IRR | 40.0  |
|          |       |         | NW     | SW     |     | IRR | 39.0  |

A45-02379

Page 1

Date: 06/07/89

MICROFILMED

MAR 08 1993

10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|-----|-------|
| 12S      | 22E   | 35      | SW  |    | SW  |     | IRR | 39.0  |
|          |       |         | SE  |    | SW  |     | IRR | 40.0  |
|          |       |         | NE  |    | SE  |     | IRR | 40.0  |
|          |       |         | NW  |    | SE  |     | IRR | 40.0  |
|          |       |         | SW  |    | SE  |     | IRR | 40.0  |

Section Acres 278.0

Total Acres 278.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:  
LIC. 45-2692

14. Remarks:  
SECOND WELL WAS TIED INTO THE SYSTEM IN 1983. ALSO IN 1983, THE  
NORTH WELL WAS MOVED FROM THE SWNWSW SEC. 2 TO THE NWNWSW SEC. 2.  
NO TRANSFERS WERE FILED.  
THERE IS NO DOMESTIC USE IN SEC. 35.

15. Basis of Claim: LICENSE  
Water Right Number: 22143

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

For Organizations:

I do solemnly swear or affirm that I am Partner of \_\_\_\_\_ Title

Critchfield Farms Organization, that I have signed the foregoing document in the space below as Partner of \_\_\_\_\_ Title

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

Loren O. Harkness  
Signature of Authorized Agent

Partner  
Title and Organization

June 6, 1989  
Date

State of Idaho )

County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 7 day

of June 19 89

Loren O. Harkness  
Notary Public

Seal

Residing at Twin Falls

My Commission Expires 3/21/93



# 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

July 10, 1997

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

Critchfield Farms  
% Daren Critchfield  
1815 South Hwy 27 Box 21  
Oakley, ID. 83346

RE: Application for Transfer (45-02379, -04015, -04043, -02692)

Dear Mr. Critchfield,

The application for transfer proposes to tie three wells with all the groundwater rights together into a common permissible place of use over your farm located east of Oakley. The land is located within parts of Section 35 (T12S, R22E), Sections 2 and 11 (T13S, R22E). **Note that this farm is located within the boundaries of the Oakley-Kenyon Critical Groundwater Area (closed on 01/19/1962).**

"Expansion" of an existing ground water right in a critical ground water area is allowed by §42-1416B, IDAHO CODE, if the "expansion" occurred prior to the commencement of the Snake River Basin Adjudication (11/19/87). This section of the code allows for an increase in the number of acres irrigated under a valid ground water right without any increase in the rate of diversion, or volume of water diverted. In addition, this section of code states that the priority date of the "expansion" right shall be June 30, 1985.

Currently, there are three different wells that are used to supply irrigation water. In addition, there are Oakley Canal shares that are co-mingled with the groundwater. One of the three wells, (#3), is covered by the licensed rights, 45-02379 and 45-02692. The two Snake River Basin Adjudication Claims, based on two statutory claims filed in 1989, are for an additional diversion (well #1) and additional acres.

A summary of the two LICENSES and two STATUTORY claims is as follows:

| <u>Right #</u> | <u>Well #</u> | <u>Rate</u> | <u># Acres</u> | <u>Priority Date</u> |
|----------------|---------------|-------------|----------------|----------------------|
| 45-02379       | 3             | 2.02 cfs    | 280 ac         | 06/05/1951           |
| 45-04015       | 1             | 5.34 cfs    | 320 ac         | 10/01/1951           |
| 45-04043       | 1             | 5.60 cfs    | 597 ac         | 06/18/1953           |
| 45-02692       | 3             | 1.60 cfs    | 270 ac         | 03/28/1963           |

The two groundwater licenses appear to be straight forward other than the slight acre overlap between the two rights.

Page 2  
Critchfield Proposed Transfer  
10 July 1997

In order to substantiate the two statutory claims, additional documentation is needed. Please submit evidence that the groundwater well (#3) was used to irrigate the lands in 1951 (45-04015) and 1953 (45-04043), as claimed. Also, what lands were irrigated in 1953? Was there something there before 1953? What was the water level? Please see the enclosed "Evidence of Priority" a guide to sources which may constitute proof of the priority date.

The application for transfer proposes to add the newest well, #2. Again, documentation to substantiate the diversion point is necessary.

All the dated material you submit to our office will be necessary to verify the development of the claims. Additional information regarding historical use will be most helpful, i.e. the canal water used to irrigate the land.

I appreciate your patience and perseverance to clarify all the above items. If you have any questions, please don't hesitate to call me.

Sincerely,



Georgia Satterlee  
Water Resource Agent

enclosures



Idaho Department of Water Resources

45-2379, 45-2692, & 45-4043

CRITCHFIELD  
FARMS



0 1320 2640 Feet

RECOMMENDED PLACE OF USE  
DATA ENTRY ON DEC. 14, 2001  
TWP 12S, RNG 22E, SEC. 35  
TWP 13S, RNG 22E, SEC. 2 & 11



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation  
1987/1988 Napp Photography  
Prepared by Jeanie Robertson

FROM: Allen Merritt

DATE: February 18, 1998  
Amended June 8, 1999

TO: Transfer File No. 5192 (Amended)

Water Right(s): 45-02379

45-02692

45-04043

A45-04015\*

In the Name of: CRITCHFIELD FARMS

SUBJECT: Review and Recommendation

45-02379 (Amended) #5192 (Amended)

This transfer proposes to tie three wells together and form a PPU of 985.7 acres with the first three rights listed above. (\*Claim A45-04015 overlaps the PPU but letter by Parsons 10/31/1997 indicated that claim should not be considered and should be given up. I have prepared "R" record disallowing claim.) The transfer was first processed in 1998 and then given to SRBA for review. Using GIS it was determined that there was a strip of land along the west side of the E<sub>1</sub>E<sub>2</sub> that has always been a part of the system. KKC and GS worked with Darren Critchfield to re-evaluate the SRBA claims for the total farm. As a result claim A45-04043 was amended to account for this strip of land and also other lands that have been historically added to the system whose irrigation date back to the priority of claim 45-04043 were also added. See enclosed memos from KKC documenting his review. \*\*\* Note that the farm also receives water from Oakley Canal Co. system.

The original transfer and the amended transfer were advertised and processed without protest. Forfeiture does not appear to be an issue. The lands included are all found to be irrigated and are shaped in KKC's SRBA claims files. No GIS was done in the new transfer folders due to time restraints.

## RECOMMENDATION

I recommend that the transfer be approved subject to the following conditions:

- Subject to SRBA.
- Measuring devices shall be installed and maintained on all wells.
- No new wells are authorized to be developed under this approval.
- When these rights are combined with any other surface rights they shall not exceed 0.02 cfs/ acre.
- SRBA Claim A45-04015 shall be withdrawn or disallowed.

45-02379

45-04042

45-02692

45-02379

## IDWR TRANSFER ANALYSIS SHEET

APPLICANT

Critchfield Farms

TRANSFER NO. 5192

1. Right number(s) 45-02379-45-04043-45-02692

2. Type of right

☐ Decree ☒ License ☐ Statutory Claim  
☐ SRBA Beneficial Use Claim

3. Purpose of transfer

☐ Change P/D ☒ Add P/D ☐ Change P/U  
☒ Change N/U ☐ Change Source ☐ Split Right  
Other: CREATE PPU

4. Check Existing Right:

☒ Source ☒ Priority ☒ Amount ☒ Purpose  
☒ Period ☒ SRBA Claim  
☒ Description of original point(s) of diversion  
☒ Description of original place of use  
☒ Overlapping rights on original place of use

Comments:

45-04272 Tac only Sec 35 SESE

groundwater co-mingled Oakley Canal Shares

5. Check Proposed Right for amount of land &/or water transferred:

☐ Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: \_\_\_\_\_

Overlap with  
Ozka CC shows

Existing rights from same source, on land water is being transferred to; right number(s): \_\_\_\_\_

SRBA claim(s) - Comments (NOTE: Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) \_\_\_\_\_

k. \_\_\_\_\_ Comment letters \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes \_\_\_\_\_  
Water District # \_\_\_\_\_  
Lienholder, others, see #2 below for name and address \_\_\_\_\_

Rev 24 Dec 97

INITIAL ALLOCATION REVIEW BY \_\_\_\_\_  
SRBA SUPERVISOR REVIEW BY \_\_\_\_\_  
PUBLICATION REVIEW BY \_\_\_\_\_

DATE \_\_\_\_\_  
DATE 9/19/95  
DATE \_\_\_\_\_

1. Legal Notice electronically sent to DWR03::VAULT \_\_\_\_\_

copy of Pg 1 to AJ \_\_\_\_\_

2. COMMENT LETTERS \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_, Received on \_\_\_\_\_

Other comments letters - send to the following name(s) & address(es): \_\_\_\_\_

3. Transfer published correctly? \_\_\_\_\_ Yes \_\_\_\_\_ No

4. Affidavit of publication received? \_\_\_\_\_ Yes \_\_\_\_\_ No

5. Protests received? \_\_\_\_\_ Yes \_\_\_\_\_ No; Acknowledgement sent? \_\_\_\_\_ Yes

6. Copies made for Region file (see attached supplemental page)? \_\_\_\_\_ Yes

### RECOMMENDED ACTION

1. ☒ Approve

2. \_\_\_\_\_ Deny due to \_\_\_\_\_

3. Conditions (special conditions in Water Districts) \_\_\_\_\_

Also see attached memo for recommendation dated: 2/18/98

4. By \_\_\_\_\_

Date

2/18/98 6/8/99  
6/8/99

SOUTH IDAHO PRESS  
BURLEY, IDAHO  
AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 6 6 1999

Department of Water Resources  
Southern Region

county of Cassia )  
STATE OF IDAHO ) ss

Ruth Holmes, being first duly sworn, deposes and says is the Legals clerk of the South Idaho Press, a daily published at Burley, Idaho, in the county aforesaid and paper is of general circulation therein. Deponent further that the printed notice attached hereto was duly according to law in the regular editions of the South Idaho Press for 2 consecutive week(s), commencing issue dated April 26 1999 and ending with the is May 3 1999.

*Ruth Holmes*

STATE OF IDAHO )  
COUNTY OF )  
Cassia )

On this 3rd day of May in the year of 1999 me, a Notary Public, personally appeared Ruth Holmes, identified to me to be the person whose name is subscribed within instrument, and being by me first duly sworn, declared the statements therein are true, and acknowledged to me executed the same.

*James Burr*  
Notary Public for Idaho

Residing at: Rupert, Idaho

My commission expires: 6-28-2000

Cost of Publication 47.52  
Affidavit Fee 5.00  
Total Cost 52.52

OK  
MB  
5/19/99

99-157  
NOTICE OF AMENDED TRANSFER  
OF WATER RIGHTS

Notice is hereby given that Application for Transfer No. 5192 filed in the name of CRITCHFIELD FARMS, c/o Darren Critchfield, 1815 S HWY 27 BOX 21; OAKLEY, ID 83346, and published in January, 1998 has been AMENDED to add diversion point(s) and create a permissible place of use. The applicant proposes to divert a combined total of 9.22 cfs from three (3) existing, interconnected wells located within SW1/4NW1/4NW1/4, S11; SW1/4NW1/4 SW1/4 & NW1/4NW1/4SW1/4, S02; all T13S, R22E for irrigation of a 985.7 acre permissible place of use within parts of S35, T12S, R22E and parts of Sections 2 & 11, T13S, R22E; Cassia County using the following listed rights:

| Right No. | Priority   | Amt (cfs) |
|-----------|------------|-----------|
| 45-02379  | 06/05/1951 | 2.02      |
| 45-02692  | 03/28/1963 | 1.60      |
| 45-04043  | 06/18/1953 | 5.60      |

Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before May 14, 1999 to be considered by the Department in its decision to grant or deny any part of the proposed change. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director  
Published in the South Idaho Press on April 26 and May 3, 1999.

DEPARTMENT OF WATER RESOURCE  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 1**

**AMENDED**

DEC 08 1997

Department of Water Resource  
 Southern Region

Name of applicant CRITCHFIELD FARMS % DAREN Phone 862-3660

Post Office address 1815 S. HWY 27 CRITCHFIELD

BX 21, OAKLEY, FD. 83346

**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 CREATE DPU

2. Describe the reason for the proposed changes

WE WANT TO TIE ALL THREE WELLS TOGETHER INTO A COMMON MAINLINE TO IMPROVE THE EFFICIENCY OF THE SYSTEM.

**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>45-02379</u> | <u>06.05.1951</u> | <u>2.02</u>        | <u>IRRIGATION</u> | <u>4/01</u> to <u>10/31</u> |
| <u>45-04043</u> | <u>06.18.1953</u> | <u>5.60</u>        | <u>" "</u>        | <u>"</u> to <u>"</u>        |
| <u>45-02692</u> | <u>03.28.1963</u> | <u>1.60</u>        | <u>" "</u>        | <u>"</u> to <u>"</u>        |

2. Total amount of water being transferred 9.22 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

3. Source of water GROUNDWATER tributary to \_\_\_\_\_

4. Point(s) of Diversion:

|    | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|----|-----|-----|-----|------|------|------|--------|--------------------------|
| #1 | SW  | NW  | NW  | 11   | 13S  | 22E  | CASSIA | PRE-1983                 |
| #2 | SW  | NW  | SW  | 2    | "    | "    | "      | " "                      |
| #3 | NW  | NW  | SW  | 2    | "    | "    | "      | 1983                     |

5. Lands irrigated or place of use:

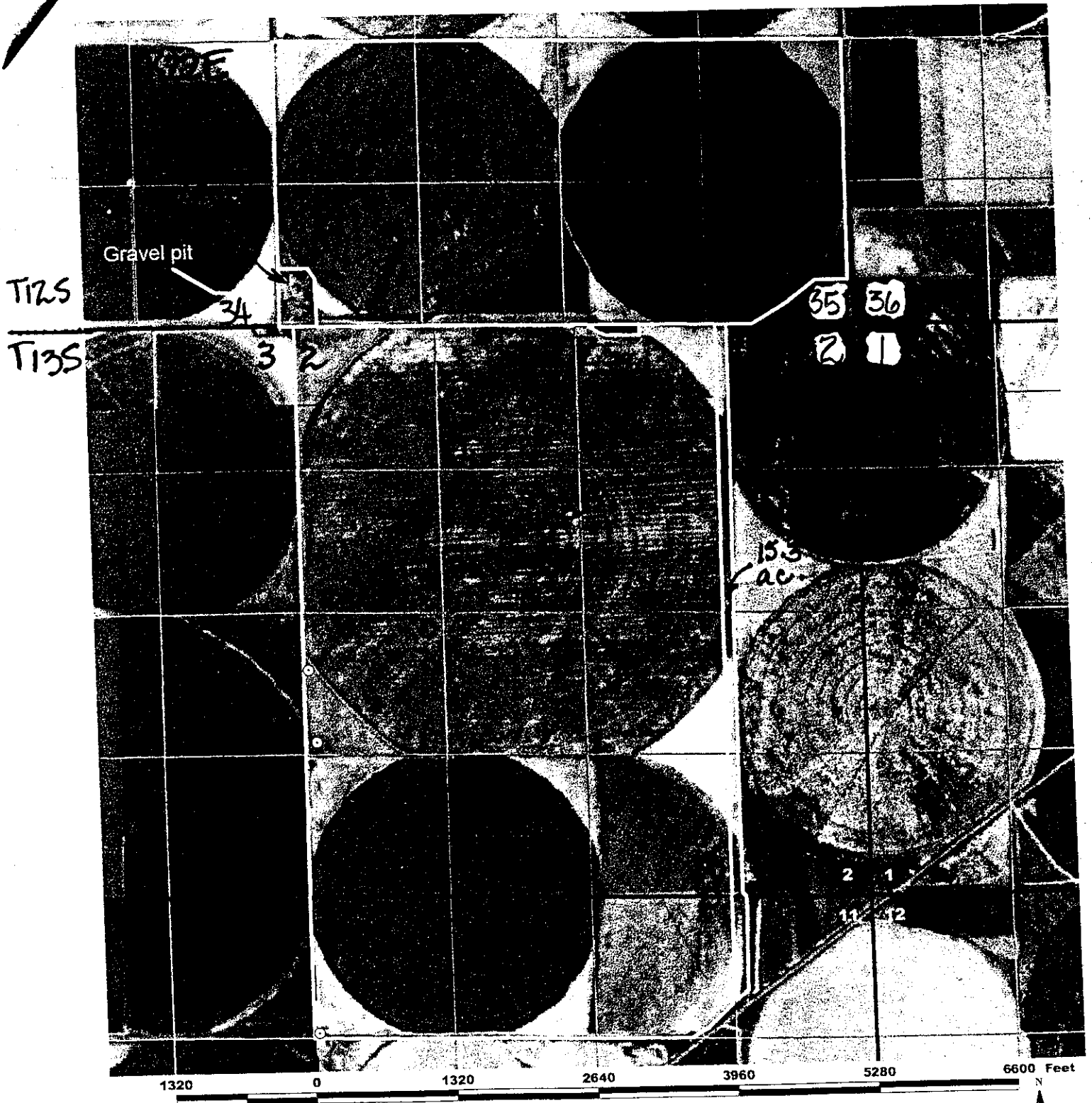
| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | 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 |        |
| 12S  | 22E  | 35   |        |        |        |        |        |        |        |        | 41     | 41     | 36     | 41     | 41     | 40     | 40     | 35     | 315    |
| 13S  | 22E  | 02   | 3.3    | 40     | 40     | 3.2    | 41     | 41     | 40     | 40     | 40     | 40     | 40     | 40     | 3      | 40     | 40     | 3.1    | 494.6  |
| 13S  | 22E  | 11   | 2.7    | 38     |        |        | 40     | 40     | 28     | 20     | 1.6    | 5.8    |        |        |        |        |        |        | 176.1  |

Total acres 985.7

# TRANSFER 5192

45-02379 45-02692, & 45-04043

## TRANSFER PLACE OF USE



DATA ENTRY ON

2-25-99

PLACE OF USE



SECTION LINES

QUARTER QUARTER LINES



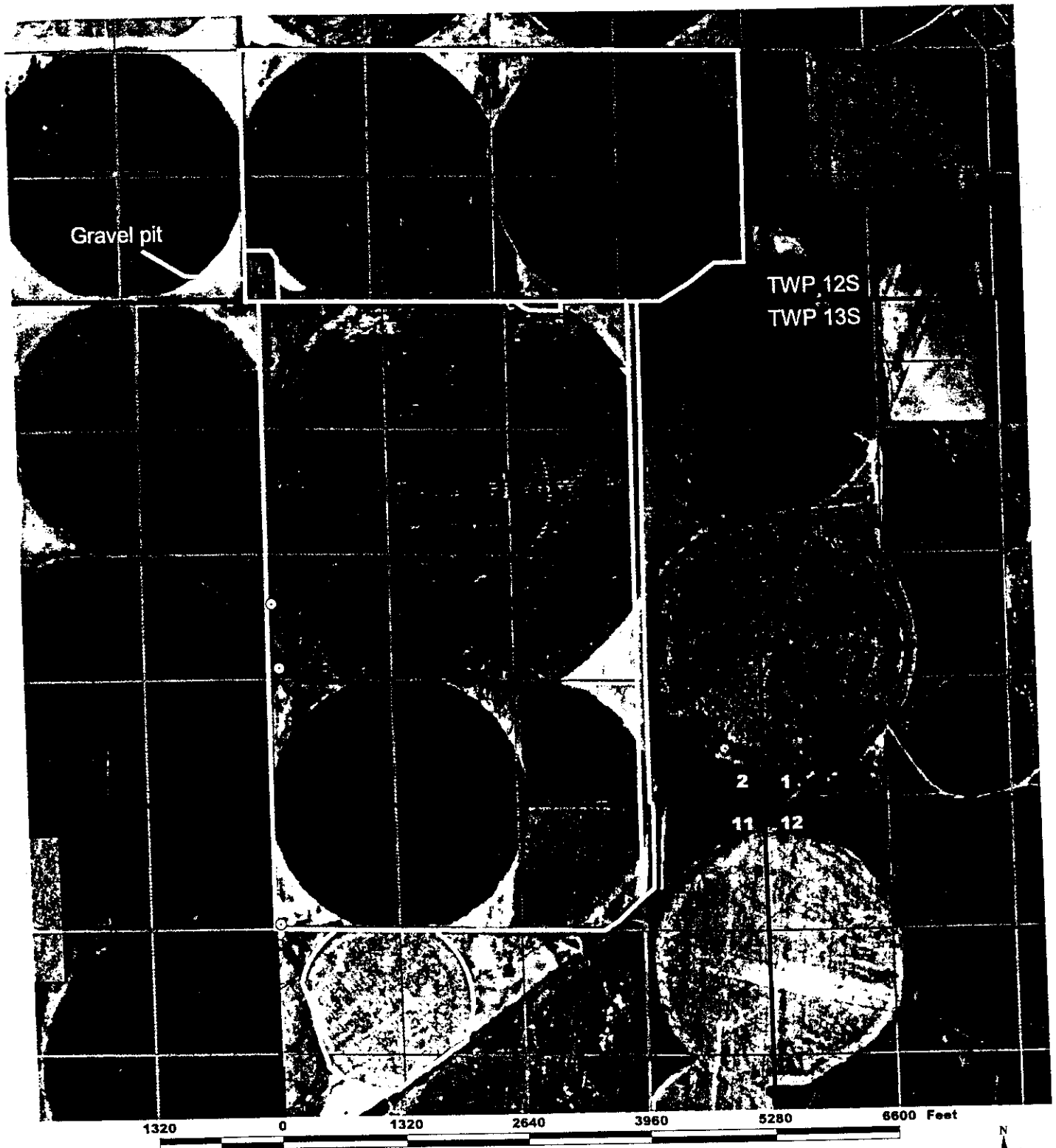
POINT OF DIVERSIONS

GIS PLACE OF USE PRESENTATION  
1987 OR 1988 NAPP PHOTOGRAPHY  
DATA ENTRY BY KELLY K CHRISTENSEN

**TRANSFER 5192**

**45-02379 45-02692, & 45-04043**

**TRANSFER PLACE OF USE**



**TWP 12S & 13S; RNG 22E**

- PLACE OF USE**
- ☐ SECTION LINES
- ☐ QUARTER QUARTER LINES
- ☐ POINT OF DIVERSIONS

**DATA ENTRY ON  
4-14-99**

**GIS PLACE OF USE PRESENTATION  
1987 OR 1988 NAPP PHOTOGRAPHY  
DATA ENTRY BY KELLY K CHRISTENSEN**

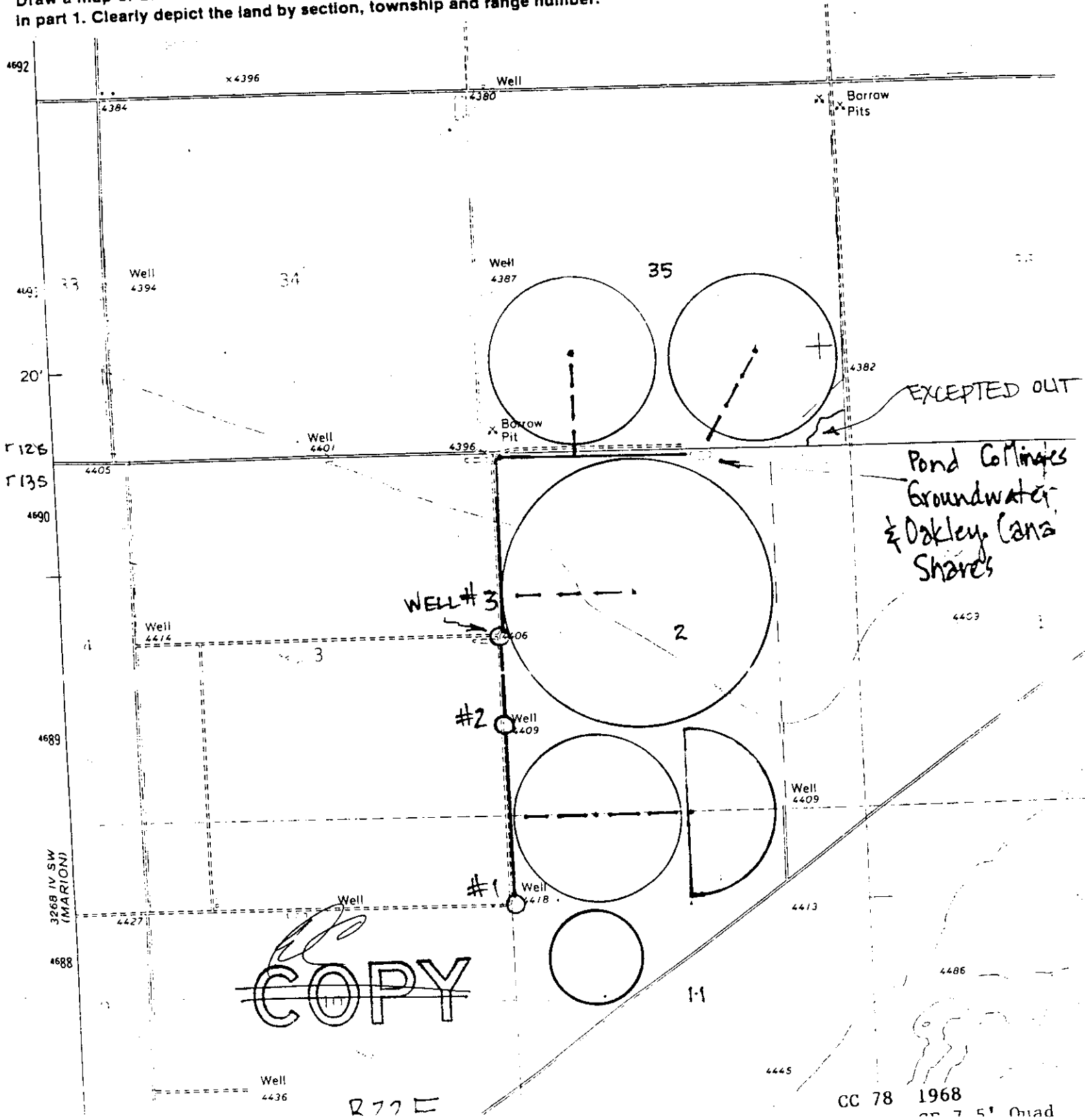


of 7

Transfer No. 5192

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

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

## CHANGES IN NATURE OF USE

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.

*Catchfield Farms*  
*by Daren C. Catchfield*

(Signature of Applicant)

Subscribed and sworn to before me this

5<sup>th</sup>

day of

December

, 19

97.

*Ar D. Menta*

(Notary Public)

My commission expires

6/30/2000

## FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 3 attachments

Received by GLS Date 8 Dec 97

Prelim. check by 11 Fee \$100.00 1144 hrs.

Receipted by GLS Date 8 Dec 97 5020741

Published in So. Co. Press

Pub. dates 01/19 + 01/26/98

Watermaster recommendation requested on 04/20 + 05/03/97 N/A

rec'd.

Protest filed by NONE  
1055 hrs 14 Apr 1999 5022022 (KRC)  
Readvertisement fee \$50

Copies of protest forwarded by

Hearing held by Date

Recommended for ☒ approval ☐ denial

by AD

Copy of transfer sent to lien holder

DEC 10 1997

**COPY**

---

INTEROFFICE MEMORANDUM

---

TO: TRANSFER FILE NO. 5192  
FROM: KELLY K CHRISTENSEN *KKC*  
SUBJECT: ADJUDICATION REVIEW OF TRANSFER  
DATE: 02/26/99

BASIS FOR GIS PLACE OF USE RECOMMENDATION

1. The general place of use consists of quarter/quarters in sec 35 that are consistently 6 tenths of an acre greater than the normal 40 acre tract. This adds approximately 7 acres to the overall place of use.
2. Based upon NAPP photography, there are no county or state roads that would affect the irrigated property. I did not see clear features to exclude 1 acre from the 4 quarter/quarters in sec 2 W $\frac{1}{2}$ SW $\frac{1}{4}$  and sec 15 W $\frac{1}{2}$ SW $\frac{1}{4}$ . Therefore, I did not.
3. In creating the shape file for this transfer, I excluded the pond in sec ~~1~~<sup>2</sup> NWNE.
4. I created a polygon around the gravel pit in sec 35 SWSW which encompasses 4.2 acres. Those acres are excluded from the recommended PPU.
5. There is a strip of ground approximately 100 ft wide running the length of sections 2 and 11 along the east side of the place of use that appears to be part of the irrigated property. This is consistent with the FSA aerial photo submitted with the application. This ground is approximately 15 acres and is represented by a separate polygon. I have not determined the ownership of the ground but it is included within the recommended PPU.
6. Using GIS I approximated the exclusion from sec 35 SESE which is described in the Gift Deeds attached to the transfers. That exclusion is reflected in the recommended acres.
7. I did not exclude any acreage around the well sites.

pump being hooked up on 4-14-1953. I accept this evidence and thereby the claimed priority date. This well was developed under open discharge. No measurement data for the originally developed system are available. The 'Proof of application of water to beneficial use' for 45-02692 indicates a water level of 135 feet. The 'Proof of application of water to beneficial use' for 45-02379 identifies a lift of 182'.

Theoretical calculations based  
upon existing water level data:

$$\frac{150 \text{ hp} * 8.8 * .7}{135'} = 6.84 \text{ cfs}$$

$$\frac{150 \text{ hp} * 8.8 * .7}{182} = 5.08 \text{ cfs}$$

The claimed diversion rate is 5.60 cfs. The average of the two theoretical calculations is 6.32 cfs. Based upon the available information, I accept the claimed diversion rate as a reasonable estimation of the original development. This well was developed independently of the two licensed wells and therefore no combined limits are necessary for this right either.

## CLAIMED PLACE OF USE ANALYSIS

1. 45-02379 was claimed for 2 acres less than licensed. Therefore, those acres become the limiting factor for that right. 45-02379 is limited to the irrigation of 278 acres.

2. The licensed place of use for 45-02692 is completely within the place of use licensed under 45-02379. Therefore when the two rights are combined they are limited to the irrigation of 278 acres. 45-02692 is limited to the irrigation of 270 acres.

3. There are currently more acres irrigated within section 35 than was claimed under 45-04043. The historical place of use is not well documented, however as the ground in that area is relatively flat all of the found place of use could have been irrigated from a gravity system with little land leveling. I accept the claimed acres as the historical place of use. 45-04043 is limited to the irrigation of 597 acres.

4. Oakley Canal Co water is co-mingled and used throughout this system therefore the permissible place of use is larger than the licensed and claimed acres.

## POINT OF DIVERSION AND DIVERSION RATE

1. Three wells, one for each right, supply water for this system.

2. There is some confusion concerning the development and licensing of the two wells in Sec 2. The licensing field exams for the two licenses show the P/D location at the same spot. However, different pumps, diversion rates, and casing diameters are identified in the respective field examinations. The application to amend the permit for 45-02692 identifies the P/D location to be south of the well licensed under 45-02379. Therefore, I accept that two wells were developed, each with an independent diversion rate per right. The combined rate is,  $2.02 \text{ cfs} + 1.60 \text{ cfs} = 3.62 \text{ cfs}$ . No combined diversion rate limit is required.

|                                                                                            |
|--------------------------------------------------------------------------------------------|
| Legal limit for the 278<br>acres is<br>$278 \text{ acres} * .02 \text{ cfs} =$<br>5.56 cfs |
|--------------------------------------------------------------------------------------------|

3. The well in Sec 11 has been claimed under 45-04043. Evidence of priority is power records identifying a 150 HP

en, Kelly

type: T-5192 place of use discussion  
Contact: Phone call  
Bill Parsons  
start: Mon 3/29/99 4:17 PM  
End: Mon 3/29/99 4:17 PM  
Duration: 0 hours  
Categories: Miscellaneous, transfer

I returned his call concerning the place of use in Section 2 of this transfer. I explained that the 'sliver' of ground along the E1/2 E1/2 of sec 2 was indeed east of the west quarter line. I also noted that there was a jog on the section and quarter quarter lines along the township line.

That was all that he was interested in at this time.

Transfer 5192

45-02379

DATE 2-27-99

TRANSFER NUMBER

45-02692

AGENT KKC

CLAIMED ACRE TOTAL

45-04043

GIS ACRE TOTAL

|       | TWP | RNG | SEC | NE  |    |                 |     | NW |    |    |     | SW  |    |    |    | SE |    |    |     |    |
|-------|-----|-----|-----|-----|----|-----------------|-----|----|----|----|-----|-----|----|----|----|----|----|----|-----|----|
|       |     |     |     | NE  | NW | SW              | SE  | NE | NW | SW | SE  | NE  | NW | SW | SE | NE | NW | SW | SE  |    |
| CLAIM | 12S | 22E | 35  |     |    |                 |     |    |    |    |     | 41  | 41 | 36 | 41 | 41 | 40 | 40 | 35  | 31 |
| GIS   |     |     |     |     |    |                 |     |    |    |    |     |     |    |    |    |    |    |    |     |    |
| RECOM | 13S | 22E | 2   | 3.3 | 40 | 40              | 3.2 | 41 | 41 | 40 | 40  | 40  | 40 | 40 | 40 | 3  | 40 | 40 | 3.1 | 49 |
|       |     |     |     |     |    |                 |     |    |    |    |     |     |    |    |    |    |    |    |     |    |
| CLAIM | 13S | 22E | 11  | 2.7 | 38 |                 |     | 40 | 40 |    |     |     |    |    |    |    |    |    |     | 12 |
| GIS   |     |     |     |     |    |                 |     |    |    |    |     |     |    |    |    |    |    |    |     |    |
| RECOM |     |     |     |     |    |                 |     |    |    |    |     |     |    |    |    |    |    |    |     |    |
|       |     |     |     |     |    |                 |     |    |    |    |     |     |    |    |    |    |    |    |     |    |
| CLAIM | 13S | 22E | 11  |     |    | <del>28.7</del> |     |    | 28 | 20 | 1.6 | 5.8 |    |    |    |    |    |    |     | 55 |
| GIS   |     |     |     |     |    |                 |     |    |    |    |     |     |    |    |    |    |    |    |     |    |
| RECOM |     |     |     |     |    |                 |     |    |    |    |     |     |    |    |    |    |    |    |     |    |

B72-DBPOU.SHP

total P/U = 930.3

SHAPE NOS.

P/U (acres rounded Per dept standards.)  
 based upon GIS.

B72-DBPOD.SHP

NOS. DESCRIPTION

Sec 2 NW NW SW

2 SW NW SW

11 SW NW NW

DBF TABLES UPDATED

B72-DBPOU.DBF

B72-DBPOD.DBF

JPEG LAYOUT

Small 326/C:\Data\Transfer Review\5192-ADS-P4.JPG

FROM: Allen Merritt

DATE: February 18, 1998

TO: Transfer File No. 5192  
Water Right(s): 45-02379  
45-02692  
45-04043  
A45-04015\*

In the Name of: CRITCHFIELD FARMS

SUBJECT: Review and Recommendation

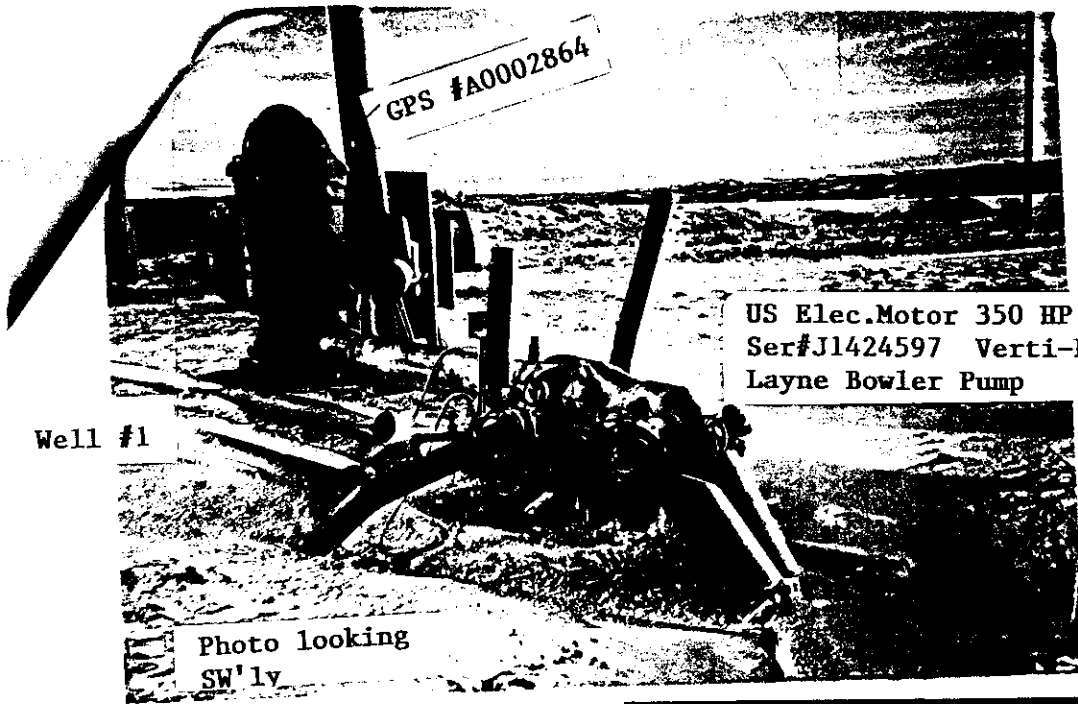
This transfer proposes to tie three wells together and form a PPU of 875 acres with the first three rights listed above. (\*Claim A45-04015 overlaps the PPU but letter by Parsons 10/31/1997 indicated that claim should not be considered and should be given up. I have prepared "R" record disallowing claim.) The sprinkler system covers the SESE S35, T12S, R22E but these lands are not included in PPU. The PPU overlaps Oakley Canal Co. system.

The transfer was advertised and processed without protest. Forfeiture does not appear to be an issue. The lands included are found to be irrigated. (See Satterlee memo dated 1/9/98.)

#### RECOMMENDATION

I recommend that the transfer be approved subject to the following conditions:

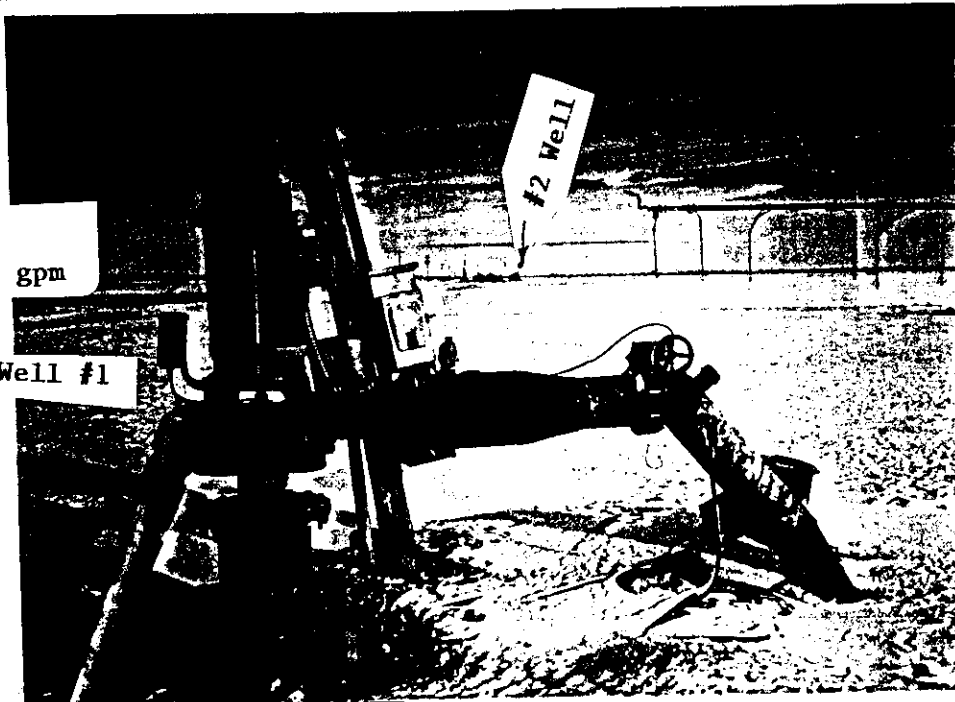
- Subject to SRBA.
- Measuring devices shall be installed and maintained on all wells.
- No new wells are authorized to be developed under this approval.
- When these rights are combined with any other surface rights they shall not exceed 0.02 cfs/ acre.
- SRBA Claim A45-04015 shall be withdrawn or disallowed.



US Elec.Motor 350 HP 3PH  
Ser#J1424597 Verti-Line  
Layne Bowler Pump

Well #1

Photo looking  
SW'ly



Layne Bowler Booster  
Mod#12RL Ser#D38938 950 gpm

Booster for Well #1



Well #2

Photos looking N'ly

#2 Well Fairbanks Morse & Co.  
Turbine Pump  
Ser#PS1745 Fairbanks Morse  
Unidrive Motor Type QZO 75 HP  
3 PH NO. F292573

ooster GE Motor 150HP  
odel#5K6277XH1A Ser#FHJ607113

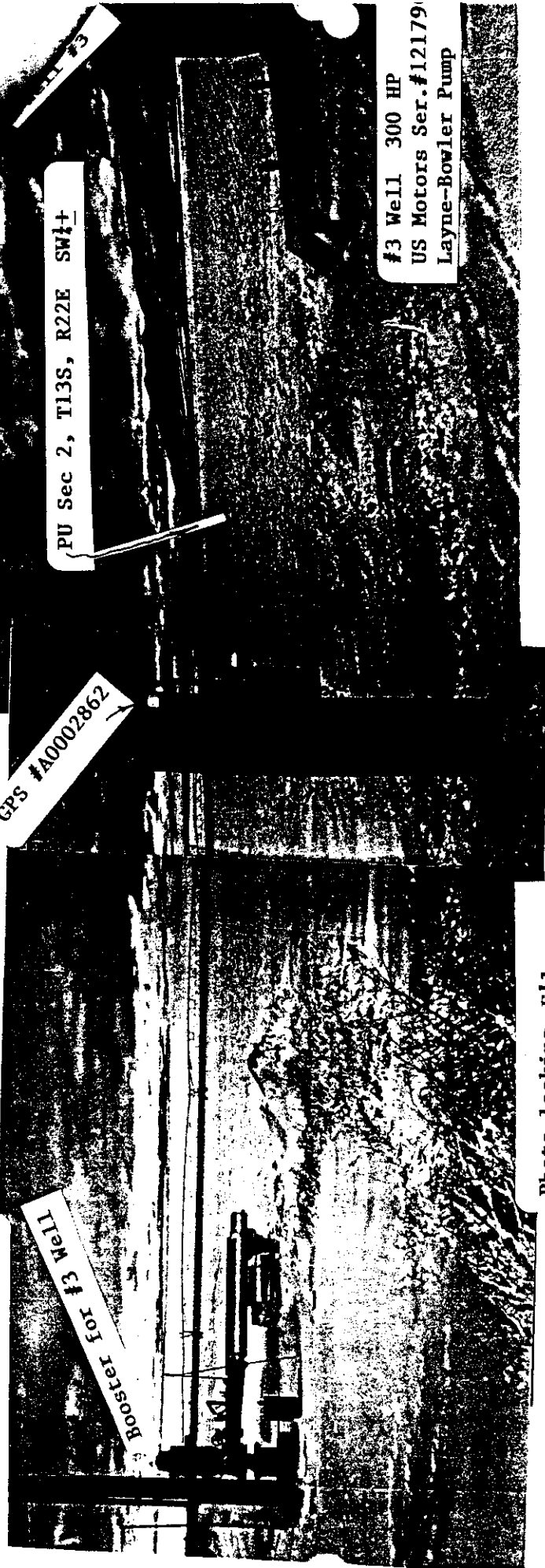


Photo looking E'ly

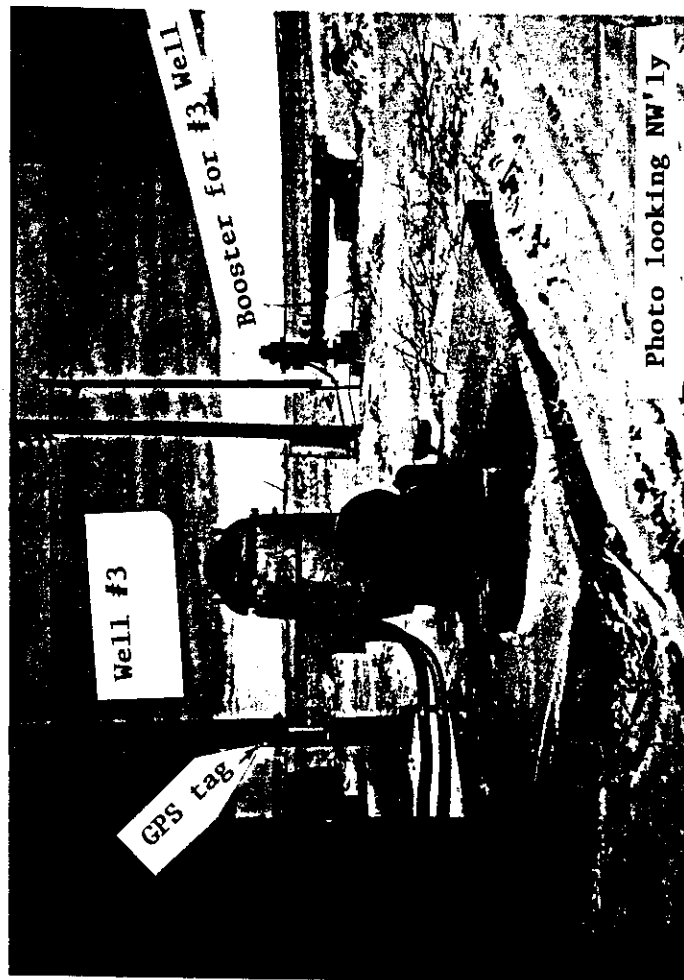


Photo looking NW'ly

Critchfield Farms  
45-02379,-02692,-04043

Photo looking W'ly



concrete ditch dumps into  
CMP that carries shares under  
road to dirt ditch, which then  
dumps into pond.

Ditch running E-W

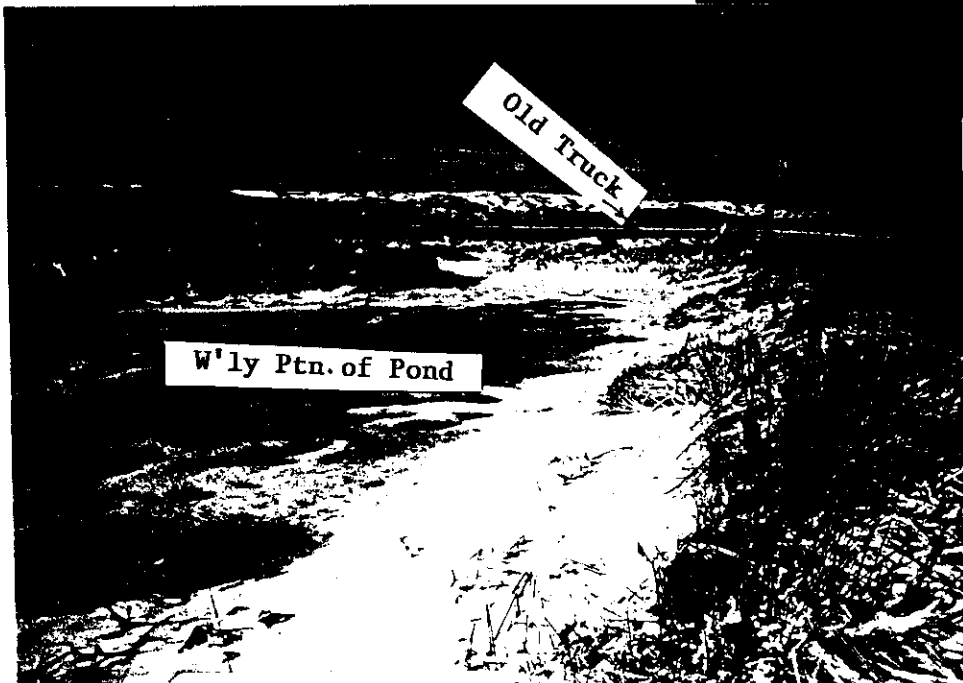
Old Truck →



Photo looking S'ly

Old Truck

W'ly Ptn. of Pond



# APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

DEC 08 1997

Department of Water Resources

Southern Division

of applicant

Office address

CRITCHFIELD FARMS % DAREN

Phone 862-3660

1815 S. HWY 27

CRITCHFIELD

BX 21, OAKLEY, ID. 83346

### 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 CREATE DPL

### 2. Describe the reason for the proposed changes

WE WANT TO TIE ALL THREE WELLS TOGETHER INTO A COMMON MAINLINE TO IMPROVE THE EFFICIENCY OF THE SYSTEM.

### 3. 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 |
|-----------------|------------|--------------------|---------------|---------------|
| 45-02379        | 06.05.1951 | 2.02               | IRRIGATION    | 4/01 to 10/31 |
| 45-04043        | 06.18.1953 | 5.60               | " "           | " to "        |
| 45-02692        | 03.28.1963 | 1.60               | " "           | " to "        |

2. Total amount of water being transferred 9.22 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

3. Source of water GROUNDWATER tributary to \_\_\_\_\_

### 4. Point(s) of Diversion:

|    | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|----|-----|-----|-----|------|------|------|--------|--------------------------|
| #1 | NW  | NW  | NW  | 11   | 13S  | 22E  | CASSIA | PRE-1983                 |
| #2 | SW  | NW  | SW  | 2    | "    | "    | "      | " "                      |
| #3 | NW  | NW  | SW  | 2    | "    | "    | "      | 1983                     |

### 5. 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 |        |
| 12S  | 22E  | 35   |      |             |      |      |             |             |      |      | 40   | 39   | 39   | 40   | 40   | 40   | 40   |      | 278    |
| 13S  | 22E  | 2    |      | LOT 2<br>41 | 40   |      | LOT 3<br>41 | LOT 4<br>40 | 40   | 40   | 40   | 39   | 39   | 40   |      | 40   | 40   |      | 480    |
| 13S  | 22E  | 11   |      | 38          |      |      | 40          | 39          |      |      |      |      |      |      |      |      |      |      | 117    |
|      |      |      |      |             |      |      |             |             |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |             |      |      |             |             |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |             |      |      |             |             |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |             |      |      |             |             |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |             |      |      |             |             |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |             |      |      |             |             |      |      |      |      |      |      |      |      |      |      |        |

Total acres

875

**PART 1**

Information:

Description of diversion system 3 WELLS AND PUMPS TO A COMMON MAIN  
LINE IT CENTER PIVOTS OF VARIOUS SIZES

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. FARM CREDIT

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:  
NO CHANGE EXCEPT EFFICIENCY OF SYSTEM IS  
IMPROVED

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 \_\_\_\_\_

COPY

of 7

PART 2

TRANS NO. 5192

DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-02379

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | to                   | 2.02 CFS              |
| DOMESTIC              | to                   |                       |
|                       | Totals               | 2.02 CFS              |

SOURCE

GROUNDWATER

Priority: 06/05/1951

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 2, Township 13S, Range 22E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u>                     | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|----------------------------------|--------------|--------------|
| 12S 22E 35         | NESW 40      | NWSW 40                          | SWSW 40      |              |
|                    | SESW 40      | NESE 40                          | NWSE 40      |              |
|                    | SWSE 40      |                                  |              | 280          |
|                    |              | Total number of acres irrigated: |              | 280          |

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

*DC*  
~~COPY~~

4 of 7

PART 2

TRANS NO. 5192

DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-02692

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 04/01 to 10/31       | 1.60 CFS              | 673.0 AF             |

SOURCE

GROUNDWATER

Priority: 03/28/1963

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 2, Township 13S, Range 22E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u>                     | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|----------------------------------|--------------|--------------|
| 12S 22E 35         | NESW 40      | NWSW 39                          | SWSW 36      |              |
|                    | SESW 38      | NESE 39                          | NWSE 40      |              |
|                    | SWSE 38      |                                  |              | 270          |
|                    |              | Total number of acres irrigated: |              | 270          |

CONDITIONS/REMARKS:

  
**COPY**

5 of 7

PART 2

TRANS NO. 5192

DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-04043

STAGE: STATUTORY CLAIM

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | 04/15 to 11/01       | 5.60 CFS              |
| STOCKWATER            | 01/01 to 12/31       |                       |
|                       | Totals               | 5.60 CFS              |

SOURCE

GROUNDWATER

Priority: 06/18/1953

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 11, Township 13S, Range 22E  
CASSIA County

PLACE OF USE: IRRIGATION

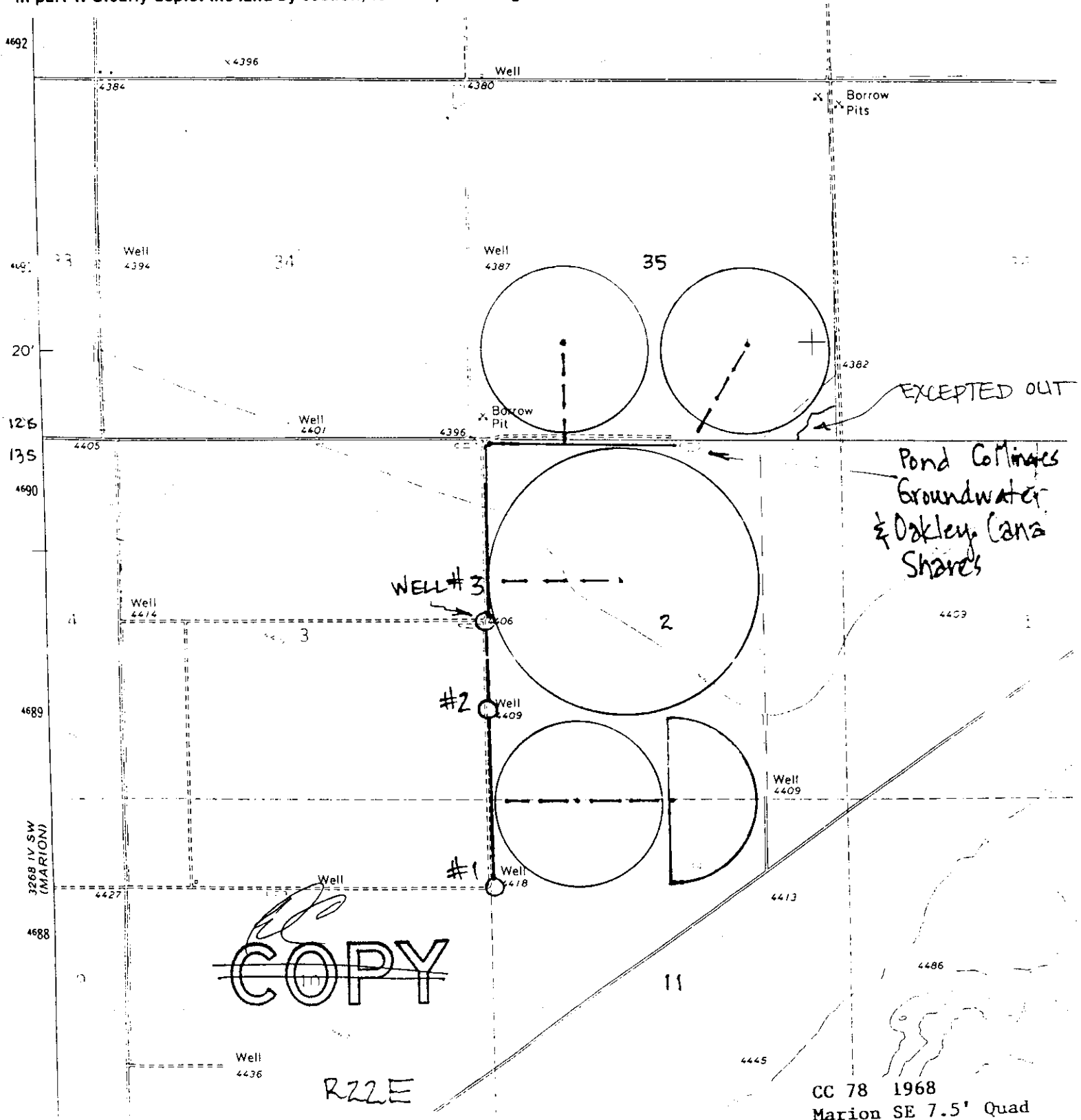
| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> |             | <u>ACRES</u> |                                  | <u>ACRES</u> |             | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|-------------|--------------|----------------------------------|--------------|-------------|--------------|--------------|
| 13S        | 22E        | 2          | Lot 2(NWNE) | 40           | SWNE                             | 40           | Lot 3(NENW) | 40           |              |
|            |            |            | Lot 4(NWNW) | 40           | SWNW                             | 40           | SENE        | 40           |              |
|            |            |            | NESW        | 40           | NWSW                             | 40           | SWSW        | 40           |              |
|            |            |            | SESW        | 40           | NWSE                             | 40           | SWSE        | 40           | 480          |
|            |            | 11         | NWNE        | 40           | NENW                             | 40           | NWNW        | 40           | 120          |
|            |            |            |             |              | Total number of acres irrigated: |              |             |              | 600          |

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

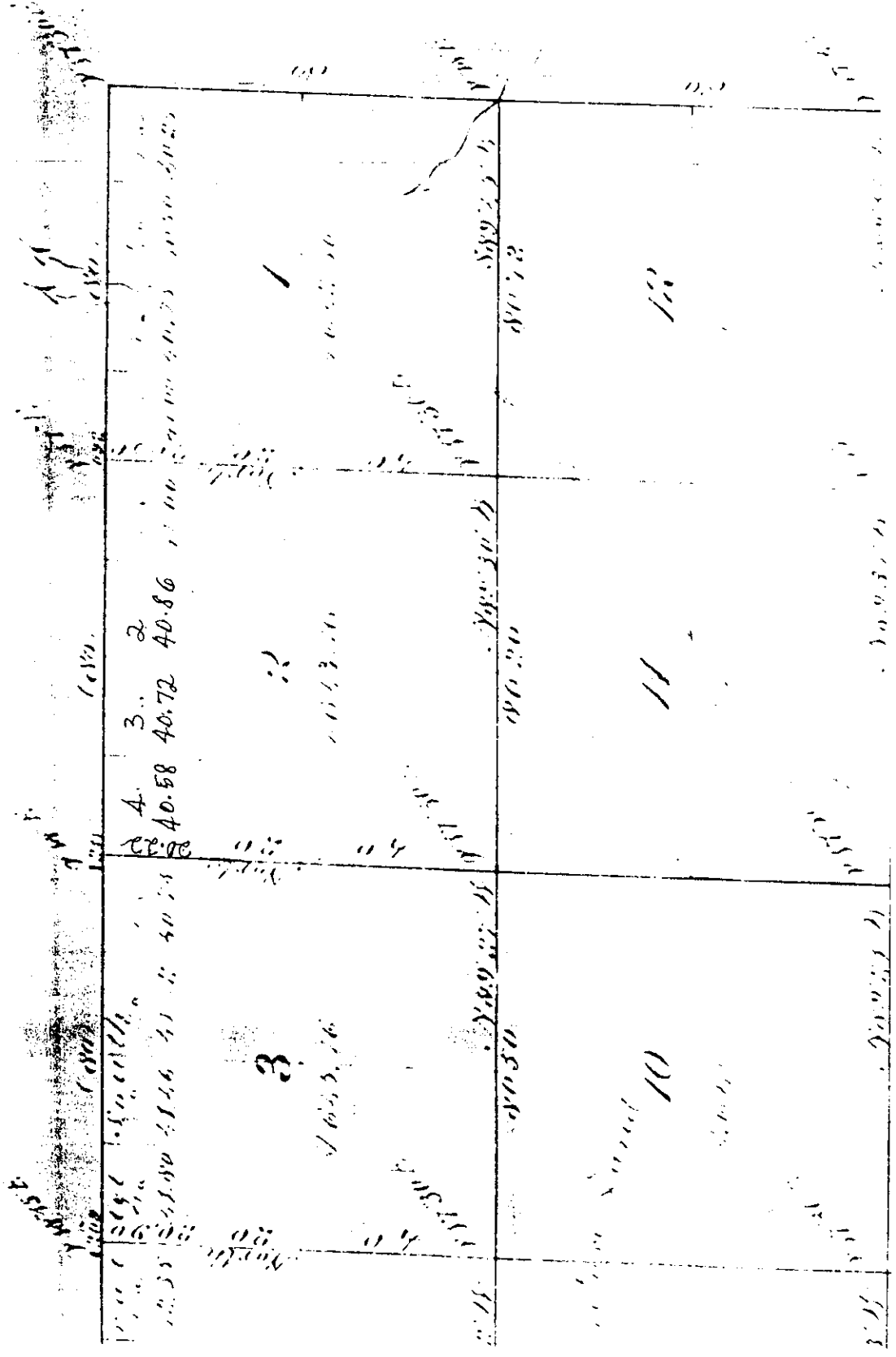
STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 3

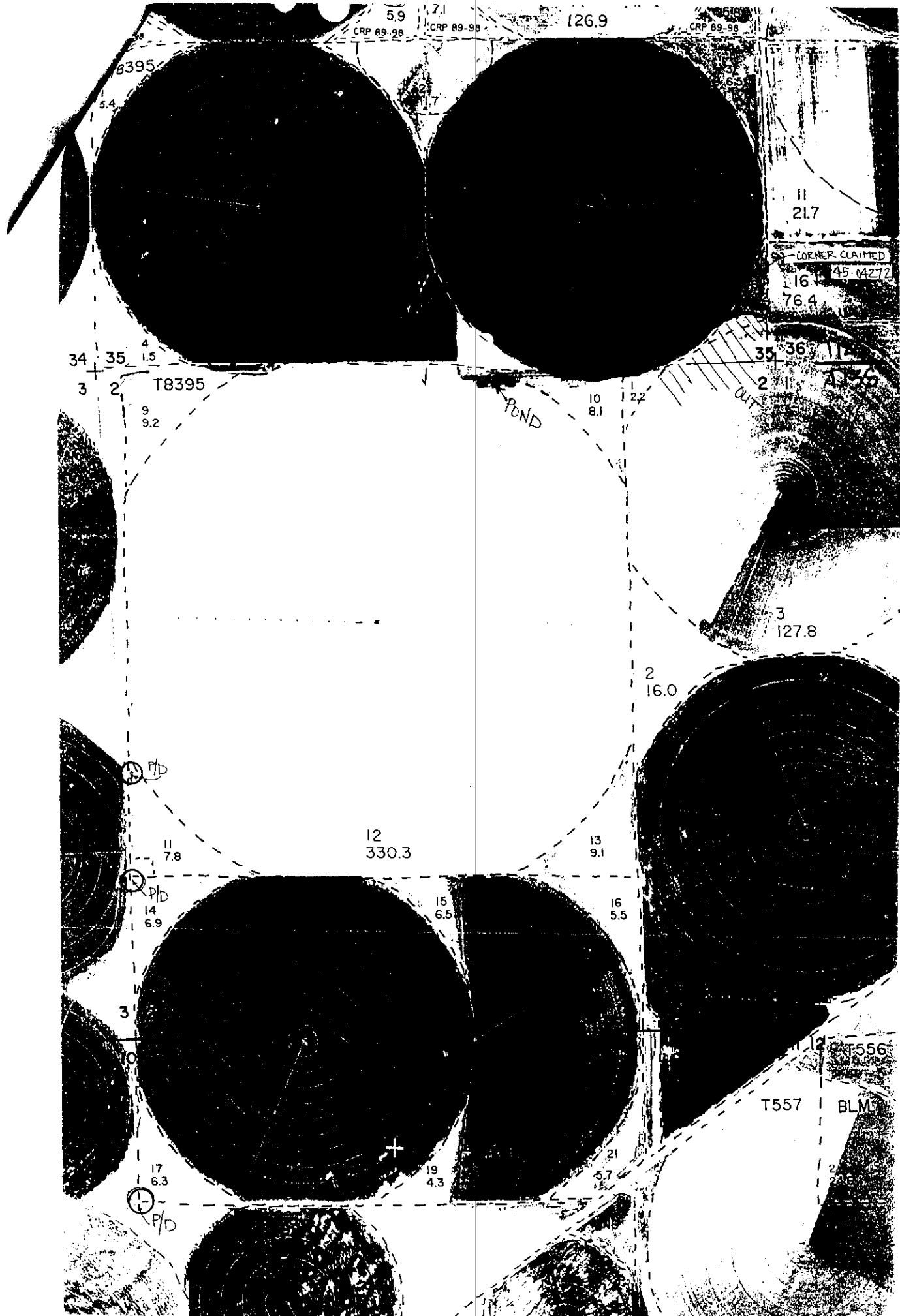
Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SECTION 2  
T13S, R22E

No. 22 West of South 44th Street





# PART 3

## IN NATURE OF USE

New Nature of Use

Amount  
(cfs/ac-ft)

Hours/days/year

Period of Use

Quantity and quality of return flows and location of discharge:

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 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.

*Catchfield Farms*  
*by Parent Catchfield*

(Signature of Applicant)

Subscribed and sworn to before me this 5<sup>th</sup> day of December, 19 97

*And Menta*

(Notary Public)

My commission expires

6/30/2000

## FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 3 attachments

Received by GLS Date 8 Dec 97

Protest filed by \_\_\_\_\_

Relim. check by 11 Fee \$100.00 1144 hrs.

Receipted by GLS Date 8 Dec 97 5020741

Published in So. So Press

Copies of protest forwarded by \_\_\_\_\_

Pub. dates 01/19 & 01/26/98

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on N/A

Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_

by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

RECEIVED

DEC 10 1997

Water Resources

*CC*  
**COPY**

M E M O T O F I L E

FROM: Georgia Satterlee  
DATE: 09 January 1998  
RE: Transfer per 45-02379,-02692,-04043

Proposal of transfer is to add a diversion point, combining the above rights and to create a permissable place of use. The land is irrigated by co-mingled groundwater and Oakley Canal shares pumped from a pond. The pond is located in the NWNWNE $\frac{1}{4}$  of Section 2, T13S, R22E.

The SESE $\frac{1}{4}$  of Section 35, T12S, R22E is owned by the Critchfields. With exception of the licensed right, 45-04272, that calls to only 7 acres (SESESE $\frac{1}{4}$  Section 35), the majority of the quadrant (34 acres) has been irrigated with Oakley Canal shares and groundwater. With the addition of SESE $\frac{1}{4}$  of Section 35, the total irrigated land is 909 acres.

- The combined rights are limited to the irrigation of 875 acres in a single irrigation season.
- The right holder shall install flow measurement ports or other measuring devices as specified by the Department at each point of diversion.
- All rights when combined shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre.
- Approval of this transfer does not confirm the right claimed under 45-04043.
- 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.

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

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

December 2, 1997

Parsons, Smith, Stone & Fletcher, LLP  
PO Box 910  
Burley, ID. 83318

RE: 45-02379, -04043, -02692

Dear Mr. Parsons,

First of all, I appreciate your letters dated October 31, 1997 and November 06, 1997. The information you and Mr. Critchfield submitted was clear and concise. Because of this clarity, I feel comfortable proceeding with the application for transfer.

The purpose of the transfer would be to add the point of diversion (NWNWSW $\frac{1}{4}$  Section 2) with the two existing wells (SWNWSW $\frac{1}{4}$  Section 2 and SWNWNW $\frac{1}{4}$  Section 11) plus create a (PPU) permissible place of use within approximately 875 irrigated acres.

The three rights recognized in the transfer will be:

|          |            |          |             |
|----------|------------|----------|-------------|
| 45-02379 | 06-05-1951 | 2.02 cfs | *278 ac +/- |
| 45-04043 | 06-18-1953 | 5.60 cfs | 597 ac +/-  |
| 45-02692 | 03-28-1963 | 1.60 cfs | same as *   |
| TOTAL    |            | 9.22 cfs | 875 ac +/-  |

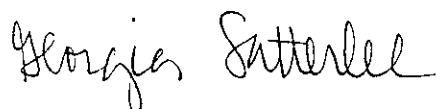
The rate of groundwater per acre is 0.527"/acre, however the groundwater will be co-mingled in a pond with Oakley canal shares. The pond is located in the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 2, T13S, R22E. The water is pumped to a common main line to center pivots of various sizes.

The three gift deeds submitted shows an accumulative interest of 100% to the Grantors, Cameron H. Critchfield, Noland H. Critchfield, and Robert Dean Critchfield. The property described in the deeds shows a portion of the land owned. Prior to processing the application, it will be necessary to have the current tax records or a Warranty Deed describing the owner of the SW $\frac{1}{4}$  of Section 35; the SE $\frac{1}{4}$  of Section 35 except the SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; N $\frac{1}{2}$  of Section 2 except the E $\frac{1}{2}$  of the NE $\frac{1}{4}$ ; and N $\frac{1}{2}$  of SW $\frac{1}{4}$ .

Another item necessary for processing an application for transfer will be a notarized statement from the lien holder agreeing to the proposed change(s).

Again, I appreciate the effort to accomplish the application for transfer. I look forward to hearing from you.

Cordially,



Georgia Satterlee

PARSONS, SMITH, STONE & FLETCHER, LLP

ATTORNEYS AT LAW

137 WEST 13TH STREET

P. O. BOX 910

BURLEY, IDAHO 83318

TELEPHONE  
(208) 678-8382

FAX NO.  
(208) 678-0146

JAM A. PARSONS  
THARD K. SMITH  
RANDOLPH C. STONE  
rcstone@cyberhighway.net  
WM. KENT FLECHER  
wkf@cyberhighway.net

October 31, 1997

RECEIVED

NOV 03 1997

Department of Water Resources  
Southern Region

Georgia Satterlee  
Department of Water Resources  
1341 Fillmore Street - Suite 200  
Twin Falls, Idaho 83301-3380

RE: Critchfield Farms 45-02379, 04015,  
04043, 02692

Dear Georgia:

Daren and I have had an opportunity to review your July 10 letter and to ascertain what the position seems to need to be. At the outset, 45-04015, known as Well No. 1 should not be considered and it should be given up if the other rights are recognized by the Department.

As to 45-04043, this was pumped and used since 1953. You should have on file an affidavit of Vern Hoffbuhr dated March 15, 1993. For your ease in reviewing the same I am enclosing a copy of that affidavit. This one should remain as a valid claim.

In your July 10, 1997 letter identification 45-02692 is actually Well No. 2 located on the attached map.

Well No. 3 is really just an additional point of diversion within the Northwest Quarter of the Southwest Quarter of Section 2, Township 13 South, Range 22 East, Boise Meridian. Since it is in the same 40 acres Critchfields did not believe that additional paper work was necessary when they drilled the well in 1983 as it was a replacement well under 45-2379. Both No. 2 and No. 3 wells are still in use as is No. 1.

Your letter does not address Well No. 2 and it would be the position of Critchfield that both Wells No. 2 and 3 would be under the number 45-02692 and 45-02379 respectively.

On page 2 of your July 10 letter you indicate that an application for transfer to add the newest well, number 2, is necessary. That should be number 3 as number 2 has been in existence for a long time and Well 3 is a replacement well.

In summary, Well No. 1, on the attached map, is supported by the Affidavit of Vern Hoffbuhr. Well No. 2 is 45-02679, was licensed with a priority date of 1963 and Well No. 3 is an

Page 2 - Georgia Satterlee  
October 31, 1997

additional well under number 45-02379, being in the same 40 acres as was the prior well.

Critchfield would not be diverting more water than was authorized but would be diverting it from the three points of diversion. If this is not sufficient clarity, Georgia, Mr. Critchfield and appropriate people could come to your office and work on this matter.

We appreciate your concerns and we will try to get through this.

Very truly yours,



William A. Parsons

WAP:rt

# DEPARTMENT OF WATER RESOURCES

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

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

July 10, 1997

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

Critchfield Farms  
% Daren Critchfield  
1815 South Hwy 27 Box 21  
Oakley, ID. 83346

RE: Application for Transfer (45-02379, -04015, -04043, -02692)

Dear Mr. Critchfield,

The application for transfer proposes to tie three wells with all the groundwater rights together into a common permissible place of use over your farm located east of Oakley. The land is located within parts of Section 35 (T12S, R22E), Sections 2 and 11 (T13S, R22E). **Note that this farm is located within the boundaries of the Oakley-Kenyon Critical Groundwater Area (closed on 01/19/1962).**

"Expansion" of an existing ground water right in a critical ground water area is allowed by §42-1416B, IDAHO CODE, if the "expansion" occurred prior to the commencement of the Snake River Basin Adjudication (11/19/87). This section of the code allows for an increase in the number of acres irrigated under a valid ground water right without any increase in the rate of diversion, or volume of water diverted. In addition, this section of code states that the priority date of the "expansion" right shall be June 30, 1985.

Currently, there are three different wells that are used to supply irrigation water. In addition, there are Oakley Canal shares that are co-mingled with the groundwater. One of the three wells, (#3), is covered by the licensed rights, 45-02379 and 45-02692. The two Snake River Basin Adjudication Claims, based on two statutory claims filed in 1989, are for an additional diversion (well #1) and additional acres.

A summary of the two LICENSES and two STATUTORY claims is as follows:

| <u>Right #</u> | <u>Well #</u> | <u>Rate</u> | <u># Acres</u> | <u>Priority Date</u> |
|----------------|---------------|-------------|----------------|----------------------|
| 45-02379       | 3             | 2.02 cfs    | 280 ac         | 06/05/1951           |
| 45-04015       | 1             | 5.34 cfs    | 320 ac         | 10/01/1951           |
| 45-04043       | 1             | 5.60 cfs    | 597 ac         | 06/18/1953           |
| 45-02692       | 3             | 1.60 cfs    | 270 ac         | 03/28/1963           |

The two groundwater licenses appear to be straight forward other than the slight acre overlap between the two rights.

Page 2  
Critchfield Proposed Transfer  
10 July 1997

In order to substantiate the two statutory claims, additional documentation is needed. Please submit evidence that the groundwater well (#3) was used to irrigate the lands in 1951 (45-04015) and 1953 (45-04043), as claimed. Also, what lands were irrigated in 1953? Was there something there before 1953? What was the water level? Please see the enclosed "Evidence of Priority" a guide to sources which may constitute proof of the priority date.

The application for transfer proposes to add the newest well, #2. Again, documentation to substantiate the diversion point is necessary.

All the dated material you submit to our office will be necessary to verify the development of the claims. Additional information regarding historical use will be most helpful, i.e. the canal water used to irrigate the land.

I appreciate your patience and perseverance to clarify all the above items. If you have any questions, please don't hesitate to call me.

Sincerely,



Georgia Satterlee  
Water Resource Agent

enclosures

VERIFIED BY *[Signature]* 1/17/02

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

45-2379

NAME AND ADDRESS: CRITCHFIELD FARMS  
CO/ DAREN CRITCHFIELD  
RT 1 BOX 21  
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.02 CFS  
857.4 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.22 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3913.6 AF. COMBINED RIGHT NOS.: 45-2379, 45-2692, & 45-4043.

PRIORITY DATE: 06/05/1951

POINT OF DIVERSION:

T13S R22E S2 NWNWSW Within CASSIA County  
T13S R22E S2 SWNWSW Within CASSIA County  
T13S R22E S11 SWNWNW Within CASSIA County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY                |
|----------------|---------------|-------------------------|
| IRRIGATION     | 03/15 11/15   | 2.020 CFS<br>857.40 AFY |

PLACE OF USE:

IRRIGATION Within CASSIA County

|                     |      |      |                     |      |      |
|---------------------|------|------|---------------------|------|------|
| T12S R22E S35       | NESW | 41.0 | T12S R22E S35       | NWSW | 41.0 |
| T12S R22E S35       | SWSW | 36.0 | T12S R22E S35       | SESW | 41.0 |
| T12S R22E S35       | NESE | 41.0 | T12S R22E S35       | NWSE | 40.0 |
| T12S R22E S35       | SWSE | 40.0 | T12S R22E S35       | SESE | 35.0 |
| T13S R22E S11       | NENE | 2.7  | T13S R22E S11       | NWNE | 38.0 |
| T13S R22E S11       | NENW | 40.0 | T13S R22E S11       | NWNW | 40.0 |
| T13S R22E S11       | SWNW | 28.0 | T13S R22E S11       | SENW | 20.0 |
| T13S R22E S11       | NESW | 1.6  | T13S R22E S11       | NWSW | 5.8  |
| T13S R22E S02 Lot 1 | NENE | 3.3  | T13S R22E S02 Lot 2 | NWNE | 40.0 |
| T13S R22E S02       | SWNE | 40.0 | T13S R22E S02       | SENE | 3.2  |
| T13S R22E S02 Lot 3 | NENW | 41.0 | T13S R22E S02 Lot 4 | NWNW | 41.0 |
| T13S R22E S02       | SWNW | 40.0 | T13S R22E S02       | SENW | 40.0 |
| T13S R22E S02       | NESW | 40.0 | T13S R22E S02       | NWSW | 40.0 |
| T13S R22E S02       | SWSW | 40.0 | T13S R22E S02       | SESW | 40.0 |
| T13S R22E S02       | NESE | 3.0  | T13S R22E S02       | NWSE | 40.0 |
| T13S R22E S02       | SWSE | 40.0 | T13S R22E S02       | SESE | 3.1  |

985.7 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 985.7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2379, 45-2692, & 45-4043.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 280 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

Water Right 45-2379

45-2379, 45-2692, & 45-4043



0 1320 2640 Feet

RECOMMENDED PLACE OF USE  
DATA ENTRY ON DEC. 14, 2001  
TWP 12S, RNG 22E, SEC. 35  
TWP 13S, RNG 22E, SEC. 2 & 11



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation  
1987/1988 Napp Photography  
Prepared by Jeanie Robertson

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5192  
WATER RIGHT NO(S). 45-02379/45-02692/45-04043

RECEIVED  
APR 17 2000  
Department of Water Resources  
Bozeman, Idaho

This is to certify that: CRITCHFIELD FARMS  
C/O DAREN CRITCHFIELD  
1815 S HWY 27  
PO BOX 21  
OAKLEY ID 83346

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

| <u>BENEFICIAL USE</u>                                      | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|------------------------------------------------------------|----------------------|-----------------------|----------------------|
| Right No. 45-02379 :<br>IRRIGATION<br>Priority: 06/05/1951 | 03/15 to 11/15       | 2.02 CFS              | 857.4 AF             |
| Right No. 45-02692 :<br>IRRIGATION<br>Priority: 03/28/1963 | 04/01 to 10/31       | 1.60 CFS              | 673.0 AF             |
| Right No. 45-04043 :<br>IRRIGATION<br>Priority: 06/18/1953 | 03/15 to 11/15       | 5.60 CFS              | 2732.5 AF            |
| TOTAL:                                                     |                      | * 9.22 CFS            | * 3913.6 AF          |

SOURCE  
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWNWSW , Sec. 2, Township 13S, Range 22E  
SWNWSW , Sec. 2, Township 13S, Range 22E  
SWNWNW , Sec. 11, Township 13S, Range 22E  
CASSIA 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> |
|------------|------------|------------|--------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|----------------------------------------------------------|--------------|
| 12S        | 22E        | 35         | NESW 41 -<br>SESW 41 -<br>SWSE 40 -                                                  | NWSW 41 -<br>NESE 41 -<br>SESE 35 -                                           | SWSW 36 -<br>NWSE 40 -                                   | 315          |
| 13S        | 22E        | 2          | Lot 1 (NENE) 3.3 -<br>SENE 3.2 -<br>SWNW 40 -<br>NWSW 40 -<br>NESE 3 -<br>SESE 3.1 - | Lot 2 (NWNW) 40 -<br>Lot 3 (NENW) 41 -<br>SENW 40 -<br>SWSW 40 -<br>NWSE 40 - | Lot 4 (NWNW) 41 -<br>NESW 40 -<br>SESW 40 -<br>SWSE 40 - | 494.6        |

TRANSFER NO. 5192  
WATER RIGHT NO(S). 45-02379/45-02692/45-04043

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>      |
|----------------------------------|------------|------------|--------------|--------------|--------------|-------------------|
| 11                               |            |            | NENE 2.7 -   | NWNE 38 -    | NENW 40 -    |                   |
|                                  |            |            | NWNW 40 -    | SWNW 28 -    | SEnw 20 -    |                   |
|                                  |            |            | NESW 1.6 -   | NWSW 5.8 -   |              |                   |
| Total number of acres irrigated: |            |            |              |              |              | 176.1<br>** 985.7 |

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- \* 6. Rights 45-02379, 45-02692 and 45-04043 when combined shall not exceed a total diversion rate of 9.22 cfs from all points of diversion, a total annual maximum diversion volume of 3913.6 af at the field headgate, and the irrigation of 985.7 acres.
- \*\* 7. Right 45-02379 is limited to the irrigation of 280 acres within the place of use described above in a single irrigation season.
- \*\* 8. Right 45-02692 is limited to the irrigation of 270 acres within the place of use described above in a single irrigation season.
- \*\* 9. Right 45-04043 is limited to the irrigation of 705.7 acres within the place of use described above in a single irrigation season.
10. Approval of Transfer 5192 does not confirm Claimed Right A45-04043.
11. The period of use for the irrigation described in this approval for Right 45-02692 may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 13<sup>th</sup> day ofApril, 2000

J. Glen Saylor  
Chief, Water Allocation Bureau

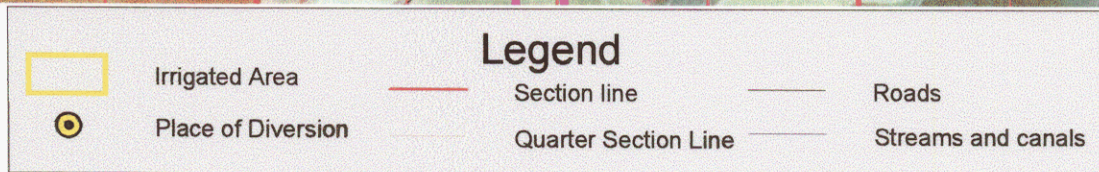
Log for claim A45-02379

Spatial Dynamics MWY

3/13/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT                         |
|----------------|-----|------|------------------|----------------|---------------------------------|
| 12s22e         | 35  | NESW | 40               | 41             | ACRES_CL ON DBF & REPORT DIFFER |
| 12s22e         | 35  | NWSW | 40               | 41             |                                 |
| 12s22e         | 35  | SWSW | 40               | 34             |                                 |
| 12s22e         | 35  | SESW | 40               | 39             |                                 |
| 12s22e         | 35  | NESE | 40               | 40             |                                 |
| 12s22e         | 35  | NWSE | 40               | 41             |                                 |
| 12s22e         | 35  | SWSE | 40               | 40             |                                 |
| <b>Totals:</b> |     |      | 280              | 276            |                                 |

Townships , 12S22E, 13S22E



Townships , 12S22E, 13S22E

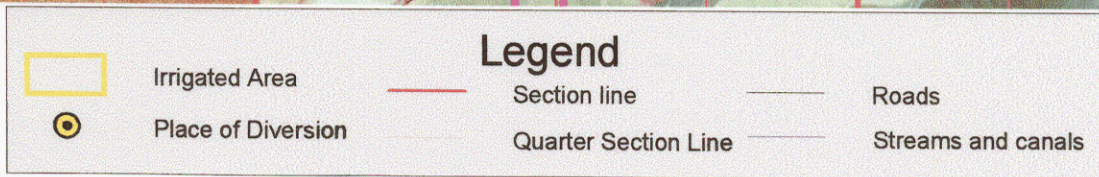
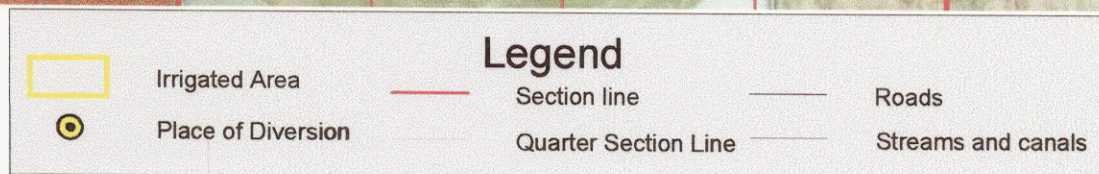
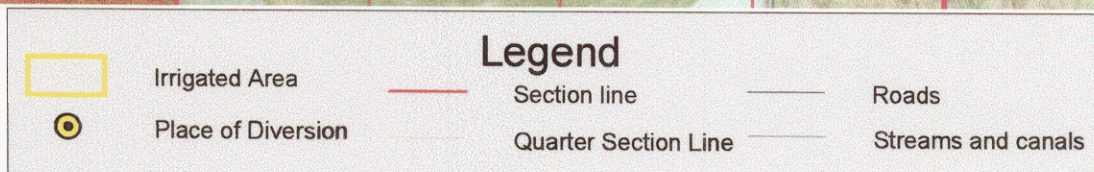
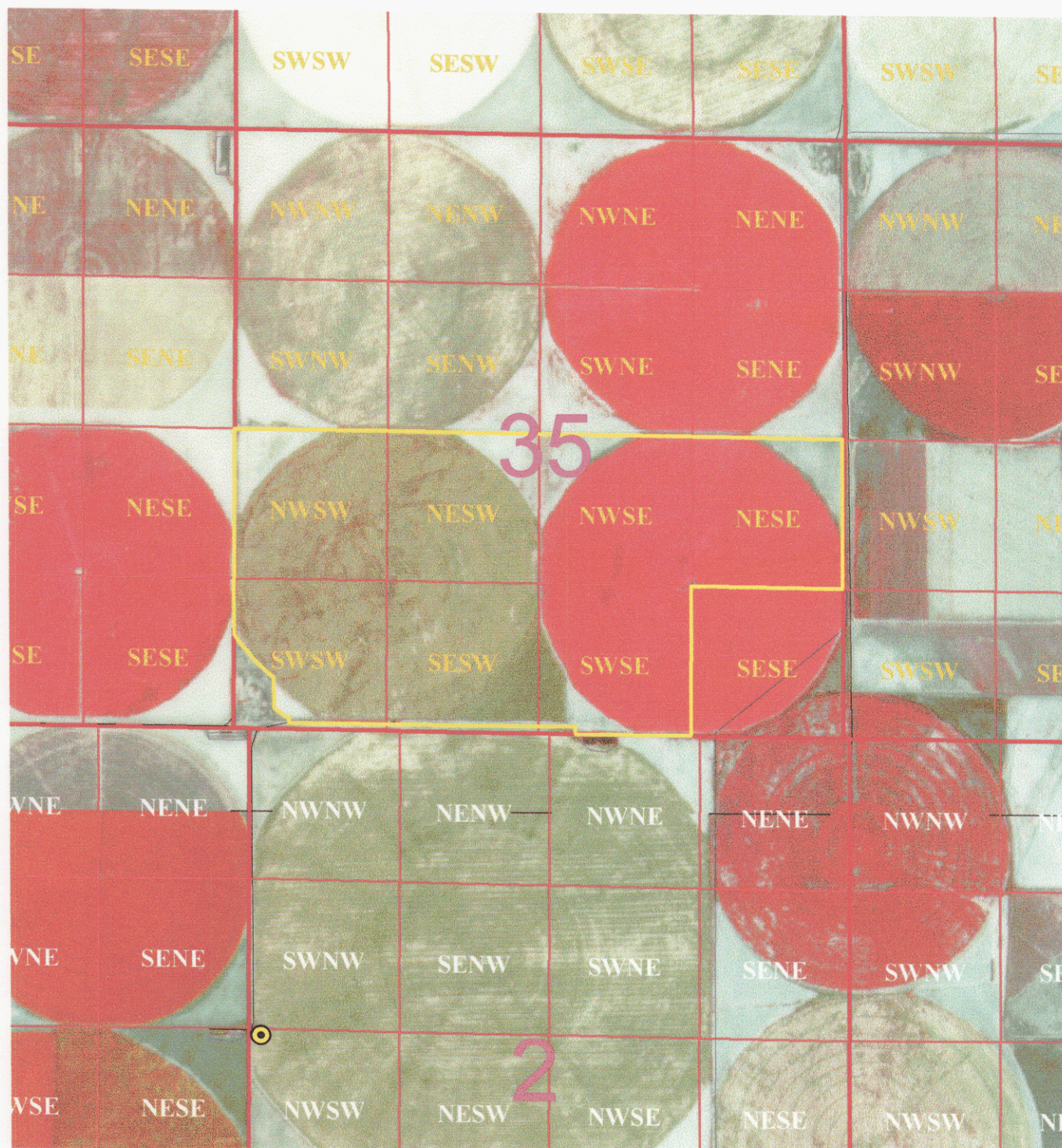


Figure 1 displays a 4x8 grid of 32 circular diagrams, each representing a wind rose pattern for a specific location. The diagrams are arranged in a grid with red and yellow borders. The central 2x2 area is highlighted with a yellow border. The diagrams are labeled with wind directions (e.g., SE, SENE, SWSW, SESW, SWSE, SESE, SWSW, SE) and numerical values (e.g., 41.0, 40.0, 34.0, 39.0, 40.0). A large purple number '35' is overlaid on the central 2x2 area, and a large purple number '2' is overlaid on the bottom right area.



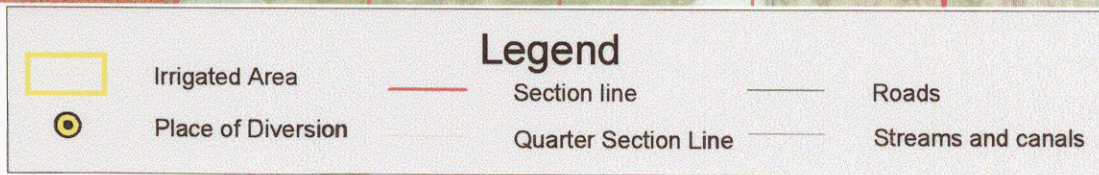
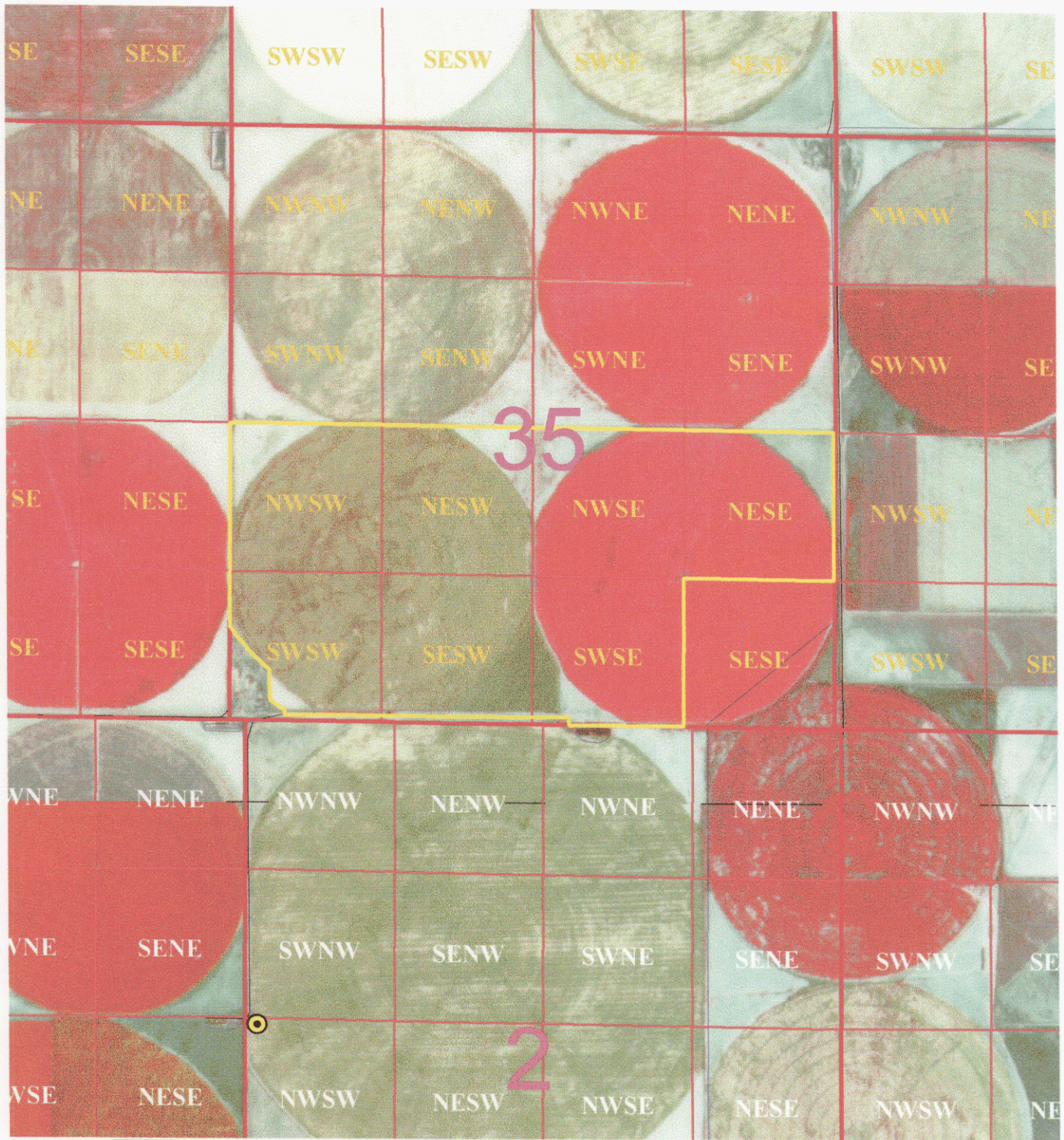
Townships , 12S22E, 13S22E



800 0 800 1600 Feet



Townships , 12S22E, 13S22E



**I VERSION  
VOLUME**

1112.00 AFA  
834.00 AFA

**Stage: LICENSE**

CASSIA County  
CASSIA County

80.0

|           |           |           |           |           |           |           |           |           |           |
|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| A45-00093 | A45-00094 | A45-00131 | A45-00132 | A45-00133 | A45-02040 | A45-02692 | A45-12438 | A45-12442 | A45-12443 |
| A45-12449 | A45-12455 | A45-12749 | A45-12750 | R45-00106 | R45-00116 | R45-00128 | R45-00131 | R45-02059 | R45-04230 |

CLAIM AMENDED TO ADD 2 ACRES TO THE PLACE OF USE. THIS NOW  
MATCHES THE P/U AS LICENSED. KKC 4-14-1999  
\*\*\*\*\*

|        |          |         |          |          |          |          |
|--------|----------|---------|----------|----------|----------|----------|
| Audit: | 05/18/90 | MERRITT | 03/30/95 | POST-STD | 04/14/99 | KCHRISTE |
|--------|----------|---------|----------|----------|----------|----------|