

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A45-07035**  
Date Received: 5/31/1989  
Receipt No: S007412  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: CUMMINS FARMS INC 208-432-6675  
Address: 4418 E 3300 N  
MURTAUGH ID 83344

2. Date of Priority: FEB 28, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 11S      | 21E   | 15      | NW     | NW     | NW     |     | CASSIA |

5. Description of diverting works:  
WELL & PUMP.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 5.790 |      |        |

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 11S      | 21E   | 16      | NE     | NE     |     | IRR | 40.0  |
|          |       |         | NW     | NE     |     | IRR | 40.0  |
|          |       |         | SW     | NE     |     | IRR | 40.0  |
|          |       |         | SE     | NE     |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 11S      | 21E   | 16      | NE  |    | SE  |     | IRR           | 40.0  |
|          |       |         | NW  |    | SE  |     | IRR           | 40.0  |
|          |       |         | SW  |    | SE  |     | IRR           | 40.0  |
|          |       |         | SE  |    | SE  |     | IRR           | 40.0  |
|          |       |         |     |    |     |     | Section Acres | 320.0 |
|          |       |         |     |    |     |     | Total Acres   | 320.0 |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:  
OTHER RIGHTS FROM THIS SAME WELL.

14. Remarks:  
10/21/99, CHANGED OWNERSHIP AS PER FORM 1409 AND DEED REC'D  
2/11/99: CONRAD TO CUMMINS. C.T.

15. Basis of Claim: LICENSE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

April 4, 2000

ATTN CINDY  
CUMMINS FARMS INC  
4418 E 3300 N  
MURTAUGH ID 83344

RE: SRBA Claim(s) A45-02583, A45-02689, A45-07020,  
A45-07034, A45-07035, A45-07110,  
A45-07238, A45-07374, A45-10274,  
A47-02538  
Decreed Water Rights 45-10269, 45-10270, 45-10271  
45-10272, 45-10273  
Application for Permit 45-07578

Dear Cindy:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership on all the above listed claims and water rights except 45-07578 to Cummins Farms Inc. Enclosed please find printouts of these records showing the change in ownership.

Changing 45-07578 requires Howard Conrad to complete an Assignment of Application for Permit form. I have enclosed one of these forms for your use. The next time you see Mr. Conrad, have him complete and sign the form, have it notarized then return it to this office.

There is a notation by Howard Conrad on claim A45-10274 that states "These lands have been watered from my irrigation system and farmed by me for many years; however, I do not own the land and no water right has ever been recorded for this use." This property was not included in the conveyance documents supplied with the owner change form. Even though this claim was changed into Cummins Farms Inc., we need for our files documentation that Cummins Farms Inc. does indeed own the property or a copy of the agreement Cummins has with the owner of the property. Having this information in our files will help to protect your claim against any counter claims. Give me a call, Cindy, if you have any questions or I can assist you in any way.

Sincerely,

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

Trish Fawcett  
Technical Records Specialist

Enc.

RECEIVED

FEB 11 1999

## STATE OF IDAHO

## IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources  
Southern Region

## NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JAN 27 2000

Department of Water Resources  
Southern Region

1. Water Right Number(s) See Attachment  
Adjudication Claim Number(s) \_\_\_\_\_
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) Conrad Land and Livestock, Inc.  
325 South 1200 East  
Murtaugh, Idaho 83344
4. New Owner/Claimant(s) Cummins Farms, Inc.  
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR  
New Mailing Address 4418 East 3300 North  
City, State and ZIP Code Murtaugh, Idaho 83344  
New Telephone Number (208) 4132-6675
5. Date you acquired the property January 8, 1999
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 \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
Diversion rate in CFS cubic feet per second \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.  
CUMMINS FARMS, INC.
7. Signature of New Owner/Claimant(s) By: Mark S. Cummins Date 1-7-99  
Mark S. Cummins, President  
Date \_\_\_\_\_
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)  
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.

# Cummins Farms, Inc.

4418 E 3300 N  
Murtaugh, Idaho 83344

432-6675  
Fax # 432-5421

To Whomever it May Concern:

Jan 25, 2000

It is the wish of the three (3) Officers of Cummins Farms, Inc., to inform you, that it has been agreed upon that, any one of, or all three, of the officers can sign any/and all documents, pertaining to the business and legal operation of Cummins Farms, Inc.

Listed below are the 3 Members and their signatures giving permission to each other to sign in behalf of the Corporation known as Cummins Farms, Inc.

Mark Cummins *Mark Cummins* President

Allen Cummins *Allen Cummins* Vice President

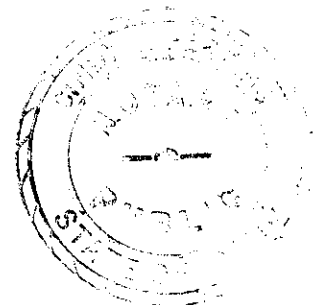
Daniel Cummins *Daniel Cummins* Secretary

I Cindy L. Perkins, being a Notary Public for and on behalf of the State of Idaho, do acknowledge that Mark Cummins, Allen Cummins, and Daniel Cummins did appear before me on Jan. 25, 2000. I do know them By personal association, to be who they say they are.

Cindy L Perkins *Cindy Perkins* Date *Jan 25, 2000*

My Commission ends on 2/02/04  
State of Idaho County of Twin Falls

I reside in Murtaugh, Idaho 83344



# EXHIBIT B

## Water Rights and Palisades Water Shares

| <u>Water Right #</u> | <u>Acres Attached</u> | <u>Diversion Flow</u> | <u>Consumptive Use</u> | <u>Priority Date</u> | <u>Stage</u>   |
|----------------------|-----------------------|-----------------------|------------------------|----------------------|----------------|
| A45-02583            | 96.00                 | 1.82 CFS              | 288.00AFA              | 06/19/59             | License        |
| A45-07020            | 188.00                | 3.76 CFS              | 564.00AFA              | 04/06/67             | License        |
| A45-07034            | 148.00                | 2.94 CFS              | 444.00AFA              | 03/03/69             | License        |
| A45-02689            | 494.00                | 5.82 CFS              | 1,482.00AFA            | 11/09/62             | License        |
| A45-07374            | 155.00                | 3.10 CFS              | 465.00AFA              | 04/11/79             | License        |
| A45-07110            | 310.00                | 3.98 CFS              | 930.00AFA              | 09/18/72             | License        |
| A45-07238            | 634.00                | 6.40 CFS              | 1,902.00AFA            | 05/02/75             | License        |
| A45-07035            | 320.00                | 5.79 CFS              | 960.00AFA              | 02/28/69             | Licesne        |
| 45-07578             | 2,205.00              | 13.43 CFS             | N/A                    | 06/06/85             | Application    |
| A45-10274 *          | 14.00                 | .28 CFS               | 42.00 AFA              | 06/19/89             | Beneficial Use |

### Palisades Water Users, Inc.

| Certificate # | #of Shares |
|---------------|------------|
|---------------|------------|

|     |         |
|-----|---------|
| 658 | 1000.00 |
| 660 | 140.00  |

# CUMMINS FARMS MAP 4 1999

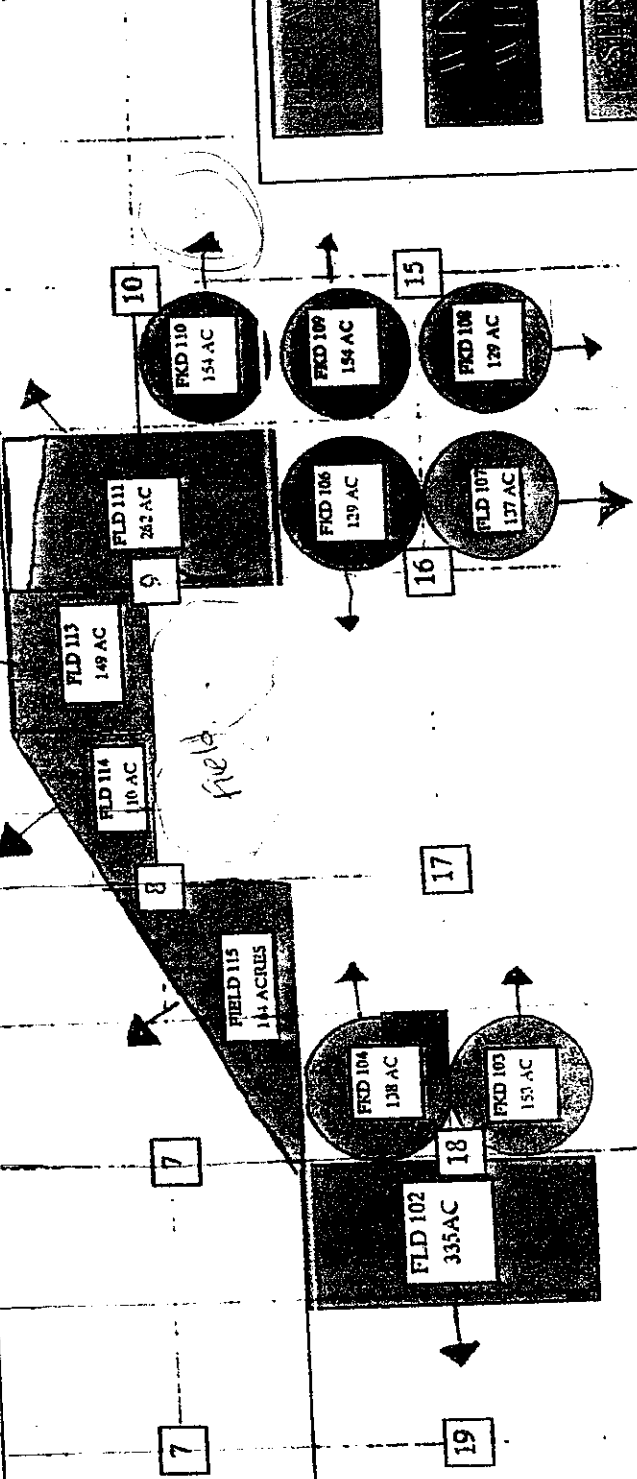
RANGE 21

TOWNSHIP 10

TOWNSHIP 11



US HIGHWAY 30



Property bought from  
Hewitt Conrad  
Conrad Conrad & Co. -

Highway 30  
headed East to Burley -



# POLICY OF TITLE INSURANCE



## *First American Title Insurance Company*

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, FIRST AMERICAN TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

*First American Title Insurance Company*

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark R. Arnesen* SECRETARY

J

989070

**CONTINUATION**

**SCHEDULE A**

**Policy Number: J 989970**

**PARCEL NO. 1:**

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

- Section 7: That part of the SE $\frac{1}{4}$  that lies South of U.S. Highway 30 Right of Way
- Section 8: That part of the NE $\frac{1}{4}$  and the W $\frac{1}{2}$  that lies South of U.S. Highway 30 Right of Way
- Section 9: SE $\frac{1}{4}$ , NE $\frac{1}{4}$ , NW $\frac{1}{4}$
- Section 15: W $\frac{1}{2}$
- Section 16: E $\frac{1}{2}$

**PARCEL NO. 2:**

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

- Section 10: SW $\frac{1}{4}$
- Section 18: All
- Section 19: SW $\frac{1}{4}$ NW $\frac{1}{4}$  (Lot 2)
- Section 21: NE $\frac{1}{4}$

**FIRST AMERICAN TITLE INSURANCE COMPANY****STANDARD OWNERS POLICY****SCHEDULE A**

| <b>FILE NO.</b> | <b>POLICY NO.</b> | <b>DATE OF POLICY</b>           | <b>AMOUNT</b>  | <b>PREMIUM</b> |
|-----------------|-------------------|---------------------------------|----------------|----------------|
| 30995           | J 989970          | January 8, 1999<br>at 1:10 P.M. | \$4,025,000.00 | \$8,800.00     |

1. Name of Insured:

**CUMMINS FARMS, INC., an Idaho Corporation**

2. The estate or interest in the land which is covered by this Policy is:

**FEE SIMPLE**

3. Title to the estate or interest in the land is vested in:

**CUMMINS FARMS, INC., an Idaho Corporation**

4. The land referred to in this Policy is described as follows:

**SEE SCHEDULE A, PAGE 2**

LAND TITLE AND ESCROW, INC.

Countersigned: 

Agent

This Policy is valid only if Schedule B is attached.

# **STANDARD OWNERS POLICY**

## **SCHEDULE B**

### **EXCEPTIONS FROM COVERAGE**

**Policy Number: J 989970**

This policy does not insure against loss or damage (and the Company will not pay costs, attorney's fees or expenses) which arise by reason of:

#### **SECTION I**

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Any lien or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
6. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.

#### **SECTION II**

7. Taxes for 1999 and subsequent years, a lien, but not yet due or payable.
8. Assessments, if any, of the Milner Low Lift Irrigation District and the rights and powers of said District as by law provided.
9. Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.
10. Right-of-Way Deed executed by James H. Brady, Governor of the State of Idaho, and Ex-Officio President of the State Board of Land Commissioners, to Milner and North Side Railroad Company, a corporation, dated November 12, 1910 and recorded November 15, 1912 as Instrument No. 12900 in Book 14 of Deeds, Page 609, records of Cassia County, Idaho, over and across NE¼ of Section 16, Township 11 South, Range 21, East of the Boise Meridian.

-Continued-

## SCHEDULE B

**Policy Number: J 989970**

11. Rights for transmission line purposes as the Idaho power Company may have under the Act of march 4, 1911 (36 Stat.1253) as amended (43 U.S.C. sec. 961) and rights for pipeline purposes as the Salt Lake Pipeline Company may have under Section 28 of the Act of February 25, 1920 (41 Stat. 437) and reservation of a right-of-way for a Federal Aid Highway under the Act of November 9, 1921 (42 Stat. 212), notice of such given by Patent recorded February 11, 1955 as Instrument No. 185048 in Book 2 of Patents, Page 378, records of Cassia County, Idaho. (NW $\frac{1}{4}$  and NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 8, Township 11 South, Range 21 East of the Boise Meridian.)
12. Right of Way Contract from May A. Hale to pacific Northwest Pipeline Corporation, a Delaware corporation, dated September 7, 1955, and recorded September 29, 1955 as Instrument No. 187508, in Book 9 of Bills of Sales and Agreements, Page 230, records of Cassia County, Idaho, granting a right of way and easement to said corporation, over and across the NW $\frac{1}{4}$ SW $\frac{1}{4}$  and SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 8, Township 11 South, Range 21 East of the Boise Meridian.  
AMENDMENT TO RIGHT OF WAY CONTRACT dated August 25, 1980 and recorded September 8, 1980 as Instrument No. 128901 on Film No. 137, records of Cassia County, Idaho.
13. Right of Way Contract from Zelma Anderson, a widow of L.W. Anderson, deceased, to Pacific Northwest Pipeline Corporation, dated September 23, 1955, and recorded December 5, 1955 as Instrument No. 188241, in Book 9 of Bills of Sales and Agreements, Page 328, records of Cassia County, Idaho, granting a right of way and easement to said corporation, over and across the NE $\frac{1}{4}$  of Section 8, Township 11 South, Range 21 East of the Boise Meridian.
14. Excepting and excluding all that tract of land described and included in power site reserve No. 498, created by Executive Order of July 19, 1915, under the Act of Congress approved June 25, 1910 (36 Stat. 847), more specifically described as follows: one and twelve hundredths acres in the Northeast quarter of Section eight, Township 11 South, Range 21, notice of such given by Patent recorded September 22, 1958 as Instrument No. 198623 in Book 2 of Patents, records of Cassia County, Idaho.
15. Power Line Easement from Leland J. Garner and Maxine Call Garner, husband and wife, to Idaho Power Company, dated April 17, 1961 and recorded March 27, 1962 as Instrument No. 5977 on Film No. 12 in the office of the Recorder of Cassia County, Idaho, over and across the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 9, Township 11 South, Range 21 East, Boise Meridian.
16. Power Line Easement executed by Arthur T. Hull and Juanita A. Hull, his wife, to Idaho Power Company, a corporation, its licensees, successors and assigns, dated May 15, 1961 and recorded March 27, 1962 as Instrument No. 5980 on Film No. 12, records of Cassia County, Idaho, over and across SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 10, Township 11 South, Range 21 East of the Boise Meridian.

-Continued-

## SCHEDULE B

**Policy Number: J 989970**

17. Power Line Easement executed by Nellie Hull Stoddard, Widow, to Idaho Power Company, a corporation, its licensees, successors and or assigns, dated May 29, 1961 and recorded March 27, 1962 as Instrument No. 5983 on Film No. 12, records of Cassia County, Idaho, over and across SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 10, Township 11, Range 21 East of the Boise Meridian.
18. Power Line Easement from C. LeRoy Garner and Gladys Garner, husband and wife, to Idaho Power Company, a corporation, dated April 25, 1963, and recorded July 10, 1963 as Instrument No. 20582 on Film No. 30, in the office of the Recorder of Cassia County, Idaho, over and across the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 9, Township 11 South, Range 21 East of the Boise Meridian.
19. Power Line Easement from C. LeRoy Garner and Gladys Garner, husband and wife, to Idaho Power Company, dated May 6, 1964, and recorded March 11, 1965 as Instrument No. 23042 on Film No. 33 in the office of the Recorder of Cassia County, over and across the NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 9, Township 11 South, Range 21 East of the Boise Meridian.
20. Right of Way from Bureau of Land Management to Department of Highways, State of Idaho, dated September 13, 1966 and recorded January 31, 1967 as Instrument No. 33397 on Film No. 47, records of Cassia County, Idaho, over and across N $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 18, Township 11 South, Range 21, East of the Boise Meridian.  
PARTIAL RELINQUISHMENT recorded January 29, 1979 as Instrument No. 113850 on Film No. 123, records of Cassia County, Idaho.
21. Power Line Easement from Howard Conrad and Mary J. Conrad, his wife, to Idaho Power Company, a corporation, dated December 23, 1966, and recorded May 2, 1967 as Instrument No. 34780 on Film No. 49, records of Cassia County, Idaho, granting a right of way and easement to said corporation over and across the NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 9, Township 11 South, Range 21 East of the Boise Meridian.
22. Reservation unto the United States, its permittee or licensee, the right to enter upon, occupy and use, any part or all of that portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$  said Section 9, lying within 50 feet of the center line of the transmission line right of way of the Great Shoshone and Twin Falls Water Power Company, Power Site Reserve No. 498 and 25 feet of the center line of the transmission line right of way of the Idaho Power Company, project No. 406, for the purposes provided in the Act of June 10, 1920 (41 Stat. 1063), and subject to the conditions and limitations of Section 24 of said Act, as amended by the Act of August 26, 1935 (49 Stat. 846) and such rights for pipe line purposes as the Minidoka and Northside Railway Company and Pacific Northwest Pipeline Corporation may have under Section 28 of the Act of February 25, 1920 (41 Stat. 437), as amended by the Act of August 21, 1935 (49 Stat. 674), notice of such given by Patent recorded June 4, 1971 as Instrument No. 56843 on Film No. 70, records of Cassia County, Idaho. (S $\frac{1}{2}$ N $\frac{1}{2}$  and SE $\frac{1}{4}$  of Section 9, Township 11 South, Range 21, East of the Boise Meridian)

-Continued-

## SCHEDULE B

### Policy Number: J 989970

23. Grant of Easement executed by Arther T. Hull and Juanita A. Hull, husband and wife, parties of the first part, to C. LeRoy Garner, party of the second part, dated February 21, 1963 and recorded February 3, 1972 as Instrument No. 60531 on Film No. 74, records of Cassia County, Idaho, over and across SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 10 Township 11 South, Range 21 East of the Boise Meridian.
24. Assignment of Water Rights executed by Arthur T. Hull and Juanita A. Hull, husband and wife, to C. LeRoy Garner, dated February 2, 1965 and recorded February 4, 1972 as Instrument No. 60532 on Film No. 74, records of Cassia County, Idaho, assigning all right, title and interest, if any, in and to the Waters produced from a certain irrigation well located on the SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 10, Township 11 South, Range 21 East of the Boise Meridian.
25. Easement from Howard E. Conrad and Mary J. Conrad, husband and wife, to Conrad Land & Livestock, Inc., dated September 6, 1972 and recorded September 7, 1972 as Instrument No. 65050 on Film No. 78, records of Cassia County, Idaho, for the purpose of maintaining and operating a storage pond for the collection and storage of water for irrigation purposes in the Northeast corner of Section 16, Township 11 South, Range 21, East of the Boise Meridian.
26. Power Line Easement from Conrad Land & Livestock, Inc., to Idaho Power Company, a corporation, dated January 7, 1974, and recorded May 19, 1976 as Instrument No. 90769 on Film No. 101, records of Cassia County, Idaho, granting a right of way and easement to said corporation over and across the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 9, Township 11 South, Range 21, East of the Boise Meridian.
27. Power Line Easement from Howard Conrad and Mary J. Conrad, his wife, to Idaho Power Company, a corporation, dated March 4, 1975 and recorded May 19, 1976 as Instrument No. 90774 on Film No. 101, records of Cassia County, Idaho, granting a right of way and easement to said corporation over and across the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 9, Township 11 South, Range 21, East of the Boise Meridian.
28. Power Line Easement executed by Conrad Land & Livestock Co., Inc. to Idaho Power Company, a corporation, dated July 28, 1976 and recorded February 16, 1977 as Instrument No. 96305 on Film No. 106, records of Cassia County, Idaho, over and across the SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 10, Township 11 South, Range 21 East of the Boise Meridian.
29. Rights for highway purposes granted to the Idaho Department of Transportation, its successors or assigns, by right-of-way No. I-143, pursuant to the Act of August 27, 1958, as amended (23 U.S.C. 317) as to Lot 1 and the NE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 18, Township 11 South, Range 21 East of the Boise Meridian, notice of such given by Patent recorded May 4, 1978 as Instrument No. 107221, records of Cassia County, Idaho.

-Continued-

## SCHEDULE B

**Policy Number: J 989970**

30. Right of Way and Easement between Howard E. Conrad and Mary J. Conrad, and Northwest Pipeline Corporation, a corporation, dated August 25, 1980, and recorded September 8, 1980 as Instrument No. 128904 on Film No. 137, records of Cassia County Idaho, over and across the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 8 and the S $\frac{1}{2}$ N $\frac{1}{2}$  of Section 9, Township 11 South, Range 21 East of the Boise Meridian, Cassia County, Idaho.
31. Road Easement and Right-of-Way Deed executed by Howard E. Conrad and Mary J. Conrad, husband and wife, to Burley Highway District, a political subdivision of the State of Idaho, dated November 3, 1980 and recorded November 4, 1980 as Instrument No. 130300 on Film No. 138, records of Cassia County, Idaho, over and across a portion of Sections 7 and 18 in Township 11 South, Range 21, East of the Boise Meridian.
32. State of Idaho Lease No. 0G-0335, notice given by document recorded March 11, 1982 as Instrument No. 141700, records of Cassia County, Idaho.  
ASSIGNMENT OF MINERAL, OIL, AND GAS, AND/OR GEOTHERMAL RESOURCE LEASE(S) from Steven W. Davis and Karen M. Davis, Spouse, to Bridger Energy Associates, dated November 24, 1981 and recorded March 11, 1982 as Instrument No. 141700 on Film No. 148, records of Cassia County, Idaho.
33. Exception contained in Warranty Deed executed by Clarence Barkes and Bessie I. Barkes, husband and wife, and Stan Barkes and Dixie Ann Barkes, husband and wife, to Conrad Land & Livestock, Inc., an Idaho corporation, dated May 10, 1976 and recorded September 5, 1997 as Instrument No. 251043 on Film No. 291, records of Cassia County, Idaho, which reads as follows: "EXCEPTING the deep well, irrigation equipment and water rights owned by C. LeRoy Garner, his heirs, successors and assigns." (SW $\frac{1}{4}$  Section 10, Township 11 South, Range 21, East of the Boise Meridian.)
34. Rights for pipeline purposes as have been granted to El Paso Natural Gas Company, its successors or assigns, by Right of Way Idaho 06421 under 50 C.28 of the Mineral Leasing Act, 30 U.S.C. 185, notice of such given by United States patent No. 11-72-0171 dated March 3, 1972 and recorded December 22, 1998 as Instrument No. 259794 on Film No. 306, records of Cassia County, Idaho. (S $\frac{1}{2}$ SW $\frac{1}{4}$  and NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 8, Township 11 South, Range 21, East of the Boise Meridian)
35. A First Mortgage, Security Agreement and Assignment of Rents to secure an indebtedness in the principal sum of \$3,013,000.00.

|            |                                                                                            |
|------------|--------------------------------------------------------------------------------------------|
| Recorded:  | January 8, 1999 as Instrument No. 260101 on Film No. 307, records of Cassia County, Idaho. |
| Dated:     | January 7, 1999                                                                            |
| Mortgagor: | Cummins Farms, Inc., an Idaho corporation                                                  |
| Mortgagee: | Metropolitan Life Insurance Company                                                        |

-Continued-

**SCHEDULE B**

**Policy Number: J 989970**

36. Assignment of Bonuses, Rentals and Royalties executed by Cummins Farms, Inc., an Idaho corporation to Metropolitan Life Insurance Company, dated January 7, 1999 and recorded January 8, 1999 as Instrument No. 260102 on Film No. 307, records of Cassia County Idaho.
37. Financing Statement between Cummins Farms, Inc. as Debtor #1 and Metropolitan Life Insurance Company as Secured Party, recorded January 8, 1999 as Instrument No. 260103 on Film No. 307, records of Cassia County, Idaho.

**END OF SCHEDULE B**

**Schedule B (Owners Policy)**

6/9/94

## COMMUNICATION DOCUMENTATION

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

**IDWR Employee/Agent** Georgia Satterlee

**DATE**

August 11, 1998 4:29pm

**CUSTOMER**

Howard Conrad

**SUBJECT:** 45-02583, -02689, -07020, -07035, -07034, -07110, -07238, -07374  
phone call (.) walk-in (x)

The D/S claims in Conrad Land and Livestock were recently decreed. He came in to verify that all his irrigation rights were in order. After 2.5 hours compilation of the irrigation claims I told Conrad they seemed to be in order. He concluded his visit by saying, "Yea, he knew that." I suspect the home boy knows exactly what is going on and that I used up 2.5 hrs of my time wheel spinning. Good lesson for me, one more time...



## COMMUNICATION DOCUMENTATION

Claim No. see below

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

IDWR Employee/Agent Jeanie Robertson Date 3/23/95Contact Person(s) Zola McFarland - Carey & Adams Realty  
1570 Overland, Burley FAX 678-1151Nature of Contact phone call

Substance of Communication sent profile reports on the  
following claims: A45-02583 A45-02674  
(Conrad Land & A45-02683 A45-02689  
Livestock) A45-07013 A45-07020  
A45-07034 ~~A45-07035~~  
A45-07006 A45-07009  
A45-07110 A45-07238  
A45-07374 A45-07481  
A45-07482A A45-07482B  
A45-10263 A45-10264  
A45-10265 A45-10266  
A45-10267 A45-10268  
A45-10269 A45-10270  
A45-10271 A45-10272  
A45-10273 A45-10274  
A45-12452

**MICROFILMED**  
DEC 18 1995

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A45-07035  
Date Received: 3/17/1989  
Receipt No: 5007412  
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: HOWARD CONRAD  
Address: RT. 1  
MURTAUGH, ID 83344 208-432-5444

AND/OR

Name: CONRAD LAND & LIVESTOCK, INC.  
Address: RT. 1  
MURTAUGH, ID 83344 208-432-5444

2. Date of Priority: FEB 28, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 11S      | 21E   | 15      | NW     | NW     | NW     |     | CASSIA |

5. Description of diverting works:  
WELL & PUMP.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 5.790  |      |        |

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

8. Total consumptive use is 960.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

A45-07035

Page 1

Date: 03/20/89

MICROFILMED

MAR 08 1993

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|-----|-------|
| 11S      | 21E   | 16      | NE  |    | NE  |     | IRR | 40.0  |
|          |       |         | NW  |    | NE  |     | IRR | 40.0  |
|          |       |         | SW  |    | NE  |     | IRR | 40.0  |
|          |       |         | SE  |    | NE  |     | 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 320.0

Total Acres 320.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:  
OTHER RIGHTS FROM THIS SAME WELL.

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: See Mzp A45-07020

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: \_\_\_\_\_

For Organizations:

I do solemnly swear or affirm that I am Pres of  
Carroll & Schickel Title  
Organization, that I have signed the foregoing  
document in the space below as Pres of  
Carroll & Schickel Title  
Organization and that the statements contained in the  
foregoing document are true and correct.

[Signature]  
Signature of Authorized Agent

Pres.  
Title and Organization

4-30-89  
Date

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 3<sup>rd</sup> day  
of April 19 89  
[Signature]  
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/99  
Date: 03/20/89

A45-07035

Page

3

MICROFILMED  
MAR 08 1993

**RECEIVED** IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
 JUL 28 2004 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources  
 Southern Region

**IN RE THE GENERAL ADJUDICATION  
 OF RIGHTS TO THE USE OF WATER FROM  
 THE SNAKE RIVER BASIN WATER SYSTEM**

CIVIL CASE NUMBER: 39576

Ident. Number

45-7374

Date Received

7/28/04

Receipt Number

N/A

*Amended*  
**NOTICE OF CLAIM  
 TO A  
 WATER RIGHT**

**ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) Summit's Farms, Inc Phone (208) 432-6675

Mailing Address P.O. Box 30 Montpelier Zip 83344

2. Date of Priority (Only one (1) per claim) 40 7-3-74

3. Source of water supply (a) Ground Water  
 which is tributary to (b) \_\_\_\_\_

4. a. Location of existing point of diversion is: Township 11 S Range 21 E Section 15,  
NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Cassia

Additional points of diversion if any: 510 SWSWSW; 59 SESESE; 59 NENEEN; 2 pts in 59 NESE

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of

1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
 including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
 constructed and as enlarged and the depth of each well.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount 3.10 or 620

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 3.1 (cfs) and/or (b) 620 (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 11S | 21E | 10  |        |       |       |       |        |       |       |       | 40     | 40    | 36    | 39    |        |       |       |       | 155    |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       | 155    |

Total number of acres irrigated 155

11. In which county (ies) are lands listed above as place of use located? CASSIA

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. \_\_\_\_\_ or None ( )

14. Remarks: This amended claim adds points of diversion as described in T#3205.

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

03/04/2004

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

RIGHT NUMBER: 45-7035

NAME AND ADDRESS: CUMMINS FARMS INC  
4418 E 3300 N  
MURTAUGH ID 83344-5204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.790 CFS  
1,280.000 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 5.9 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 2879 AF. COMBINED RIGHT NOS.: 45-7020,  
45-7035, 45-7110, 45-7374.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 20.23 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 7391 AF. COMBINED RIGHT NOS.: 45-2583,  
45-2689, 45-7020, 45-7035, 45-7110, 45-7238, 45-7374.

PRIORITY DATE: 02/28/1969

POINT OF DIVERSION:

T11S R21E S15 NWNWNW Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>           |
|-----------------------|----------------------|---------------------------|
| IRRIGATION            | 03/15 11/15          | 5.790 CFS<br>1,280.00 AFY |

PLACE OF USE: IRRIGATION Within CASSIA County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T11S R21E S16 | NENE | 40.0 | T11S R21E S16 | NWNE | 40.0 |
| T11S R21E S16 | SWNE | 40.0 | T11S R21E S16 | SENE | 40.0 |
| T11S R21E S16 | NESE | 40.0 | T11S R21E S16 | NWSE | 40.0 |
| T11S R21E S16 | SWSE | 40.0 | T11S R21E S16 | SESE | 40.0 |

320 ACRES TOTAL

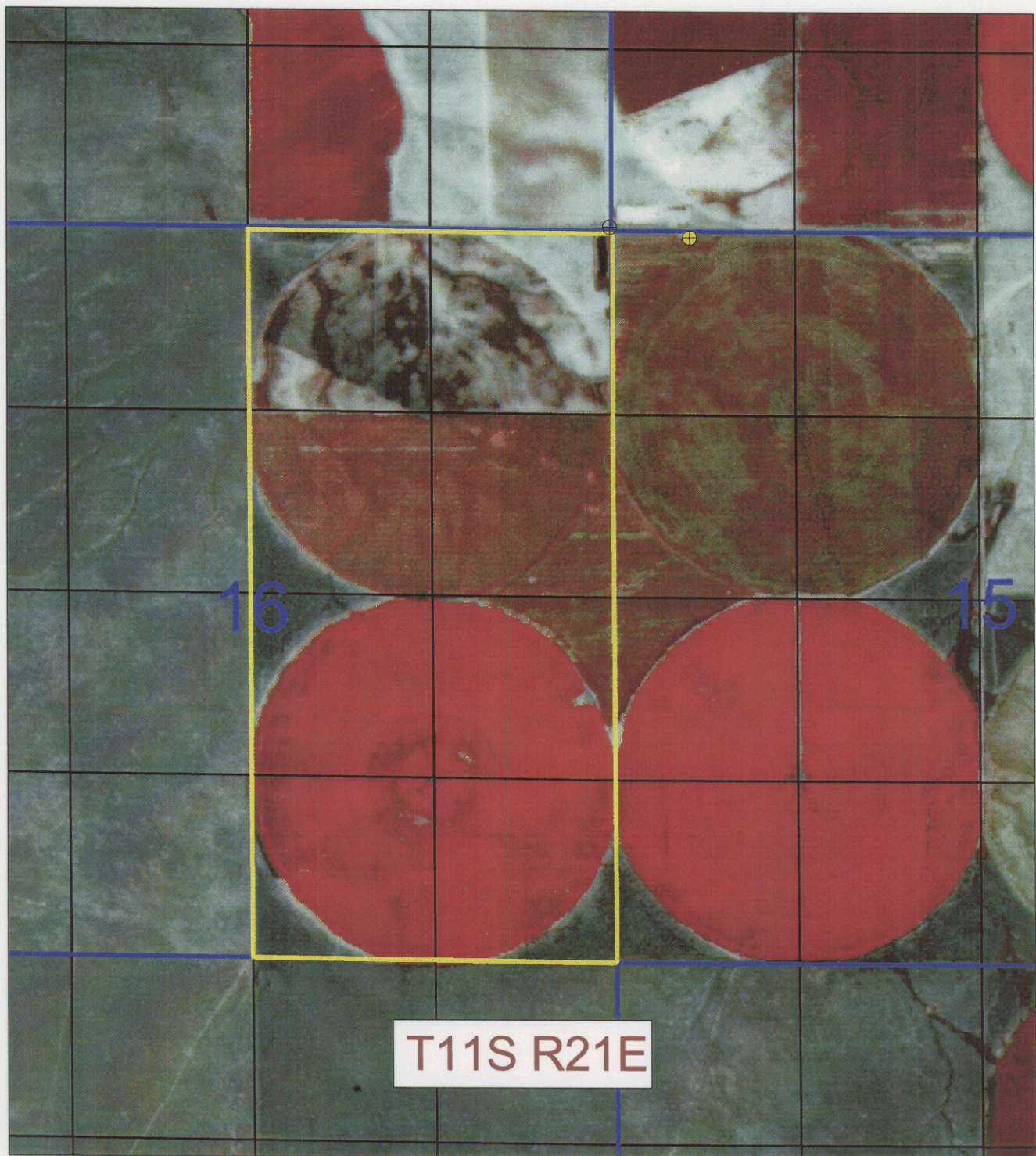
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for  
the definition of the rights or for the efficient administration of the water  
rights as may be ultimately determined by the Court at a point in time no  
later than the entry of a final unified decree. Section 42-1412(6), Idaho  
Code.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION  
PURSUANT TO SECTION 42-1425, IDAHO CODE.

45-7035



1320 0 1320 Feet

- Section Lines
- Quarter/Quarter Lines
- Place of Use
- Point(s) of Diversion



GIS PLACE OF USE PRESENTATION  
PHOTOGRAPHY: 1987 and/or 1988 NAPP  
DATA ENTRY: 3/2004  
DOUGLAS JONES

| COMBINED LIMITS DATA WORKSHEET |          |               |                 |                |            |
|--------------------------------|----------|---------------|-----------------|----------------|------------|
| Individual Rights:             |          |               |                 |                |            |
|                                | WR #     | Rate          | Volume          | Tot. Acres     | Acre Limit |
| ✓ 1                            | 45-7238  | 6.4           | 2536            | 634            |            |
| ✓ 2                            | 45-7035  | 5.79          | 1280            | 320            |            |
| ✓ 3                            | 45-7110  | 4.00          | 1248            | 310            |            |
| ✓ 4                            | 45-7374  | 3.10          | 620             | 155            |            |
| ✓ 5                            | 45-7020  | 3.76          | 703.2           | 175.8          |            |
| ✓ 6                            | 45-2689  | 5.82          | 1976            | 494            |            |
| ✓ 7                            | 45-2583  | 1.82          | 888             | 494            | 245        |
| ✓ 8                            | 45-7034  | 2.89          | 572.2           | 144.3          |            |
| ✓ 9                            | 45-10274 | 0.07          | 34              | 494            | 10         |
| 10                             |          |               |                 |                |            |
| Combinations:                  |          |               |                 |                |            |
|                                | WR #     | Combined Rate | Combined Volume | Combined Acres |            |
|                                | 1-7      | 20.23         | 7391            |                |            |
|                                | 6,7,9    | 7.64          | 1976            | 494            |            |
|                                | 2-5      | 5.90          | 2879            |                |            |
|                                | 7,9      | 1.82          | 888             |                |            |
| Other Conditions, Remarks:     |          |               |                 |                |            |
| 1                              |          |               |                 |                |            |
| 2                              |          |               |                 |                |            |
| 3                              |          |               |                 |                |            |
| 4                              |          |               |                 |                |            |
| 5                              |          |               |                 |                |            |
| 6                              |          |               |                 |                |            |
| 7                              |          |               |                 |                |            |
| 8                              |          |               |                 |                |            |
| 9                              |          |               |                 |                |            |
| 10                             |          |               |                 |                |            |

|              |                     |                                                           |           |            |              |  |
|--------------|---------------------|-----------------------------------------------------------|-----------|------------|--------------|--|
|              | CUMMINS FARMS:      | MILNER BUTTE PROPERTY ANALYSIS                            |           |            |              |  |
| License data |                     |                                                           |           |            |              |  |
|              | NWNW Sec 15         |                                                           |           |            |              |  |
|              |                     | FE Date                                                   | FE Q(cfs) | Lic Q(cfs) | Limit Q(cfs) |  |
|              | 45-7020             | 7/20/1973                                                 | 5.9       | 3.76       |              |  |
|              | 45-7035             | 5/21/1974                                                 | 5.79      | 5.79       |              |  |
|              | 45-7110             | 5/24/1978                                                 | 5.48      | 4.00       |              |  |
|              | 45-7374             | 8/9/1979                                                  | 5.47      | 3.10       | 5.47 w/ 7110 |  |
|              |                     | Assuming open discharge, 450 hp motor, 481 WL (1972 data) |           |            |              |  |
|              |                     | Theoretical Q = 5.76 cfs                                  |           |            |              |  |
|              | NENW Sec 9          |                                                           |           |            |              |  |
|              |                     | FE Date                                                   | FE Q(cfs) | Lic Q(cfs) | Limit Q(cfs) |  |
|              | 45-7238             | 7/22/1980                                                 | 6.69      | 6.4        |              |  |
|              |                     |                                                           |           |            |              |  |
|              |                     |                                                           |           |            |              |  |
|              | SWSW Sec 10         |                                                           |           |            |              |  |
|              |                     | FE Date                                                   | FE Q(cfs) | Lic Q(cfs) | Limit Q(cfs) |  |
|              | 45-2689             | 7/13/1965                                                 | 5.82      | 5.82       |              |  |
|              |                     |                                                           |           |            |              |  |
|              |                     |                                                           |           |            |              |  |
|              | SESE Sec 9          |                                                           |           |            |              |  |
|              |                     | FE Date                                                   | FE Q(cfs) | Lic Q(cfs) | Limit Q(cfs) |  |
|              | 45-2583             | 8/10/1962                                                 | 1.82      | 1.82       |              |  |
|              |                     |                                                           |           |            |              |  |
|              | Sum Max. Capacity = | 20.23                                                     | cfs       |            |              |  |

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-7035

WATER RIGHT NUMBER: 45-7035

|                   |                                                                        |
|-------------------|------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                |
| Current Owner     | HOWARD E CONRAD<br>325 S 1200 W<br>MURTAUGH, ID 83344<br>(208)432-5444 |

Priority Date: 02/28/1969

Basis: License

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| GROUND WATER  |                  |

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 3/15 to 11/15           | 5.790 CFS             | 1,280.00 AF          |
|                       | <u>Total Diversion:</u> | 5.790 CFS             | 1,280.00 AF          |

Location of Point(s) of Diversion

|               |            |                                     |
|---------------|------------|-------------------------------------|
| GROUND WATER  | NE1/4SE1/4 | Sec. 9,   Twp 11S,   Rge 21E, B.M.  |
| CASSIA County |            |                                     |
| GROUND WATER  | SE1/4SE1/4 | Sec. 9,   Twp 11S,   Rge 21E, B.M.  |
| CASSIA County |            |                                     |
| GROUND WATER  | SW1/4SW1/4 | Sec. 10,   Twp 11S,   Rge 21E, B.M. |
| CASSIA County |            |                                     |
| GROUND WATER  | NW1/4NW1/4 | Sec. 15,   Twp 11S,   Rge 21E, B.M. |
| CASSIA County |            |                                     |
| GROUND WATER  | NE1/4NW1/4 | Sec. 9,   Twp 11S,   Rge 21E, B.M.  |
| CASSIA County |            |                                     |

Place of Use

IRRIGATION

|     |     |     |      |      |      |      |    |    |    |    |    |    |    |    |      |      |      |      |        |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
| 11S | 21E | 16  | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
|     |     |     | 40.0 | 40.0 | 40.0 | 40.0 |    |    |    |    |    |    |    |    | 40.0 | 40.0 | 40.0 | 40.0 | 320.0  |

Total Acres: 320

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-7035

1. General TRANS. 3205. 2 P/D IN NESE, S9, T11S, R21E.

Comments:

Dates and Other Information:

Licensed Date: 6/5/1979

Decreed Date:

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Log for claim A45-07035

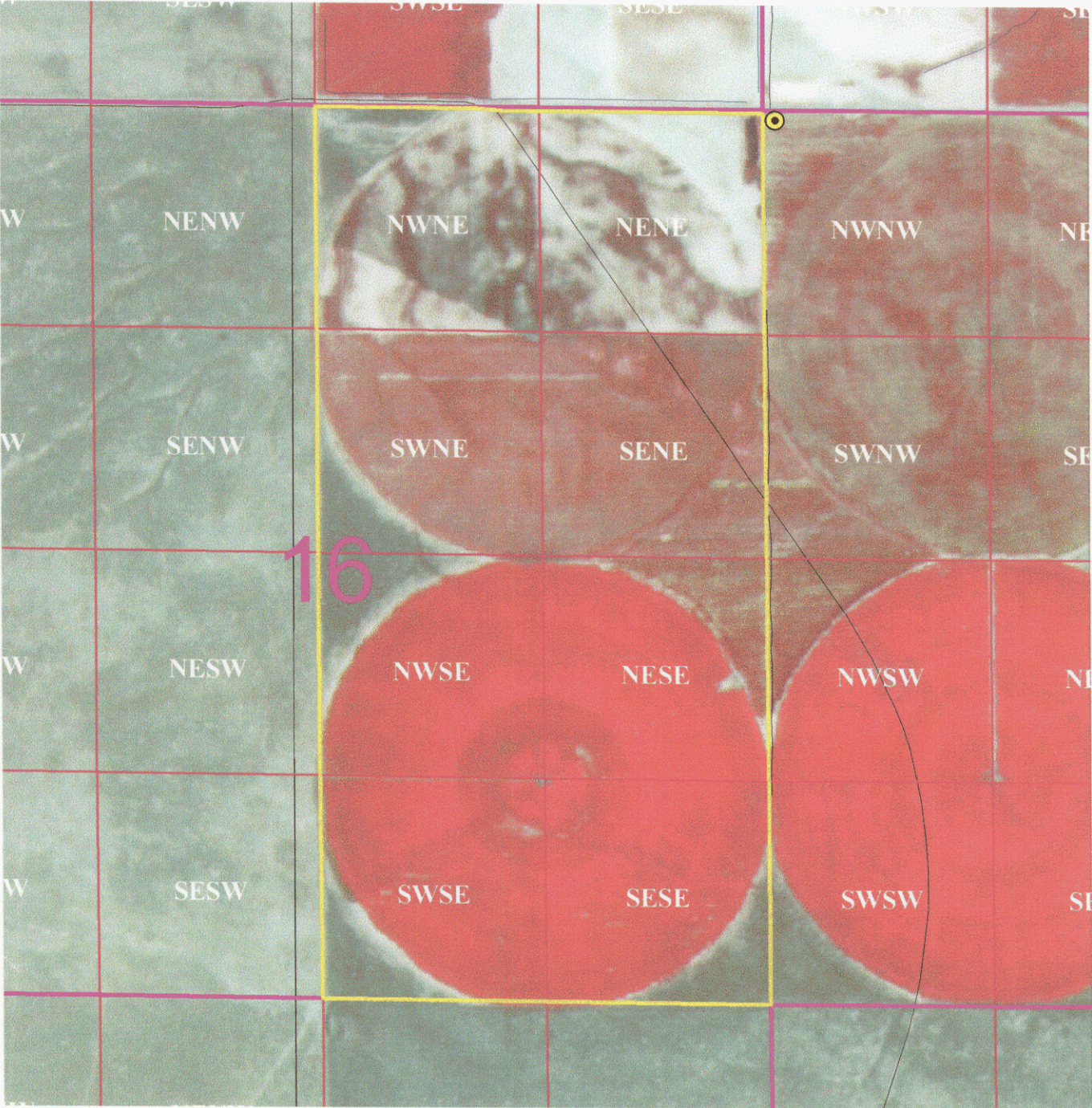
Spatial Dynamics LTD

8/11/00

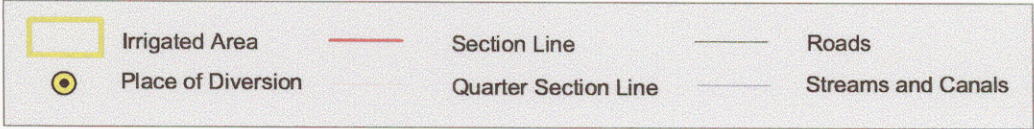
| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|----------------|-----|------|------------------|----------------|---------|
| 11s21e         | 16  | NENE | 40               | 40             |         |
| 11s21e         | 16  | NWNE | 40               | 40             |         |
| 11s21e         | 16  | SWNE | 40               | 40             |         |
| 11s21e         | 16  | SENE | 40               | 40             |         |
| 11s21e         | 16  | NESE | 40               | 40             |         |
| 11s21e         | 16  | NWSE | 40               | 40             |         |
| 11s21e         | 16  | SWSE | 40               | 40             |         |
| 11s21e         | 16  | SESE | 40               | 40             |         |
| <b>Totals:</b> |     |      | 320              | 320            |         |

Water Right Claim Number A45-07035  
Township , 11S21E

08/11/2000

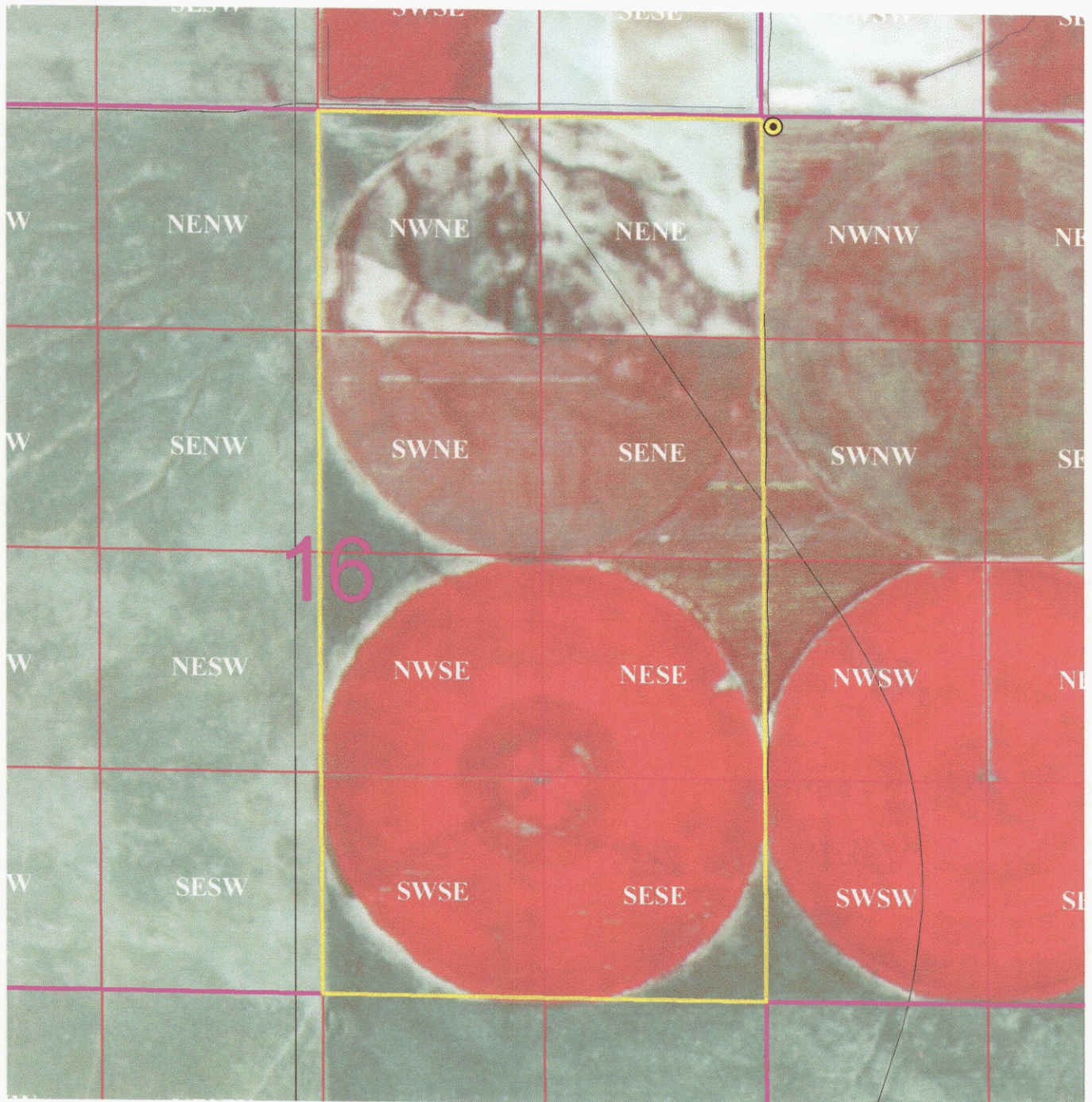


Legend

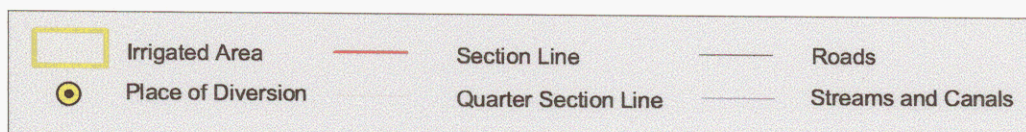


Water Right Claim Number A45-07035  
Township , 11S21E

08/11/2000



**Legend**

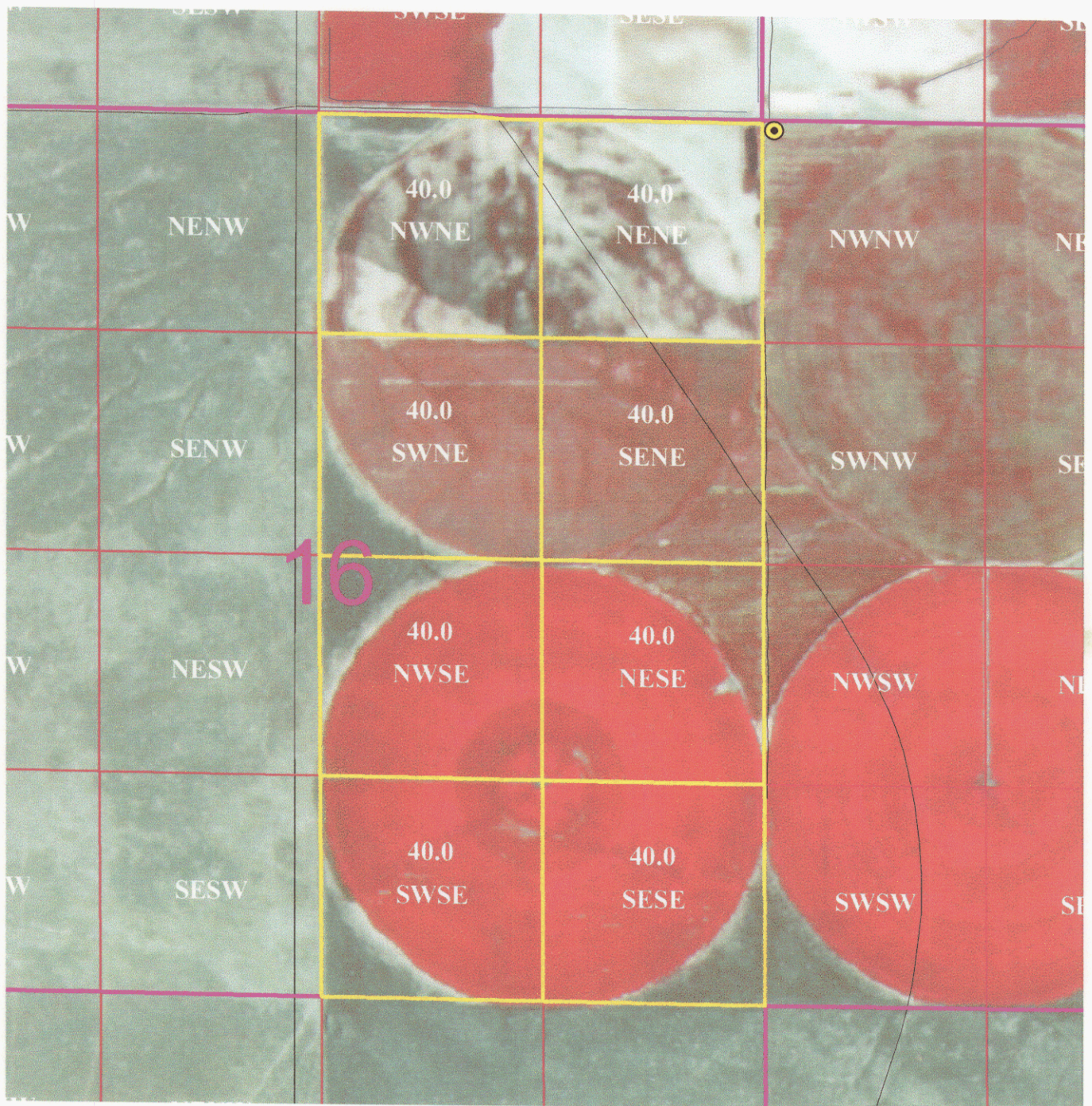


500 0 500 1000 Feet

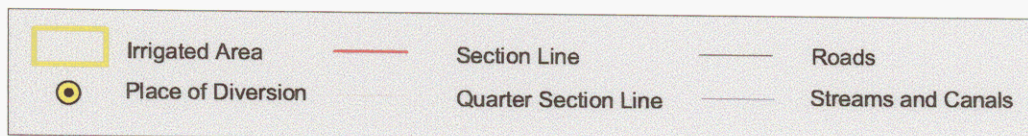


Water Right Claim Number A45-07035  
Township , 11S21E

08/11/2000



Legend



DATE: 05/09/00  
PAGE: 331

**Stage: LICENSE**

CASSIA County

## ST

TOTAL ACRES

Non-Irrigation Uses: NONE

other rights: OTHER RIGHTS FROM THIS SAME WELL.

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

A45-02583    A45-02689    A45-07020    A45-07110    A45-07238    A45-07374    A45-10274

Remarks: GEN 10/21/99, CHANGED OWNERSHIP AS PER FORM 1409 AND DEED REC'D 2/11/99. CONRAD TO CUMMINS. C.T.

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

|       |                        |                        |
|-------|------------------------|------------------------|
| Misc: | Water District Number: | Field Inspection Flag: |
|-------|------------------------|------------------------|

|        |          |         |          |          |          |       |
|--------|----------|---------|----------|----------|----------|-------|
| Audit: | 03/17/89 | MERRITT | 03/30/95 | POST-STD | 10/21/99 | CTIMM |
|--------|----------|---------|----------|----------|----------|-------|

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. [REDACTED] Priority Feb. 28, 1969 Amount 5.79 cfs

THIS IS TO CERTIFY, that HOWARD CONRAD  
of Murtaugh, Idaho, has complied with the terms and conditions of Permit  
No. 45-7035 issued pursuant to Application for Permit dated February 28, 1969,  
and has submitted proof to the Department of Water Resources on February 28, 1974,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 5.79 cfs of water from a ground water source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use         | Period of Use                          | Rate of Diversion      | Annual Volume             |
|------------------------|----------------------------------------|------------------------|---------------------------|
| <u>Irrigation</u>      | from <u>March 15</u> to <u>Nov. 30</u> | at <u>5.79</u> cfs and | <u>1,280 acre feet or</u> |
|                        | from _____ to _____                    | _____ cfs and          | <u>4.0 af per acre</u>    |
|                        | from _____ to _____                    | at _____ cfs and       |                           |
| (both dates inclusive) |                                        |                        |                           |

Subject, however, to the condition that no more than 5.79 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
1,280 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 15,  
Twp. 11 S, Rge. 21 E, B.M. in the County of Cassia

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11 S | 21 E  | 16   | 40               | 40               | 40               | 40               |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 40               | 40               | 40               | 320    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 320

A measuring device of a type approved by the Department shall be permanently  
maintained as part of the diverting works.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26 day of  
March, 19 75.

Director

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

Name of applicant Howard E. Conrad Phone 432-5444Post Office address Rt. 1 Murtaugh, Idaho 83344**A. DESCRIPTION OF RIGHT AS RECORDED**

## 1. Right evidenced by:

a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_ (Name)

in case of \_\_\_\_\_ vs \_\_\_\_\_

dated in \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_

(Name of court)

b. License No. 45-7035 issued by the Idaho Department of Water Resources

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

## 2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_

3. Source of water groundwater tributary to \_\_\_\_\_4. Date of priority 2-28-1969

## 5. Water is used for the following purposes:

amount 5.79 for Irrigation purposes from 3/15 to 11/15

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)6. Total amount of water under right: a. 5.79 cubic feet per secondb. \_\_\_\_\_ &/or  
acre feet per annum7. Location of original point of diversion is NW % of NW % of Section 15Township 11S Range 21E B.M. in Cassia County

Additional points of diversion, if any \_\_\_\_\_

## 8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 11S  | 21E   | 16   | 40     | 40     | 40     | 40     |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 320    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 320

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

**MICROFILMED**

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? \_\_\_\_\_ If yes, describe in item D, REMARKS.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

Name of applicant Howard E. Conrad Phone 432-5444Post Office address Rt. 1 Murtaugh, Idaho 83344**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
(Name)

in case of \_\_\_\_\_ vs \_\_\_\_\_

dated in \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name of court)b. License No. 45-7110 issued by the Idaho Department of Water Resources

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

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_

3. Source of water groundwater tributary to \_\_\_\_\_4. Date of priority 9-18-1972**5. Water is used for the following purposes:**amount 3.98 for irrigation purposes from 3/1 to 11/1amount .02 for stockwater purposes from 1/1 to 12/31amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)6. Total amount of water under right: a. 4.0 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum7. Location of original point of diversion is NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 15  
Township 11S Range 21E, B.M., in Cassia County

Additional points of diversion, if any \_\_\_\_\_

**8. Lands irrigated or place of use:**

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11S  | 21E   | 15   |                  |                  |                  |                  | 39               | 38               | 39               | 39               | 39               | 39               | 39               | 39               |                  |                  |                  |                  | 310    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 310

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

**MICROFILMED**

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? \_\_\_\_\_ If yes, describe in item D, REMARKS.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

Name of applicant Howard E. Conrad Phone 432-5444

Post Office address Rt. 1 Murtaugh, Idaho 83344

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
(Name)  
in case of \_\_\_\_\_ vs \_\_\_\_\_

dated in \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name of court)

b. License No. 45-7374 issued by the Idaho Department of Water Resources

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

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_

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

4. Date of priority 4-11-1979

5. Water is used for the following purposes:

amount 3.10 for irrigation purposes from 3/1 to 11/1

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)

6. Total amount of water under right: a. 3.10 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum

7. Location of original point of diversion is NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 15  
Township 11S Range 21E, B.M., in Cassia County

Additional points of diversion, if any \_\_\_\_\_

8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11S  | 21E   | 10   |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 40               | 36               | 39               |                  |                  |                  |                  | 155    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 155

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? \_\_\_\_\_ If yes, describe in item D, REMARKS.

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

Name of applicant Howard E. Conrad Phone 432-5444Post Office address Rt. 1 Murtaugh, Idaho 83344**A. DESCRIPTION OF RIGHT AS RECORDED**

## 1. Right evidenced by:

a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_ (Name)

in case of \_\_\_\_\_ VS \_\_\_\_\_

dated in \_\_\_\_\_ in \_\_\_\_\_ (Name of court) county of \_\_\_\_\_

b. License No. 45-2583 issued by the Idaho Department of Water Resources

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

## 2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_

3. Source of water groundwater tributary to \_\_\_\_\_4. Date of priority 6/19/1959

## 5. Water is used for the following purposes:

amount 1.82 for irrigation purposes from \_\_\_\_\_ to \_\_\_\_\_ not given on license

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (month/day -- both dates inclusive)

6. Total amount of water under right: a. 1.82 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum

7. Location of original point of diversion is SE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 9  
Township 11S Range 21E, B.M., in Cassia County

Additional points of diversion, if any \_\_\_\_\_

## 8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11S  | 21E   | 9    |                  |                  | 40               | 40               |                  |                  |                  | 20               |                  |                  |                  |                  | 40               | 40               | 25               | 40               | 245    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 245

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? \_\_\_\_\_ If yes, describe in item D, REMARKS.

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

Name of applicant Howard E. Conrad Phone 432-5444Post Office address Rt. 1 Murtaugh, Idaho 83344**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_ (Name)

in case of \_\_\_\_\_ VS \_\_\_\_\_

dated in \_\_\_\_\_ in \_\_\_\_\_ (Name of court) county of \_\_\_\_\_

b. License No. 45-2689 issued by the Idaho Department of Water Resources

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

**2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired** \_\_\_\_\_**3. Source of water** groundwater tributary to \_\_\_\_\_**4. Date of priority** 11/9/1962**5. Water is used for the following purposes:**

Not given on license

amount 5.82 for irrigation purposes from \_\_\_\_\_ to \_\_\_\_\_

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (month/day — both dates inclusive)

**6. Total amount of water under right:** a. 5.82 cubic feet per secondb. \_\_\_\_\_ &/or  
acre feet per annum**7. Location of original point of diversion is** SW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 10Township 11S Range 21E B.M. in Cassia County

Additional points of diversion, if any \_\_\_\_\_

**8. Lands irrigated or place of use:**

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11S  | 21E   | 9    | 40               | 40               | 40               | 40               | 37               | 40               | 40               | 40               |                  |                  |                  |                  | 40               | 40               | 40               | 40               | 477    |
|      |       | 8    | 17               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 17     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 494**9. Describe any other water rights used for the same purpose as described above** \_\_\_\_\_**10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse?** no If yes, describe in item D, REMARKS.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

Name of applicant Howard E. Conrad Phone 432-5444Post Office address Rt. 1 Murtaugh, Idaho 83344**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
(Name)

in case of \_\_\_\_\_ vs \_\_\_\_\_

dated in \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name of court)b. License No. 45-7020 issued by the Idaho Department of Water Resources

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

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_3. Source of water groundwater tributary to \_\_\_\_\_4. Date of priority 4/6/1967**5. Water is used for the following purposes:**amount 3.76 for irrigation purposes from 4/1 to 11/15

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)6. Total amount of water under right: a. 3.76 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum7. Location of original point of diversion is NW % of NW % of Section 15  
Township 11S Range 21E, B.M., in Cassia County  
Additional points of diversion, if any \_\_\_\_\_  
\_\_\_\_\_**8. Lands irrigated or place of use:**

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 11S  | 21E   | 8    |        |        |        |        |        |        |        | 10     | 38     | 20     | 40     | 40     |        |        |        |        | 148    |
|      |       | 7    |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 10     | 30     | 40     |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 188

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

**MICROFILMED**

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? \_\_\_\_\_ If yes, describe in item D, REMARKS.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

Name of applicant Howard E. Conrad Phone 432-5444Post Office address Rt. 1 Murtaugh, Idaho 83344**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_ (Name)

in case of \_\_\_\_\_ vs \_\_\_\_\_

dated in \_\_\_\_\_ in \_\_\_\_\_ (Name of court) county of \_\_\_\_\_

b. License No. 45-7238 issued by the Idaho Department of Water Resources

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

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_

3. Source of water groundwater tributary to \_\_\_\_\_4. Date of priority 5/2/1975**5. Water is used for the following purposes:**amount 6.4 for irrigation purposes from 3/15 to 11/15

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)6. Total amount of water under right: a. 6.4 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum7. Location of original point of diversion is NE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 9Township 11S Range 21E, B.M., in Cassia County

Additional points of diversion, if any \_\_\_\_\_

**8. Lands irrigated or place of use:**

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11S  | 21E   | 18   | 40               | 40               | 40               | 40               | 39               | 38               | 39               | 40               | 40               | 39               | 39               | 40               | 40               | 40               | 40               | 40               | 634    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 634

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

**MICROFILMED**10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? no If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. \_\_\_\_\_ cubic feet per second &/or  
b. \_\_\_\_\_ acre feet per annum
2. Point of diversion \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_, B.M., \_\_\_\_\_ County \_\_\_\_\_  
Additional points \_\_\_\_\_
3. Place of use: \_\_\_\_\_

| FWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated \_\_\_\_\_

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 29.06 C.F.S. c.f.s. &/or \_\_\_\_\_ acre feet
- b. Description of diverting works WELLS, MOTORS, AND PUMPS
- c. Describe the reasons for the proposed changes CONSOLIDATING POINTS OF DIVERSIONS AS TO IRRIGATE ALL OF THE GROUND BY ONE COMMON SYSTEM.

2. Change in point of diversion

Point of diversion 2pts-NE 1/4 SE 1/4, Section 9 Township 11S  
Range 21 E, B.M. cassia County \_\_\_\_\_  
Additional points sese, sec 9, ssws, sec 10, nwnw, sec 15 nenw, sec 9 11s 21e

3. Change in place of use NO CHANGE

- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust mortgages, or contracts? \_\_\_\_\_ Yes \_\_\_\_\_ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer



D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willfull misrepresentations made in this application may result in voiding its approval.

*[Signature]*  
(Signature of Applicant)

Subscribed and sworn to before me this 27 day of June, 19 85

*[Signature]*  
(Notary Public)

My commission expires 6.6

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2583/2699/7020/7035/7110/7238/7374 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 21<sup>st</sup> day of October, 1985

*[Signature]*  
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by AA Date 6-27-1985 Protest filed by None  
Prelim. check by ADM Fee 50.00 #36642  
Received by AA Date 6-27-1985 H. 36642  
Published in South Idaho Press Copies of protest forwarded by \_\_\_\_\_  
Pub. dates 8/29 + 9/5/85 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Watermaster recommendation requested on NA Recommended for approval denial \_\_\_\_\_  
\_\_\_\_\_ rec'd. \_\_\_\_\_ by ADM Sim

**MICROFILMED**

## Department of Water Administration

Permit No. 45-7035

Route #1, Murtaugh, Idaho 83344, and represents to the State Reclamation  
Engineer of the State of Idaho:

1. Point of diversion: NW 1/4 NW 1/4, Sec. 15, T. 11S

R. 21E, B.M.

mo. - day                      mo. - day

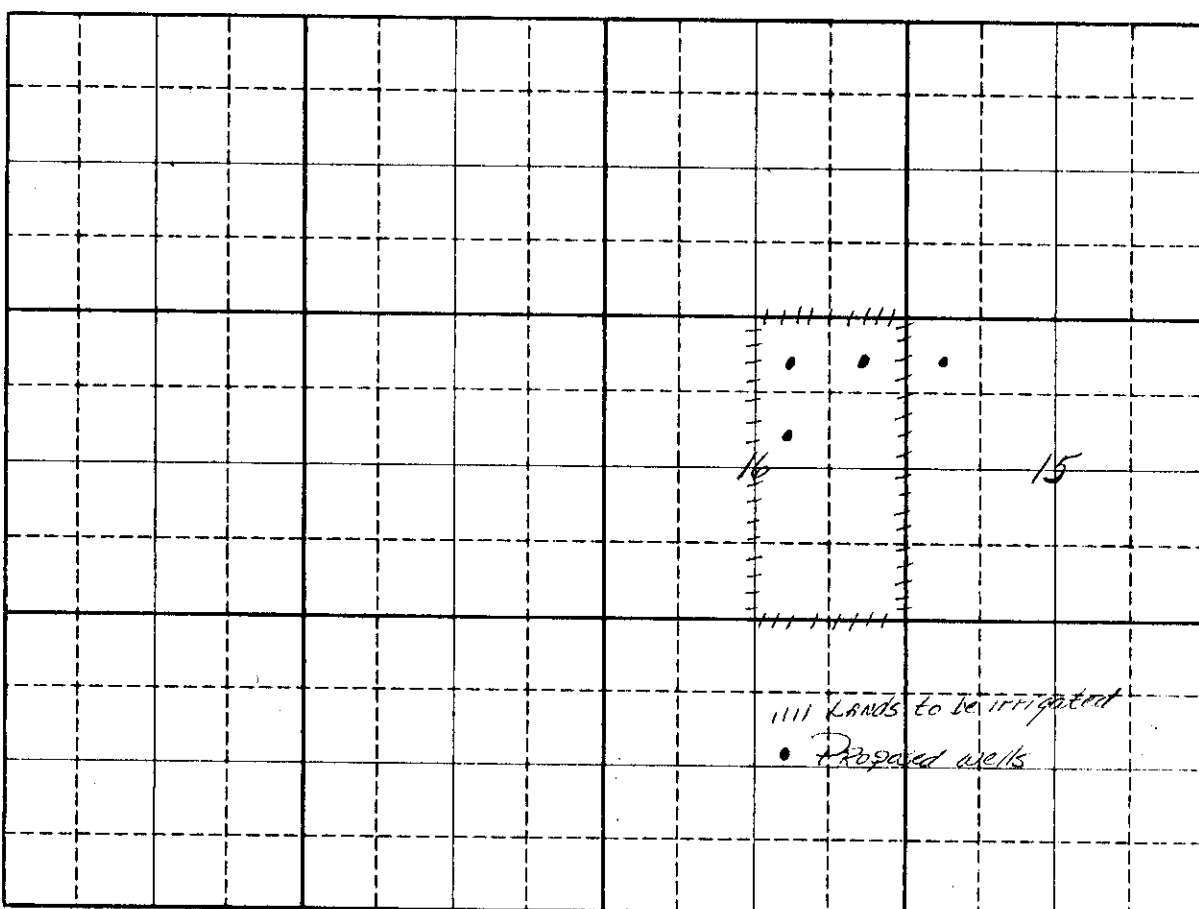
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates incl.)

[illegible]

45 7035

45 7035

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at MURTAUGH Idaho, this 27 day of April, 1972

[Signature]  
(signature)

**ACTION OF STATE RECLAMATION ENGINEER**

I, R. KEITH HIGGINSON, Director, Dept. of Water Administration, ~~State Reclamation Engineer~~ of the State of Idaho, hereby APPROVE application for amendment for Permit No. 45-7035,.

Witness my hand this 16th day of May, 19 72

[Signature]  
State Reclamation Engineer

Identification No. 45-7035  
Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
**APPLICATION FOR PERMIT**

**APPROVED**

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

LICENSE ISSUED FOR 579' LG. FL.  
LICENSE PAGE NO. \_\_\_\_\_

1. Name of applicant Howard Conrad  
post office address MARTATUGH, IDAHO
2. Source of water supply SUBTERRANEAN which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 16 Township 11S  
Range 21E B.M. CASSIA County; additional points of diversion if any: NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , SW  $\frac{1}{4}$  NE  $\frac{1}{4}$  SEC 16 T. 11S Rge 21E B.M.
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 6.4 for IRRIGATION purpose from MAR 15 to Nov 30 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 10.02 for DOMESTIC purpose from JAN 1 to DEC 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated: per letter of 3-10-69 Dem'  
a. 24 6.42 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Wells, Pumps, Sprinkler system, Pipe lines, Concrete & earth ditches
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ (Mo. Day) to \_\_\_\_\_ (Mo. Day) inclusive.
- c. Proposed well diameter is 16-20 inches; proposed depth of well is 700 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.  
b. Estimated construction cost is \$ 40,000.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_  
(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water \_\_\_\_\_.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_

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

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 11S  | 21E   | 16   | 40     | 40     | 40     | 40     |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 320    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes \_\_\_\_\_

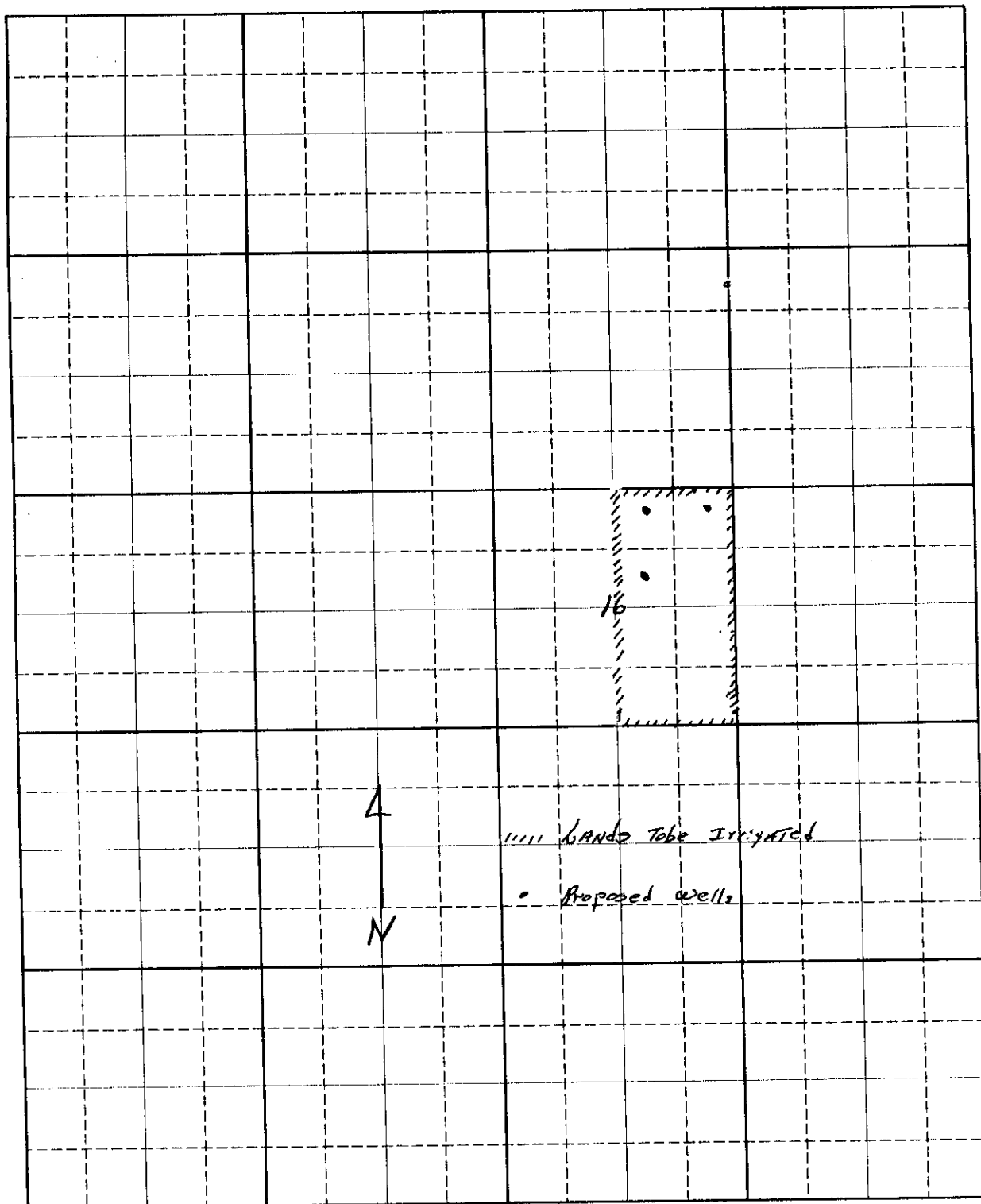
9. a. Who owns the property at the point of diversion APPLICANT

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

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

10. Remarks \_\_\_\_\_

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

Howard Conrad  
(Applicant)

Received by EW Date 2/28/69 Time 9:30 AM  
Preliminary check by DeW Fee \$ 50.00 3-14-69  
Receipted by aj Date 3-14-69  
Publication prepared by aj Date 3-20-69  
Published in South Idaho Press  
Publication dates 3-27 + 4-3-69  
Publication approved by aj Date 3-26-69  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: Name to 4-16-69

Copies of protests forwarded by \_\_\_\_\_

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

Recommended for ☒ approval ☐ denial by DeW DeW R. H.  
OK

ACTION OF STATE RECLAMATION ENGINEER

**APPROVED**

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7035, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 74.
- c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. Maximum rate of diversion shall not exceed 6.42 c. f. s.

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

Witness my hand this 22nd day of April, 19 69.

R. Kirk Hiji  
State Reclamation Engineer

DEPARTMENT OF WATER ADMINISTRATION  
FIELD REPORT

1. Name of permit holder Howard Conrad

Department of Postoffice address Route #1, Murtaugh, ID 83344

Southern District Office

Person to contact

Phone

Phone

2. Source of water supply: Groundwater ☒ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3. Water will be used for the following purposes:

Amount 6.4 c.f.s. for irrigation  
AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 30  
(mo.-day) inclusive (mo.-day)

Amount .02 c.f.s. for domestic  
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

4. Total amount to be appropriated:

Max Rate of Diversion 6.42 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 11S N/S, Range 21E E/W, B.M., Section 15, Subdivision NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Cassia

Township 11S N/S, Range 21E E/W, B.M., Section 16, Subdivision NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  County Cassia

Township 11S N/S, Range 21E E/W, B.M., Section 16, Subdivision NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  County Cassia

Other Points of Diversions: SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, Sec. 16, Twp. 11S, Rge. 21E, B.M.,

Description of diverting works: 450 hp - 20" well - 614' deep.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 320

320

Permit No. 45-7035  
Examination for b/u

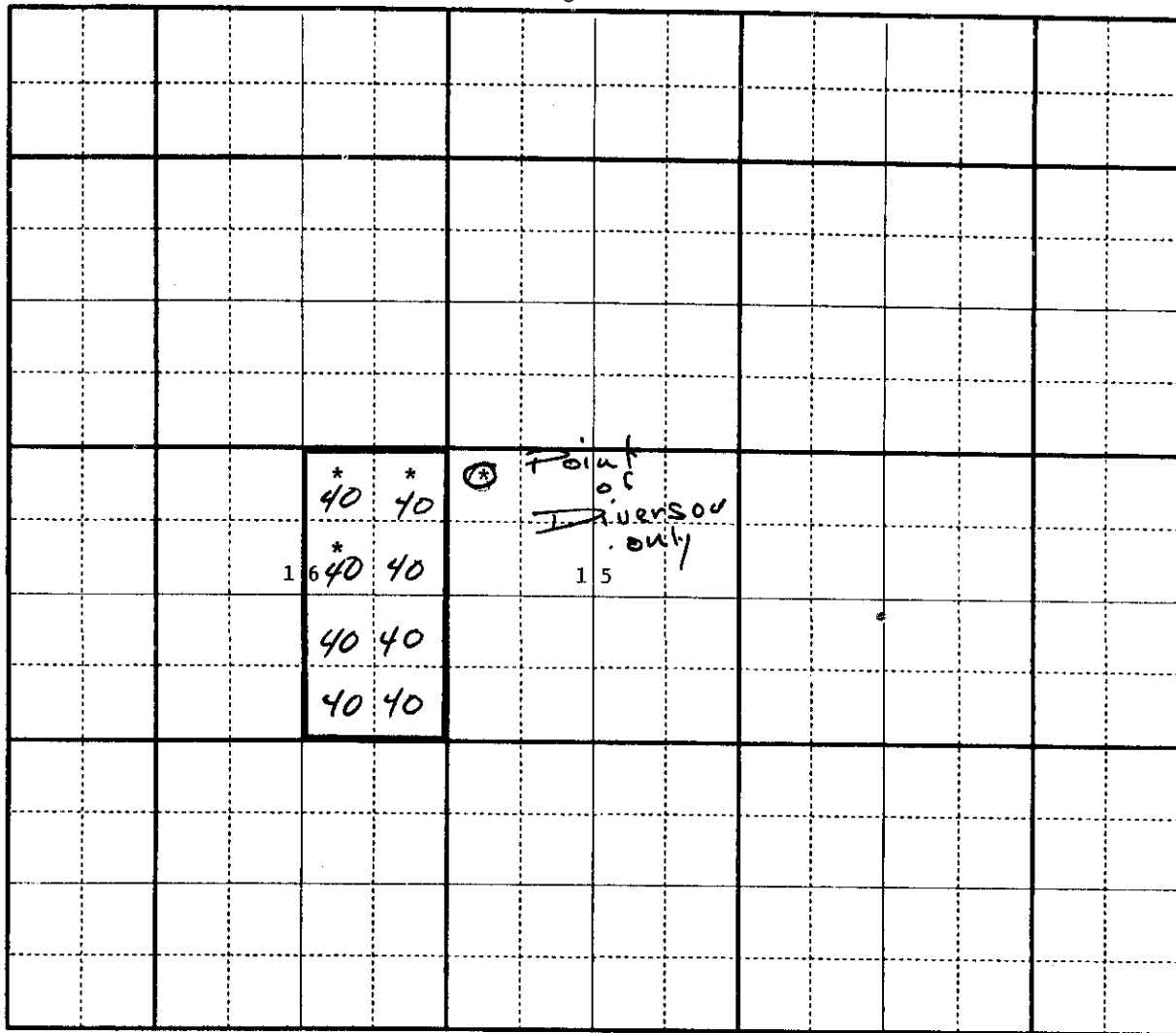


Diagram of System

DATE OF EXAM 5-21-74

ACREAGE  
Found 320  
Recommended 320

Irrigation Requirement 4.0 Ac Ft/Ac

USE  
Irrigation Q = 5.79 c.f.s. V = 1280 AF/Ann. from March 15 to Nov. 30  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no ☒

Name source: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no ☒

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Point of injection: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Point of exchange: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Total Q measured 5.79 c.f.s. Method of measurement McCrometer

Total Q recommended 5.79 c.f.s. Meter No 73-12-168 Type 8" Condition Good

Total V recommended 1280 Ac Ft/ANN.

Recommended Amendments:

P.D. NW NW, Sec 15 115-21E only  
Place of Use ☒ NO Domestic use.  
Other ☒ \_\_\_\_\_  
None ☒ \_\_\_\_\_

MEASUREMENT CALCULATION:

$Q = 5.79 \text{ c.f.s.} = (2600 \text{ gal/min}) \div (448.8 \text{ gal/min} = 1 \text{ c.f.s.})$

$V = 1280 \text{ Ac Ft/ANN} (\text{Irr Req. } 4.0) \times (320 \text{ Acres})$

SYSTEM DESCRIPTION:

G.E. Motor. 450 Hp. # E11J503017  
Large sprinklers system pivots (2) + hand lines.

REMARKS:

NW NW, Sec. 15 115-21E only point  
of diversion. NO Domestic use.

Examiner's Signature

Larry Lunderburg

Date

7-26-74

Checked by

Michael Stule

Date

8-15-74

Approved by

Date