

TA63
568

CRP
88-97
1-95.4

61-7390

① HEL
95.6

TA5
568

field 5
only

88-97
1-95.4

2, 3, 4, 5, 6
excluded
from
CRP

⑤ HEL
133.4

② HEL
6.4

not
dec

fields 1, 3, 4
disallowed
CRP

TA5
544
568

③ N HEL
140.0

fields 5, 7, 8
151.4

CRP
88-98
1-145.0

field
6
disallowed

61-7390

fields 9-11
only
151.1

CRP
88-96
9-97.3

fields 6-8
disallowed

⑧ N HEL
12.3
73.0

⑦ N HEL
119.7
142.6

⑨ N HEL
142.6

29.28

E I

SYSTEM MAP
U-7306A, 7390
7424
255E

RW

RW RW

16

RW

P

P

V

P

16

15

U-7390

9236

U-7424

Cleft

UNION

22

3153

255E

3237

323

VABM

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: A61-07390
Date Received: 1/14/1992
Receipt No: W014008
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DAVID L PALFREYMAN 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713
AND/OR
Name: KATHLEEN S PALFREYMAN 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713
AND/OR
Name: CHARLOTTE P CORDDRY LIVING TRUST 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713
AND/OR
Name: PAUL I CORDDRY LIVING TRUST 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713

2. Date of Priority: MAY 19, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	05E	20	SW	SW			ELMORE
			SE	SW			ELMORE
			SW	SE			ELMORE
			SE	SE			ELMORE

5. Description of diverting works:
WELLS, PUMPS, PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	8.900		1580.00

7. Total Quantity Appropriated is:
 8.900 C.F.S. (and/or) 1580.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	05E	16	NE		SW		IRR	2.0
			NW		SW		IRR	18.0
			SW		SW		IRR	40.0
			SE		SW		IRR	35.0
							Section Acres	95.0
		17	NE		NW		IRR	10.0
			SE		NW		IRR	39.0
			NE		SW		IRR	39.0
			SE		SW		IRR	39.0
							Section Acres	127.0
		19	NE		NE		IRR	32.0
			NW		NE		IRR	32.0
			SW		NE		IRR	32.0
			SE		NE		IRR	31.0
							Section Acres	127.0
		20	NE		NE		IRR	34.0
			NW		NE		IRR	34.0
			SW		NE		IRR	38.0
			SE		NE		IRR	34.0
			NE		SW		IRR	37.0
			NW		SW		IRR	37.0
			SW		SW		IRR	37.0
			SE		SW		IRR	40.0
			NE		SE		IRR	36.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	36.0
							Section Acres	443.0
		21	NE		NW		IRR	33.0
			NW		NW		IRR	33.0
			SW		NW		IRR	34.0
			SE		NW		IRR	33.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	133.0
					Total Acres	925.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

2 POINTS OF DIVERSION EACH ARE LOCATED WITHIN SESW & SESE, S20 T02S, R05E.

RTS. 61-07306A & 61-07424 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

RT. 61-07204 IS ALSO DIVERTED THROUGH ONE OF THE POINTS OF DIVERSION IN THE SESW DESCRIBED ABOVE.

THIS RT. IS LIMITED TO THE IRRIGATION OF 395 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3700 AF AND TO THE IRRIGATION OF A COMBINED TOTAL OF 925 ACRES IN A SINGLE IRRIGATION SEASON. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 20.68 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4664.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 1166 ACRES IN A SINGLE IRRIGATION SEASON.

THE COMBINED RIGHTS INCLUDE: 61-07204, 61-07306A & 61-07424.

THIS RT. WHEN COMBINED WITH THE FOLLOWING RTS. AND ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

CLAIM AMENDED PER LICENSE ISSUED 11/13/1995. KW 8/11/98

OWNERSHIP CHANGED BY KW 10/4/1998.

CLAIM AMEDED PER AMENDED LICENSE ISSUED 8/21/1997.

SB 11/18/1998.

15. Basis of Claim: LICENSE

AJ0749NP
No. R61-07390

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

DATE: 11/21/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID L PALFREYMAN	05/19/1987	IRRIGATION	04-01 10-31	8.90 CFS	1580.00 AFA
C	KATHLEEN S PALFREYMAN					
C	CHARLOTTE P CORDDRY LIVING TRUST					
C	PAUL I CORDDRY LIVING TRUST					
	5001 FIFESHIRE PL N					
	BOISE ID 83713					
	(208) 323-0726					
				TOTAL DIVERSION:	8.90 CFS	1580.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R05E S20 SWSW SESW SWSE SESE ELMORE County

Place of use Legal Description for: IRRIGATION

NE										NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM			
02S	05E	16	:						:						02	18	40	35	: 95.0			
02S	05E	17	:						:	10					39			39	: 127.0			
02S	05E	19	:	32	32	32	31	:											: 127.0			
02S	05E	20	:	34	34	38	34	:							37	37	37	40	: 443.0			
02S	05E	21	:					:	33	33	34	33	:						: 133.0			
																			TOTAL ACRES	925.0		

POU County: ELMORE

Other Rights: 61-07306C

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3700 AF. COMBINED RIGHT NOS.:61-07306C, 61-07306D, 61-07424.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 20.68 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4664 AF. COMBINED RIGHT NOS.:61-07204, 61-07306C, 61-07306D, 61-07424.

POD 2 POINTS OF DIVERSION EACH ARE LOCATED WITHIN SESW & SESE, S20 T02S, R05E.

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 395 ACRES WITHIN

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

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=====

Remarks: THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 925 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.:61-07306C, 61-07306D,
61-07424
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1166 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.:61-07204, 61-07306C,
61-07306D, 61-07424.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE:61-07306C, 61-07424.
RIGHT NO. 61-07204 IS ALSO DIVERTED THROUGH ONE POINT OF
DIVERSION IN THE SESW DESCRIBED ABOVE.
RIGHT NO. 61-07306D IS ALSO DIVERTED THROUGH ONE POINT OF
DIVERSION IN THE SWSW DESCRIBED ABOVE.

Dates: Exam Made Date: 12/11/1992 Verified Date: 11/21/1998 Objection Filed Date:

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

Comments: Date: 11/19/1998 User-ID: SBOCK Subject: COPIED FROM REMARKS
CLAIM AMENDED PER LICENSE ISSUED 11/13/1995. KW 8/11/98
OWNERSHIP CHANGED BY KW 10/4/1998.
CLAIM AMENDED PER AMENDED LICENSE ISSUED 8/21/1997.
SB 11/18/1998.

Audit: 11/21/98 KWALKER

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

DATE: 11/19/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID L PALFREYMAN	05/19/1987	IRRIGATION	04-01 10-31	8.90 CFS	1580.00 AFA
C	KATHLEEN S PALFREYMAN					
C	CHARLOTTE P CORDDRY LIVING TRUST					
C	PAUL I CORDDRY LIVING TRUST					
	5001 FIFESHIRE PL N					
	BOISE ID 83713					
	(208) 323-0726					
TOTAL DIVERSION:					8.90 CFS	1580.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: TO2S R05E S20 SWSW SESW SWSE SESE. ELMORE County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE				SUM				
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	
02S	05E	16	:																									
02S	05E	17	:																									
02S	05E	19	:																									
02S	05E	20	:																									
02S	05E	21	:																									
																								TOTAL ACRES		925.0		

POU County: ELMORE

Other Rights: 61-07306C

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3700 AF. ✓
COMBINED RIGHT NOS.: 61-07306C, 61-07306D, 61-07424. ✓
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 20.68 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4664 AF. COMBINED RIGHT NOS.: 61-07204, 61-07306C, 61-07306D, 61-07424. ✓

POD 2 POINTS OF DIVERSION EACH ARE LOCATED WITHIN SESW & SESE, S20 TO2S, R05E. ✓

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 395 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. ✓
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 925 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-07306C, 61-07306D, 61-07424. ✓
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1166 ACRES IN A SINGLE ✓

AJ0749NP
No. R61-07390

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

DATE: 11/19/98
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Remarks: IRRIGATION SEASON. COMBINED RIGHT NOS.:61-07204, 61-07306C,
61-07306D, 61-07424.✓

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE:61-07306C, 61-07424.✓
RIGHT NO. 61-07204 IS ALSO DIVERTED THROUGH ONE POINT OF
DIVERSION IN THE SESW DESCRIBED ABOVE.✓
RIGHT NO. 61-07306D IS ALSO DIVERTED THROUGH ONE POINT OF
DIVERSION IN THE SWSW DESCRIBED ABOVE.✓

Dates: Exam Made Date: 12/11/1992 Verified Date: 11/19/1998 Objection Filed Date:

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

Comments: Date: 11/19/1998 User-ID: SBOCK Subject: COPIED FROM REMARKS
CLAIM AMENDED PER LICENSE ISSUED 11/13/1995. KW 8/11/98
OWNERSHIP CHANGED BY KW 10/4/1998.
CLAIM AMENDED PER AMENDED LICENSE ISSUED 8/21/1997.
SB 11/18/1998.

Audit: 11/19/98 SBOCK

AJ0749NP
No. A61-07390

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

DATE: 11/18/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID L PALFREYMAN	05/19/1987	IRRIGATION	04-01 10-31	8.90 CFS	1580.00 AFA
C	KATHLEEN S PALFREYMAN					
C	CHARLOTTE P CORDDRY LIVING TRUST			TOTAL DIVERSION:	8.90 CFS	1580.00 AFA
C	PAUL I CORDDRY LIVING TRUST 5001 FIFESHIRE PLACE NORTH BOISE ID 83713 (208) 323-0726					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R05E S20 SWSW SESW SWSE SESE ELMORE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	
02S	05E	16	:					:					:	02	18	40	35	:					:		95.0	
02S	05E	17	:					:	10			39	:	39			39	:					:		127.0	
02S	05E	19	:	32	32	32	31	:					:					:					:		127.0	
02S	05E	20	:	34	34	38	34	:					:	37	37	37	40	:	36	40	40	36	:		443.0	
02S	05E	21	:					:	33	33	34	33	:					:					:		133.0	
																							TOTAL ACRES	925.0		

POU County: ELMORE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A61-07306A

Other Water Rights Listing Overlapping Place(s) of Use:
A61-07306A

Remarks: GEN 2 POINTS OF DIVERSION EACH ARE LOCATED WITHIN SESW & SESE, S20-

T02S, R05E.

RTS. 61-07306A & 61-07424 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

RT. 61-07204 IS ALSO DIVERTED THROUGH ONE OF THE POINTS OF DIVERSION IN THE SESW DESCRIBED ABOVE.

THIS RT. IS LIMITED TO THE IRRIGATION OF 395 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3700 AF AND TO THE IRRIGATION OF A COMBINED TOTAL OF 925 ACRES IN A SINGLE IRRIGATION SEASON. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 20.68 CFS, A TOTAL COMBINED

Pool 1 K06
Pool 1 E14
FO2 P0D
EXP P0K
F05 SESW EXP
F05
7306D
SWSW
QNT E08
QNT E27

AJ0749NP
No. A61-07390

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

DATE: 11/18/98
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Remarks:

ANNUAL DIVERSION VOLUME OF 4664.0 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 1166 ACRES IN A SINGLE IRRIGATION SEASON.

THE COMBINED RIGHTS INCLUDE: 61-07204, 61-07306A & 61-07424.

THIS RT. WHEN COMBINED WITH THE FOLLOWING RTS. AND ALL OTHER
RTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN
4.0 AFA PER ACRE FOR THE LANDS ABOVE. THE COMBINED RTS. INCLUDE:
61-07306A & 61-07424.

CLAIM AMENDED PER LICENSE ISSUED 11/13/1995. KW 8/11/98

OWNERSHIP CHANGED BY KW 10/4/1998.

CLAIM AMEDED PER AMENDED LICENSE ISSUED 8/21/1997.

SB 11/18/1998.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:08
10/08/98

PAGE: 1
GENERAL INFORMATION

59
CLAIM NUMBER: A61-07390

LAST: MONTIERTH
ADDRESS:
CITY: KUNA
PHONE NUMBER: 208-000-0000

FIRST: HERBERT
STATE: ID ZIP: 83634

OWNER CODE: 0

LAST: MONTIERTH
ADDRESS: 4301 N DALTON LN
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: H R
STATE: ID ZIP: 83709

OWNER CODE: 0

LAST: MONTIERTH
ADDRESS: 4301 N DALTON LN
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: ROD
STATE: ID ZIP: 837090000

OWNER CODE: 0

LAST: MONTIERTH
ADDRESS: 4301 N DALTON LN
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: RAY
STATE: ID ZIP: 837090000

OWNER CODE: 0

LAST: PALFREYMAN
ADDRESS: 5001 FIFESHIRE PLACE NORTH
CITY: BOISE
PHONE NUMBER: 208-323-0726

FIRST: DAVID L
STATE: ID ZIP: 83713

OWNER CODE: C

LAST: PALFREYMAN
ADDRESS: 5001 FIFESHIRE PLACE NORTH
CITY: BOISE
PHONE NUMBER: 208-323-0726

FIRST: KATHLEEN S
STATE: ID ZIP: 83713

OWNER CODE: C

LAST: CORDDRY LIVING TRUST
ADDRESS: 5001 FIFESHIRE PLACE NORTH
CITY: BOISE
PHONE NUMBER: 208-323-0726

FIRST: CHARLOTTE P
STATE: ID ZIP: 83713

OWNER CODE: C

LAST: CORDDRY LIVING TRUST
ADDRESS: 5001 FIFESHIRE PLACE NORTH
CITY: BOISE

FIRST: PAUL I
STATE: ID ZIP: 83713

PHONE NUMBER: 208-323-0726

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN

REINSTATED 9/24/87.

P/D AND P/U MAP WILL BE PREPARED FROM LICENSE FIELD EXAM.

2 POINTS OF DIVERSION EACH ARE LOCATED WITHIN SESW & SESE, S20 T02S, R05E.

RTS. 61-07306A & 61-07424 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

RT. 61-07204 IS ALSO DIVERTED THROUGH ONE OF THE POINTS OF DIVERSION IN THE SESW DESCRIBED ABOVE.

THIS RT. IS LIMITED TO THE IRRIGATION OF 445 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3700 AF AND TO THE IRRIGATION OF A COMBINED TOTAL OF 925 ACRES IN A SINGLE IRRIGATION SEASON. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 20.68 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4664.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 1166 ACRES IN A SINGLE IRRIGATION SEASON.

THE COMBINED RIGHTS INCLUDE: 61-07204, 61-07306A & 61-07424.

THIS RT. WHEN COMBINED WITH THE FOLLOWING RTS. AND ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

CLAIM AMENDED PER LICENSE ISSUED 11/13/1995. KW 8/11/98
OWNERSHIP CHANGED BY KW 10/4/1998.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A61-07390 PRIORITY DATE: 05-19-1987 STAGE: L

B. WR RECORD: # 61-07390 PRIORITY DATE: 05-19-1987 STAGE: L

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: Recommend as Decided 8/21/97

=====

RECOMMENDED PRIORITY DATE:

05-19-1987

REVIEWED BY SB

DATE 11/19/98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-07390	02S	05E	20		SW	SW			ELMORE		
A61-07390	02S	05E	20		SE	SW			ELMORE		
A61-07390	02S	05E	20		SW	SE			ELMORE		
A61-07390	02S	05E	20		SE	SE			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A61-07306A NONE

WR RECORDS IN SAME 40 ACRE TRACT

61-07204
~~61-07306A~~
61-07424

~~L61-07306A~~

~~L61-07390~~

T61-07306C

T61-07306D

T61-07390

X61-07196A

X61-07240A

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	DIVERSION NUMBER
61-07390	02S	05E	20		SW	SW			ELMORE		
61-07390	02S	05E	20		SW	SE			ELMORE		
61-07390	02S	05E	20		SE	SE			ELMORE		
61-07390	02S	05E	20		SE	SW			ELMORE		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

A61-07306A NONE

61-07204
61-07306A
61-07424
L61-07306A
L61-07390
T61-07306C
T61-07306D
T61-07390
X61-07196A
X61-07240A

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(☒) N()

* 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(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(☒)

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

* 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(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 12/1/92) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

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

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TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
02S	05E	20		SW	SW			ELMORE		
02S	05E	20		SE	SW			ELMORE		
02S	05E	20		SW	SE			ELMORE		
02S	05E	20		SE	SE			ELMORE		
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SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: SB

DATE: 11/19/98

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

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A. ROOT WATER RIGHT NUMBERS: A61-07390

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	05E	16	NE	SW		PALFREYMAN, DAVID L	A61-07390 / 2.0	61-07390 / 2.0	1.0		2
			NE	SW		PALFREYMAN, DAVID L	A61-07306A / 2.0	61-07306A / 2.0			
			NE	SW		PALFREYMAN, DAVID L		61-07424 / 2.0			
			NE	SW		MONTIERH, RAY		T61-07306C / 2.0			
			NE	SW		MONTIERH, H R		L61-07390 / 2.0			
			NE	SW		MONTIERH, H R		L61-07306A / 2.0			
			NE	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 2.0			
02S	05E	16	NW	SW		PALFREYMAN, DAVID L	A61-07390 / 18.0	61-07390 / 18.0	14.0		18
			NW	SW		PALFREYMAN, DAVID L	A61-07306A / 18.0	61-07306A / 18.0			
			NW	SW		PALFREYMAN, DAVID L		61-07424 / 18.0			
			NW	SW		MONTIERH, RAY		T61-07306C / 18.0			
			NW	SW		MONTIERH, H R		L61-07390 / 18.0			
			NW	SW		MONTIERH, H R		L61-07306A / 18.0			
			NW	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 18.0			
02S	05E	16	SW	SW		PALFREYMAN, DAVID L	A61-07390 / 40.0	61-07390 / 40.0	33.0		40
			SW	SW		PALFREYMAN, DAVID L	A61-07306A / 40.0	61-07306A / 40.0			
			SW	SW		MONTIERH, H R		L61-07390 / 40.0			
			SW	SW		MONTIERH, H R		L61-07306A / 40.0			
			SW	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 40.0			
			SW	SW		PALFREYMAN, DAVID L		61-07424 / 40.0			
			SW	SW		MONTIERH, RAY		T61-07306C / 40.0			
02S	05E	16	SE	SW		PALFREYMAN, DAVID L	A61-07390 / 35.0	61-07390 / 35.0	34.0		35
			SE	SW		PALFREYMAN, DAVID L	A61-07306A / 35.0	61-07306A / 35.0			
			SE	SW		PALFREYMAN, DAVID L		61-07424 / 35.0			
			SE	SW		MONTIERH, RAY		T61-07306C / 35.0			
			SE	SW		MONTIERH, H R		L61-07390 / 35.0			
			SE	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 35.0			
			SE	SW		MONTIERH, H R		L61-07306A / 35.0			
02S	05E	17	NE	NW		PALFREYMAN, DAVID L	A61-07390 / 10.0	61-07390 / 10.0			10
			NE	NW		PALFREYMAN, DAVID L	A61-07306A / 10.0	61-07306A / 10.0			
			NE	NW		MONTIERH, RAY		T61-07306C / 10.0			
			NE	NW		MONTIERH, H R		L61-07390 / 10.0			
			NE	NW		MONTIERH, H R		L61-07306A / 10.0			
			NE	NW		IDAHO WASTE SYSTEMS INC		T61-07390 / 10.0			
			NE	NW		PALFREYMAN, DAVID L		61-07424 / 10.0			
02S	05E	17	SE	NW		PALFREYMAN, DAVID L	A61-07390 / 39.0	61-07390 / 39.0			39
			SE	NW		PALFREYMAN, DAVID L	A61-07306A / 39.0	61-07306A / 39.0			
			SE	NW		MONTIERH, RAY		T61-07306C / 39.0			
			SE	NW		MONTIERH, H R		L61-07390 / 39.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	NW		MONTIERTH, H R		L61-07306A / 39.0			
			SE	NW		IDAHO WASTE SYSTEMS INC		T61-07390 / 39.0			
			SE	NW		PALFREYMAN, DAVID L		61-07424 / 39.0			
02S	05E	17	NE	SW		PALFREYMAN, DAVID L	A61-07390 / 39.0	61-07390 / 39.0			
			NE	SW		PALFREYMAN, DAVID L	A61-07306A / 39.0	61-07306A / 39.0			39
			NE	SW		MONTIERTH, RAY		T61-07306C / 39.0			
			NE	SW		MONTIERTH, H R		L61-07390 / 39.0			
			NE	SW		MONTIERTH, H R		L61-07306A / 39.0			
			NE	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 39.0			
			NE	SW		PALFREYMAN, DAVID L		61-07424 / 39.0			
02S	05E	17	SE	SW		PALFREYMAN, DAVID L	A61-07390 / 39.0	61-07390 / 39.0			
			SE	SW		PALFREYMAN, DAVID L	A61-07306A / 39.0	61-07306A / 39.0			39
			SE	SW		MONTIERTH, RAY		T61-07306C / 39.0			
			SE	SW		MONTIERTH, H R		L61-07390 / 39.0			
			SE	SW		MONTIERTH, H R		L61-07306A / 39.0			
			SE	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 39.0			
			SE	SW		PALFREYMAN, DAVID L		61-07424 / 39.0			
02S	05E	19	NE	NE		PALFREYMAN, DAVID L	A61-07390 / 32.0	61-07390 / 32.0	38.0		
			NE	NE		PALFREYMAN, DAVID L	A61-07306A / 32.0	61-07306A / 32.0			32
			NE	NE		PALFREYMAN, DAVID L		61-07424 / 32.0			
			NE	NE		MONTIERTH, H R		L61-07390 / 32.0			
			NE	NE		MONTIERTH, H R		L61-07306A / 32.0			
			NE	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 32.0			
			NE	NE		MONTIERTH, RAY		T61-07306C / 32.0			
02S	05E	19	NW	NE		PALFREYMAN, DAVID L	A61-07390 / 32.0	61-07390 / 32.0	31.0		
			NW	NE		PALFREYMAN, DAVID L	A61-07306A / 32.0	61-07306A / 32.0			32
			NW	NE		PALFREYMAN, DAVID L		61-07424 / 32.0			
			NW	NE		MONTIERTH, RAY		T61-07306C / 32.0			
			NW	NE		MONTIERTH, H R		L61-07390 / 32.0			
			NW	NE		MONTIERTH, H R		L61-07306A / 32.0			
			NW	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 32.0			
02S	05E	19	SW	NE		PALFREYMAN, DAVID L	A61-07390 / 32.0	61-07390 / 32.0	30.0		
			SW	NE		PALFREYMAN, DAVID L	A61-07306A / 32.0	61-07306A / 32.0			32
			SW	NE		PALFREYMAN, DAVID L		61-07424 / 32.0			
			SW	NE		MONTIERTH, RAY		T61-07306C / 32.0			
			SW	NE		MONTIERTH, H R		L61-07390 / 32.0			
			SW	NE		MONTIERTH, H R		L61-07306A / 32.0			
			SW	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 32.0			
02S	05E	19	SE	NE		PALFREYMAN, DAVID L	A61-07390 / 31.0	61-07390 / 31.0	37.0		
			SE	NE		PALFREYMAN, DAVID L	A61-07306A / 31.0	61-07306A / 31.0			31
			SE	NE		PALFREYMAN, DAVID L		61-07424 / 31.0			
			SE	NE		MONTIERTH, RAY		T61-07306C / 31.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	NE		MONTIERTH, H R		L61-07390 / 31.0			
			SE	NE		MONTIERTH, H R		L61-07306A / 31.0			
			SE	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 31.0			
02S	05E	20	NE	NE		PALFREYMAN, DAVID L	A61-07390 / 34.0	61-07390 / 34.0	41.0		
			NE	NE		PALFREYMAN, DAVID L	A61-07306A / 34.0	61-07306A / 34.0			34
			NE	NE		MONTIERTH, RAY		T61-07306C / 34.0			
			NE	NE		MONTIERTH, H R		L61-07390 / 34.0			
			NE	NE		MONTIERTH, H R		L61-07306A / 34.0			
			NE	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 34.0			
			NE	NE		PALFREYMAN, DAVID L		61-07424 / 34.0			
02S	05E	20	NW	NE		PALFREYMAN, DAVID L	A61-07390 / 34.0	61-07390 / 34.0	38.0		
			NW	NE		PALFREYMAN, DAVID L	A61-07306A / 34.0	61-07306A / 34.0			34
			NW	NE		PALFREYMAN, DAVID L		61-07424 / 34.0			
			NW	NE		MONTIERTH, RAY		T61-07306C / 34.0			
			NW	NE		MONTIERTH, H R		L61-07390 / 34.0			
			NW	NE		MONTIERTH, H R		L61-07306A / 34.0			
			NW	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 34.0			
02S	05E	20	SW	NE		PALFREYMAN, DAVID L	A61-07390 / 38.0	61-07390 / 38.0	38.0		38.0
			SW	NE		PALFREYMAN, DAVID L	A61-07306A / 38.0	61-07306A / 38.0			
			SW	NE		PALFREYMAN, DAVID L		61-07424 / 38.0			
			SW	NE		MONTIERTH, RAY		T61-07306C / 38.0			
			SW	NE		MONTIERTH, H R		L61-07390 / 38.0			
			SW	NE		MONTIERTH, H R		L61-07306A / 38.0			
			SW	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 38.0			
02S	05E	20	SE	NE		PALFREYMAN, DAVID L	A61-07390 / 34.0	61-07390 / 34.0	42.0		
			SE	NE		PALFREYMAN, DAVID L	A61-07306A / 34.0	61-07306A / 34.0			34
			SE	NE		PALFREYMAN, DAVID L		61-07424 / 34.0			
			SE	NE		MONTIERTH, RAY		T61-07306C / 34.0			
			SE	NE		MONTIERTH, H R		L61-07390 / 34.0			
			SE	NE		MONTIERTH, H R		L61-07306A / 34.0			
			SE	NE		IDAHO WASTE SYSTEMS INC		T61-07390 / 34.0			
02S	05E	20	NE	SW		PALFREYMAN, DAVID L	A61-07390 / 37.0	61-07390 / 37.0	40.0		
			NE	SW		PALFREYMAN, DAVID L	A61-07306A / 37.0	61-07306A / 37.0			37
			NE	SW		PALFREYMAN, DAVID L		61-07424 / 37.0			
			NE	SW		MONTIERTH, RAY		T61-07306C / 37.0			
			NE	SW		MONTIERTH, H R		L61-07390 / 37.0			
			NE	SW		MONTIERTH, H R		L61-07306A / 37.0			
			NE	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 37.0			
02S	05E	20	NW	SW		PALFREYMAN, DAVID L	A61-07390 / 37.0	61-07390 / 37.0	38.0		
			NW	SW		PALFREYMAN, DAVID L	A61-07306A / 37.0	61-07306A / 37.0			37
			NW	SW		PALFREYMAN, DAVID L		61-07424 / 37.0			
			NW	SW		MONTIERTH, RAY		T61-07306C / 37.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	SW		MONTIERTH, H R		L61-07390 / 37.0			
			NW	SW		MONTIERTH, H R		L61-07306A / 37.0			
			NW	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 37.0			
02S	05E	20	SW	SW		PALFREYMAN, DAVID L	A61-07390 / 37.0	61-07390 / 37.0	34.0		
			SW	SW		PALFREYMAN, DAVID L	A61-07306A / 37.0	61-07306A / 37.0			
			SW	SW		PALFREYMAN, DAVID L		61-07424 / 37.0			
			SW	SW		MONTIERTH, RAY		T61-07306C / 37.0			
			SW	SW		MONTIERTH, H R		L61-07390 / 37.0			
			SW	SW		MONTIERTH, H R		L61-07306A / 37.0			
			SW	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 37.0			
02S	05E	20	SE	SW		PALFREYMAN, DAVID L	A61-07390 / 40.0	61-07390 / 40.0	40.0		
			SE	SW		PALFREYMAN, DAVID L	A61-07306A / 40.0	61-07306A / 40.0			
			SE	SW		PALFREYMAN, DAVID L		61-07424 / 40.0			
			SE	SW		MONTIERTH, RAY		T61-07306C / 40.0			
			SE	SW		MONTIERTH, H R		L61-07306A / 40.0			
			SE	SW		IDAHO WASTE SYSTEMS INC		T61-07390 / 40.0			
			SE	SW		MONTIERTH, H R		L61-07390 / 40.0			
02S	05E	20	NE	SE		PALFREYMAN, DAVID L	A61-07390 / 36.0	61-07390 / 36.0	40.0		
			NE	SE		PALFREYMAN, DAVID L	A61-07306A / 36.0	61-07306A / 36.0			
			NE	SE		PALFREYMAN, DAVID L		61-07424 / 36.0			
			NE	SE		MONTIERTH, RAY		T61-07306C / 36.0			
			NE	SE		MONTIERTH, H R		L61-07306A / 36.0			
			NE	SE		IDAHO WASTE SYSTEMS INC		T61-07390 / 36.0			
			NE	SE		MONTIERTH, H R		L61-07390 / 36.0			
02S	05E	20	NW	SE		PALFREYMAN, DAVID L	A61-07390 / 40.0	61-07390 / 40.0	42.0		
			NW	SE		PALFREYMAN, DAVID L	A61-07306A / 40.0	61-07306A / 40.0			
			NW	SE		PALFREYMAN, DAVID L		61-07424 / 40.0			
			NW	SE		MONTIERTH, RAY		T61-07306C / 40.0			
			NW	SE		MONTIERTH, H R		L61-07390 / 40.0			
			NW	SE		MONTIERTH, H R		L61-07306A / 40.0			
			NW	SE		IDAHO WASTE SYSTEMS INC		T61-07390 / 40.0			
02S	05E	20	SW	SE		PALFREYMAN, DAVID L	A61-07390 / 40.0	61-07390 / 40.0	41.0		
			SW	SE		PALFREYMAN, DAVID L	A61-07306A / 40.0	61-07306A / 40.0			
			SW	SE		PALFREYMAN, DAVID L		61-07424 / 40.0			
			SW	SE		MONTIERTH, RAY		T61-07306C / 40.0			
			SW	SE		MONTIERTH, H R		L61-07306A / 40.0			
			SW	SE		IDAHO WASTE SYSTEMS INC		T61-07390 / 40.0			
			SW	SE		MONTIERTH, H R		L61-07390 / 40.0			
02S	05E	20	SE	SE		PALFREYMAN, DAVID L	A61-07390 / 36.0	61-07390 / 36.0	36.0		
			SE	SE		PALFREYMAN, DAVID L	A61-07306A / 36.0	61-07306A / 36.0			
			SE	SE		PALFREYMAN, DAVID L		61-07424 / 36.0			
			SE	SE		MONTIERTH, RAY		T61-07306C / 36.0			

37

36

40

40

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	SE		MONTIERTH, H R		L61-07390 / 36.0			
			SE	SE		MONTIERTH, H R		L61-07306A / 36.0			
			SE	SE		IDAHO WASTE SYSTEMS INC		T61-07390 / 36.0			
02S	05E	21	NE	NW		PALFREYMAN, DAVID L	A61-07390 / 33.0	61-07390 / 33.0	40.0		
			NE	NW		PALFREYMAN, DAVID L	A61-07306A / 33.0	61-07306A / 33.0			
			NE	NW		PALFREYMAN, DAVID L		61-07424 / 33.0			33
			NE	NW		MONTIERTH, H R		L61-07390 / 33.0			
			NE	NW		MONTIERTH, H R		L61-07306A / 33.0			
			NE	NW		IDAHO WASTE SYSTEMS INC		T61-07390 / 33.0			
			NE	NW		MONTIERTH, RAY		T61-07306C / 33.0			
02S	05E	21	NW	NW		PALFREYMAN, DAVID L	A61-07390 / 33.0	61-07390 / 33.0	40.0		
			NW	NW		PALFREYMAN, DAVID L	A61-07306A / 33.0	61-07306A / 33.0			33
			NW	NW		PALFREYMAN, DAVID L		61-07424 / 33.0			
			NW	NW		MONTIERTH, H R		L61-07390 / 33.0			
			NW	NW		MONTIERTH, H R		L61-07306A / 33.0			
			NW	NW		IDAHO WASTE SYSTEMS INC		T61-07390 / 33.0			
			NW	NW		MONTIERTH, RAY		T61-07306C / 33.0			
02S	05E	21	SW	NW		PALFREYMAN, DAVID L	A61-07390 / 34.0	61-07390 / 34.0	38.0		
			SW	NW		PALFREYMAN, DAVID L	A61-07306A / 34.0	61-07306A / 34.0			34
			SW	NW		MONTIERTH, RAY		T61-07306C / 34.0			
			SW	NW		PALFREYMAN, DAVID L		61-07424 / 34.0			
			SW	NW		MONTIERTH, H R		L61-07390 / 34.0			
			SW	NW		MONTIERTH, H R		L61-07306A / 34.0			
			SW	NW		IDAHO WASTE SYSTEMS INC		T61-07390 / 34.0			
02S	05E	21	SE	NW		PALFREYMAN, DAVID L	A61-07390 / 33.0	61-07390 / 33.0	37.0		
			SE	NW		PALFREYMAN, DAVID L	A61-07306A / 33.0	61-07306A / 33.0			33
			SE	NW		MONTIERTH, RAY		T61-07306C / 33.0			
			SE	NW		PALFREYMAN, DAVID L		61-07424 / 33.0			
			SE	NW		MONTIERTH, H R		L61-07390 / 33.0			
			SE	NW		MONTIERTH, H R		L61-07306A / 33.0			
			SE	NW		IDAHO WASTE SYSTEMS INC		T61-07390 / 33.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A61-07390	925.00	925.00	843.00
-------------	-----------	--------	--------	--------

925

POU COUNTY: ELMORE

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

Y(☒) N(☐)

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

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A61-07390	GROUNDWATER	PALFREYMAN, DAVID L	8.900	0.009	1780.00	1.92
A61-07306	GROUNDWATER	PALFREYMAN, DAVID L	1.490	0.001	316.00	0.34

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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

N/A(☐) Y(☒) N(☐)

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

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

N/A(☐) Y(☒) N(☐)

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

Y(☐) N(☒)

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?

Y(☐) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

~~NA~~ NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

Recommend as described

RECOMMENDATIONS:

TOTAL ACRES:

925

N/A()

REVIEWED BY:

SB

DATE:

11/19/98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-07390 IRRIGATION	FROM 04-01 TO 10-31	8.900 CFS	1780.00 AF/A
TOTAL DIVERSION RATE/VOLUME		8.900 CFS	1780.00 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
61-07390 IRRIGATION	FROM 04-01 TO 10-31	8.900 CFS	1780.00 AF/A
TOTAL DIVERSION RATE/VOLUME		8.900 CFS	1780.00 AF/A

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

Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

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

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

Y(☐) N(☒)

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

Y(☒) N(☐)

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

Y(☒) N(☐)

* 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(☒) N(☐)

* 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(☒) N(☐)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* 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(☐) N(☒)

PAGE: 16

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

74

CLAIM NUMBER: A61-07390

NOTES:

all processed

AJ CLAIM TOTAL DIVERSION RATE: 8.900 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 8.900 CFS

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

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

* 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() N()

* 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() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 925 x 0.02 CFS/ACRE = 185 CFS
(Taken from pou review)

1b. CALCULATIONS

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 = 1780.00 AF/A

ACRES 925 x DIVERSION VOL. AF/A FOR AREA 4.5 =

TOTAL DIVERSION VOLUME 4163 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

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

NOTES: as directed

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-01	10-31	DATABASE 8.900	EXAMINER _____	DATABASE ~~1780.00~~	EXAMINER 1580	DATABASE 0.0	EXAMINER _____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			8.900	_____	~~1780.00~~	1580	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

POD FO2 EXP QNT POWI
FO6 E08 K06
FO5 E27 E14

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 *N/A*

ROOT WATER RIGHT NUMBER: 61-07390

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 8.900	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A61-07390	8.900	-	-	61-07390	8.900
-	-	-	-	-	L61-07390	8.900
TOTAL CFS		8.900				8.900

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	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

See 61-07306C For Map

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	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☒ LICENSING FIELD EXAM	DATE OF FIELD EXAM <u>12/1/92</u>	<u>13</u>	
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>8/21/97</u>	<u>2</u>	
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
() SYSTEM DESCRIPTION	DATE DRAWN _____		
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
() OTHER _____	DATE _____		
() OTHER _____	DATE _____		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:08
10/08/98

PAGE: 22
QUICKLOOK INFORMATION

80
CLAIM NUMBER: A61-07390

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	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				2	<i>License</i>	11/19/98		
POINT OF DIV				2				
SOURCE				2				
PLACE OF USE	Y			2				
DIV. AMOUNT CFS/VOLUME				2				
CONSUMPTIVE USE	-			2				
PURPOSES OF USE				2				
PERIOD OF USE				2				
BASIS OF CLAIM				2				
REMARKS	Y			2				

BARCODE UPDATED
WHOM/DATE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

AMENDED

AMENDED

WATER RIGHT NO. 61-07390

Priority: May 19, 1987

Maximum Diversion Rate: 8.90 CFS

Maximum Diversion Volume: 1580.0 AF

This is to certify, that H R MONTIERTH
ROD MONTIERTH
RAY MONTIERTH

4301 N DALTON LN

BOISE ID 83709

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 7, 1979; and has submitted Proof of Beneficial Use on May 19, 1987. An examination indicates that the works have a diversion capacity of 17.390 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	8.90 CFS	1580.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 20, Township 02S, Range 05E
SESW , Sec. 20, Township 02S, Range 05E
SWSE , Sec. 20, Township 02S, Range 05E
SESE , Sec. 20, Township 02S, Range 05E
ELMORE 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>
02S	05E	16	NESW 2	NWSW 18	SWSW 40	95
			SESW 35			
		17	NENW 10	SENW 39	NESW 39	127
			SESW 39			
		19	NENE 32	NWNE 32	SWNE 32	127
			SENE 31			
		20	NENE 34	NWNE 34	SWNE 38	
			SENE 34	NESW 37	NWSW 37	
			SWSW 37	SESW 40	NESE 36	
			NWSE 40	SWSE 40	SESE 36	443
		21	NENW 33	NWNW 33	SWNW 34	
			SENW 33			133

Total number of acres irrigated: 925

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

AMENDED

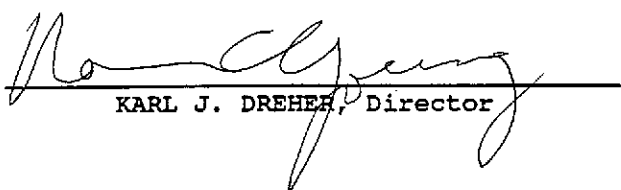
AMENDED

WATER RIGHT NO. 61-07390

CONDITIONS OF APPROVAL AND REMARKS

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
6. Two points of diversion each are located within SESW and SESE, S20, T02S, R05E.
7. Rights 61-07306A and 61-07424 are also diverted through the points of diversion described above.
8. Right 61-07204 is also diverted through one of the points of diversion in the SESW described above.
9. This right is limited to the irrigation of 395 acres within the place of use described above in a single irrigation season.
10. Rights 61-07306A, 61-07390, and 61-07424 when combined shall not exceed a total annual diversion volume of 3700 af and the irrigation of 925 acres in a single irrigation season.
11. Rights 61-07204, 61-07306A, 61-07390 and 61-07424 when combined shall not exceed a total combined diversion rate of 20.68 cfs, a total combined annual diversion volume of 4664.0 af, and the irrigation of a combined total of 1166 acres in a single irrigation season.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 21st
day of August, 1982.


KARL J. DREHER, Director

SYSTEM DESCRIPTION AND NARRATIVE
RIGHT NOS. 61-07306A, -07390, -07424

General Comments

Permits are appurtenant to agricultural lands currently enrolled in federal set-aside programs. Pursuant to Idaho Code 42-222, all water rights on set-aside lands are protected from forfeiture for the duration of the enrollment. Water right permits with proofs filed have been determined to be protected only to the extent to which they have been developed. For this reason it is imperative that an assessment be made of this system which will quantify and document development prior to set-aside. It is also important to note any ongoing activity under other rights from the same system. Because of the pending SRBA review in this area, the water right license(s) should be issued prior to the distribution of the Basin 61 Director's Report and before the termination of CRP enrollment so that additional development is not encouraged under the outstanding permit.

Diversion System/System Capacity

Two wells drilled as early as 1977 (no logs), and four wells drilled in 1981 were found integrated into a common system serving lands under the above permits. Well pumps discharge into 18-24" buried main with valves to 5 center pivots and assorted hand/wheel line sets (see system map). Existing wells in Section 30, T02S R05E and Section 36, T02S R04E, were connected to this system at an unknown date (1981?) via a mainline extension north from Section 30; the best information available is unclear as to the role of the additional wells during the permit development period, so only the Section 20 wells will be assessed for licensing purposes.

Because of the inactive status of the system, theoretical calculations were used to determine system capacity. The pumping plant with booster at site #2 was intact as operated during development. Sites #1 and 3 had pump motors removed but pumps left in the wells. Sites #4, 5, and 6 (east wells) were capped, with all equipment removed. All available pump information was collected on-site. Other information was obtained from permit holder or Layne Pump. Pumping level was estimated from well logs. An estimated wellhead pressure of 70 psi was obtained from permit holder. See attached pump schedule and calculation page.

All six wells were operated together only in the years 1981 and 1982. By 1983, lands in Section 17 and 21 had been placed into set-aside, and lesee (George Foster) had left the farm. All equipment was removed from the east wells (4, 5, and 6) and the wells were capped. The balance of lands in Sections 16, 19, and 20 were then irrigated using only the west wells (1, 2, and 3). Two unique system capacities (with and without east wells) are thus relevant during the system development period. One or the other were used to assess licensed rates of flow, depending on which wells were actually used for development of the permitted acres.

Beneficial Use

At the time of field exam, all previously irrigated acres were enrolled in either the CRP set-aside program or in the yearly 092 Wheat and Feed Grain program. Some pivot corners have been excluded from CRP eligibility (see maps). All enrollment was verified at the Elmore County ASCS (CFAS) office in Mountain Home. Pre-CRP irrigation patterns were also verified at same office using yearly compliance photography for the years 1983 through 1988. By identifying pre-CRP irrigation patterns during the last 5 years of operation, it was possible to determine the most recent extent of beneficial use under this system. CRP enrollment does not always reflect recent irrigation, so CRP acres do not always equal recommended acres. Any beneficial use forfeited in the 5 years before CRP (or other) enrollment cannot be recommended for licensing.

Acreage patterns under this system show a decline in total irrigated acres under 61-07306A and 61-07390 between 1983 and 1988. This period represents the 6 irrigation years immediately preceeding 1989 CRP enrollment for Section 20, and the 5 irrigation years preceeding 1988 CRP enrollment for Sections 19 and 16. A land rotation pattern emerged which utilized all acres initially developed but which did not show the irrigation of all acres in any single season. From information obtained from permit holder and operator, the switch to land rotation was due primarily to the conversion to potato cropping. Land rotation is necessary to maintain soil fertility; decreased acres allowed for increased application rates. For licensing of these two permits, permissible place of use equals all acres initially cultivated and subsequently enrolled in qualifying set-aside, but seasonal use under each permit is limited to the maximum number of acres found irrigated within a single season during the forfeiture period (see attached Development Timeline and Schedule of Acres Irrigated).

The use of defined irrigation patterns for licensing in Sections 17 and 21 under 61-07424 is not applicable as for the other permits, because these lands were only irrigated in one or two seasons, 1981 and/or 1982, and only on spring wheat. Once a grain crop base was established, the lands were enrolled in the 092 Wheat and Feed Grain Program. In Section 17, irrigation under hand lines occurred in 1981. Documents on file at Elmore County ASCS verify that the land has been enrolled in the 092 grain program from 1982 to the present, and was not entered into CRP. In Section 21, irrigation occurred under a pivot system in 1981 and 1982 before enrollment in 092 began, but this parcel was enrolled in CRP in 1988. It came to my attention that 42-222 was not amended to add set-aside protection language until 1988. Conceivably, those lands in Sections 17 and 21 may have been considered forfeited several years before they were protected by this statute. I have been advised by our legal staff (Lynn Krogh via Dan Steckel) that this statute was intended to be retroactive, therefore, since qualifying enrollment

has been continuous, I am proceeding with recommendations pursuant to 42-222.

I have been told and am willing to believe that all 925 acres under this system were irrigated in 1981. George Foster is said to have operated the east wells and sometimes well #3 to irrigate lands leased from Montierth in Sections 16, 17 and 21. Steve Reynolds states that, at the same time, he operated the west wells to irrigate the balance in Sections 19 and 20. The wells were all joined at the time and shared when necessary. After Foster left, lands in Section 16 were irrigated once again in 1983 (by Reynolds?), but from the west system, since the east wells had been dismantled. It was about this time that land rotation patterns became evident on the lands which were still in active production.

Accordingly, the following method was used to determine recommended rate of flow on eligible acres:

For 61-07424

1981 system capacity (all wells)	= 17.39
1981 total acres irrigated	= 925
1981 system rate of flow	= 0.0184 cfs/acre
Eligible permit acres	= 260
Licensed rate of flow	= 260 X 0.0184 = 4.78 cfs

For 61-07306A and 61-07390

1983 system capacity (west wells)	= 11.15
1983-88 maximum yearly acres	= 570
1983-88 system rate of flow	= 0.0196 cfs/acre
Eligible permit acres, 7306A	= 127
Licensed rate of flow	= 127 X 0.0196 = 2.49 cfs
Eligible permit acres, 7390	= 443
Licensed rate of flow	= 443 X 0.0196 = 8.68 cfs

Amendments

All rights

P/D amendments to add wells in Section 20. Well in Section 30 not to be included as a point of diversion unless it can be shown that flows from this well were actually utilized.

Overlaps

P/D overlaps as noted. Permit 61-07204 was also developed, beginning in 1989, using the #2 well and the well in Section 30, after lands were placed into CRP. See 61-07204 file for more info.

Conditions

Recommend that the following conditions appear upon the referenced licenses:

61-07390:

Irrigation under this right is limited to 443 acres within the listed place of use in a single irrigation season.

All rights:

Total combined diversions under 61-07204, 61-07306A, 61-07390 and 61-07424 shall not exceed 17.39 cfs, 4062 AFA, or the irrigation of 1071 acres in a single irrigation season.

E. NARRATIVE/REMARKS/COMMENTS

Land enrolled in CRP 1988-1997 (Sec 16) and 1989-1998 (Sec 20)

System Shared with 61-7306A and 61-7424. (See narrative)
See also narrative for amendments and recommended conditions.

Maximum Seasonal Use under this right has been determined to be 443 acres irrigation. ~~OK~~

There is a possibility of 4 years accrued forfeiture prior to CRP enrollment in Section 16. (See 42-222 regarding accrued forfeiture). Land must be irrigated ^{within one year} ~~thereafter~~ following CRP termination unless it may be shown that other qualified protections are in place or have been established.

Original Photos and all well inspection forms are in 61-7306A

No measuring device present. Enough information is available that theoretical calculations are possible.

Have conditions of permit approval been met? ☐ yes ☒ no

15463
568

CRP
88-97
10.95.1

61-7390

① HEL
95.6

15463
568

field 5
only

88-97
10.95.1

23.45.10
excluded
from
CRP

② HEL
93.4

box
for
dec

15463
568

fields 13.4
disallowed

CRP

③ HEL
100.0

fields 57.8
151.4

CRP
88-98
10.95.2

field
6
disallowed

61-7390

fields 9-11
only 151.1

CRP
88-96
9.72.3

fields 6-8
disallowed

④ HEL
10.95.1

⑤ HEL
10.95.1

⑥ HEL
10.95.1

29.28

ACS-578

REPORT OF ACREAGE

USDA-ASCS

NOTE: Sec. 127d, T.U.S.C., authorizes collection of the following data. The data will be used to determine eligibility for assistance. Furnishing this data is voluntary; however, without assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the Act.

1

이론

100-443887-100

F A H L S O

END -

OPERATION

Carl - 1944 - 1945

Steve - 4-1-68

Michael - EA

Randy - 4-10-68

Abstract

PROGRAM YEAR
1961-1962

1984

0700000

2. ONDREA

Northart / RAY / Rod -

Monfext

SECTION 1 - FARM FIELD REPORT (NOTE: Gray Shaded Area is to be Filled in by Reporter ONLY.)

[illegible]

IV. OPERATOR'S CERTIFICATION

SECRETARY'S SIGNATURE

Page 19

OPERATOR'S SIGNATURE

DATE

P/D LIST AND PUMP SCHEDULE
RIGHT NOS. 61-07306A, -07390, -07424

<u>P/D #</u>	<u>Location</u>	<u>Motor Size, Make, ID#</u>
1	SESWSW S20 T02S R05E	400 HP, removed pump still in place
2	SWSESW S20 " "	400 HP US Motors SN CE 9538-639 89-03585
2 (Booster)		125 HP US Motors SN FBJ608149
3	SWSESW S20 " "	200 HP, removed Vertiline pump #T81211
4	SESWSE S20 " "	200 HP, make unknown Layne pump model 11BEH (11 stg)
5	SWSESE S20 " "	200 HP, make unknown Layne pump model 11BEH (11 stg)
6	SESESE S20 " "	200 HP, make unknown Layne pump model 11BH (12 stage)

DEVELOPMENT TIMELINE AND
SCHEDULE OF ESTIMATED ACRES IRRIGATED
RIGHT NOS. 61-07306A, -07390, -07424

PERMIT NO.	61-07306A	61-07390 Sec 20	Sec 16	61-07424 Sec 21	Sec 17
File Date	2-1-77	11-7-79		12-8-80	
Priority	5-19-87	5-19-87		12-8-80	
Permit Acres	160	640		480	
Found Acres	127	538		260	
Proof Made	5-19-87	5-19-87		5-2-88	
CRP Entry	1988	1989	1988	1988	NONE
Acres irrigated by year: ¹					
1988	0	233	0	0	0
1987	127	230	0	0	0
1986	0	439	0	0	0
1985	127	428	0	0	0
1984	127	443	0	0	0
1983	0	443	95	0	0
1982 ²			0	133	0
1981 ²				133	127

1. Confirmed using ASCS (CFAS) compliance photography slides on file at Elmore County office.
2. Hard records for these years were not readily available. However, permit holder's claim that acres were irrigated in these years was upheld by Elmore County ASCS director Jeff Groat. Records on file (copies not included but seen by examiner) document Grain Program enrollment 1983-1987 in Sec 21 and 1982-present in Sec 17.

THEORETICAL HORSEPOWER EQUATION WORKSHEET (cjh 1/92)

Water Right No.: 61-07306A, -07390, -07424
 Examiner: C Hodges
 Date of Field Exam: 12-11-92

P/D No.: (West Wells)	1	2	3
PUMP HORSEPOWER	400	400	200
BOOSTER HORSEPOWER	0	125	0
PUMPING LEVEL	460	460	460
DISCHARGE PRESSURE	70	70	70
RATE OF FLOW (cfs)	3.96	5.20	1.98
TOTAL FLOW (cfs)			11.15

P/D No.: (East Wells)	4	5	6
PUMP HORSEPOWER	200	200	200
BOOSTER HORSEPOWER	0	0	0
PUMPING LEVEL	460	460	480
DISCHARGE PRESSURE	70	70	70
RATE OF FLOW (cfs)	1.98	1.98	1.92
TOTAL FLOW (cfs)			5.88

P/D No.: (East Wells)	4	5	6
<i>check, Using Layne Pump test data, 1981</i>			
PUMP HORSEPOWER (<i>Bracket horsepower</i>)	212	212	168
BOOSTER HORSEPOWER	0	0	0
PUMPING LEVEL (TDH)	680	680	700
RATE OF FLOW (cfs)	1.92	1.92	1.48
TOTAL FLOW (cfs)			5.32

2800 gpm rated = 6.24 cfs
 USE THIS.

± 6%
 ± 16%

LAYNE OF IDAHO, INC.

P.O. BOX 1005

NAMPA, IDAHO 83651



GEORGE FOSTER FARM

Wells in
Section 20 SE 1/4

(#4)
STATION # 1 First well East of 400 HP Pump # T80-193
12" Well to 490' 10" Liner to 700' 6" to 900'
Well Tested 3-18-81 Pumped

550 GPM 417'

754 " 431'

915 " 444'

1052 " 460'

3 Hr. test

New Pump - 200 HP - 500' 8"X2 1/2"X1 11/16" Column

11 Stages 11BEH

1000 GPM @ 680' TDH - 212 BHP

(#5)
STATION # 2 Second well East of 400 HP Pump # T80-193

Tested with customers pump 5-8-81

Well Tested 1043 GPM 480' 5 Hr. test

New Pump -- 200 HP - 480' 8"X2 1/2"X1 11/16" Column

11 Stages 11BEH

1000 GPM @ 680' TDH - 212 BHP

(#6)
STATION # 3 Third well East of 400 HP Pump # T80-193

12" Well to 530' 6" to 910'

Well Tested 4-6-81 Pumped

846 GPM 469' 2 Hr. test

New Pump - 200 HP - 500' 8"X2 1/2"X1 11/16" Column

12 Stages 11BH

800 GPM @ 700' TDH - 168 BHP

2800 GPM = 6.24 cfs

SYSTEM MAP

U-7306A, 7390

7424

255E

U-7310

U-7424

255E

Cleft

22

VABM

RECEIVED

MAY 16 1997

LAW OFFICES

GIVENS PURSLEY & HUNTLEY LLP Department of Water Resources

A LIMITED LIABILITY PARTNERSHIP

277 NO. 6TH STREET • SUITE 200
P.O. BOX 2720 • BOISE, IDAHO 83701
(208) 388-1200
FACSIMILE (208) 388-1201

RECEIVED

MAY 16 1997

WATER RESOURCES
WESTERN REGION

GARY G. ALLEN
JOSEPH H. BAIRD
CHRISTOPHER J. BEESON
MICHAEL C. CREAMER
ROY L. EIGUREN
JEFFREY C. FEREDAY
JULIE KLEIN FISCHER
RAYMOND D. GIVENS
L. W. GRANT III
J. BART GREEN
ROBERT C. HUNTLEY, JR.
RICHARD W. JANKOWSKI
KARL T. KLEIN
DAVID R. LOMBARDI
KIMBERLY D. MALONEY
KENNETH R. MCCLURE

CHRISTOPHER H. MEYER
L. EDWARD MILLER
PATRICK J. MILLER
JUDSON B. MONTGOMERY
TERRY L. MYERS
RAMONA S. NEAL
STEVEN L. OLSEN
W. HUGH O'RIORDAN
ROBERT L. PHILLIPS
KENNETH L. PURSLEY
CONLEY WARD
STEVEN R. WEEKS
STEPHANIE C. WESTERMEIER
JAMES A. MCCLURE
OF COUNSEL

May 13, 1997

Sally Sherman
Sally Sherman
Idaho Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

Re: *Notice of Change of Water Right Ownership*

Dear Ms. Sherman:

We represent the Palfreymans and Corddryes in connection with their recent purchase of approximately 1,680 acres of irrigated land in Elmore and Ada Counties.

On behalf of our clients, we are forwarding to you two original Notice of Change of Water Right Ownership forms provided us by the Department. Attached to each form you will find copies of the recorded warranty deeds indicating our clients' ownership of the property. Legal descriptions are attached to the warranty deeds. Additionally, we have attached the following as additional documentation of the sale and proof of our clients' ownership of the land and water rights:

1. Assignment of Water Right Licenses and Snake River Basin Adjudication Claims (Seller to Buyers);
2. Assignment of Water Right Licenses and Snake River Basin Adjudication Claims (Western Mortgage/Connecticut General to Buyers); and
3. Satisfaction Mortgage (Western Mortgage).

We were informed by the Department that one form could be used for more than one water right if the water rights were used in the same system. We have prepared the forms and grouped the water rights by systems.

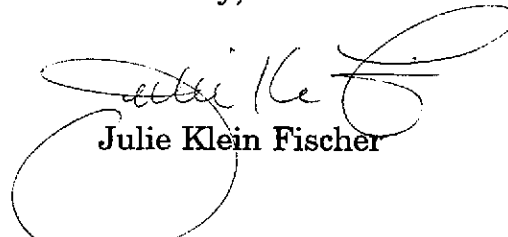
May 13, 1997
Page 2

Please make the appropriate changes in ownership to both the water right licenses and the adjudication claims for water right nos. 61-7207A, 61-7207B, 61-7390, 61-7424, and 61-7306A.

If you have any questions about the enclosed please contact David Palfreyman at 323-0726. Alternatively, you may contact Mike Creamer of our office.

Thank you for your kind assistance.

Sincerely,



Julie Klein Fischer

Enclosure

cc: David Palfreyman
Michael C. Creamer
446318\IDWR.L01

ASSIGNMENT OF WATER RIGHT LICENSES
AND SNAKE RIVER BASIN ADJUDICATION CLAIMS

FOR VALUE RECEIVED, Herbert Montierth, Edward Ray Montierth, Susan Montierth, Rodney Kent Montierth and Dollie L. Montierth (collectively "Assignors") hereby assign to David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest and their, successors and assigns, all of Assignors' right, title and interest in and to all water rights represented by the following licenses Numbers:

61-07207A	A61-07207A
61-07207B	A61-07207B
61-07390	A61-07390
61-07424	A61-07424
61-07306A	A61-07306A

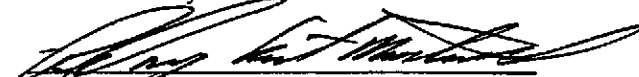
Assignors further agree to execute any other documents necessary to effectuate this assignment.

IN WITNESS WHEREOF, Assignors have executed this Assignment effective this ~~21st~~ day of April, 1997.

ASSIGNORS:


Herbert R. Montierth


Edward Ray Montierth


Rodney Kent Montierth


Susan Montierth


Dollie L. Montierth

*Cordy
Montierth*

Western Mortgage & Realty Company

2211 West Court, Suite D, P. O. Box 3110, Pasco, Washington 99302-3110

Phone (509) 545-4545 Fax (509) 545-4804

April 28, 1997

Ms. Kathy Coontz
Pioneer Title Company of Ada County
8151 West Rifleman Avenue
Boise, ID 83704

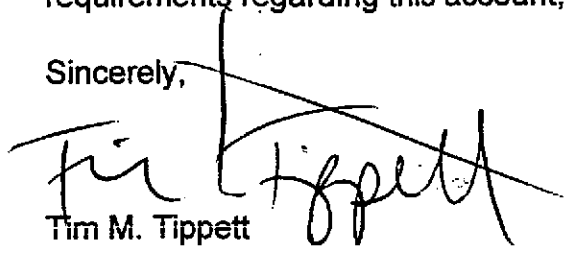
**RE: Your Escrow #151423 (Western Mortgage & Realty Company Loan #52025)-
Montierth.**

Dear Kathy:

In connection with the above, please find enclosed herewith the original fully executed Release and Assignment of Water Right Licenses form which has been signed by Connecticut General.

This document now should conclude all documentation requirements in connection with the current transaction. However, in the event that you should have any further requirements regarding this account, please advise me at your earliest convenience.

Sincerely,



Tim M. Tippet

TMT/klp
ENCLOSURE

coontz4.ltr

RELEASE AND ASSIGNMENT OF WATER RIGHT LICENSES
AND SNAKE RIVER BASIN ADJUDICATION CLAIMS

FOR VALUE RECEIVED, CONNECTICUT GENERAL LIFE INSURANCE CO. ("Assignor") hereby releases and assigns to David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest, and their, successors and assigns, all of Assignor's right, title and interest in and to all water rights represented by the following water right license Numbers issued by the Idaho Department of Water Resources, and the following Snake River Basin Adjudication Claims:

61-07207B

A61-07207B

Assignor hereby acknowledges Assignor has no interest in water rights or claims represented by license numbers:

61-07207A

A61-07207A

61-07424

A61-07424

61-07390

A61-07390

61-07306A

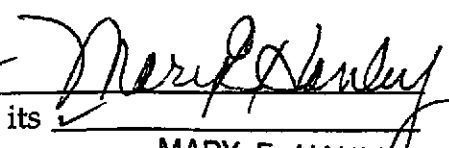
A61-07306A

Assignor agrees to execute any other documents necessary to effectuate this assignment.

23rd IN WITNESS WHEREOF, Assignor has executed this Assignment effective this ~~24th~~ day of April, 1997.

ASSIGNOR:

CONNECTICUT GENERAL LIFE INSURANCE CO.

BY: 

its

MARY E. HANLEY
Assistant Secretary

51423 KC/HH

97030931

Filed for Record at Request of

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID

PIONEER TITLE

'97 APR 22 PM 11 21

FEE 30 DEP Subina
RECORDED AT THE REQUEST OF

NAME PIONEER TITLE COMPANYADDRESS 8151 W. RIFLEMANCITY AND STATE BOISE, ID. 83704**SATISFACTION OF MORTGAGE****KNOW ALL MEN BY THESE PRESENTS:** That

WESTERN MORTGAGE & REALTY COMPANY, a Washington Corporation, the owner and holder of that certain mortgage bearing date August 31, 1988, executed by Herbert R. Montierth (also known as Herb R. Montierth and H. R. Montierth) and Golda Darlene Montierth (also known as Golda D. Montierth and Darlene R. Montierth), husband and wife, and Edward Ray Montierth (also known as Ray Montierth) and Susan Montierth, husband and wife, and Rodney K. Montierth (also known as Rodney Kent Montierth), a single man, as Mortgagor, all whose pertinent address is Route 1, Box 156, Kuna, Idaho 83634 to secure payment of the sum of FOUR HUNDRED NINETY THOUSAND DOLLARS (490,000.00) and interest, and recorded in the office of the County Recorder of Ada County, State of Idaho, on the 8th day of September, 1988, in Recorder's File No. 8844168, does hereby acknowledge that the said mortgage has been FULLY SATISFIED AND DISCHARGED, and does hereby authorize and direct the said County Recorder to enter full satisfaction thereof of record.

IN WITNESS WHEREOF, we have hereunto set our hand and seal this 11th day of April, 1997.



WESTERN MORTGAGE AND REALTY COMPANY

Tim M. Tippet
Tim M. Tippet, Vice President

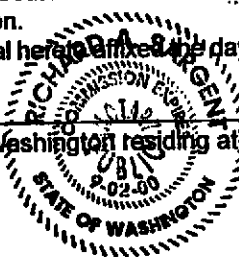
STATE OF WASHINGTON)
) SS.
COUNTY OF FRANKLIN)

On this 11th day of April, 1997, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Tim M. Tippet to me known to be the Vice President of the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

Witness my hand and official seal hereunto affixed the day and year first above written.

Richard A. Sargent
Notary Public in and for the State of Washington residing at Pasco

Richard A. Sargent
NAME OF NOTARY PUBLIC



Water Right Number - 61-07390

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

MONTIERTH

H. R.

1 - RT. 1

2 -

3 -

City- KUNA

State- ID Zip- 836340000

Phone -

MONTIERTH

ROD

1 - RT. 1

2 -

3 -

City- KUNA

State- ID Zip- 836340000

Phone -

MONTIERTH

RAY

1 - RT. 1

2 -

3 -

City- KUNA

State- ID Zip- 836340000

Phone -

*** O - ORIGINAL OWNER ***

MONTIERTH

HERBERT

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - +
05/19/1987 ✓+ - - Region - - - +
14 WESTERN+ - - Stage - - - +
P - PERMIT ✓

+ - - Status - - - +

+ - - Source - - - +
GROUNDWATER ✓

+ - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.02S ✓ 05E ✓ 20 ✓ SE NE ✓
SW SW ✓
30 ✓ SE SW ✓
NE SE ✓
(39) ELMORE ✓
(39) ELMORE ✓
(39) ELMORE ✓
(39) ELMORE ✓+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION ✓

03/15 ✓

11/15 ✓

9.000 ✓

43 - DOMESTIC ✓

01/01 ✓

12/31 ✓

0.080 ✓

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
9.000 ✓+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

02S ✓

05E ✓

16 ✓

NE SW ✓

40.0 ✓

01

IRRIGATION

(39) ELMORE

02S

05E

16

NW SW ✓

40.0 ✓

01

IRRIGATION

(39) ELMORE

Water right number - 61-07390

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
02S	05E	16	SW SW		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	16	SE SW		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	NE NE		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	NW NE		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	SW NE		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	SE NE		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	NE SW		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	NW SW		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	SW SW		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	SE SW		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	NE SE		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	NW SE		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	SW SE		40.0	01	IRRIGATION	(39) ELMORE
02S	05E	20	SE SE		40.0	01	IRRIGATION	(39) ELMORE

Total Acres: 640.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

REINSTATED 9/24/87.

No Old Water Right Numbers found.

No Conditions of Approval found.

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

No Comments Found

+ - - Audit Fields - 10/01/87 05/01/88 CONVERT 05/18/88 WILSON 01/04/93 GARRETT 03/23/93 TAYLOR

+ - - Water Rights Dates and Flags Area - - - +

Proof Due Date - 12/01/1986	Field Exam Made - 12/11/1992	Field Exam Fee - R
Approved/Denied - 12/20/1979	Protested Date - 00/00/0000	Swan Falls - Z
Proof Made Date - 05/19/1987	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 03/23/1993	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 6, 1992

H.R. (Herb) Montierth
2409 West Kuna Cave Road
Kuna, ID 83634

Re: Snake River Basin Adjudication (SRBA)
AR #C000037

Dear Mr. Montierth:

By your failure to pay the late fees as requested in my January 17, 1992, letter to you, the adjudication staff will continue processing only four of the claims (A63-07427A, A63-07427B, A63-07753, A63-07982). All the others listed below will go in a rejected status until such time as the late fees are paid.

A61-07195	A61-07207A	A61-07207B
A61-07210	A61-07265	A61-07274
A61-07298	A61-07306A	A61-07306B
A61-07390	A63-03150	A63-03151B
A63-03196B	A63-03198	A63-03311
A63-07425		

The staff is beginning the early phases of investigating claims in Basin 61 where a bulk of your claims subject to the late fees are located. Of course, no recommendation of the rejected claims can be made in the reports for Basin 61 that are scheduled for release later this year and early next year. Such timing requires investigating claims for irrigation use in Basin 61 during the coming growing season.

I believe you can appreciate the urgency to complete the filing process. Upon receipt of your payment of \$942.00, the subject claims can be investigated. Thank you for attending to this matter as quickly as possible.

If your payment is in the mail, we apologize for this letter.

Regards,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:western
cc: S. Lester

RECEIVED

APR 11 1992

Receipt

W 014159

82 ✓ Paid 2/14/92

\$942

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: **A61-07390**
Date Received: 1/14/1992
Receipt No: W014008
Received By: _____

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

1. Name: DAVID L PALFREYMAN 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713
AND/OR
Name: KATHLEEN S PALFREYMAN 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713
AND/OR
Name: PAUL I CORDDRY LIVING TRUST 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713
AND/OR
Name: CHARLOTTE P CORDDRY LIVING TRUST 208-323-0726
Address: 5001 FIFESHIRE PLACE NORTH
BOISE ID 83713

2. Date of Priority: MAY 19, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	05E	20		SW	SW		ELMORE
				SE	SW		ELMORE
				SW	SE		ELMORE
				SE	SE		ELMORE

5. Description of diverting works:
WELLS, PUMPS, PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	8.900		1780.00

7. Total Quantity Appropriated is:

8.900 C.F.S. (and/or) 1780.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	05E	16	NE		SW		IRR	2.0
			NW		SW		IRR	18.0
			SW		SW		IRR	40.0
			SE		SW		IRR	35.0
			Section Acres					95.0
		17	NE		NW		IRR	10.0
			SE		NW		IRR	39.0
			NE		SW		IRR	39.0
			SE		SW		IRR	39.0
			Section Acres					127.0
		19	NE		NE		IRR	32.0
			NW		NE		IRR	32.0
			SW		NE		IRR	32.0
			SE		NE		IRR	31.0
			Section Acres					127.0
		20	NE		NE		IRR	34.0
			NW		NE		IRR	34.0
			SW		NE		IRR	38.0
			SE		NE		IRR	34.0
			NE		SW		IRR	37.0
			NW		SW		IRR	37.0
			SW		SW		IRR	37.0
			SE		SW		IRR	40.0
			NE		SE		IRR	36.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	36.0
			Section Acres					443.0
		21	NE		NW		IRR	33.0
			NW		NW		IRR	33.0
			SW		NW		IRR	34.0
			SE		NW		IRR	33.0

10. Place of Use: Continued

Section Acres 133.0

Total Acres 925.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

REINSTATED 9/24/87.

P/D AND P/U MAP WILL BE PREPARED FROM LICENSE FIELD EXAM.

2 POINTS OF DIVERSION EACH ARE LOCATED WITHIN SESW & SESE, S20 T02S, R05E.

RTS. 61-07306A & 61-07424 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

RT. 61-07204 IS ALSO DIVERTED THROUGH ONE OF THE POINTS OF DIVERSION IN THE SESW DESCRIBED ABOVE.

THIS RT. IS LIMITED TO THE IRRIGATION OF 445 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3700 AF AND TO THE IRRIGATION OF A COMBINED TOTAL OF 925 ACRES IN A SINGLE IRRIGATION SEASON. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 20.68 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4664.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 1166 ACRES IN A SINGLE IRRIGATION SEASON.

THE COMBINED RIGHTS INCLUDE: 61-07204, 61-07306A & 61-07424.

THIS RT. WHEN COMBINED WITH THE FOLLOWING RTS. AND ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

CLAIM AMENDED PER LICENSE ISSUED 11/13/1995. KW 8/11/98
OWNERSHIP CHANGED BY KW 10/4/1998.

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)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED

MAY 16 1997

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

Department of Water Resources
RECEIVED

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

MAY 16 1997

WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) 61-7390, 61-7424, 61-7306A
Adjudication Claim Number(s) A61-7390, A61-7424, A61-7306A
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question. WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Herb R. Montierth, Ray Montierth, Rod Montierth
4. New Owner/Claimant(s) David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993.
Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR
New Mailing Address 5001 Fifeshire Place North
City, State and ZIP Code Boise, Idaho 83713
New Telephone Number (208) 323-0726
5. Date you acquired the property April 8, 1997
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 actually irrigated 925 Number and type of stock /
Diversion rate in CFS 17.39 Number of homes / Other uses /
cubic feet per second
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/Claimant(s) *Kathleen S. Palfreyman* Date 7/16/97
Paul I. Corddry Date 7/16/97
(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

July 15, 1997

Mr. Paul Corddry
Mr. David L. Palfreyman
5001 Fifeshire Place North
Boise, Idaho 83713

Re: Confirmation Letter

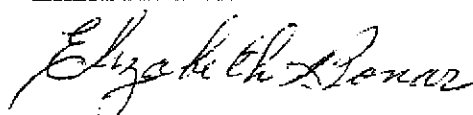
Gentlemen:

This letter is to confirm the ownership of water rights used to irrigate lands that I own. I own property in Elmore County, Idaho described as the E $\frac{1}{2}$, NW $\frac{1}{4}$ and the E $\frac{1}{2}$, SW $\frac{1}{4}$, Section 17, T2S, R5E, B.M. (the "Bonar Property"). The Bonar Property has in prior years been leased for farming to Mr. Herb Montierth and his sons. The only water available to irrigate the Bonar Property has been water that belonged to the Montierths, and which they diverted from wells located on their own land and delivered by pipeline at their own expense. I have no ownership interest in the water rights or delivery system used by the Montierths to irrigate the Bonar Property.

Similarly, any water rights which may be used by you to irrigate the Bonar Property under your farm lease with me now or in the future are to be water rights owned by you. No irrigation water rights are appurtenant to the Bonar Property and the water rights, wells, pumps and pipelines you use to irrigate the Bonar Property are to be provided at your sole expense. I disclaim any interest in the water rights for irrigating the Bonar Property, and any responsibility for ensuring their delivery. Further, I have no objection to your transferring any water rights which you may own and use to irrigate the Bonar Property to any other property.

Sincerely,

Elizabeth Bonar

A handwritten signature in cursive script that reads "Elizabeth Bonar". The signature is written in dark ink and is positioned below the printed name.

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

On this 16th day of July, 1997, before me, a Notary Public in and for the State of Idaho, personally appeared ELIZABETH BONAR, known or identified to me to be the person whose name is subscribed to the within confirmation letter and acknowledged to me that she 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.



Sandra L. Caudill
Notary Public for Idaho
Residing at: Booth, Idaho
My commission expires: 11-14-98

4-6279

WARRANTY DEED

(Parcel VIII)

FOR VALUE RECEIVED, Herbert R. Montierth, Edward Ray Montierth, and Rodney Kent Montierth, collectively GRANTORS, do hereby GRANT, BARGAIN, SELL and CONVEY unto David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest, GRANTEE, whose current address is: 5001 Fifeshire Place North, Boise, Idaho 83713, the following described real property in Elmore County, State of Idaho, (the "Property") more particularly described as follows:

See Attached Exhibit A

This conveyance is subject only to the following:

1. Rights-of-Way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code 1947.
2. Exceptions and reservations contained in deed from the State of Idaho, wherein mineral rights are reserved to the state. Idaho Code § 47-701 (1947).
3. Reservations contained within the Warranty Deed, recorded September 21, 1987, as Instrument No. 243616.

All as contained in the records of Elmore County, Idaho.

TO HAVE AND TO HOLD the Property together with its appurtenances, including to but not limited to: 1) all water and water rights and all other entitlements to receive water for beneficial use upon the Property including, without limitation, all rights represented by any decree, license, permit, claim, permit application or storage entitlement; 2) all ditch or canal company shares and/or entitlement to receive water from any such company association irrigation district or other water delivery entity; 3) all ditch rights, easements or rights-of-way associated with any irrigation or other water delivery ditch, canal, lateral or pipeline; and 4) including, but not limited to those water rights represented by license nos. 61-7390, 61-7424, and 61-7306A, unto the Grantee, and Grantee's heirs and assigns forever.

Grantors do hereby covenant that Grantors are the owners in fee simple of the Property and its appurtenances, that the Property and its appurtenances are free from all encumbrances, liens, restrictions and reservations EXCEPT those to which this

conveyance is expressly made subject, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED this 21st day of April, 1997.

GRANTORS:

Herbert Ray Montierth

Herbert Ray Montierth

Edward Ray Montierth

Edward Ray Montierth

Rodney Kent Montierth

Rodney Kent Montierth

300047

ELMORE COUNTY, IDAHO ss
Request of

FIRST AMERICAN

Time 4:20 P M

Date April 16, 1997

Book 1 Page 1

DOLORES ROBISON

Recorder

By [Signature]

Deputy

Fee \$18.00

STATE OF IDAHO)
) ss.
County of ADA)

On this 8TH day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared HERBERT RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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 Boise, Idaho

My commission expires: 8-15-97

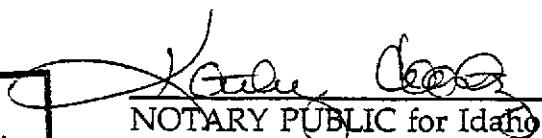
KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID

STATE OF IDAHO)
) ss.
County of ADA)

On this 8TH day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared EDWARD RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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 Boise, Idaho

My commission expires: 8-15-97

KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID

WARRANTY DEED - 3

STATE OF IDAHO

County of ADA

)
) ss.
)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared RODNEY KENT MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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 Boise, Idaho

My commission expires: 8-15-97

KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID

EXHIBIT A

PARCEL VIII

TOWNSHIP 2 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO:

SECTION 19: NE $\frac{1}{4}$ NE $\frac{1}{4}$ /

47A-6279

WARRANTY DEED
(Parcel IX)

FOR VALUE RECEIVED, Herbert R. Montierth, Edward Ray Montierth and Rodney Kent Montierth GRANTOR, does hereby GRANT, BARGAIN, SELL and CONVEY unto David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest, GRANTEE, whose current address is: 5001 Fifeshire Place North, Boise, Idaho 83713, the following described real property in Elmore County, State of Idaho, (the "Property") more particularly described as follows:

See Attached Exhibit A

This conveyance is subject only to the following:

1. Rights-of-Way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code 1947.
2. Exceptions and reservations contained in deed from the State of Idaho, wherein mineral rights are reserved to the state. Idaho Code § 47-701 (1947).

All as contained in the records of Elmore County, Idaho.

TO HAVE AND TO HOLD the Property together with its appurtenances, including to but not limited to: 1) all water and water rights and all other entitlements to receive water for beneficial use upon the Property including, without limitation, all rights represented by any decree, license, permit, claim, permit application or storage entitlement; 2) all ditch or canal company shares and/or entitlement to receive water from any such company association irrigation district or other water delivery entity; 3) all ditch rights, easements or rights-of-way associated with any irrigation or other water delivery ditch, canal, lateral or pipeline; and 4) including, but not limited to those water rights represented by license nos. 61-7390, 61-7424, and 61-7306A, unto the Grantee, and Grantee's heirs and assigns forever.

Grantor does hereby covenant that Grantor is the owner in fee simple of the Property and its appurtenances, that the Property and its appurtenances are free from all encumbrances, liens, restrictions and reservations EXCEPT those to which this conveyance is expressly made subject, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 21st day of April, 1997.

GRANTOR:

Herbert Ray Montierth
Herbert Ray Montierth

Edward Ray Montierth
Edward Ray Montierth

Rodney Kent Montierth
Rodney Kent Montierth

300048

ELMORE COUNTY, IDAHO ss
Request of

FIRST AMERICAN

Time 4:21 P M

Date April 16, 1997

Book _____ Page _____

DOLANEE ROBISON

Recorder

By [Signature]

Deputy

Fee \$18.00

STATE OF IDAHO)
) ss.
County of ADA)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared HERBERT RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID


NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared EDWARD RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID


NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 6th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared RODNEY KENT MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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 Boise, Idaho

My commission expires: 8-15-97

KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID

EXHIBIT A

WARRANTY DEED - 5

PARCEL IX

TOWNSHIP 2 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO:

SECTION 19: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{2}$ NE $\frac{1}{4}$ ✓

7A6279

WARRANTY DEED

(Parcel X)

FOR VALUE RECEIVED, Herbert R. Montierth, Herbert R. Montierth as personal representative of the estate of Golda Darlene Montierth, Edward Ray Montierth, Susan Montierth, Rodney K. Montierth and Dollie L. Montierth, collectively GRANTORS, do hereby GRANT, BARGAIN, SELL and CONVEY unto David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest, GRANTEE, whose current address is: 5001 Fifeshire Place North, Boise, Idaho 83713, the following described real property in Elmore County, State of Idaho, (the "Property") more particularly described as follows:

See Attached Exhibit A

This conveyance is subject only to the following:

1. Rights-of-Way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code 1947.
2. Exceptions and reservations contained in deed from the State of Idaho, wherein mineral rights are reserved to the state. Idaho Code § 47-701 (1947).
3. An Easement over said land in favor of Idaho Power Company, a corporation, for power line and incidental purposes as set forth in an instrument recorded April 27, 1981, as Instrument No. 201763, records of Elmore County, Idaho.

All as contained in the records of Elmore County, Idaho.

TO HAVE AND TO HOLD the Property together with its appurtenances, including to but not limited to: 1) all water and water rights and all other entitlements to receive water for beneficial use upon the Property including, without limitation, all rights represented by any decree, license, permit, claim, permit application or storage entitlement; 2) all ditch or canal company shares and/or entitlement to receive water from any such company association irrigation district or other water delivery entity; 3) all ditch rights, easements or rights-of-way associated with any irrigation or other water delivery ditch, canal, lateral or pipeline; and 4) including, but not limited to those water rights represented by license nos. 61-7390, 61-7424, and 61-7306A, unto the Grantee, and Grantee's heirs and assigns forever.

Grantors do hereby covenant that Grantors are the owners in fee simple of the

Property and its appurtenances, that the Property and its appurtenances are free from all encumbrances, liens, restrictions and reservations EXCEPT those to which this conveyance is expressly made subject, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED this 8 day of April, 1997.

GRANTORS:

Herbert Ray Montierth
Herbert Ray Montierth

Herbert Ray Montierth
Herbert Ray Montierth, as personal
representative of Estate of
Golda Darlene Montierth

Edward Ray Montierth
Edward Ray Montierth

Susan Montierth
Susan Montierth

Rodney Kent Montierth
Rodney Kent Montierth

Dollie L. Montierth
Dollie L. Montierth

300049

ELMORE COUNTY, IDAHO ss
Request of

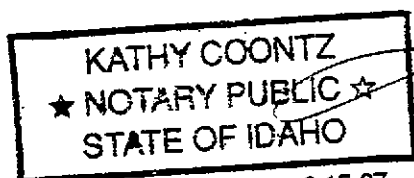
FIRST AMERICAN

Time 4:22 P M
Date April 16, 1997
Book 1 Page 1
DOLores ROBINSON
Recorder
By [Signature]
Deputy
Fee \$ 21.00

STATE OF IDAHO)
) ss.
County of ADIT)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared HERBERT RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.



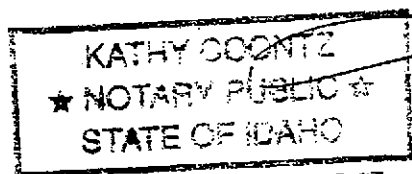
My Commission Expires 8-15-97.
Residing at: Boise, ID

Kathy Coontz
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

HERBERT RAY MONTIERTH, being first duly sworn, deposes and says that he is the Personal Representative for the estate of Golda Darlene Montierth, that he has read the foregoing document, and is duly authorized to execute the same in his capacity as personal representative for Golda Darlene Montierth.

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



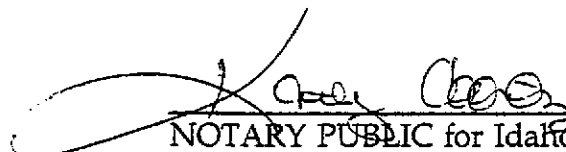
My Commission Expires 8-15-97.
Residing at: Boise, ID

Kathy Coontz
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 24th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared EDWARD RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

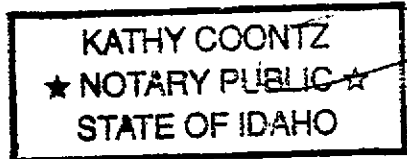


NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 24th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared SUSAN MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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 Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared RODNEY KENT MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.


KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO
My Commission Expires 8-15-97.
Residing at: Boise, ID
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared DOLLIE L. MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.


KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO
My Commission Expires 8-15-97.
Residing at: Boise, ID
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

EXHIBIT A

PARCEL X

TOWNSHIP 2 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO:

SECTION 20: NE $\frac{1}{4}$, S $\frac{1}{2}$, Except the South 30 feet of the SW $\frac{1}{4}$ /SW $\frac{1}{4}$. ✓

7A-6279

WARRANTY DEED

(Parcel XI)

FOR VALUE RECEIVED, Herbert R. Montierth, Herbert R. Montierth as personal representative of the estate of Golda Darlene Montierth, Edward Ray Montierth, Susan Montierth, Rodney K. Montierth and Dollie L. Montierth, collectively GRANTORS, do hereby GRANT, BARGAIN, SELL and CONVEY unto David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest, GRANTEE, whose current address is: 5001 Fifeshire Place North, Boise, Idaho 83713, the following described real property in Elmore County, State of Idaho, (the "Property") more particularly described as follows:

See Attached Exhibit A

This conveyance is subject only to the following:

1. Rights-of-Way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code 1947.
2. Exceptions and reservations contained in deed from the State of Idaho, wherein mineral rights are reserved to the state. Idaho Code § 47-701 (1947).

All as contained in the records of Elmore County, Idaho.

TO HAVE AND TO HOLD the Property together with its appurtenances, including to but not limited to: 1) all water and water rights and all other entitlements to receive water for beneficial use upon the Property including, without limitation, all rights represented by any decree, license, permit, claim, permit application or storage entitlement; 2) all ditch or canal company shares and/or entitlement to receive water from any such company association irrigation district or other water delivery entity; 3) all ditch rights, easements or rights-of-way associated with any irrigation or other water delivery ditch, canal, lateral or pipeline; and 4) including, but not limited to those water rights represented by license nos. 61-7390, 61-7424, and 61-7306A, unto the Grantee, and Grantee's heirs and assigns forever.

Grantors do hereby covenant that Grantors are the owners in fee simple of the Property and its appurtenances, that the Property and its appurtenances are free from all encumbrances, liens, restrictions and reservations EXCEPT those to which this conveyance is expressly made subject, and that Grantors will warrant and defend the

same from all lawful claims whatsoever.

DATED this 21st day of April, 1997.

GRANTORS:

Herbert Ray Montierth
Herbert Ray Montierth

Herbert Ray Montierth
Herbert Ray Montierth, as personal
representative of Estate of
Golda Darlene Montierth

Edward Ray Montierth
Edward Ray Montierth

Susan Montierth
Susan Montierth

Rodney Kent Montierth
Rodney Kent Montierth

Dollie L. Montierth
Dollie L. Montierth

300050

ELMORE COUNTY, IDAHO ss
Request of

FIRST AMERICAN

Time 4:25 P M

Date April 16, 1997

Book Page

DOLores ROBISON

Recorder

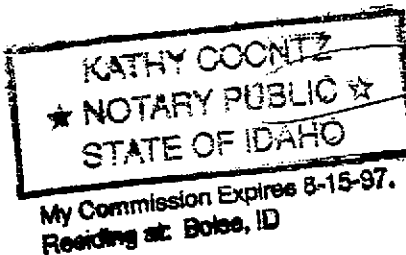
By

Deputy
Fee \$21.00

STATE OF IDAHO)
) ss.
County of ADA)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared HERBERT RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.



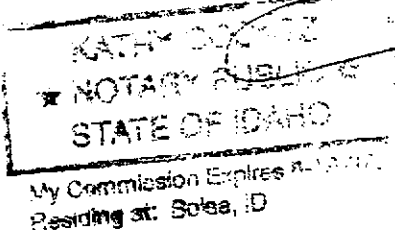
Kathy Coontz
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho

My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

HERBERT RAY MONTIERTH, being first duly sworn, deposes and says that he is the Personal Representative for the estate of Golda Darlene Montierth, that he has read the foregoing document, and is duly authorized to execute the same in his capacity as personal representative for Golda Darlene Montierth.

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



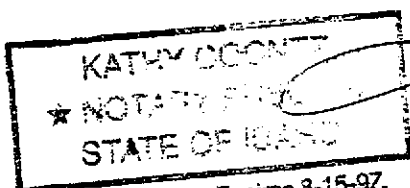
Kathy Coontz
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho

My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared EDWARD RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

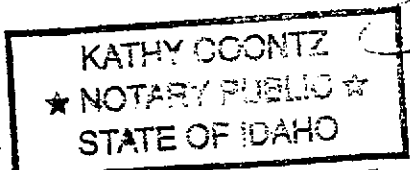


Kathy Coontz
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared SUSAN MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.



Kathy Coontz
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

STATE OF IDAHO)
) ss.
County of ADA)

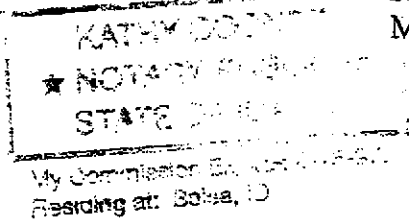
On this 8TH day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared RODNEY KENT MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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 Boise, Idaho

My commission expires: 8-15-97



STATE OF IDAHO)
) ss.
County of ADA)

On this 8TH day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared DOLLIE L. MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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 Boise, Idaho
My commission expires: 8-15-97

KATHY COONTZ
★ NOTARY PUBLIC
STATE OF IDAHO
My Commission Expires 8-15-97
Residing at: Boise, ID

EXHIBIT A

WARRANTY DEED - 6

PARCEL XI

TOWNSHIP 2 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO:

SECTION 16: SW $\frac{1}{4}$, Exception therefrom the railroad right-of-way. ✓

7A-6229

WARRANTY DEED
(Parcel XII)

FOR VALUE RECEIVED, Herbert R. Montierth and Herbert R. Montierth as personal representative of the estate of Golda Darlene Montierth, GRANTOR, does hereby GRANT, BARGAIN, SELL and CONVEY unto David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest, GRANTEE, whose current address is: 5001 Fifeshire Place North, Boise, Idaho 83713, the following described real property in Elmore County, State of Idaho, (the "Property") more particularly described as follows:

See Attached Exhibit A

This conveyance is subject only to the following:

1. Rights-of-Way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code 1947.
2. Exceptions and reservations contained in deed from the State of Idaho, wherein mineral rights are reserved to the state. Idaho Code § 47-701 (1947).

All as contained in the records of Elmore County, Idaho.

TO HAVE AND TO HOLD the Property together with its appurtenances, including to but not limited to: 1) all water and water rights and all other entitlements to receive water for beneficial use upon the Property including, without limitation, all rights represented by any decree, license, permit, claim, permit application or storage entitlement; 2) all ditch or canal company shares and/or entitlement to receive water from any such company association irrigation district or other water delivery entity; 3) all ditch rights, easements or rights-of-way associated with any irrigation or other water delivery ditch, canal, lateral or pipeline; and 4) including, but not limited to those water rights represented by license nos. 61-7390, 61-7424, and 61-7306A, unto the Grantee, and Grantee's heirs and assigns forever.

Grantor does hereby covenant that Grantor is the owner in fee simple of the Property and its appurtenances, that the Property and its appurtenances are free from all encumbrances, liens, restrictions and reservations EXCEPT those to which this conveyance is expressly made subject, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 8th day of April, 1997.

GRANTOR:

Herbert Ray Montierth
Herbert Ray Montierth

Herbert Ray Montierth
Herbert Ray Montierth as personal
representative of Estate of
Golda Darlene Montierth

300051

ELMORE COUNTY, IDAHO ss
Request of

FIRST AMERICAN

Time 4:26 P M
Date April 16, 1997
Book 1 Page 1
DOLORES ROBINSON

Recorder
By [Signature]
Deputy
Fee \$15.00

STATE OF IDAHO)
County of ADA) ss.

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared HERBERT RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

[Signature]
NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID

STATE OF IDAHO

County of ADA

)
) ss.
)

HERBERT RAY MONTIERTH, being first duly sworn, deposes and says that he is the Personal Representative for the estate of Golda Darlene Montierth, that he has read the foregoing document, and is duly authorized to execute the same in his capacity as personal representative for Golda Darlene Montierth.

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

KATHY COONIZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID

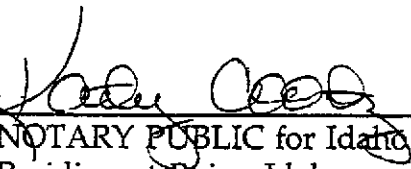

NOTARY PUBLIC for Idaho
Residing at Boise, Idaho
My commission expires: 8-15-97

EXHIBIT A

WARRANTY DEED - 4

PARCEL XII

TOWNSHIP 2 SOUTH, RANGE 3 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO:

SECTION 21: W $\frac{1}{2}$ N $\frac{1}{2}$ E $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$ W $\frac{1}{4}$ ✓

7A-6279

WARRANTY DEED
(Parcel XIII)

FOR VALUE RECEIVED, Herbert R. Montierth, Edward Ray Montierth, and Rodney Kent Montierth, collectively GRANTORS, do hereby GRANT, BARGAIN, SELL and CONVEY unto David L. Palfreyman and Kathleen S. Palfreyman, husband and wife, as to an undivided fifteen percent interest, and Paul I. Corddry as Trustee of the Paul I. Corddry Living Trust dated May 19, 1993, and Charlotte P. Corddry as Trustee of the Charlotte P. Corddry Living Trust dated May 19, 1993, as to an undivided eighty-five percent interest, GRANTEE, whose current address is: 5001 Fifeshire Place North, Boise, Idaho 83713, the following described real property in Elmore County, State of Idaho, (the "Property") more particularly described as follows:

See Attached Exhibit A

This conveyance is subject only to the following:

1. Rights-of-Way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code 1947.
2. Exceptions and reservations contained in deed from the State of Idaho, wherein mineral rights are reserved to the state. Idaho Code § 47-701 (1947).

All as contained in the records of Elmore County, Idaho.

TO HAVE AND TO HOLD the Property together with its appurtenances, including to but not limited to: 1) all water and water rights and all other entitlements to receive water for beneficial use upon the Property including, without limitation, all rights represented by any decree, license, permit, claim, permit application or storage entitlement; 2) all ditch or canal company shares and/or entitlement to receive water from any such company association irrigation district or other water delivery entity; 3) all ditch rights, easements or rights-of-way associated with any irrigation or other water delivery ditch, canal, lateral or pipeline; and 4) including, but not limited to those water rights represented by license nos. 61-7390, 61-7424, and 61-7306A, unto the Grantee, and Grantee's heirs and assigns forever.

Grantors do hereby covenant that Grantors are the owners in fee simple of the Property and its appurtenances, that the Property and its appurtenances are free from all encumbrances, liens, restrictions and reservations EXCEPT those to which this conveyance is expressly made subject, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED this ____ day of April, 1997.

GRANTORS:

Herbert Ray Montierth
Herbert Ray Montierth

Edward Ray Montierth
Edward Ray Montierth

Rodney Kent Montierth
Rodney Kent Montierth

300052

ELMORE COUNTY, IDAHO ss
Request of

FIRST AMERICAN

Time 4:27 PM
Date April 16, 1997
Book _____ Page _____

DOLCREG ROBISON

Recorder

By [Signature]
Deputy
Fee \$18.60

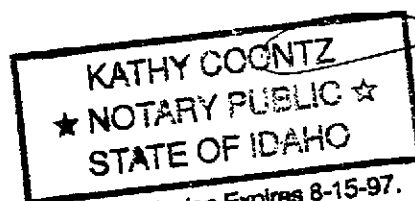
STATE OF IDAHO)

County of ADA)

ss.

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared HERBERT RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.



My Commission Expires 8-15-97.
Residing at: Boise, ID

Kathy Coontz
NOTARY PUBLIC for Idaho

Residing at Boise, Idaho

My commission expires: 8-15-97

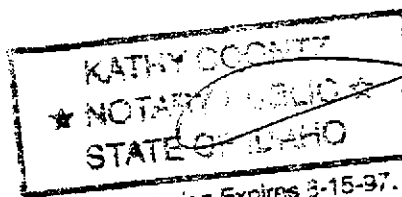
STATE OF IDAHO)

County of ADA)

ss.

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared EDWARD RAY MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.



My Commission Expires 8-15-97.
Residing at: Boise, ID

Kathy Coontz
NOTARY PUBLIC for Idaho

Residing at Boise, Idaho

My commission expires: 8-15-97

STATE OF IDAHO

County of ADA

)
) ss.
)

On this 8th day of April, 1997, before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared RODNEY KENT MONTIERTH, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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 Boise, Idaho

My commission expires: 8-15-97

KATHY COONTZ
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 8-15-97.
Residing at: Boise, ID

EXHIBIT A

WARRANTY DEED - 5

PARCEL XIII

TOWNSHIP 2 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO:

SECTION 24: S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ ✓

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: A61-07390
Date Received: 1/14/1992
Receipt No: W014008
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ROD MONTIERTH
Address: 4301 N DALTON LN
BOISE ID 83709-0000

Name: H R MONTIERTH
Address: 4301 N DALTON LN
BOISE ID 83709

Name: RAY MONTIERTH
Address: 4301 N DALTON LN
BOISE ID 83709-0000

2. Date of Priority: MAY 19, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	05E	20	SW	SW			ELMORE
			SE	SW			ELMORE
			SW	SE			ELMORE
			SE	SE			ELMORE

5. Description of diverting works:
WELLS, PUMPS, PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	8.900		1780.00

7. Total Quantity Appropriated is:
8.900 C.F.S. (and/or) 1780.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	05E	16	NE		SW		IRR	2.0
			NW		SW		IRR	18.0
			SW		SW		IRR	40.0
			SE		SW		IRR	35.0
							Section Acres	95.0
		17	NE		NW		IRR	10.0
			SE		NW		IRR	39.0
			NE		SW		IRR	39.0
			SE		SW		IRR	39.0
							Section Acres	127.0
		19	NE		NE		IRR	32.0
			NW		NE		IRR	32.0
			SW		NE		IRR	32.0
			SE		NE		IRR	31.0
							Section Acres	127.0
		20	NE		NE		IRR	34.0
			NW		NE		IRR	34.0
			SW		NE		IRR	38.0
			SE		NE		IRR	34.0
			NE		SW		IRR	37.0
			NW		SW		IRR	37.0
			SW		SW		IRR	37.0
			SE		SW		IRR	40.0
			NE		SE		IRR	36.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	36.0
							Section Acres	443.0
		21	NE		NW		IRR	33.0
			NW		NW		IRR	33.0
			SW		NW		IRR	34.0
			SE		NW		IRR	33.0
							Section Acres	133.0
							Total Acres	925.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

REINSTATED 9/24/87.

P/D AND P/U MAP WILL BE PREPARED FROM LICENSE FIELD EXAM.

2 POINTS OF DIVERSION EACH ARE LOCATED WITHIN SESW & SESE, S20 T02S, R05E.

RTS. 61-07306A & 61-07424 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

RT. 61-07204 IS ALSO DIVERTED THROUGH ONE OF THE POINTS OF DIVERSION IN THE SESW DESCRIBED ABOVE.

THIS RT. IS LIMITED TO THE IRRIGATION OF 445 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3700 AF AND TO THE IRRIGATION OF A COMBINED TOTAL OF 925 ACRES IN A SINGLE IRRIGATION SEASON. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

USE OF THIS RT. WITH THE RTS. LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 20.68 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4664.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 1166 ACRES IN A SINGLE IRRIGATION SEASON.

THE COMBINED RIGHTS INCLUDE: 61-07204, 61-07306A & 61-07424.

THIS RT. WHEN COMBINED WITH THE FOLLOWING RTS. AND ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE. THE COMBINED RTS. INCLUDE: 61-07306A & 61-07424.

CLAIM AMENDED PER LICENSE ISSUED 11/13/1995. KW 8/11/98

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)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 61-07390

Priority: May 19, 1987

Maximum Diversion Rate: 8.90 CFS
Maximum Diversion Volume: 1780.0 AF

This is to certify, that H R MONTIERTH
ROD MONTIERTH
RAY MONTIERTH

4301 N DALTON LN
BOISE ID 83709

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 7, 1979; and has submitted Proof of Beneficial Use on May 19, 1987. An examination indicates that the works have a diversion capacity of 17.390 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	8.90 CFS	1780.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 20, Township 02S, Range 05E
SESW , Sec. 20, Township 02S, Range 05E
SWSE , Sec. 20, Township 02S, Range 05E
SESE , Sec. 20, Township 02S, Range 05E
ELMORE 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>
02S	05E	16	NESW 2	NWSW 18	SWSW 40	95
			SESW 35			
	17		NENW 10	SENW 39	NESW 39	127
			SESW 39			
	19		NENE 32	NWNE 32	SWNE 32	127
			SENE 31			
	20		NENE 34	NWNE 34	SWNE 38	
			SENE 34	NESW 37	NWSW 37	
			SWSW 37	SESW 40	NESE 36	
			NWSE 40	SWSE 40	SESE 36	443
	21		NENW 33	NWNW 33	SWNW 34	133
			SENW 33			

Total number of acres irrigated: 925

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

State of Idaho
Department of Water Resources

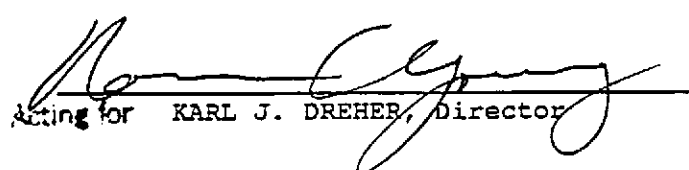
WATER RIGHT LICENSE

WATER RIGHT NO. 61-07390

CONDITIONS OF APPROVAL AND REMARKS

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Two points of diversion each are located within SESW and SESE, S20, T02S, R05E.
6. Rights 61-07306A and 61-07424 are also diverted through the points of diversion described above.
7. Right 61-07024 is also diverted through one of the points of diversion in the SESW described above. 7204
8. This right is limited to the irrigation of 445 acres within the place of use described above in a single irrigation season.
9. Use of this right with the rights listed below is limited to a total combined annual diversion volume of 3700 af and to the irrigation of a combined total of 925 acres in a single irrigation season. The combined rights include: 61-07306A and 61-07424.
10. Use of this right with the rights listed below is limited to a total combined diversion rate of 20.68 cfs, a total combined annual diversion volume of 4664.0 af, and to the irrigation of a combined total of 1166 acres in a single irrigation season.
11. The combined rights include: 61-07204, 61-07306A and 61-07424.
12. This right when combined with the following rights and all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above. The combined rights include: 61-07306A and 61-07424.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 13TH day of NOVEMBER, 1995.


Acting for KARL J. DREHER, Director

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: A61-07390

Date Received: ~~12/6/1991~~ 1/13/1992

Receipt No: W014008

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: H. R. MONTIERTH 208-922-4237
Address: 2409 W. KUNA CAVE ROAD
KUNA ID 83634-0000

Name: RAY MONTIERTH
Address: RT. 1
KUNA ID 83634-0000

Name: ROD MONTIERTH
Address: RT. 1
KUNA ID 83634-0000

2. Date of Priority: MAY 19, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	05E	20		SE	NE		ELMORE
				SW	SW		ELMORE
				SE	SW		ELMORE
		30		NE	SE		ELMORE

5. Description of diverting works:
WELLS, PUMPS, PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	9.000		
DOMESTIC	01/01	12/31	0.080		

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

A.F.A.

MICROFILMED

AUG 11 1992

8. Total consumptive use is 1920.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	05E	16	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	160.0
		20	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	480.0
						Total Acres	640.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

REINSTATED 9/24/87.

P/D AND P/U MAP WILL BE PREPARED FROM LICENSE FIELD EXAM.

15. Basis of Claim: PERMIT

RECORDED

AUG 11 1992

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): LHP Montuith Date: 1-13-92
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day

of January 19 92

Lori Harris
Notary Public

Seal

Residing at LORI HARRIS
RESIDING AT BOISE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994

MICROFILMED

AUG 11 1992

SRBA FEES FOR CLAIMS FILED 11/13/92 PJ 2 92

ML3 Shows notification for Montierth, Conn. Gen., & Mary Pension
Late fees required.

* Claims for H.R. (HEAB) Montierth should include ROY for Rail Montierth

NAME	CLAIM	DUES	FEE	LATE FEE ^{1/}		TOTAL DUE - DOLLARS
				15%	v. 50	
CONN. GEN.	A61-07195	840	50+840	133.50	v. 50	50+840+133.50 = 1023.50
MONTIERTH *	A61-07207A	160	50+160	31.50	v. 50	50+160+50 = 260.00
CONN. GEN.	A61-07207B	320	50+320	55.50	v. 50	50+320+55.50 = 425.50
CONN. GEN.	A61-07210	480	50+480	79.50	v. 50	50+480+79.50 = 609.50
CONN. GEN.	A61-07265	157	50+157	31.05	v. 50	50+157+50 = 252.00
CONN. GEN.	A61-07274	200	50+200	37.50	v. 50	50+200+50 = 300.00
CONN. GEN.	A61-07298	160	50+160	31.50	v. 50	50+160+50 = 260.00
MONTIERTH *	A61-07306A	160	50+160	31.50	v. 50	50+160+50 = 260.00
CONN. GEN.	A61-07306B	80	50+80	19.50	v. 50	50+80+50 = 180.00
MONTIERTH *	A61-07390	640	50+640	103.50	v. 50	50+640+103.50 = 793.50
MONTIERTH *	A63-03150	140	50+97 ^{2/}	22.05	v. 50	50+97+50 = 197.00
MONTIERTH *	A63-03151B	43	50+0 ^{3/}	7.50	v. 50	50+50 = 100.00
MONTIERTH *	A63-03196B	144	50+144	29.85	v. 50	50+144+50 = 249.00
MONTIERTH *	A63-03198	150	50+146 ^{4/}	29.40	v. 50	50+146+50 = 246.00
MONTIERTH *	A63-03311	280	50+280	49.50	v. 50	50+280+50 = 380.00
MONTIERTH ^{5/} HEAB	A63-07425	240	50+240	43.50	v. 50	50+240+50 = 340.00
MONTIERTH ^{6/} HEAB	A63-07427A	80	50+80	19.50	v. 50	50+80+50 = 180.00
MARY PENSION	A63-07427B	160	50+160	31.50	v. 50	50+160+50 = 260.00
MARY PENSION	A63-07753	320	50+320	55.50	v. 50	50+320+55.50 = 425.50
MONTIERTH *	A63-07982	109	50+0 ^{5/}	7.50	v. 50	50+50 = 100.00

6846.50

1/ which is greater

2/ 43 dues paid for is claim A63-03151 by wolske

3/ same as footnote #2

4/ 4 dues in SENG paid is claim ~~A63-03146~~ A63-03196B

5/ dues paid for is claim A63-03150 and A63-03151

707.00

ONE

2

ps 2 of 2

SAGA Fees For Claims Filed 1/13/92

CLAIM	FEES	LATE FEES	TOTAL
A61-07195	890	133.50	1023.50
A61-07207A	210	50.00	260.00
A61-07207B	370	55.50	425.50
A61-07210	530	79.50	609.50
A61-07265	207	50.00	257.00
A61-07274	250	50.00	300.00
A61-07298	210	50.00	260.00
A61-07306A	210	50.00	260.00
A61-07306B	130	50.00	180.00
A61-07390	640	103.50	743.50
A63-03150	147	50.00	197.00
A63-03151B	50	50.00	100.00
A63-03196B	199	50.00	249.00
A63-03198	196	50.00	246.00
A63-03311	330	50.00	380.00
A63-07425	290	50.00	340.00
A63-07427A	130	50.00	180.00
A63-07427B	210	50.00	260.00
A63-07753	370	55.50	425.50
A63-07982	50	50.00	100.00
TOTAL \$5669 + \$1177.50 = \$6846.50			