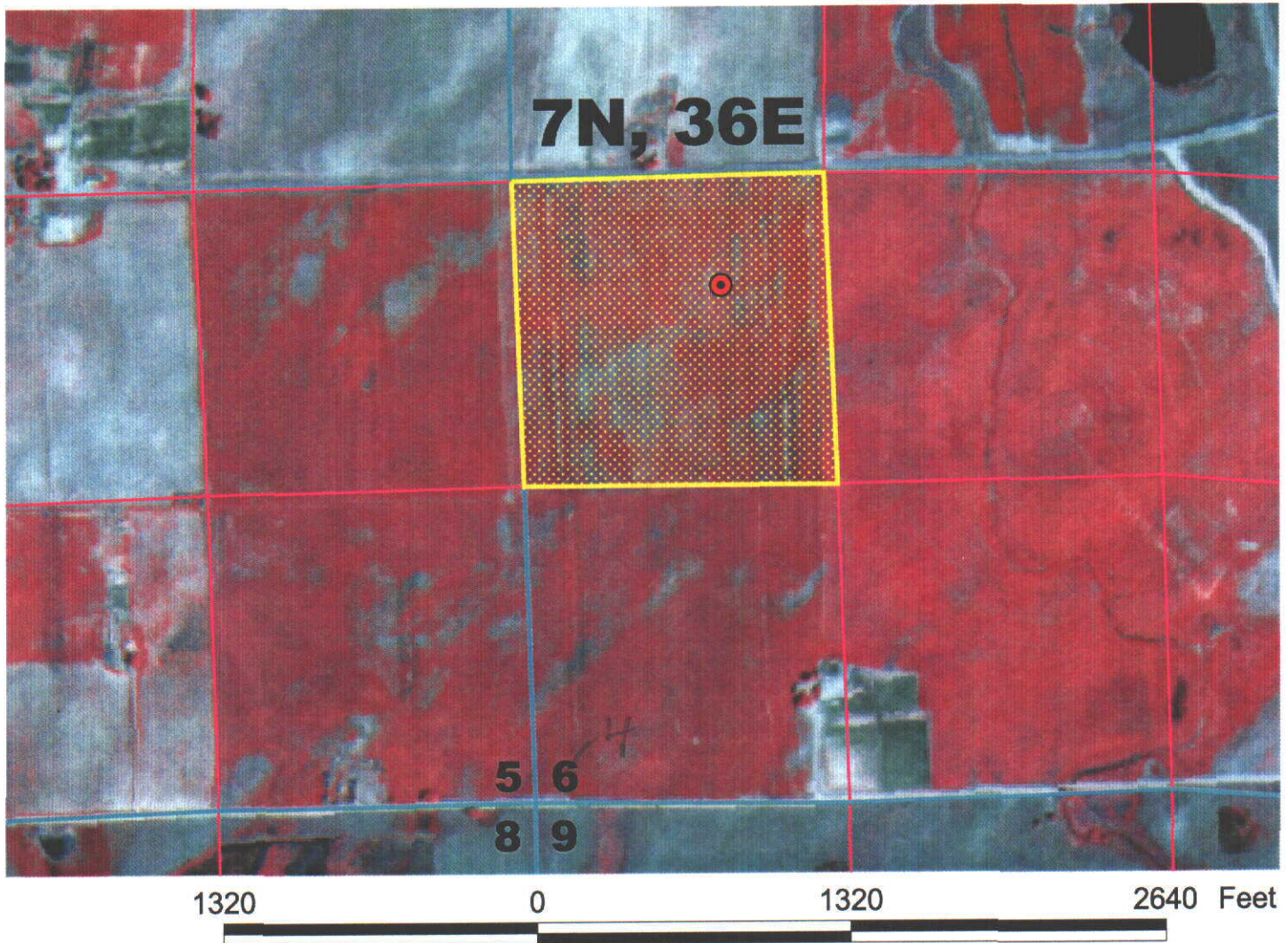




STATE OF IDAHO

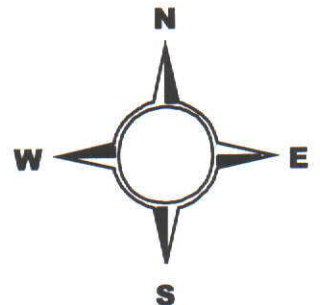
Department of Water Resources
Eastern Region

Water Right(s): 31-07357



Total Irrigated Acres: 40

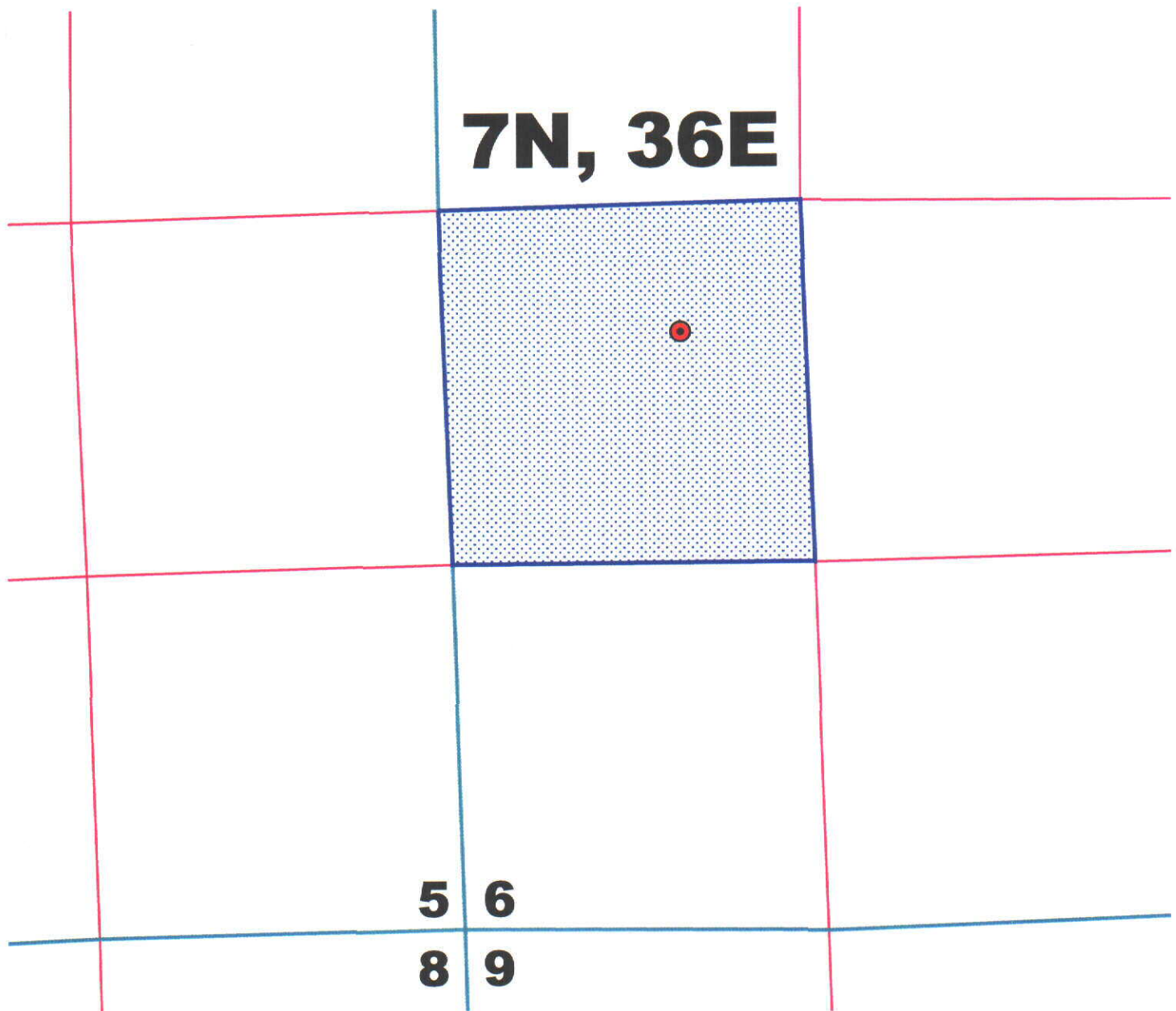
-  Point of Diversion
-  Place of Use
-  Quarter Section Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 Napp photography
Prepared by: C. Saxton
Date: September 2000

WR #: 31-07357

Sid Brown



Total Irrigated Acres: 40

Acreage Distribution

Prepared By: Craig Saxton
September 2000

31-07357

T. 7N., R. 36E.

Sec. 4 NWSW



09/20/2000

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

RIGHT NUMBER: 31-7357

NAME AND ADDRESS: SID E BROWN
2251 E 2350 N
HAMER, ID 83425

SOURCE: GROUND WATER

QUANTITY: 0.62 CFS
120 AFY

PRIORITY DATE: 01/21/1981

POINT OF DIVERSION: T07N R36E S4 NENSW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 11-01	0.62 CFS 120.0 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON
County
T07N R36E S4 NWSW 40
40 ACRES TOTAL

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: BASIS OF CLAIM - License

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-7357

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SID E BROWN 2251 E 2350 N HAMER, ID 83425 (208)662-5424
Original Owner	RAY SANDERS 112 EAST 20TH IDAHO FALLS, ID 83404 (208)524-7242

Priority Date: 01/21/1981
Basis: License
Status: Valid

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	0.62 CFS	120 AFA	
Total Diversion			0.62 CFS	120 AFA	

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	36E	4	NE NW SW		JEFFERSON

IRRIGATION Use:
Acre Limit: 40

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	36E	4		NWSW	40									

Total Acres: 40

Conditions of Approval:

1. C18 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.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
JHOAGLAN	3/3/99	OWNERSHIP CHANGE	CHANGED OWNERSHIP PER REQUEST

Dates:

Licensed Date: 06/20/1983
 Claim Received Date: 10/28/1988
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

Element	Last Review Date	Reviewer	Last Verified Date	Verifier	Status
POD	9/20/00 10:39:18 AM	csaxton			In Process
Summary	9/20/00 11:08:22 AM		9/20/00 11:08:22 AM	csaxton	Complete

Other Information:

Receipt Number(s):
 State or Federal: S
 Owner Name Connector:
 Overall Max Diversion Rate: 0.62
 Overall Max Diversion Volume: 120
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:NONE RECEIVED
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

Element	Date Time Stamp	Reviewer	Log Text
POD	9/20/00 10:39:17 AM	csaxton	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POD	9/20/00 10:34:10 AM	csaxton	Edited point location
Summary	9/20/00 11:08:19 AM	csaxton	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (NO) Additional condition was not required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

03/

Water Right Number - R31-07357

Prefix Translation: RESEARCH

Old (D) Number

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***
BROWN

SID E

1 - 2251 E 2350 N
2 -
3 -
City- HAMER
Phone - 208-662-5424

State- ID

*** O - ORIGINAL OWNER ***
SANDERS

RAY

1 - 112 EAST 20TH
2 -
3 -
City- IDAHO FALLS
Phone - 208-524-7242

State- ID

+ - - Priority Date - - +
01/21/1981

+ - - Region - - - +
15 EASTERN

+ - - Stage - - - +
L - LICENSE

+ - - S

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - -

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

07N 36E 4 NW SW (51) JEFFERSON

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

01 - IRRIGATION 04/01 11/01 0.620 120.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + +
0.620 120.00 0.0

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

07N 36E 4 NW SW 40.0 01 IRRIGATION (51) JEFFERSON

Total Acres: 40.0

+ - - Diversion Means - PUMP, PIPELINE & SPRINKLER SYSTEM.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

AJO743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

03/

Water right number - R31-07357

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - -

+ - - - - Old Water Right Numbers - - - - -

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - -

C18 - 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.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ -

+ - - - - Comments - - - - -

Date: 05/03/1999 User Id: JHOAGLAN Subject: OWNERSHIP CHANGE
CHANGED OWNERSHIP PER REQUEST

+ - - Audit Fields - - +

03/23/00 CSAXTON

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 3
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/28/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- E003596	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

Verified by
Craig Saxton
3-23-00

AJ0749NP
No. A31-07357

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	SID E BROWN 2251 E 2350 N HAMER ID 83425 (208) 662-5424	01/21/1981	IRRIGATION	04-01 11-01	0.62 CFS
TOTAL DIVERSION: CONSUMPTIVE USE:					0.62 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LI

Point(s) of Diversion:

T07N R36E S04

NWSW

JEFFERSON C

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE											
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
07N	36E	4	:																								
												40															

TOTAL ACRES

POU County: JEFFERSON

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN CHANGED OWNERSHIP PER REQUEST/JH/5-3-99

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag:

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: A31-07357
Date Received: 10/28/1988
Receipt No: E003596
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY SANDERS 208-522-7242
Address: 112 EAST 20TH
IDAHO FALLS, ID 83404

2. Date of Priority: JAN 21, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	36E	4	NW	SW			JEFFERSON

5. Description of diverting works:
PUMP, PIPELINE & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.620		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	36E	4	NW	SW		IRR	40.0
Section Acres							40.0

A31-07357

Page 1

Date: 10/28/88

MICROFILMED

NOV 17 1992

A3107357

10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not x 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): Ray Sanders Date: 10-28-88
Date:

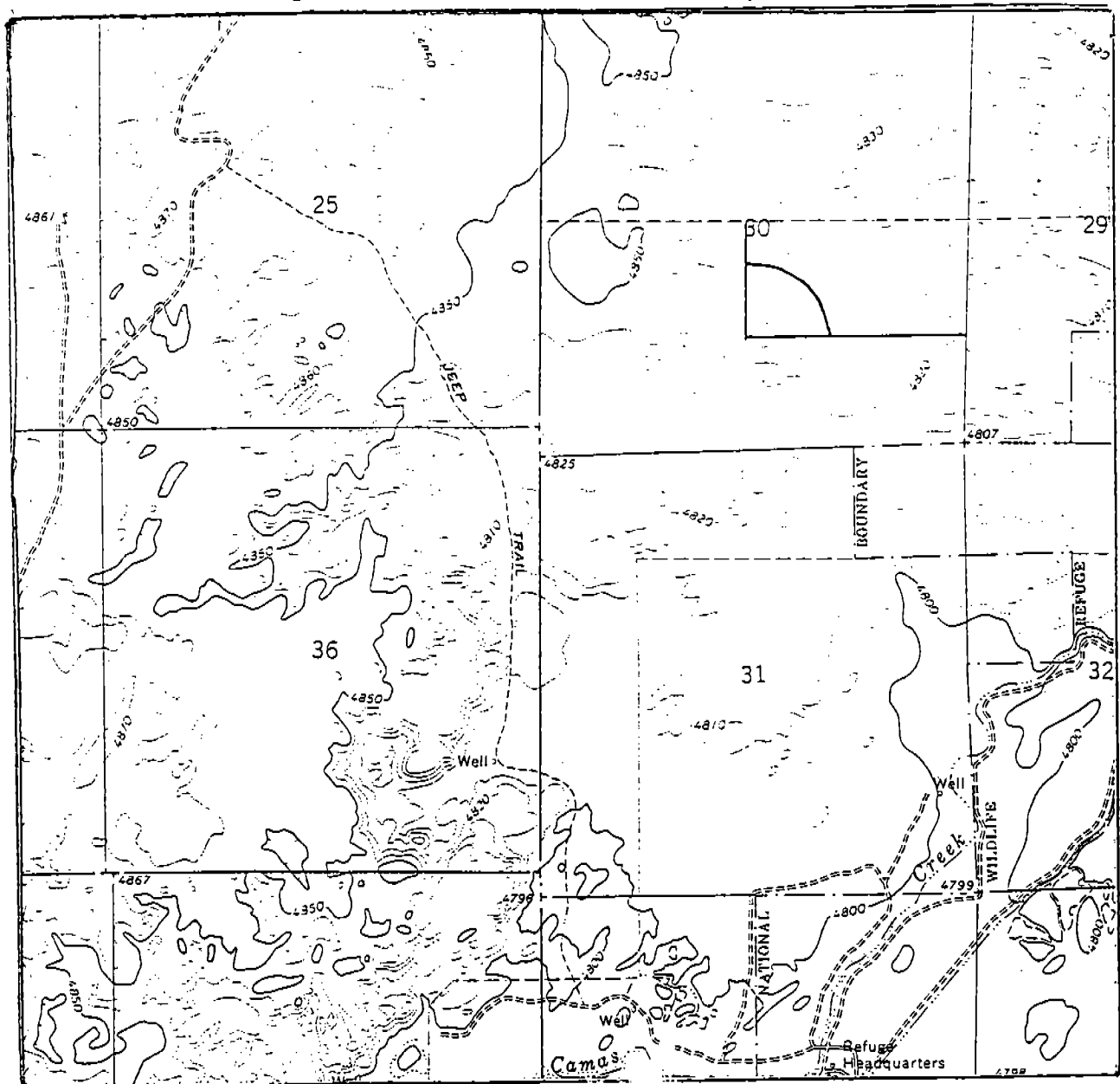
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of October 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-94



Map Name: Rays Lake Idaho

Map scale: 1:24000

Legal: T. 8 N., R. 36 E., BM
sec. 30, NW 1/4 SE 1/4

EA Number: N.A.

Project Name: Sanders' Land Use Permit

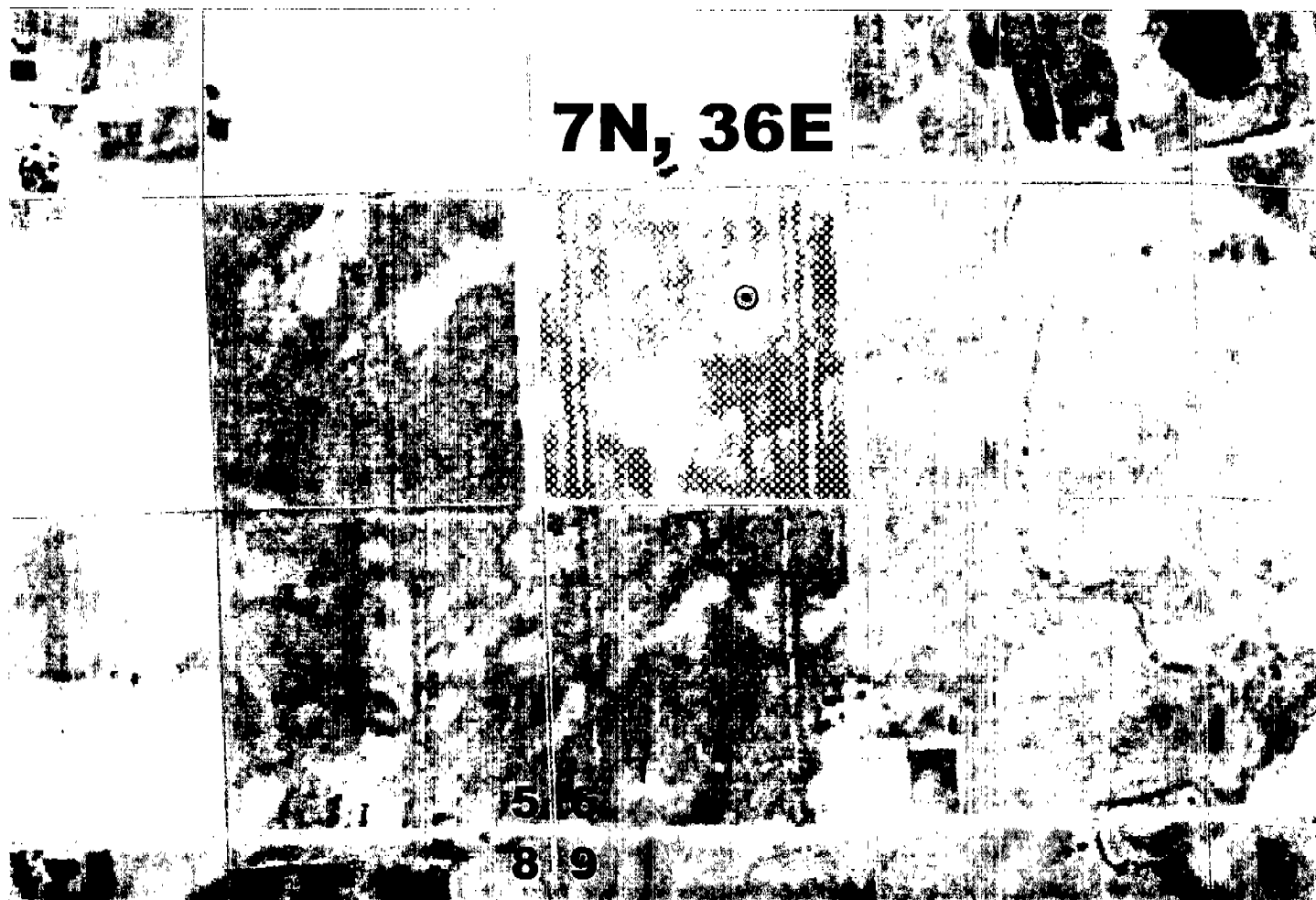


STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 31-07357

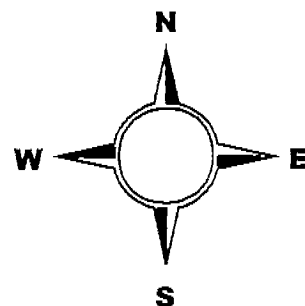
7N, 36E



1320 0 1320 2640 Feet

Total Irrigated Acres: 42

- ⊙ Point of Diversion
- Place of Use
- Quater Section Lines
- Section Lines

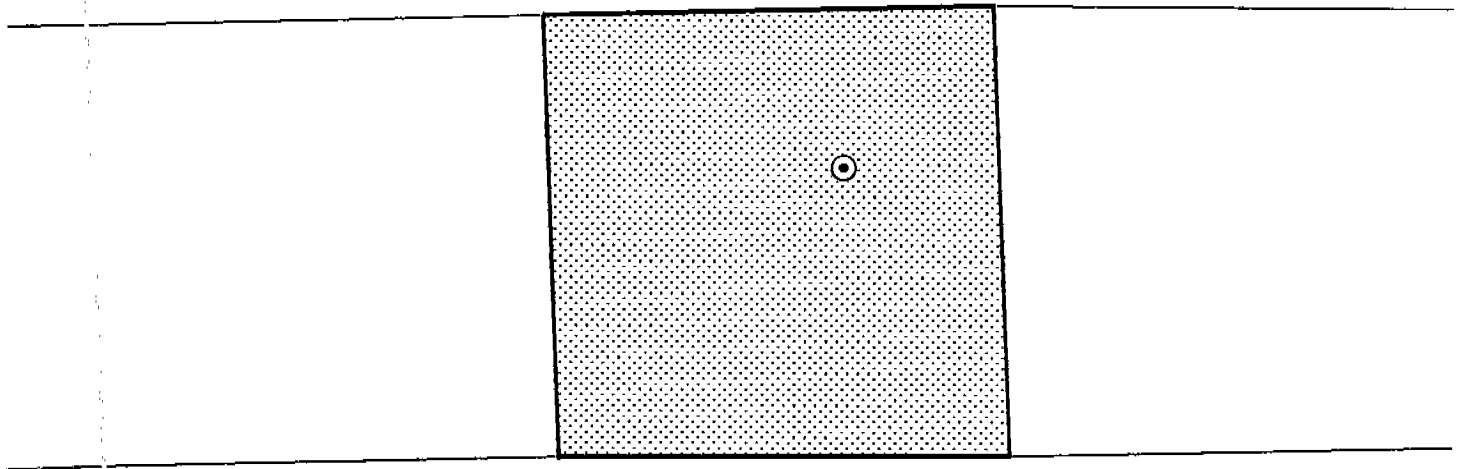


GIS Place of Use Illustration
1987/1988 Napp photography
Prepared by: C. Saxton
Date: September 2000

WR #: 31-07357

Sid Brown

7N, 36E



5 6

8 9

Total Irrigated Acres 40

Acreage Distribution

Prepared By: Craig Saxton
September 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUM

LAST: SHUPE
ADDRESS: USSES
CITY: DUBOIS
PHONE NUMBER: 208-000-0000

FIRST: WILLIAM L
STATE: ID ZIP: 83423

OWNER CODE: D

LAST: BROWN
ADDRESS: HC 69
BOX 1670
CITY: HAMER
PHONE NUMBER: 208-662-5424

FIRST: SIM E
STATE: ID ZIP: 83425

OWNER CODE: C

LAST: BROWN
ADDRESS: HC 69
BOX 1670
CITY: HAMER
PHONE NUMBER: 208-662-5424

FIRST: JAN A
STATE: ID ZIP: 83425

OWNER CODE: C

LAST: MOMBERGER
ADDRESS: HC 69
BOX 1670
CITY: HAMER
PHONE NUMBER: 208-662-5487

FIRST: JESSE
STATE: ID ZIP: 83425

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

PAGE: " 2

FIELD EXAMINATION INFORMATION

CLAIM NUM

CONTACT PERSON: Sid Brown

PHONE NUMBER: (208) 662-5

DATE OF FIELD EXAM: 6/6/00

APPOINTMENT MADE: Y(☒) N(☐)

TIME: 9:00 A(☒) P(☐)

ACCOMPANIED BY: Sid Brown

PHONE NUMBER: ()

RELATIONSHIP TO CLAIMANT: Owner

DIRECTIONS TO PROPERTY / NOTES:

Sid said that Irrigation & House well used to be the same

- New well ^{irrigation well} drilled in spring of 1996 according to conversation with
Field Exam.

PAGE: 3
PRIORITY DATE REVIEW PAGE

CLAIM NUMBER

- A. AJ CLAIM: # 31-04067 PRIORITY DATE: 06-01-1941 STAGE: ~~8~~ 9 ✓
- B. WR RECORD: # 31-04067 PRIORITY DATE: 06-01-1941 STAGE: ~~8~~ 9 ✓
- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N()
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?
- PROOF OF BENEFICIAL USE SUBMITTED N/A(/) Y() N()
- FIELD EXAM COMPLETED N/A(/) Y() N()
- FIELD EXAM SENT TO STATE OFFICE N/A(/) Y() N()
- LICENSE ISSUED N/A(/) Y() N()
- * IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.
- G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y() N()
- * FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.
- H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES: Claim Has Two Affidavits Confirming Priority Date

Change Stage Code to J.

RECOMMENDED PRIORITY DATE:

6 - 1 - 1941

REVIEWED BY Greg V. Smith

DATE 3-20-00

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME
A31-04067	07N 36E	5		GW	SE			JEFFERSON	
OTHER AJ CLAIMS WITH SAME AJ POD							WR RECORDS IN SAME 40 ACRE TRACT		
A PREFIX			R PREFIX			NONE			
NONE			NONE						

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME
31-04067	07N 36E	5		GW	SE			JEFFERSON	
OTHER WR RECORDS WITH SAME WR POD							AJ CLAIMS IN SAME 40 ACRE TRACT		
A PREFIX			R PREFIX			NONE			
NONE			NONE						

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM)

AJ FIELD EXAM (DATE OF FIELD EXAM 6-6-00 NAME OF EXAMINER Craig Saxton)

✓ OTHER (DESCRIBE IN NOTES BELOW)

NOTES: N. Water Measurement District measured and GPS'ed well location

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME
07N	36E	5		SW	SE			JEFFERSON	
---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---

SOURCE: GROUNDWATER

TRIR:

REVIEWED BY: Craig Sutton DATE: 3-20-00

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (✓)

NWMD Field Exam Aug 1998 Bryce Cantor

PAGE: 6
PLACE OF USE REVIEW SHEET

CLAIM NUMBER

A. FOOT WATER RIGHT NUMBERS: A31-04067

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA
07N	36E	5	SW	SE	BROWN, SIO E		A31-04067 7 40.0	31-04067 7 40.0	30.0

ADDITIONAL POB FOUND

TOTAL ACRES A31-04067 40.00 40.00 30.0

POB COUNTY: JEFFERSON

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (___), OR ARE THEY LISTED ON AN ATTACHED SHEET (___)

LIST OF ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POB AND IRRIGATION USAGE

NO RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POB THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(___) Y

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POB, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POB BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(___) Y

G. SHOULD THE CLAIMED POB BE VERIFIED BY FIELD EXAM?

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

CHECK DOCUMENTS USED TO VERIFY POB: () ORTHOPHOTOQUAD, TQWR NO. _____; () TOPOGRAPHIC QUAD, _____;
(X) NAIP, IDWR NO. 1987; () AERIAL PHOTO; () OTHER _____

NOTES: WMO File says 35 acres of Alfalfa crops, Aug 1998 B. Center. Ver.
Field is irrigated.
- Verified By Field exam 6-7-00

RECOMMENDATIONS:

TOTAL ACRES: 37 N/A()

REVIEWED BY: Craig L. Saxton

DATE: 6-7-00

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

CLAIM NUMBER

A. CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOLUME
A31-04067	IRRIGATION	FROM 04-01 TO 11-01	0.800 CFS	
A31-04067	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
A31-04067	~~DOMESTIC~~	~~FROM 01-01 TO 12-31~~	~~0.040 CFS~~	<i>different</i>
TOTAL DIVERSION RATE/VOLUME			0.860 CFS	

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOLUME
31-04067	IRRIGATION	FROM 04-01 TO 11-01	0.800 CFS	
31-04067	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
31-04067	DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	
TOTAL DIVERSION RATE/VOLUME			0.860 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INQUIRY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y

PAGE: 9

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

CLAIM NUM

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.060 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.060 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A(/) Y

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y

E. FLOW MEASUREMENT

MEASUREMENT METHOD Sonic, SEE ATTACHED

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

1b. CALC

ACRES 40 $\times$ 0.02 CFS/ACRE = 0.80 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES 40 $\times$ DIVERSION VOL. AE/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 140 AE/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 100.0 AE/A

ACRES N/A $\times$ CONSUMPTIVE VOL. AE/A FOR AREA N/A =

TOTAL CONSUMPTIVE USE N/A AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

PAGE: 11
DIVERSION AMOUNT REVIEW SHEET CONTINUED

CLAIM NUMBER

NOTES: Recommending 37 acres ~~129.5~~ AFA

WR RECORD CONDITIONS/REMARKS:

618

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CES	REC. DIV VOL. AC/A
IRRIGATION	04-01 11-01	DATABASE EXAMINER 0.800	DATABASE EXAMINER
STOCKWATER	01-01 12-31	0.020	
~~DOMESTIC~~	~~01-01 12-31~~	~~0.040~~	
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
TOTAL FOR THIS RIGHT		0.860	

NON-IRRIGATION USES CLAIMED: S/45 RANGE.

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: Wing L. Lynde

DATE: _____

FLAG: _____
STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-04067

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.860

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS
-	31-04067	0.860	-	-	31-04067
TOTAL CFS		0.860			

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
Y

FIELD
EXAMINER
Y()

NOTES:

Not a split N/A

AUTHENTICATION:

SIGNATURE: Wing L. Euston DATE: 3-20-00
NAME OF FIELD EXAMINER: Wing L. Euston TITLE: 6-7-00

PAGE: - 14

LIST OF MAPS USED AND ATTACHMENTS

CLAIM NUM

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

() ORTHOPHOTOQUAD	DATE OF PHOTO	_____	IDWR ID NO.	_____
() TOPOGRAPHIC	DATE FIELD CHECKED	_____	IDWR ID NO.	_____
(☒) NAPP	DATE OF PHOTO	<u>1987</u>	IDWR ID NO.	_____
() ASCS AERIAL PHOTO	DATE OF PHOTO	_____		
() ASCS COLOR SLIDE	DATE OF PHOTO	_____		
() BLM OR USES AERIAL PHOTO	DATE OF PHOTO	_____		
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY	_____		
() SCS SOIL SURVEY MAP	DATE ISSUED	_____		
() SUBDIVISION PLAT MAP	DATE OF MAP	_____		
() OTHER _____	DATE	_____		
() OTHER _____	DATE	_____		
() OTHER _____	DATE	_____		

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	
() LICENSING FIELD EXAM	DATE OF FIELD EXAM	_____	
() WATER RIGHT LICENSE	DATE LICENSE SIGNED	_____	
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED	_____	
(☒) SYSTEM DESCRIPTION	DATE DRAWN	<u>8/27/98</u>	<u>14</u> <u>WMD FS</u>
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN	_____	
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED	_____	
() HURBLE ANALYSIS	DATE ANALYSIS COMPLETED	_____	
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	_____	
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED	_____	
(☒) OTHER <u>WMD Field Exam</u>	DATE	<u>Aug 1998</u>	<u>B. Cantor</u>
() OTHER _____	DATE	_____	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 15
QUICKLOOK INFORMATION

CLAIM NUMBER

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETION REVIEW WHOM/DATE	C D W
PRIORITY DATE	Y						
POINT OF DIV							
SOURCE							
PLACE OF USE	Y						
DIV. AMOUNT CFS/VOLUME							
CONSUMPTIVE USE	-						
PURPOSES OF USE							
PERIOD OF USE							
BASIS OF CLAIM							
REMARKS							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 16
PROFILE REPORT

CLAIM NUMBER

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	SID E BROWN	06/01/1941	IRRIGATION	04-01 11-01	0.8
C	JAN A BROWN		STOCKWATER	01-01 12-31	0.0
C	JESSE MOMBERGER		~~DOMESTIC~~	~~01-01 12-31~~	~~0.0~~
TOTAL DIVERSION:					0.8
CONSUMPTIVE USE:					0.8

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion: T07N R36E S05

SW1/4

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
			:	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	Lt Ac	Lt Ac
07N	36E	5	:					:					:					:		

TOTAL

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: JEFFERSON

Non-Irrigation Uses: S/45 RANGE.

Other Rights: NONE

Dates: Exam Made Date: Verified Date: 01/31/1986 Objection Filed Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

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 _____
Date Received: _____
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SID E BROWN Phone: (208)662-5424

2251 E 2350 N
HAMER ID USA 83425

*New claim with
Earlier priority*

2. Date of Priority: _____

<sid>

3. Source: GROUND WATER Trib. to:

\$100 Fee

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
07N	36E	4	NE	NW	SW	JEFFERSON	

5. Description of diverting works:

PUMP, PIPELINE & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.62	

7. Total Quantity Appropriated is:

0.62 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	36E	4	NW	SW	IRRIGATION	40
					Section Acres	40
					Total Acres	40

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used: 31-07357

14. Remarks:

THIS RIGHT WITH RIGHT 31-07357 IS LIMITED TO IRRIGATION OF A COMBINE OF 40 ACRES AND A TOTAL COMBINED DIVERSION RATE OF 0.62 CFS. THIS RIGHT WAS FILED TO GAIN AN EARLIER PRIORITY DATE FOR THE 40 ACRE TRACT OF LAND. THIS RIGHT AND 31-07357 WILL DEFINE A PERMISSIBLE PLACE OF USE.

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: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__ _____

Notary Public

Residing at _____

My commission Expires _____

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 31-7357
Date Received: 10/28/88
Receipt No: E003596
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SID E BROWN Ph

2251 E 2350 N
HAMER ID USA 834

*Amended To Include
Beneficial use Right*

2. Date of Priority: 01

3. Source: GROUND WATER

<sid>

4. Point of Diversion:

Township Range Secti

07N 36E 4

NO Fee

Type

SON

5. Description of diverting works:

PUMP, PIPELINE & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose
IRRIGATION

From To C.F.S.
4/01 11/01 0.62

(or) A.F.A

7. Total Quantity Appropriated is:

0.62 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	36E	4	NW	SW	IRRIGATION	40
					Section Acres	40
					Total Acres	40

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

CHANGED OWNERSHIP PER REQUEST/JH/5-3-99. THIS RIGHT WITH RIGHT 31-_____ IS LIMITED TO IRRIGATION OF A COMBINE OF 40 ACRES AND A TOTAL COMBINED DIVERSION RATE OF 0.62 CFS. THIS RIGHT AND 31-_____ WILL DEFINE A PERMISSIBLE PLACE OF USE.

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: _____

State of Idaho)

) SS.

County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

01/24/2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-7357

SID E BROWN

2251 E 2350 N

HAMER ID 83425

Telephone Number: (208)662-5424

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

✓ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 2/12/01

SIGNATURE: Sid E. Brown

Please print your name: Sid E. Brown

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161

Water User Brown, Sid
 ~~SANDERS, RAY~~ ID: 149 34

POD 07N 36E 4 NWSW

Site Tag # A0008559

Record # 300206

Diversion Name 40 ACRE WHEELINES



WATER MEASUREMENT DISTRICT
FIELD REPORT

DISTRICT North RECORD NUMBER 300206

SITE DATA:

EXAMINER (inv_name) B Contor
EXAM DATE 9/9/98 DIVERSION NAME 40 acre wheel lines
(site_visit) (div_name)
GPS FILE C090919A SITE TAG NUMBER A0008559
(gps_filnam) (site_tagno)
GPS OFFSET (offset) 3' above 1' south 1' east of well
TAG LOCATION (tag_locat) motor panel support bar
POD LEGAL (pod) T 7 N S, R 36 E, Sec 4, nw sw

DISTRICT MEASUREMENT CAPABILITY (std_rcmd):

SONIC (s) SONIC/DIG (sd) SONIC @ PVT (sp)
COLLINS (c) PYGMY (p)

MEASUREMENT RECOMMENDATIONS (op_num):

PCC (2) HOUR METER (7) IRR. FLOWMETER (1)
ALTERNATE (3) OTHER FLOWMETER (8) CRP (4)
AMEND CLAIM (A) OPEN CHANNEL DEVICE (9) UNUSED (6)

SUITABLE FOR PCC even if other method selected (pcc_ok) YES NO

TRACKING will be required (trkng_reqd) YES NO

Well has ACCESS PORT for water level meas. (wl_access) YES NO

FLOWMETER installation poss. w/o major change (qmtr_ez) YES NO

FOLLOW-UP DATE (folup_date) 2001

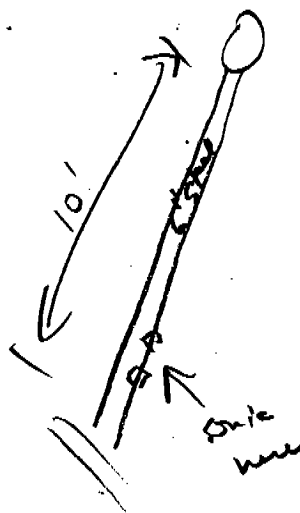
OWNER/OPERATOR INFORMATION

OWNER (name) Ray Sanders PHONE _____
ADDRESS _____ CEL PHONE _____
OPERATOR (contact) Reed Sanders PHONE _____
ADDRESS _____ CEL PHONE _____

PUMPING PLANT SKETCH

VALVE	=	
CHECK VALVE	=	
AIR VAC	=	
PRESS. RELIEF	=	
INDIVE/UPDIVE	=	
HOSE BIB	=	
PRESS. GAGE	=	
WELL ACCESS	=	

↑ N



WELL/PUMP INFORMATION:

DEPTH OF WELL: _____ DEPTH OF BOWLS: _____

WATER LEVELS:

PRE-SEASON STATIC: _____ DATE MEAS: _____
(swl_pre) (swlpredate)DURING-SEASON STATIC: _____ DATE MEAS: _____
(swl_mid) (swlmidddate)POST-SEASON STATIC: _____ DATE MEAS: _____
(swl_post) (swlpstdate)DYNAMIC WATER LEVEL: _____ DATE MEAS: _____
(pmpng_wl) (pwl_date)

DOES STATIC WATER LEVEL DROP OR RISE OVER SEASON? YES NO

DOES ANOTHER WELL SPECIFICALLY INTERFERE WITH THIS WELL? YES NO

PUMP AND MOTOR INFORMATION:

WELL MOTOR

MFG: GE
SERIAL: 5K6228X H5?
HP: 15

BOOSTER 1 MOTOR

MFG: GE
SERIAL: _____
HP: _____

BOOSTER 2 MOTOR

MFG: _____
SERIAL: _____
HP: _____

UTILITY KWH METER INFORMATION:

UTILITY: _____
(utility)POLE #: _____
(pole_no)

MAX KW DEMAND _____

KILOWATT HRS _____
(kwh_1)

(use date of exam for "kwh1_date")

UTILITY ACCOUNT NUMBER _____
(acct_no)

WELL PUMP

MFG: Layne & Bowler?
SERIAL: _____TYPE: VERT T CENT SUBMER
(pump_type) (v) (c) (s)

BOOSTER 1 PUMP

MFG: _____
SERIAL: _____

TYPE: VERT T CENT SUBMER

BOOSTER 2 PUMP

MFG: _____
SERIAL: _____

TYPE: VERT T CENT SUBMER

KWH METER SERIAL: _____
(pwrmttr_sn)METER MFG: _____
(pwrmttr_mfg)Kh DISK CONSTANT _____
(kh)MULTIPLIER _____
(disk_mult)

SYSTEM DESCRIPTION/NARRATIVE COMMENTS:

SYSTEM TYPE Wheelline
(system_type)

COMMENTS TO DATA-ENTER (exam_notes):

FILE-ONLY COMMENTS:

I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature Lyce A. Contor

Date 7/9/98

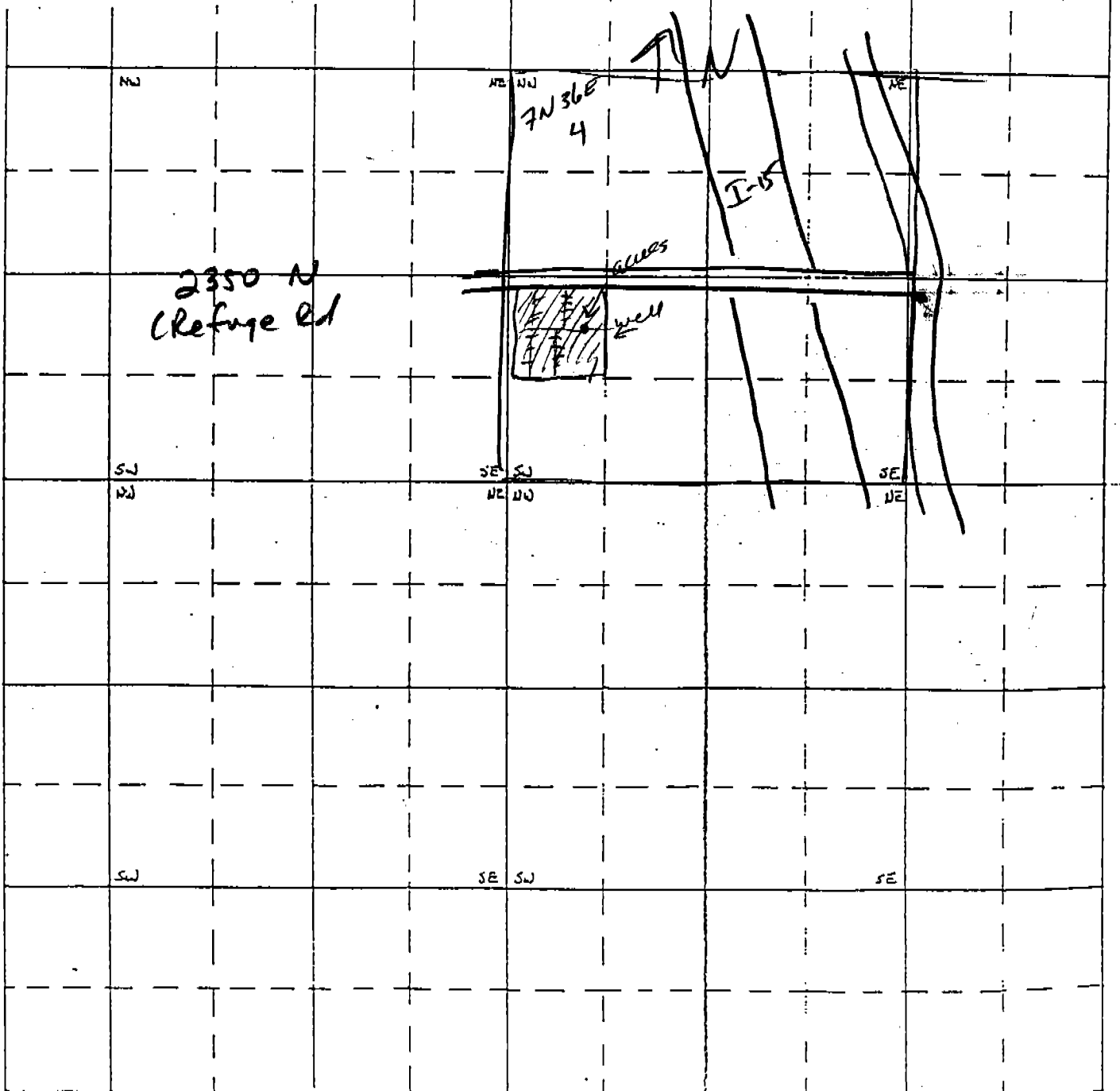
EASTERN WATER MEASUREMENT DISTRICT

SUPPLEMENTAL DATA FORM A

SKETCH OF IRRIGATED LANDS AND MAJOR COMPONENTS OF DELIVERY SYSTEM/S

Not to Scale

crop	acres
1 Alfalfa	40
2	
3	
4	
total	40



SCALE 1:24,000

Name Ray Sanders PCC WORKSHEET
(attach to WMD Field Report) Rec No 300206
Division Name 40 acre wheeling

SITE TAG: A0008559

DATE 9/9/98

EXAMINER (examiner) _____

KILOWATT HOURS (kwh_2) 3305 x 12

IF MOTOR, PUMP, OR SYSTEM HAVE CHANGED SINCE FIELD INVENTORY, NOTE CHANGES HERE: _____

PCC_AF_QAL:

=====

Z = Zero Pumpage

1 = Simple, no tracking

2 = Complex, no tracking req.

3 = Tracking req. & provided

4 = Tracking req, not provided

5 = Complex, exam incomplete

6 = Known problem with data

7 = PCC measured @ q-meter verification

8 = Low PCC where q-meter is required but not installed

9 = Calculated or Estimated PCC

N = No PCC

Q = Other, see exam notes

FOLLOW-UP DATE 2001

Power and Water Metering Information

KILOWATT HOUR METER		WATER MEASUREMENT METER and MOUNTING PIPE INFORMATION	
Utility	<u>UPL</u>	METER INFORMATION	
Pole No.		Manufacturer	<u>Peele</u>
Meter Manufacturer	<u>GE</u>	Model Number	<u>IS II-P</u>
Meter Serial No.	<u>80802972</u>	Type (std. meter)	<u>Sonic</u>
Disc Constant(Kh)	<u>14.4</u>	PIPE INFORMATION	
Rated Voltage		Pipe material	<u>see type</u>
Demand	<u>1.085 x 12</u>	Outside Diameter	
Multiplier (Mult)	<u>12</u>	Inside Diameter	
CTR (Current) PTR (Voltage)		Distance of straight pipe upstream and down	<u>Upstream / Down 10 / 7.10 dia</u>

Exam complete

(Y) N

std confid

(E) G F P

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

$$KW = 3.6 \times Kh \times \text{Multiplier} \times \text{No. of revolutions}(N) \div \text{Time}(T) \text{ in seconds per } N$$

Cond.#1 N = 10 (No. of Disc Rev) Time (sec) = (40.44) + (40.41) + (40.47) / 3 = 40.44 Ave

$$3.6 \times \text{14.4} (Kh) \times \text{1.2} (Mult) \times \text{10} (N) \div \text{40.44} (T) = \text{12.8} KW$$

$$1.085 \times 12 = 13.02$$

Cond.#2 N = _____ (No. of Disc Rev) Time (sec) = (_____) + (_____) + (_____) / 3 = _____ Ave

$$3.6 \times \text{_____} (Kh) \times \text{_____} (Mult) \times \text{_____} (N) \div \text{_____} (T) = \text{_____} KW$$

Cond.#3 N = _____ (No. of Disc Rev) Time (sec) = (_____) + (_____) + (_____) / 3 = _____ Ave

$$3.6 \times \text{_____} (Kh) \times \text{_____} (Mult) \times \text{_____} (N) \div \text{_____} (T) = \text{_____} KW$$

Measured Flow Rate and Discharge Pressure - Enter flow rate as determined by the "standard" water measurement meter in GPM, and discharge pressure measured in PSI. Attach documentation to support data such as notes, printout tapes etc.

GPM Cond. #1 330 #2 _____ #3 _____

PSI Cond. #1 _____ #2 _____ #3 _____

Power Consumption Coefficient (PCC) = KW × 5431 ÷ GPM

$$PCC \text{ Cond. \#1} = \text{12.8} (KW) \times 5431 + \text{330} (gpm) = \text{205.7} (kWh/ac.ft)$$

$$35 \times 4 = 140 \\ 30 \times 2 = 60 \\ \hline 200$$

Percent of seasonal use 100

$$PCC \text{ Cond. \#2} = \text{_____} (KW) \times 5431 + \text{_____} (gpm) = \text{_____} (kWh/ac.ft)$$

Percent of seasonal use _____

$$PCC \text{ Cond. \#3} = \text{_____} (KW) \times 5431 + \text{_____} (gpm) = \text{_____} (kWh/ac.ft)$$

Percent of seasonal use _____

Is the system operator required to track and report changes in system operation? Yes / No
(see form PCC3)

Water Level Data

Does the well have access to measure water levels? Yes / No

Static Water Level _____ ft Pumping Water Level _____ ft (at condition # _____)
Date _____ Date _____

Describe system operating conditions and how percentage of seasonal use is obtained: _____

COND 1 = 3 wheel lines 64 nozzles total

Sketch of pumping plant layout or attach photograph of pumping plant and piping:

Comments: _____

I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature

Dwight A. Couton

(person performing measurements)

Date

9/9/98

WATER-USER INTERVIEW SHEET
WATER MEASUREMENT DISTRICTS

300206

I. IDENTIFICATION

NAME Ray Sanders ADDRESS ID 149
POD 7N 36E 4 NWSW
DIVERSION NAME _____

TECHNICIAN REVIEWING SURVEY Bac
DATE 5/21/97

II. SUMMARY OF RESULTS

MEAS/REPORT METHOD RECOMMENDATION PCC
FOLLOW-UP RECOMMENDATION 1998/1999
COMMENTS 40 acres, 2 wheel lines

Oper. Reed Sanders 662-5439

State of Idaho
Department of Water Resources

MAR 9 1982

WATER RIGHT LICENSE

Idaho Department of Water Resources
Eastern District Office

License of Water Right No. 31-7357 Priority January 21, 1981 Amount 0.62 cfs

THIS IS TO CERTIFY, that Ray Sanders
of Hamer, Idaho, has complied with the terms and conditions of Permit
No. 31-7357 issued pursuant to Application for Permit dated January 21, 1981
and has submitted proof to the Department of Water Resources on August 5, 1981
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.62 cfs of water from a groundwater source
tributary to _____ and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.62</u> cfs and	<u>120.0</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.62 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
120.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 4,
Twn 7N, Rge 36E in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	36	4									40								40

Total number of acres irrigated 40

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

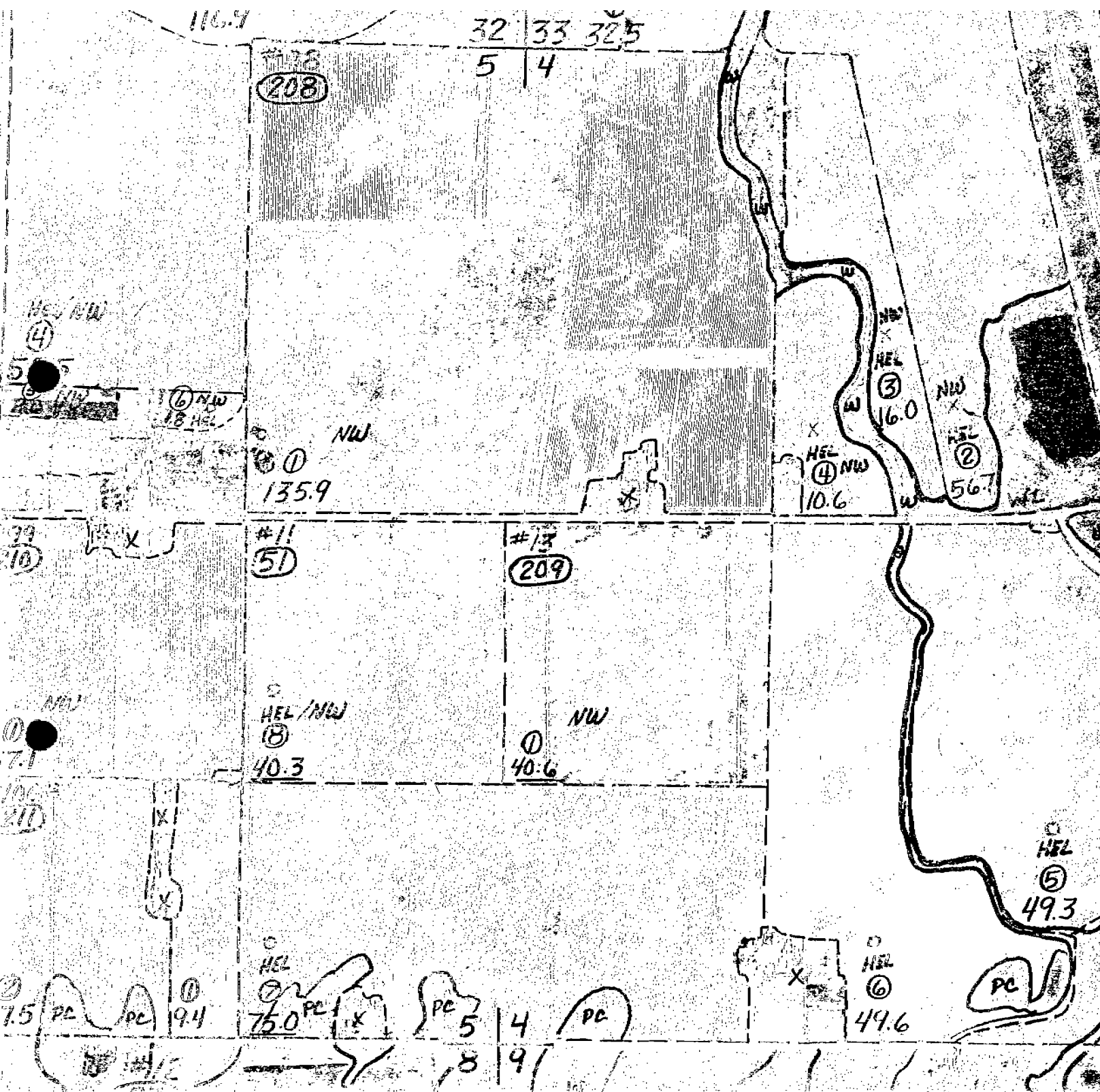
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26th day of
February, 19 82.

For the Director

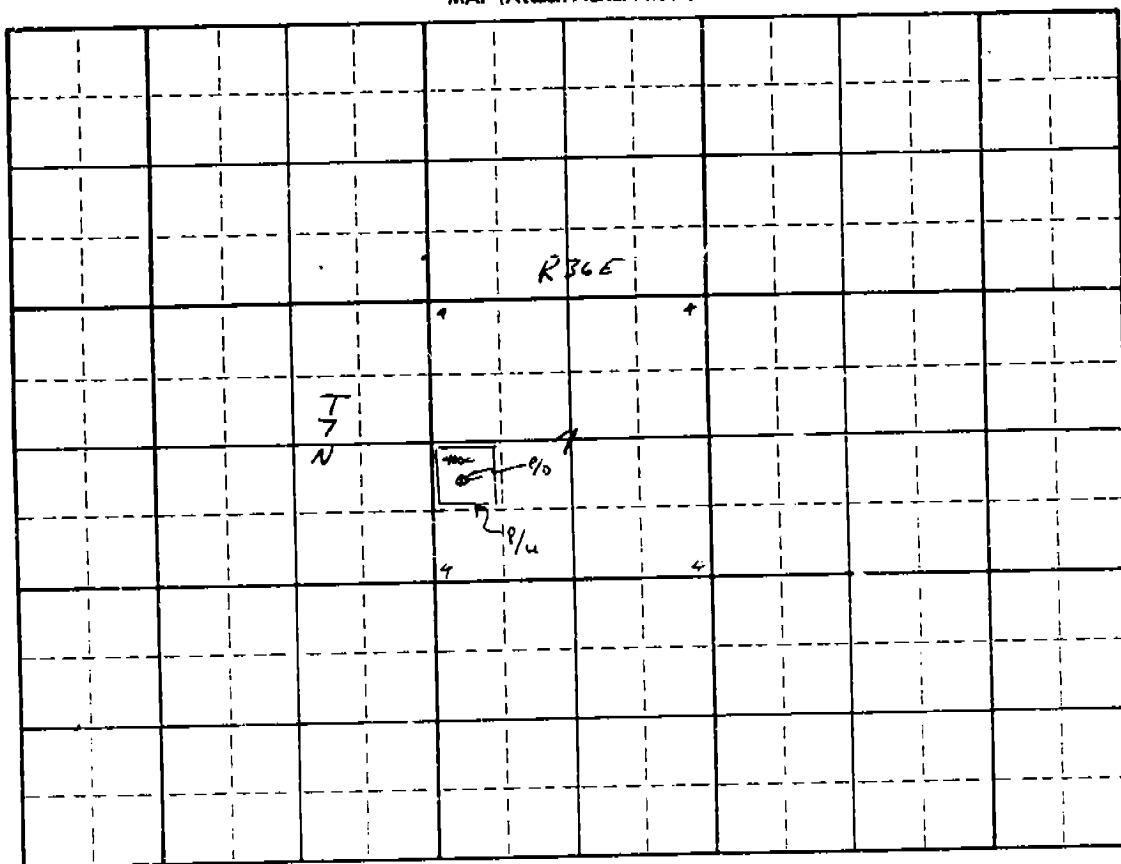
Norman C. Young

water right off of land that they charge for. I'm willing to go for it, but is there a legal out for them? Well, that about does it for now. I have instructed all the agents to send questions to you, hopefully by the 7th. Let me know the plans for these and thanks for letting me burden you with these. See ya, Jan.

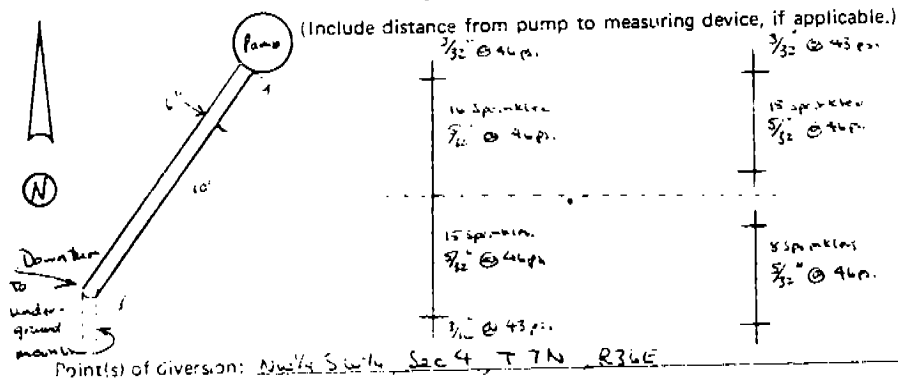


Remarks

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM



Place(s) 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	
7N	36E	4																	40

Recommended Amendments.

Change P.D. as reflected above

Add P.D. as reflected above

☒ None

Change P.D. as reflected above

Add P.D. as reflected above

☐ Other

Handwritten signature

Handwritten signature

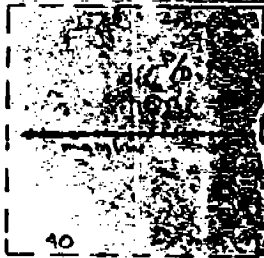
Sanders

31-7357

Kew

R368

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7
N





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 3, 1999

SID E BROWN
2251 E 2350 N
HAMER ID 83425

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A31-07179,
A31-07180, A31-07181, A31-07269, A31-07357, 31-10375

Dear Mr. Brown:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 26 1999

Department of Water Resources
Eastern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: (blank) AR AR AR AR
Adjudication Claim No(s).: A31-10375, A31-07180, A31-07269, A31-07181, A31-07179 AR
2. The following REQUIRED information must be submitted with this form: A31-07357 AR
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Ray Sanders
112 E. 20th Idaho Falls ID
4. New Owner/Claimant(s) Sid E. Brown
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 2251 E 2350 W
City, State and ZIP Code Hamer Idaho 83425
New Telephone Number (208) 662-5424
5. Date you acquired the property 2/11/99
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Sid E. Brown Date 4/23/99
Date _____
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

CONTRACT OF SALE

THIS AGREEMENT, Made and entered this 11th day of February, 1999, by and between THE DAVID RAY SANDERS FAMILY TRUST, c/o Geneva Sanders, Trustee, of Hamer, Idaho, hereinafter called "Seller," and SID E. BROWN and JAN A. BROWN, husband and wife, of 2251 E. 2350 N., Hamer, Idaho, 83425; BLAKE N. KIRKPATRICK and LISA M. KIRKPATRICK, husband and wife, of P. O. Box 1, Hamer, Idaho, 82345; SPENCER E. BROWN and KAMI L. BROWN, husband and wife, of 2259 E. 2350 N., Hamer, Idaho, 83425, hereinafter called "Buyers,"

WITNESSETH:

1. Property.

Seller agrees to sell to Buyers, and Buyers agree to buy from Seller, on the terms and conditions herein specified, the following described real property situated in Jefferson County, State of Idaho, to-wit:

PARCEL NO. 1:

The NW1/4 of the SW1/4 in Section 4, Twp. 7 N., Rge. 36 E.B.M. 31-07357

PARCEL NO. 2:

Lots 1 and 5 in Section 1 of Twp. 7 N., Rge. 35 E.B.M. 31-07269

PARCEL NO. 3:

Lots 1, 2, 3, and 4 ^{AND Q2SW} E1/2 of the W1/2; W1/2 of the E1/2, all Sec. 31, Twp. 8 N., Rge. 36 E.B.M. 31-07179
31-07181

PARCEL NO. 4:

Lots 3, 4 ³¹⁻⁰⁷¹⁸⁰ and 5, and the SE1/4 of the NW1/4, all in Sec. 6, Twp. 7 N., Rge. 36 E.B.M. 31-07269
31-04065

LESS THE FOLLOWING: Beginning at the SE corner of the NW quarter of Twp. 7 N., Rge. 36 E.B.M., Sec. 6, and running thence N. 275 feet; thence West 1043 feet; thence in

a Southeasterly direction, more or less, 334.82 feet to a point 852 feet West of the point of beginning; thence East 852 feet to the point of beginning.

PARCEL NO. 5:

33-07181
33-07179

Lots 3 and 4; the E1/2 of the SW1/4; and the S1/2 of the SE1/4; all in Sec. 30, Twp. 8 N., Rge. 36 E.B.M.

NWSE IS BLM w/AGREEMENT TO FARM (GAAZS)
ATTACHED

LESS THE FOLLOWING FROM THE ABOVE DESCRIBED PARCELS:

LESSED-OUT PARCEL NO. A:

T7N R 35 E and R.36 E. BOISE MERIDIAN

BEGINNING at the 1/4 Section Corner of Sections 1 and 6, a found 3" concrete post with a U.S. Biological Survey brass cap marked T7N R35E R36E 1/4 S1 S6 1936" from which point the Northwest corner of Township 7 North, Range 36 East, a found stone 10 x 6 inches, projecting 4 inches above the ground, with visible marks "7N" visible on South face, "3 " visible on East face and six notches visible on the Southeast corner, bears North 0°14'07" East, 2318.95 feet, and from which point U.S. Coast and Geodetic Survey Triangulation Station "REFUGE, 1959", a found 3 1/2" brass tablet bears South 48°45'48" East, 6899.44 feet;

thence in Township 7 North, Range 35 East, along the now and former land of UNITED STATES OF AMERICA and the East and West centerline of Section 1,

North 89°44' 59" West, 172.45 feet,

to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "153, TR 83, 1998", from which point the Center-West 1/16 Section Corner of Section 1, Township 7 North, Range 35 East, a found 3" concrete post with a U.S. Biological Survey brass cap marked C-C W1/16, S1, 1936", at the Corner of a fence which runs South and East, bears North 89°44'59" West, 3695.40) feet;

thence, through the land of Sanders,

North 22°56'40", East, 196.33 feet,

to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "109, TR 83, 1998";

thence,

North 50°57' 56" East, 631.50 feet,

passing the line between Township 7 North, Ranges 35 and 36 East at 124.85 feet;

North 50°57'56" East, 506.65 feet,
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked
"110, TR 83, 1998";

thence, continuing through Township 7 North, Range 36 East,
South 89°59' 50" East, 758.64 feet,
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked
"112, TR 83, 1998";

thence, along an existing fence line,
South 81°18'14" East, 331.43 feet.
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked
"117, TR 83, 1998";

thence, along an existing fence line
South 19°11'30" East 256.71 feet
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap
marked "151, TR 83, 1998", common with the Northwest corner of F.B. Downs,
as described in the Warranty Deed from The David Ray Sanders Family Trust
c/o David Ray Sanders and Geneva Sanders, Trustees, to J. William and Sylvia
Kay Edington, dated July 16, 1984, being recorded in the Official Records of
Jefferson County, Idaho, as instrument number 225328;

thence, along the westerly boundary of F.B. Downs, and an existing fence line,

South 34°41'17" East, 332.70 feet,
to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap
marked "152, TR 83, 1998", common with the Southwest corner of F.B. Downs,
on the East and West centerline of Section 6, from which point the center 1/4
section corner of Section 6, a found 3" concrete post with a U.S. Biological
Survey brass cap marked "T7S, R36E, C1/4, S6, 1936", bears N. 89°34'20" E.,
852.00 feet;

thence, along the land now and formerly of UNITED STATES OF AMERICA
and the East and West centerline of Section 6

South 89°34' 20" West, 1754.66 feet,

to the point of BEGINNING, containing 19.88 acres, more or less, and,

LESSED-OUT PARCEL NO. B:

BEGINNING at the 1/4 Section Corner of sections 1 and 6, a found 3" concrete

post with a U.S. Biological Survey brass cap marked T7N R35E R36E 1/4 S1 S6 1936" from which point the Northwest corner of Township 7 North, Range 36 East, a found stone 10 x 6 inches, projecting 4 inches above the ground, with visible marks "7N" visible on South face, "3 " visible on East face and six notches visible on the Southeast corner, bears North 0°14'07" East, 2318.95 feet, and from which point U.S. Coast and Geodetic Survey Triangulation Station "REFUGE, 1959", a found 3 1/2" brass tablet bears South 48°45'48" East, 6899.44 feet;

thence in Township 7 North, Range 35 East, along the now and former land of UNITED STATES OF AMERICA and the East and West centerline of Section 1, North 89°44' 59" West, 172.45 feet, to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "153, TR 83, 1998", from which point the Center-West 1/16 Section Corner of Section 1, Township 7 North, Range 35 East, a found 3" concrete post with a U.S. Biological Survey brass cap marked C-C W1/16, S1, 1936 ", at the Corner of a fence which runs South and East, bears North 89°44'59" West, 3695.40) feet;

thence, through the land of Sanders, North 22°56'40", East, 196.33 feet, to a set 5/8" rebar with a 3 1/4" U.S. Fish and Wildlife Service aluminum cap marked "109, TR 83, 1998";

thence, North 50°57' 56" East, 631.50 feet, passing the line between Township 7 North, Ranges 35 and 36 East at 124.85 feet to the true point of beginning, thence,

South 89°59'50" East, 758.64 feet, thence,
South 81°18'14" East 331.43 feet, thence,
South 19°11'30" East 256.71 feet, thence,
North 89°24'20" East, 1043 feet, thence,
North 00°20'38" East, 994.20 feet, thence,
South 89°34'20" West, 2220.00 feet, thence,
South 00°20'38"W, 700 feet,

to the true point of BEGINNING.

TOGETHER WITH all water rights, and irrigation equipment, including but not limited to, all wells, motors, pumps, panels, pivots, main lines, pipes, and sprinkler heads.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

AND TOGETHER WITH an access easement, 30 feet in width, across the entire southerly side of the property described as "Lessed-out Property No. B".

SUBJECT TO easements, if any, of record or in existence for roads streets, ditches, canals, pipelines and utilities.

2. Price.

Buyer shall pay Seller for said property a purchase price of \$400,000.00, payable as follows:

The sum of \$50,000.00 cash paid down on execution hereof, receipt of which is hereby acknowledged.

The balance of \$350,000.00 principal, plus accruing interest on the unpaid balance at the rate of seven and one-half per cent (7.5%) per annum from date hereof, until paid, shall be payable directly to Seller, in the following manner: The sum of \$13,400.53 principle plus \$23,301.37 interest on January 1, 2000 and fourteen (14) equal annual amortized installments of principle and interest, each in the sum of \$39,650.53, with the first of said fourteen installments of \$39,650.53 due and owing on January 1, 2001, and like sum payable on the first day of January of each year thereafter until January 1, 2014, when all principle and interest shall have been paid in full.

All payments shall be applied first to accrued interest and the balance to principle. Buyers shall not have the privilege of making additional payments of any size at any time, without the express written consent of the Seller.

3. Possession.

Buyers are granted immediate possession of the premises.

4. Maintenance.

Buyers agree that they will, at their own expense, maintain said premises in good condition, order and repair during the life of this contract, reasonable wear and tear excepted. In particular, Buyers shall maintain the irrigation equipment according to the manufacturer's specifications on said equipment, and not operating the same at either high or low voltage.

5. Taxes.

Seller shall pay all of the 1998 taxes, assessments, and all prior taxes and assessments levied and assessed against the premises, and Buyers shall pay all of the 1999 and all subsequent taxes and assessments levied and assessed against the premises when the same are due and payable and before the same shall become delinquent.

6. Deed, Escrow and Title Insurance.

Seller shall execute a good and sufficient Warranty Deed to Buyers to the premises, free from all encumbrances except any placed thereon by Buyers, and the deed shall be delivered to Buyers when the purchase price has been fully paid to Seller.

Seller shall immediately order and deliver to Buyers a policy of title insurance insuring such title subject to payment of this contract and the standard printed exceptions. Said deed shall convey to the Buyers Sid E. Brown and Jan E. Brown, and undivided 36% interest; to Buyers Blake N. Kirkpatrick & Lisa M. Kirkpatrick an undivided 32% interest; and to the Buyers Spencer E. Brown and Kami L. Brown, an undivided 32% interest in and to the premises.

7. Default Remedies.

Time and punctuality of payment are the essence and material part of this contract; and in

the event Buyers shall default in the performance of the terms of this agreement, Seller may cause notice in writing to be given to Buyers, specifying the matters in which such default occurred. The notice shall be served upon Buyers by depositing the same in any United States Post Office, addressed to Buyers at their addresses shown above, certified mail, postage prepaid, and such notice shall be deemed served upon its deposit in the post office as aforesaid. If Buyers shall fail to cure such default within thirty (30) days after the service of such notice as aforesaid, then Seller may elect to:

A. Declare the entire unpaid balance on the contract including principal, interest, taxes, assessments, attorneys' fees, and any other sums owing Seller to be immediately due and owing, and

B. Elect to either:

(1) Bring suit to establish the balance owing hereunder as a debt due by Buyers to Seller, and to foreclose this contract as a real estate mortgage securing said debt, in accordance with the laws of the State of Idaho relating to the foreclosure of real estate mortgages, including the right to a deficiency judgment; no notice to Buyers of election to pursue this remedy is required prior to suit, or,

(2) Declare this contract to be terminated due to said default. In that event this contract shall be immediately terminated, and Buyers shall forfeit all rights to said premises, and all payments made hereon shall be retained by Seller as liquidated damages for the breach of this contract. In that event Buyers agree to immediately surrender possession of the premises, and any improvements made thereon shall attach to and become a part of the real property, and shall be retained as liquidated damages. If notice of election of this remedy is not given in the notice of default, then an additional certified mail notice of the election to terminate the contract shall be given, and Buyers agree to immediately vacate the premises upon receipt of the notice, and

C. To pursue any other remedy in law or equity to enforce the performance of this contract, or to recover damages for the breach thereof.

8. Attorneys' Fees.

In the event either party hereto shall be required to employ an attorney for the enforcement of this contract, with or without suit, the defaulting party agrees to pay the

prevailing party's reasonable attorneys' fees. In the event of default by Buyers, Buyers agree to pay attorneys' fees of Seller in issuing notice of default, or otherwise enforcing the contract without suit.

9. Binding Effect.

This agreement is not only binding upon the parties hereto, but upon their respective successors, heirs, administrators and assigns.

10. Costs of Transaction.

The parties shall share equally the attorneys' fees for the preparation of the contract and other documents, and all escrow fees.

11. Transfer Restricted.

It is expressly agreed that no sale of the premises or any assignment of this contract shall be valid or binding unless same is in writing and has been approved in writing by Seller, and Buyers agree that they shall not mortgage said premises nor allow any liens upon same without the written permission of Seller. Provided, however, consent to assignment of this contract or sale of the premises to responsible parties shall not be unreasonably withheld.

12. Inspection; Disclaimer of Warranty.

Buyers covenant that they have thoroughly and carefully inspected the premises, and all parts and portions of the property included in this sale, and accept the same on an "as is" basis so far as the condition thereof is concerned. ANY WARRANTY AS TO CONDITION OF ANY PROPERTY IS EXPRESSLY DISCLAIMED.

SELLER MAKES NO WARRANTIES OF ANY KIND AS TO ANY ADVERSE ENVIRONMENTAL CONDITION OR HAZARD REGARDING THE PREMISES.

13. Insurance.

Buyers shall keep all insurable improvements on the property, including the insurable portions of the irrigation equipment, insured against loss by fire and other casualty, with extended coverage, with a reputable insurer, in the full reasonable insurable amount, and with a loss payable clause in favor of Seller.

A certificate of insurance shall be furnished to Seller and a further certificate furnished on each renewal of the policy.

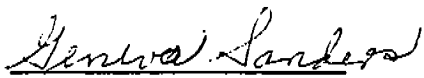
14. Right of First Refusal.

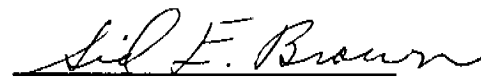
Seller for and in behalf of itself and its assigns, hereby grants to the Buyers the first right to purchase the property described above as "Lessed-out Parcel No. B", if the same is offered for sale by Seller herein or by D. Reed Sanders and Ellen Sanders, his wife (to whom Seller intends to, simultaneously herewith, convey said parcel, subject to the provisions of this paragraph), at the same best price, and upon the same best terms as Seller or the said Sanders can legitimately obtain from any other purchaser. Notice shall be served upon Buyers of any such intention to sell, giving the full particulars of the offer of price and terms of a bonafide purchaser, and Buyers herein shall have 30 days time to match said offer.

IN WITNESS WHEREOF, The parties have executed this contract.

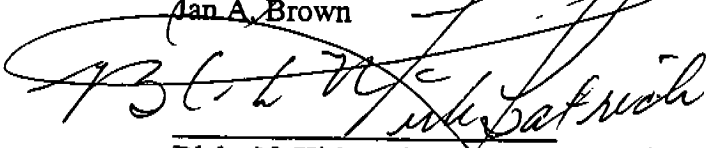
Seller

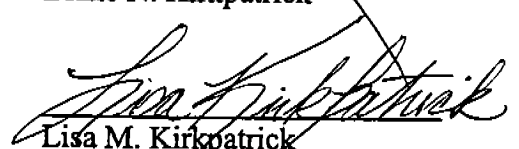
Buyers

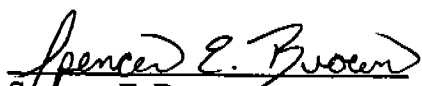

Geneva Sanders, Trustee
of the David Ray Sanders Trust


Sid E. Brown


Ian A. Brown


Blake N. Kirkpatrick


Lisa M. Kirkpatrick


Spencer E. Brown


Kami L. Brown

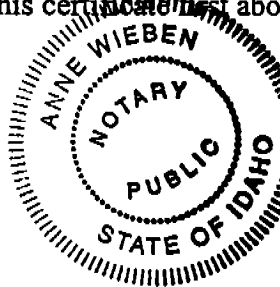
STATE OF IDAHO,)

ss.

County of Madison.)

On this 11th day of February, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Geneva Sanders, known to me to be the person whose name is subscribed to the within instrument as Trustee of the David Ray Sanders Family Trust, and acknowledged to me that she executed the same as such Trustee of said Trust.

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



Anne Wieben
Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 7/27/01

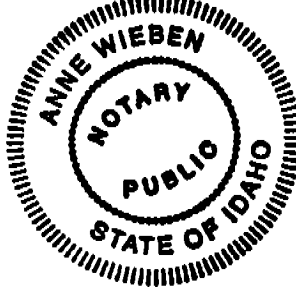
STATE OF IDAHO,)

ss.

County of Madison.)

On this ____ day of February, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Sid E. Brown and Jan A. Brown, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

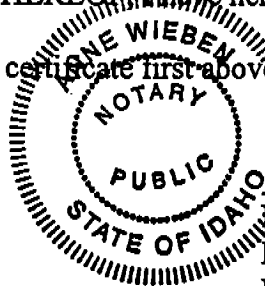


Anne Wieben
Notary Public for Idaho
Residing at Rexburg, Idaho
My Commission Expires: 7/27/01

STATE OF IDAHO,)
County of Madison. ss.
)

On this 11th day of February, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Blake N. Kirkpatrick & Lisa M. Kirkpatrick, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

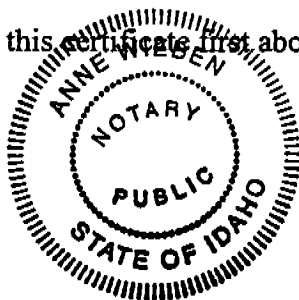


Notary Public for Idaho
Residing at Rexburg, Idaho
My Commission Expires:

STATE OF IDAHO,)
County of Madison.) ss.

On this 11th day of February, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Spencer E. Brown and Kami L. Brown, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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



Notary Public for Idaho
Residing at Rexburg, Idaho
My Commission Expires: 7/27/08

AJ5809NP
No. A31-07357

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	RAY SANDERS	01/21/1981	IRRIGATION	04-01 11-01	0.62 CFS
TOTAL DIVERSION: CONSUMPTIVE USE:					0.62 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LID

Point(s) of Diversion: T07N R36E S04

NWSW

JEFFERSON C

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
07N	36E	4	:																					
												40												
TOTAL ACRES																								

POU County: JEFFERSON

Non-Irrigation Uses: NONE

Other Rights: NONE

Dates: Exam Made Date:

Verified Date: 01/21/1985

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

FORM APPROVED
OMB NO. 1004-0009
Expires: August 31, 1995

FOR BLM USE ONLY

LAND USE APPLICATION AND PERMIT
Sec. 302(b) of P.L. 94-579, October 21, 1976, 43 U.S.C. 1732

Application Number

IDI-25450

APPLICATION

1. Name (first, middle initial, and last) Reed Sanders Address (include zip code) P.O. Box 305 Hamer, ID 83425 Phone (include area code) 208-622-5439
2. Attach map or sketch showing public lands for which you are applying
3. Proposed date(s) of use: from January 1, 1997 to December 31, 1999
4. Give legal basis for holding interest in lands in the state of Idaho
(Check appropriate box and explain.)
☒ Resident ☐ Partnership
☐ Corporation ☐ County
☐ Local Government ☐ State Government
☐ Other
5. Are the lands now improved, occupied, or used? ☒ Yes ☐ No (If "yes," describe improvements and purposes, identify users and occupants.)
Public lands are crossed by a pivot irrigation circle.
6. Do you need access to the land? ☐ Yes ☒ No (Describe needed or existing access)
- 7a. What do you propose to use the lands for?
Need to use the lands for a pivot irrigation circle crossing until a land exchange proposal can be considered.
- b. What improvements and/or land development do you propose? (To complete application processing, engineering and construction drawings may be required.)
No additional improvements.
- c. What is the estimated capital cost?
\$ _____
- d. What is the source of water for the proposed use?
Private (underground) water source

I CERTIFY That the information given by me in this application is true, complete, and correct to the best of my knowledge and belief and is given in good faith.

Reed Sanders
(Signature of Applicant)

3-18-97
(Date)

PERMIT

Permission is hereby granted to Reed Sanders of P.O. Box 305, Hamer, ID 83425 to use the following-described lands:	Permit Number IDI-25450
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TOWNSHIP	RANGE	SECTION	SUBDIVISION
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8 N. 36 E. 30 NW 1/4 SE 1/4

Meridian Boise	State Idaho	County Jefferson	Acres (number) @25
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for the purpose of

crossing public lands with a pivot irrigation circle.

and subject to the following conditions:

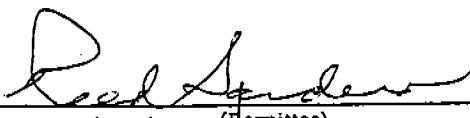
1. This permit is issued for the period specified below. It is revocable at the discretion of the authorized officer of the Bureau of Land Management, at any time upon notice. This permit is subject to valid adverse claims heretofore or hereafter acquired.
2. This permit is subject to all applicable provisions of the regulations (43 CFR 2920) which are made a part hereof.
3. This permit may not be assigned without prior approval of the authorized officer of the Bureau of Land Management.
4. Permittee shall not enclose roads or trails commonly in public use.
5. Authorized representatives of the Department of the Interior, other Federal agencies, and State and local law officials shall at all times have the right to enter the premises on official business.
6. Permittee shall pay the United States for any damage to its property resulting from the use.
7. Permittee shall notify the authorized officer of address change immediately.
8. Permittee shall observe all Federal, State, and local laws and regulations applicable to the premises and to erection or maintenance of signs or advertising displays including the regulations for the protection of game birds and game animals, and shall keep the premises in a neat, orderly, and sanitary condition.
9. Permittee shall pay the authorized officer, in advance, the lump sum of \$ 150.00 for the period of use authorized
Renewal Fee \$25.00. Total \$175.00
16. Special conditions (attach additional sheets, if necessary)

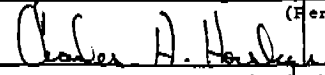
- by this permit or \$ _____ dollars, annually, as rental or such other sum as may be required if a rental adjustment is made.
10. Use or occupancy of land under this permit shall commence within _____ months from date hereof and shall be exercised at least _____ days each year.
11. Permittee shall take all reasonable precautions to prevent and suppress forest, brush, and grass fires and prevent pollution of waters on or in the vicinity of the lands.
12. Permittee shall not cut any timber on the lands or remove other resources from the land without prior written permission from the authorized officer. Such permission may be conditioned by a requirement to pay fair market value for the timber or other resources.
13. Permittee agrees to have the serial number of this permit marked or painted on each advertising display or other facility erected or maintained under the authority of such permit.
14. This permit is subject to the provisions of Executive Order No. 11246 of September 24, 1965, as amended, which sets forth the Equal Opportunity clauses. A copy of this order may be obtained from the signing officer.
15. Permittee acknowledges, by signing below, that he/she knows, understands and accepts the terms and conditions under which this permit is issued.

Permit issued for period

From January 1, 1997 (Retroactive Date)

To December 31, 1999



(Permittee)


(Authorized Officer)
Area Manager 3/26/97
(Title) (Date)

INSTRUCTIONS

1. Submit, in duplicate, to any local office of the Bureau of Land Management having jurisdiction of the lands.
2. Applications for Land Use Permits will not be accepted unless a notification of the availability of the land for non-BLM use (Notice of Realty Action) has been published in the Federal Register and for 3 weeks thereafter in a newspaper of general circulation. This provision does not apply in those situations where the publication of a (Notice of Realty Action) has been

waived by the authorized officer.

3. If the annual rental exceeds \$250 dollars per year; costs of processing the application must be paid by the applicant in advance.
4. The authorized officer may require additional information to process an application. Processing will be deferred until the required information is furnished by the applicant.

The Paperwork Reduction Act of 1980 (44 U.S.C. 3501 et. seq.) requires us to inform you that:
Information is needed to process application for land use authorizations, pursuant to 43 CFR Section 2920.
Information shows if the applicant and proposed use meet the requirements of 43 CFR Section 2920.1.
Applicant must respond before he/she can be granted an authorization to use public lands.

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Ray Sanders

that he has applied water to a beneficial use an examination by the Department indicates that the works have a capacity for the diversion of 0.62 cfs of water from a groundwater source tributary to _____ and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Subject, however, to the condition that no more than 0.52 cfs of water be diverted any one time, and that the amount of water so diverted and to which such right is entitled and ~~exercised~~ for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 120,000 acre feet per year, and waters to be diverted within the "WVSA's" Section 4, Town 7N, Rge. 36E, in the County of Jefferson

[illegible]

Witness the seal and signature of the Director, affixed as Bure. Seal. This 26th day of February, 1934.

Mr. J. H. [unclear]

MICROFILMED

NOV 17 1992