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: **A45-07020**
Date Received: 5/31/1989
Receipt No: S007412
Received By:

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

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

2. Date of Priority: APR 6, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	21E	9	NW	NW	NE		CASSIA
			SE	SE	SE		CASSIA
		10	SW	SW	SW		CASSIA
		15	NW	NW	NW		CASSIA

5. Description of diverting works:
   WELLS, PUMPS, DITCHES, PIPELINES & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.760		

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

8. Total consumptive use is 564.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	21E	7	NE	SE		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
11S	21E	7	SW	SE		IRR	7.0
			SE	SE		IRR	30.0
					Section Acres		40.0
		8	SE	NW		IRR	10.0
			NE	SW		IRR	38.0
			NW	SW		IRR	20.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
					Section Acres		148.0
					Total Acres		188.0

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 SAME SYSTEM.

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,

Trish Fawcett
Technical Records Specialist

Enc.

#30995-B

RECEIVED

FEB 11 1999

Department of Water Resources
Southern Region

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

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 Resource
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) 432 - 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.

7. Signature of New Owner/Claimant(s)
   CUMMINS FARMS, INC.
   By: Mark S. Cummins Date 1-7-99
   Mark S. Cummins, President
   _____ Date _____

   (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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 busineess 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 _____ President

Allen Cummins _____ Vice President

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 _____ Date Jan 25 2000

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

I reside in Murtaugh, Idaho 83344

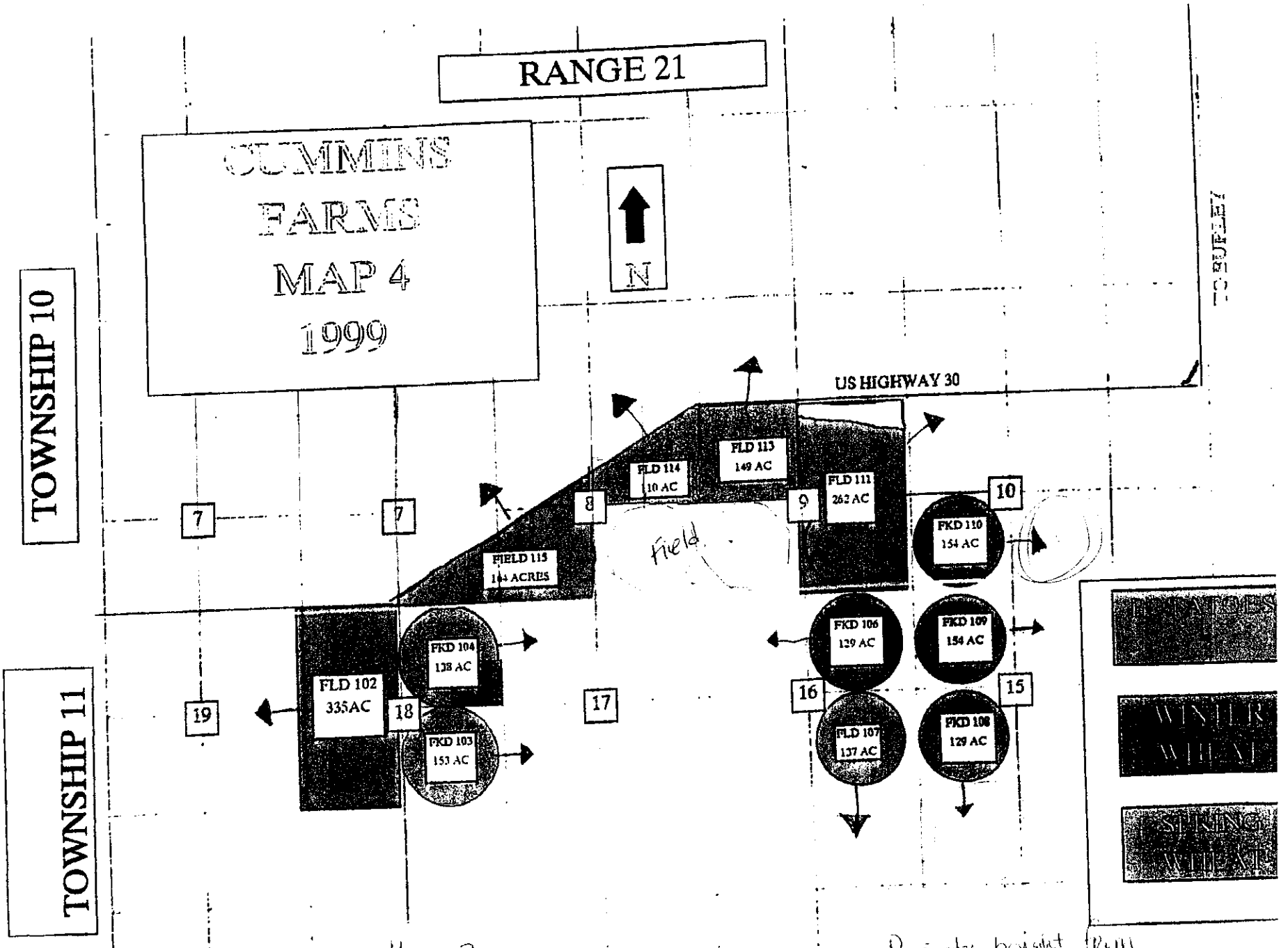
EXHIBIT B

Water Rights and Palisades Water Shares

Water Rogjt #	Acres Attached	Diversion Flow	Consumptive Use	Priority Date	Stage
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


RANGE 21
CUMMINS FARMS MAP 4 1999
N
TOWNSHIP 10
TOWNSHIP 11
US HIGHWAY 30
TO BURLEY
FLD 113 149 AC
FLD 114 10 AC
FLD 111 262 AC
FIELD 115 144 ACRES
FKD 110 154 AC
FKD 106 129 AC
FKD 109 154 AC
FKD 104 138 AC
FLD 102 335AC
FKD 103 153 AC
FLD 107 137 AC
FKD 108 129 AC
7
7
8
9
10
16
15
17
18
19
Field
WINTER WHEAT
Hiway 30
Headed East to Burley
Property height 12m
Heaved Conrad
Conrad Land Limited

Form No. 1402.92
(10/17/92)
ALTA Owner's Policy

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

J 999970 ATTEST Mark R Arneson SECRETARY

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 SE¼ that lies South of U.S. Highway 30 Right of Way
Section 8:	That part of the NE¼ and the W½ that lies South of U.S. Highway 30 Right of Way
Section 9:	SE¼, NE¼, NW¼
Section 15:	W½
Section 16:	E½

PARCEL NO. 2:

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

Section 10:	SW¼
Section 18:	All
Section 19:	SW¼NW¼ (Lot 2)
Section 21:	NE¼

Issued with Policy No. 409510

FIRST AMERICAN TITLE INSURANCE COMPANY

STANDARD OWNERS POLICY

SCHEDULE A

FILE NO.	POLICY NO.	DATE OF POLICY	AMOUNT	PREMIUM
30995	J 989970	January 8, 1999 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.

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. (NW¼ and NW¼SW¼ 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 NW¼SW¼ and SW¼NW¼ 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 NE¼ 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 SE¼SE¼ 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 SW¼SW¼ 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 SE¼SW¼ 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 SE¼SE¼ 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 NE¼NW¼ 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 N½NW¼ 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 NE¼NW¼ 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 S½NW¼, W½SE¼ 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. (S½N½ and SE¼ 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 SW¼SW¼ 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 SW¼SW¼ 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 NW¼NW¼NE¼ 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 SE¼NE¼NE¼NW¼ 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 SE¼ SW¼ SW¼ SW¼ SW¼ 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 NE¼NW¼ 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 NE¼SW¼ of Section 8 and the S½N½ 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." (SW¼ 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. (S½SW¼ and NE¼SW¼ 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

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...

6/9/94

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 3/23/95

Contact Person(s) Zola McFarland - Carey & Adams Realty

1570 Overland, Burley FAX 678-1151

Nature of Contact phone call

Substance of Communication sent profile reports on the following claims: A45-02583 A45-02674 (Conrad Land & Livestock) A45-02683 A45-02689 A45-07013 [redacted] A45-07034 A45-07035 A45-07006 A45-07009 A45-07110 A45-07238 A45-07374 A45-07481 A45-07482A A45-07[illegible] 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 3 1996

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: A45-07020
Date Received: 3/17/1989
Receipt No: 5007412
Received By: AOR

COPY

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

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

2. Date of Priority: APR 06, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
11S	21E	9	NW NW NE		CASSIA
			SE SE SE		CASSIA
		10	SW SW SW		CASSIA
		15	NW NW NW		CASSIA

5. Description of diverting works:
   WELLS, PUMPS, DITCHES, PIPELINES & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S (or)	A.F.A.
IRRIGATION	03/15	11/15	3.760	

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

8. Total consumptive use is 564.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

MICROFILMED
MAR 0 8 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
11S	21E	7	NE	SE		IRR	3.0
			SW	SE		IRR	7.0
			SE	SE		IRR	30.0
					Section Acres		40.0
		8	SE	NW		IRR	10.0
			NE	SW		IRR	38.0
			NW	SW		IRR	20.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
					Section Acres		148.0
					Total Acres		188.0

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 SAME SYSTEM.

14. Remarks:

15. Basis of Claim: LICENSE

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MAR 0 8 1993

16. Signature(s)

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

Number of attachments: 1 Map

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 _____ of
Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

_____
Signature of Authorized Agent

_____
Title and Organization

4-3-89
Date

State of Idaho)
) SS.
County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 3rd day of April 19 89

_____
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/92

MICROFILMED
MAR 0 8 1993

IDAHO

7.5 MINUTE SERIES (ORTHOPHOTOQUAD) GEOLOGICAL SURVEY

R21E

742 2' 30" 490 000 FEET 744 745 746 114° 00' 254 000m E 255 256 57' 30" 258

Lands Irrigated

PIPELINE

Well 4244

well

4947 Well

4321

PIPELINE

4488 Well

Well

400 SOUTH

Well

Well

Well

Well

4409

4415

4386

4409

4329

4354

4381

4372

4359

GRAVEL ROAD

Boom Milner

26 40 37 40 40

34 40 40 40 40 40

10 9 11 10

23 38 40 40 40 40

1 40 40 40 40

33 40 40 40 39

40 40 38 39

40 40 39 39

16 16 15

40 40 39 39

40 40 38 39

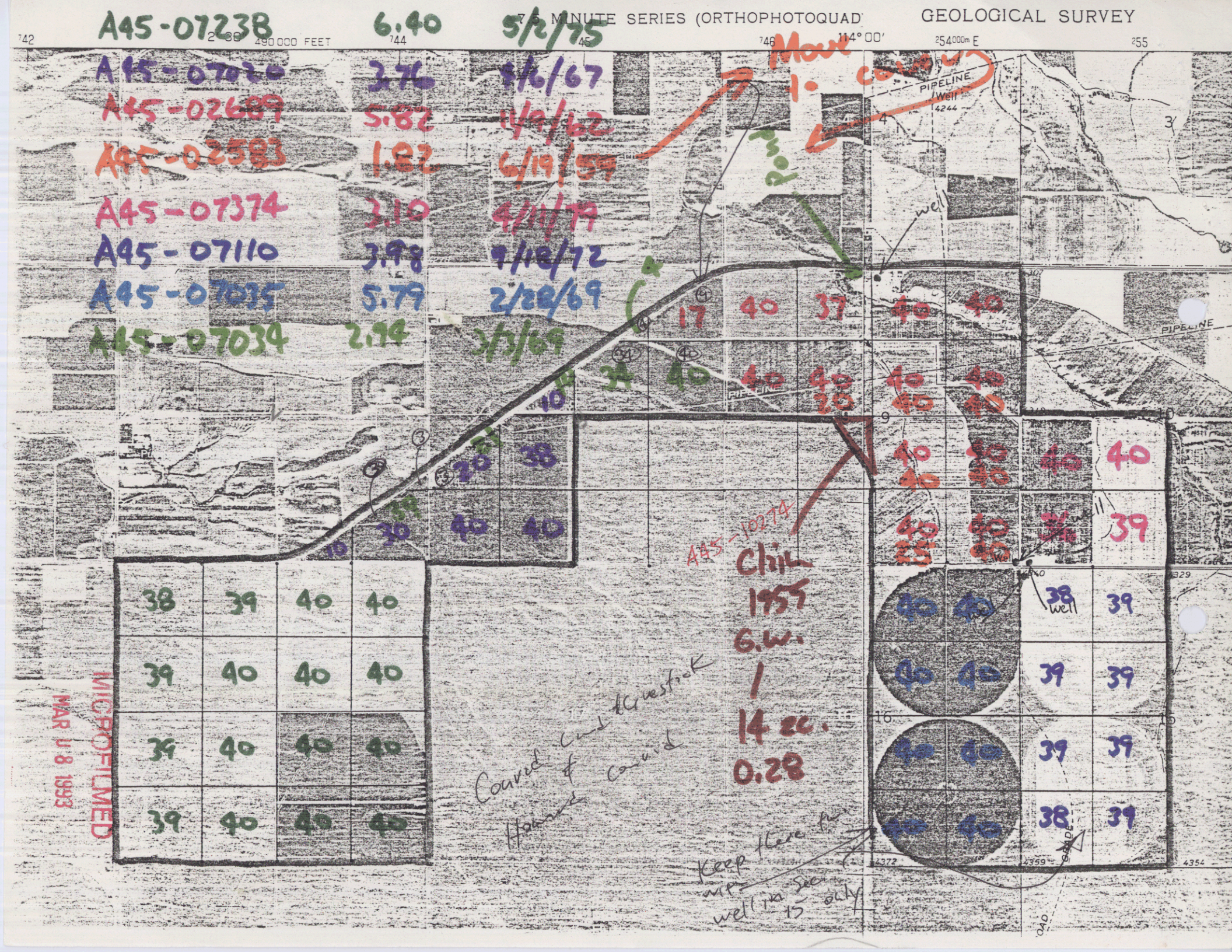
38 39 40 40

39 40 40 40

39 40 40 40

39 40 40 40

17 14


A45-07238 6.40 5/2/95
7½ MINUTE SERIES (ORTHOPHOTOQUAD) GEOLOGICAL SURVEY
A45-07020 3.76 8/6/67
A45-02689 5.82 11/9/62
A45-02583 1.82 6/19/59
A45-07374 3.10 4/11/79
A45-07110 3.98 9/18/72
A45-07035 5.79 2/28/69
A45-07034 2.14 3/3/69
Mour 1. cond
PIPELINE
well
A45-10274
Chil
1955
6.w.
/
14 ec.
0.28
Cowed cattle & livestock
Horses & cowed
keep these for well in Sec 15 only
MICROFILMED
MAR 0 8 1993

Form No. 42-1409 (2) a 1/88

RECEIVED
JUL 28 2004
Department of Water Resources
Southern Region

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

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

CIVIL CASE NUMBER: 39576
Ident. Number 45-7374
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) Cummins Farms Inc Phone (208) 432-6675
   Mailing Address P.O Box 30 Montpelier Zip 83344
2. Date of Priority (Only one (1) per claim) ~~4~~ 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 14 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 NENENE; 2pts 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, 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

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-7020

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

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 3.520 CFS
703.200 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: 04/06/1967

POINT OF DIVERSION:

T11S R21E S9 NENENW Within CASSIA County
T11S R21E S9 SESESE Within CASSIA County
T11S R21E S10 SWSWSW Within CASSIA County
T11S R21E S15 NWNWNW Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/15	3.520 CFS 703.20 AFY

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

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R21E S07	NESE	0.7	T11S R21E S07	SWSE	5.7
T11S R21E S07	SESE	31.0	T11S R21E S08	SENW	9.4
T11S R21E S08	NESW	35.0	T11S R21E S08	NWSW	20.0
T11S R21E S08	SWSW	39.0	T11S R21E S08	SESW	35.0

175.8 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.

THE REMAINDER OF THIS RIGHT, AMOUNTING TO 12.2 ACRES, WAS FORFEITED FOR NON-USE FROM 1976 TO 1992.

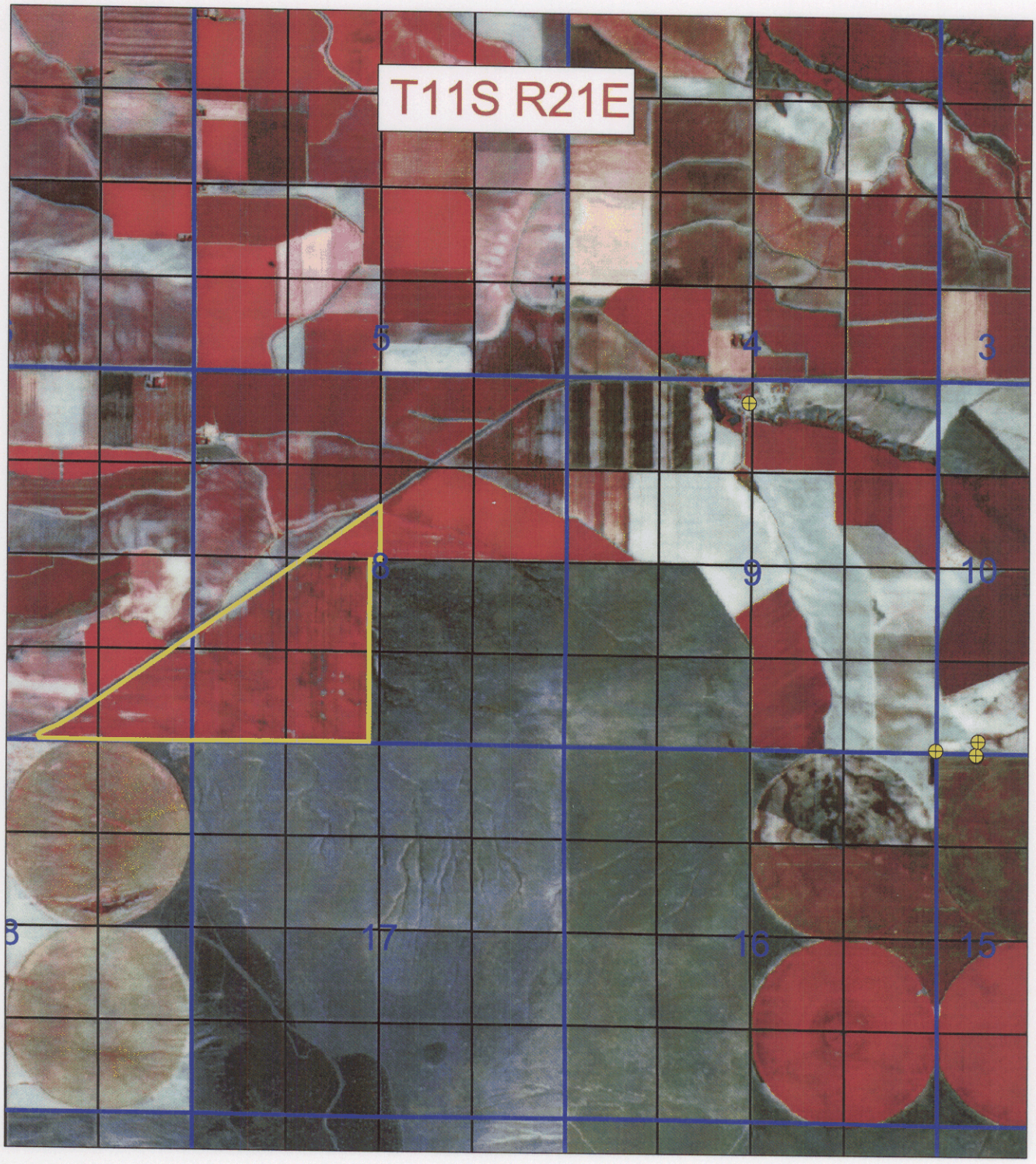
EXPLANATORY MATERIAL: License

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

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

IDAHO DEPARTMENT OF WATER RESOURCES

45-7020



2640 0 2640 Feet

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

N
W E
S

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	577.2	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			

Log for claim A45-07020 **Spatial Dynamics BTD** **8/10/00**

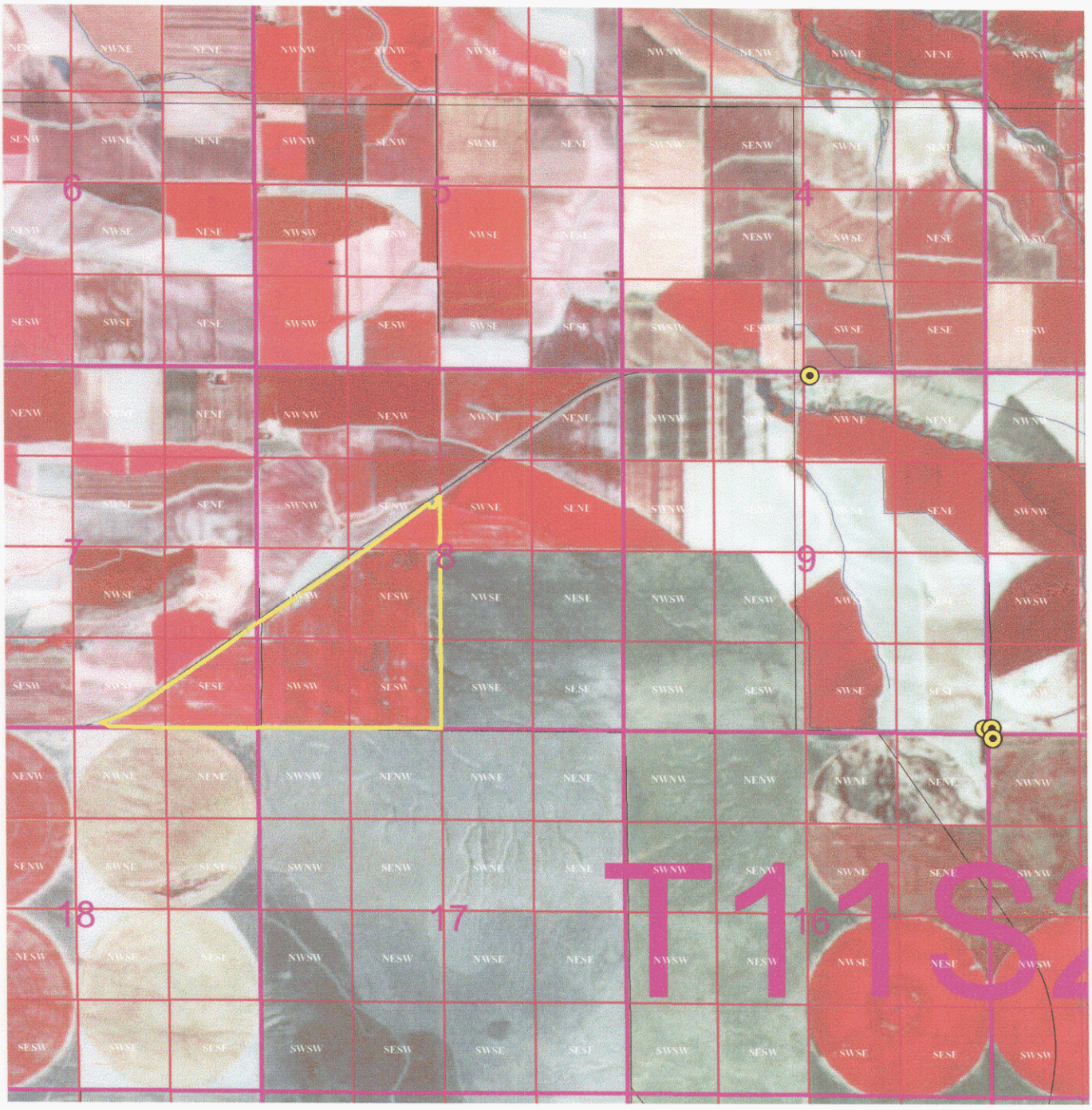
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s21e	7	NESE	3	0.8	.7
11s21e	7	SWSE	7	6.2	5.7
11s21e	7	SESE	30	32	31
11s21e	8	SENW	10	9.3	9.4
11s21e	8	NESW	38	39	35
11s21e	8	NWSW	20	20	20
11s21e	8	SWSW	40	40	39
11s21e	8	SESW	40	40	35
Totals:			188	187.3	175.8

@ 1 1/2 = 3.52 cfs / 703.2 AF

Water Right Claim Number A45-07020

08/10/2000

Township , 11S21E



Legend

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

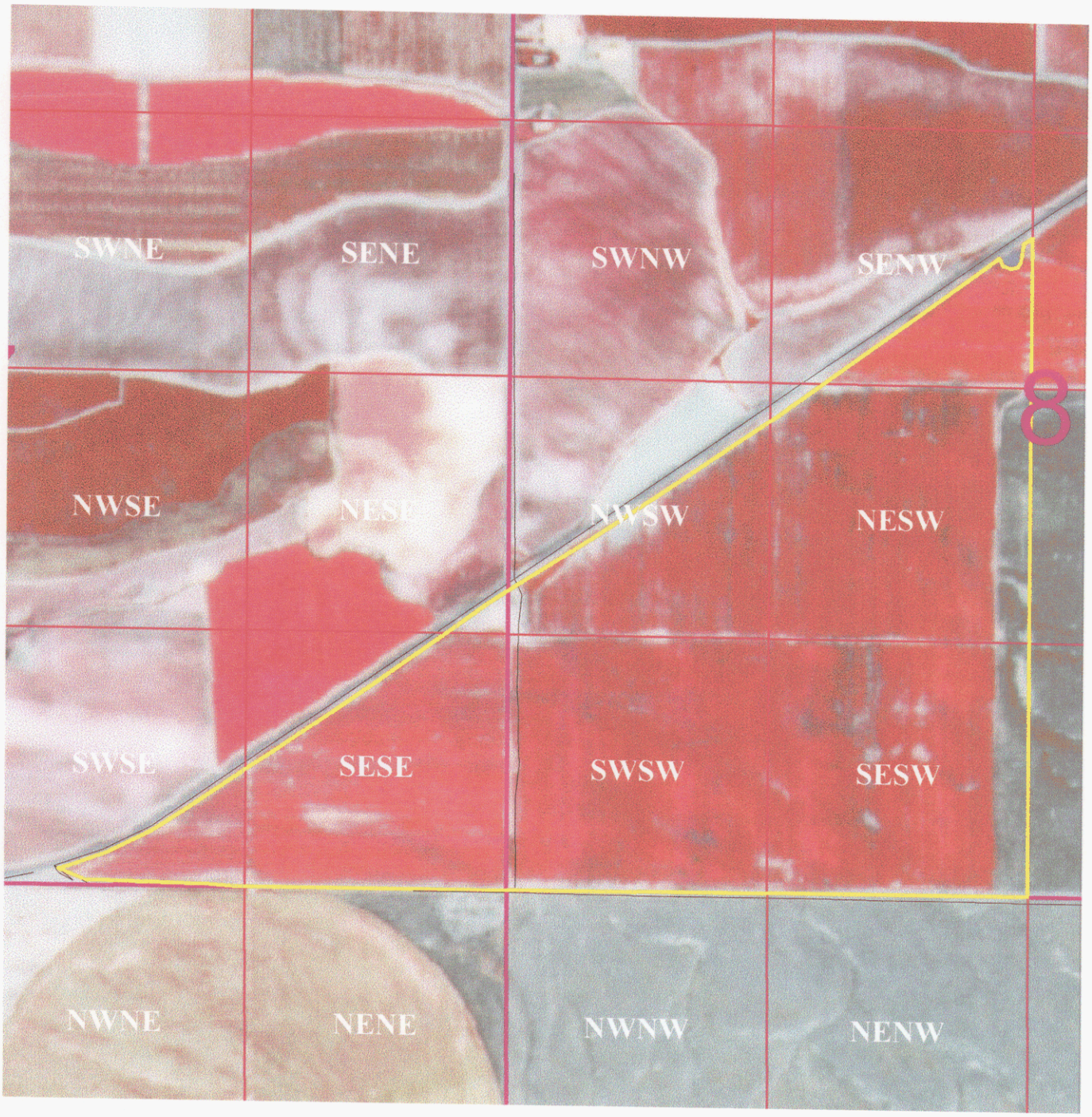
N

1000 0 1000 2000 Feet

Water Right Claim Number A45-07020

08/10/2000

Township , 11S21E



Legend

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

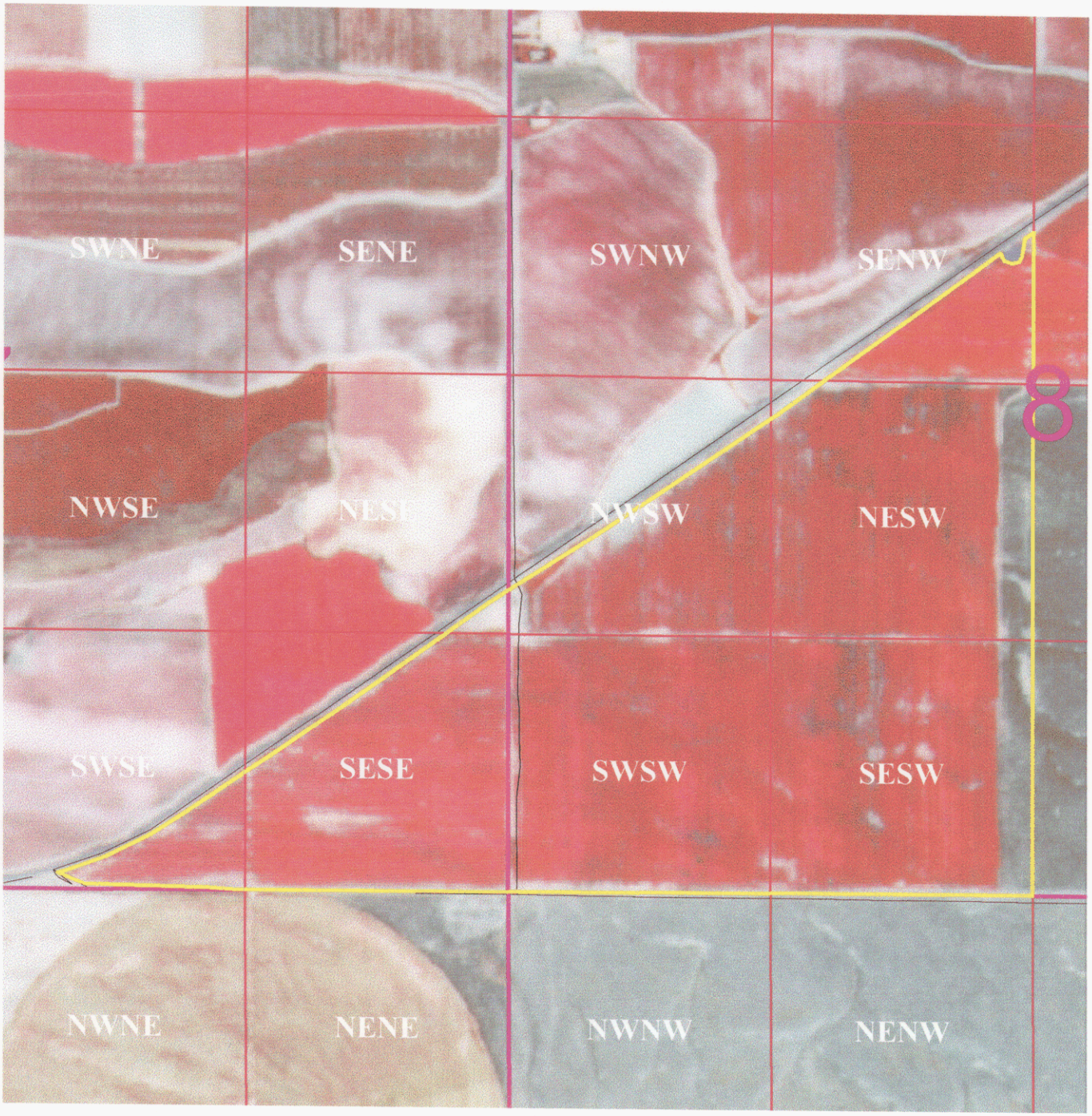
N

400 0 400 800 Feet

Water Right Claim Number A45-07020

08/10/2000

Township , 11S21E



Legend

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

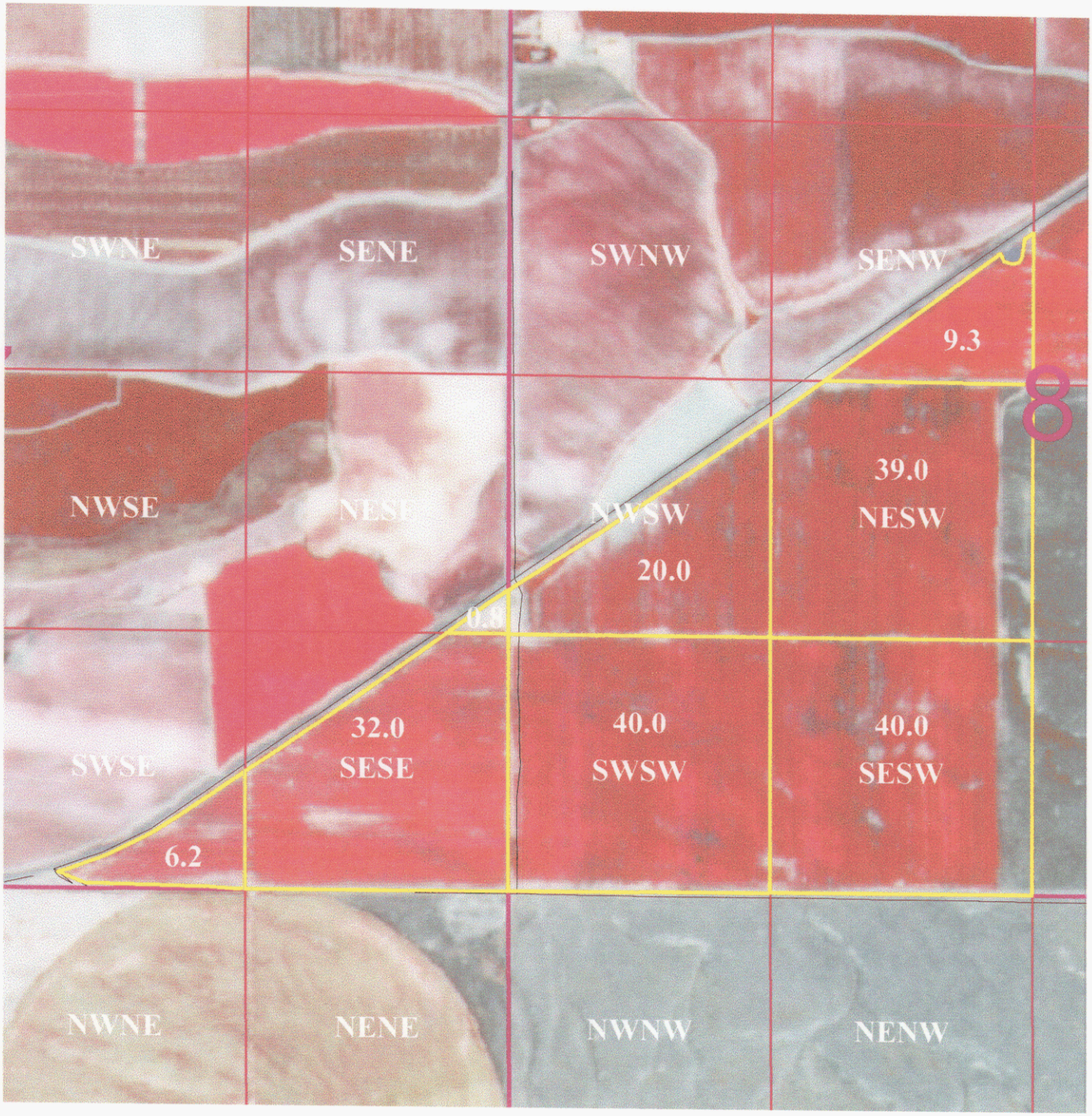
N

400 0 400 800 Feet

Water Right Claim Number A45-07020

08/10/2000

Township , 11S21E



Legend

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

N

400 0 400 800 Feet

03/25/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-7020

WATER RIGHT NUMBER: 45-7020

Owner Type	Name and Address
Current Owner	HOWARD E CONRAD 325 S 1200 W MURTAUGH, ID 83344 (208)432-5444

Priority Date: 04/06/1967

Basis: License

Status: Active

Source: GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	4/01 to 11/15	3.760 CFS	752.00 AF
	Total Diversion:	3.760 CFS	752.00 AF

Location of Point(s) of Diversion

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

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	21E	7															10.0	30.0	40.0
11S	21E	8								10.0	38.0	20.0	40.0	40.0					148.0

Total Acres: 188

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-7020

Remarks:

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CUMMINS FARMS INC 4418 E 3300 N MURTAUGH ID 83344 (208) 432-6675	04/06/1967	IRRIGATION	03-15	11-15	3.760 CFS	
					TOTAL DIVERSION:	3.760 CFS	
					CONSUMPTIVE USE:		564.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion:

T11S R21E S09	NWNWNE	SESESE	CASSIA County
S10	SWSWSW		CASSIA County
S15	NWNWNW		CASSIA County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
11S	21E	7													03		07	30	40.0
11S	21E	8								10	38	20	40	40					148.0
																	TOTAL ACRES		188.0

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: OTHER RIGHTS FROM SAME SYSTEM.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
45-10269 45-10270 45-10271 45-10272 45-10273 A45-02583 A45-02689 A45-07035 A45-07110 A45-07238
A45-07374 A45-10269 A45-10270 A45-10271 A45-10272 A45-10273 A45-10274

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00017 A45-02583 A45-07034

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:
Presumption Flag: C

Audit: 04/03/89 MERRITT 03/30/95 POST-STD 10/21/99 CTIMM

Form No. 222 6/84

Transfer No. 3206

Water Right No. [redacted]

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 _____ (Name of court) county of _____

   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 second &/or b. _____ acre feet per annum

7. Location of original point of diversion is NW ¼ of NW ¼ 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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 _____

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

Form No. 222 8/84

Transfer No. _____

Right No. _____

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 _____ (Name of court) county of _____

   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 11/1

   amount .02 for stockwater purposes from 1/1 to 12/31

   amount _____ 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 annum

7. Location of original point of diversion is NW ¼ of NW ¼ 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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.

Form No. 222 8/84

Transfer No. _____

Water Right No. _____

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 _____ (Name of court) county of _____

   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 ¼ of NW ¼ 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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

Form No. 222 8/84

Transfer No. _____

:r Right No. _____

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 _____ (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 not given on license to _____

   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 ¼ of SE ¼ 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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

Form No. 222 6/84

Transfer No. _____

r Right No. _____

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 _____ (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 second &/or

   b. _____ acre feet per annum

7. Location of original point of diversion is SW ¼ of SW ¼ of Section 10 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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 _____

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.

Form No. 222 8/84

Transfer No. _____

Right No. _____

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 _____ (Name of court) county of _____

   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 annum

7. Location of original point of diversion is NW ¼ of NW ¼ 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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.

Form No. 222 8/84

Transfer No. _____

r Right No. _____

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 _____ (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 annum

7. Location of original point of diversion is NE ¼ of NW ¼ 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	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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 P[illegible]TION OF RIGHT OWNED BY APPLICA[illegible] If the entire right is owned by the applica
omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum

2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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 fee

b. Description of diverting works WELLS, MOTORS, AND PUMPS

c. Describe the reasons for the proposed changes CONSULIDATING 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 ¼ SE ¼, Section 9 Township 11S
Range 21 E, B.M., cassia County
Additional points sese, sec 9, swsw, 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 transfe

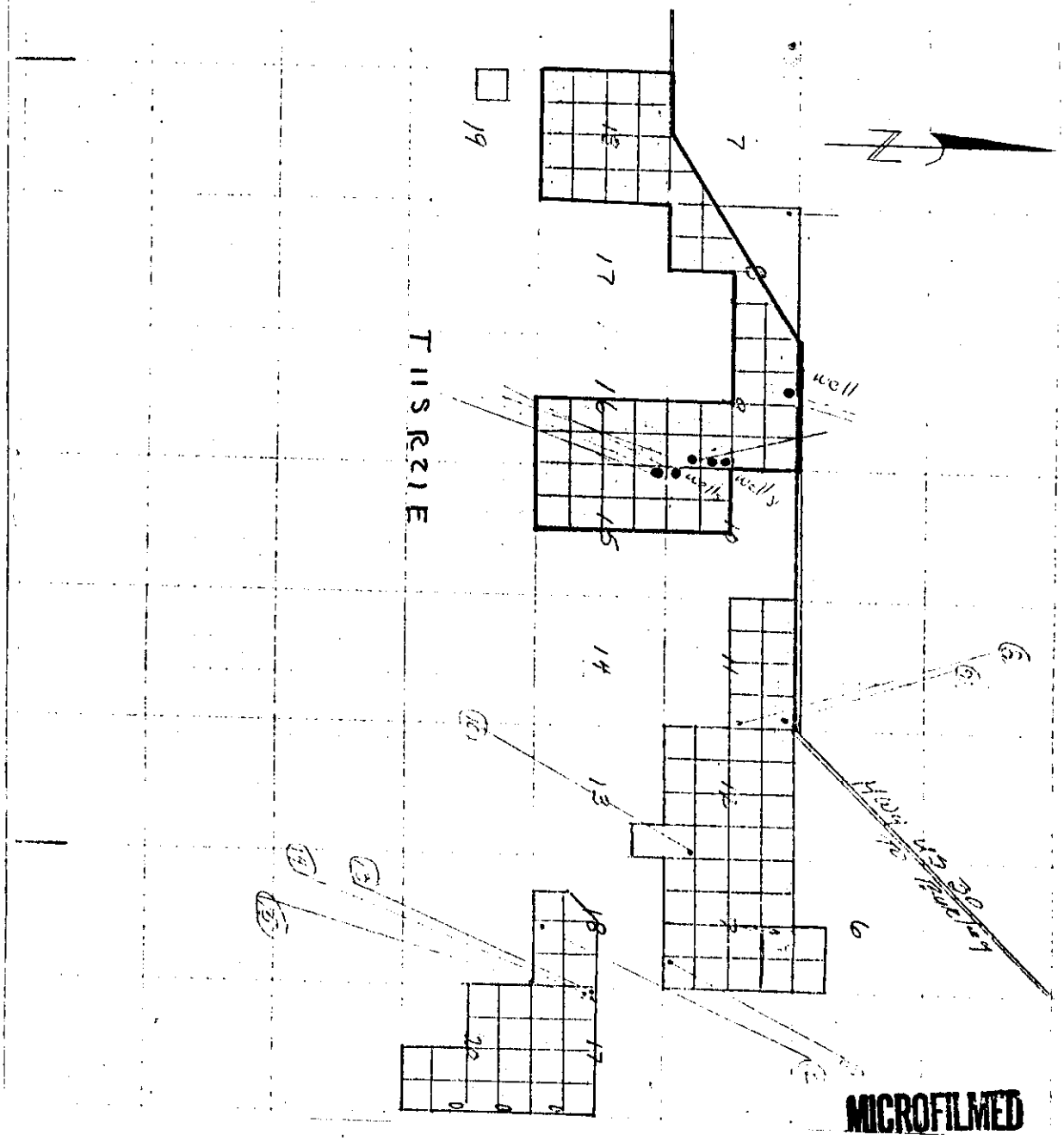
MICROFILMED

TWP.	RANGE	SEC.	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	TOTALS

Total number of acres to be irrigated _____

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

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



MICROFILMED

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 of Applicant)

Subscribed and sworn to before me this 27 day of June, 1985

(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. 45-2583/2689/7020/7035/7110/7238/7374 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 21st day of October, 1985

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by KH Date 6-27-1985 Protest filed by None

Prelim. check by ADM Fee 50.00 #36642

Receipted by BS Date 6-27-1985 # 36642

Published in South Idaho Press

Pub. dates 8/29 & 9/5/85

Watermaster recommendation requested on NA

_____ rec'd. _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial

by ADM Sim

MICROFILMED

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 45-7020 Priority April 6, 1967 Amount 3.76 cfs

THIS IS TO CERTIFY, that HOWARD E. CONRAD

of Murtaugh, Idaho, has complied with the terms and conditions of Permit No. 45-7020 issued pursuant to Application for Permit dated April 6, 1967, and has submitted proof to the Department of Water Administration on November 18, 1971, 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 5.90 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to Nov. 15	at 3.76 cfs and	752 acre feet or 4.0 af per acre
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 3.76 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 752 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.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11 S	21 E	7															10	30	40
		8								10	38	20	40	40					148

Total number of acres irrigated 188

A measuring device of a type approved by this 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 5 day of March, 19 74.

Director

45-7020

Receipt #: 10930

RECEIVED
JUN 26 1973
Department of Water Administration

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR AMENDMENT

Permit No. 45-7020

Comes now HOWARD E. CONRAD of (address) Murtaugh, Idaho 83344, and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 45-7020, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW ¼ NW ¼, Sec. 15, T. 11 S, R. 21E, B.M. Other points of diversion NW¼ SW¼ Sec. 8, SE¼ NW¼ Sec. 8, T 11S Rg. 21E B.M.; SW¼SW¼ Sec. 10, T 11S Rg. 21E B.M.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

		mo. - day		mo. - day	
For	Irrigation 3.8 CFS	purposes from	4-1	to	11-15 (both dates incl.)
For		purposes from		to	(both dates incl.)
For		purposes from		to	(both dates incl.)
For		purposes from		to	(both dates incl.)

3. Place of use or land to be irrigated:

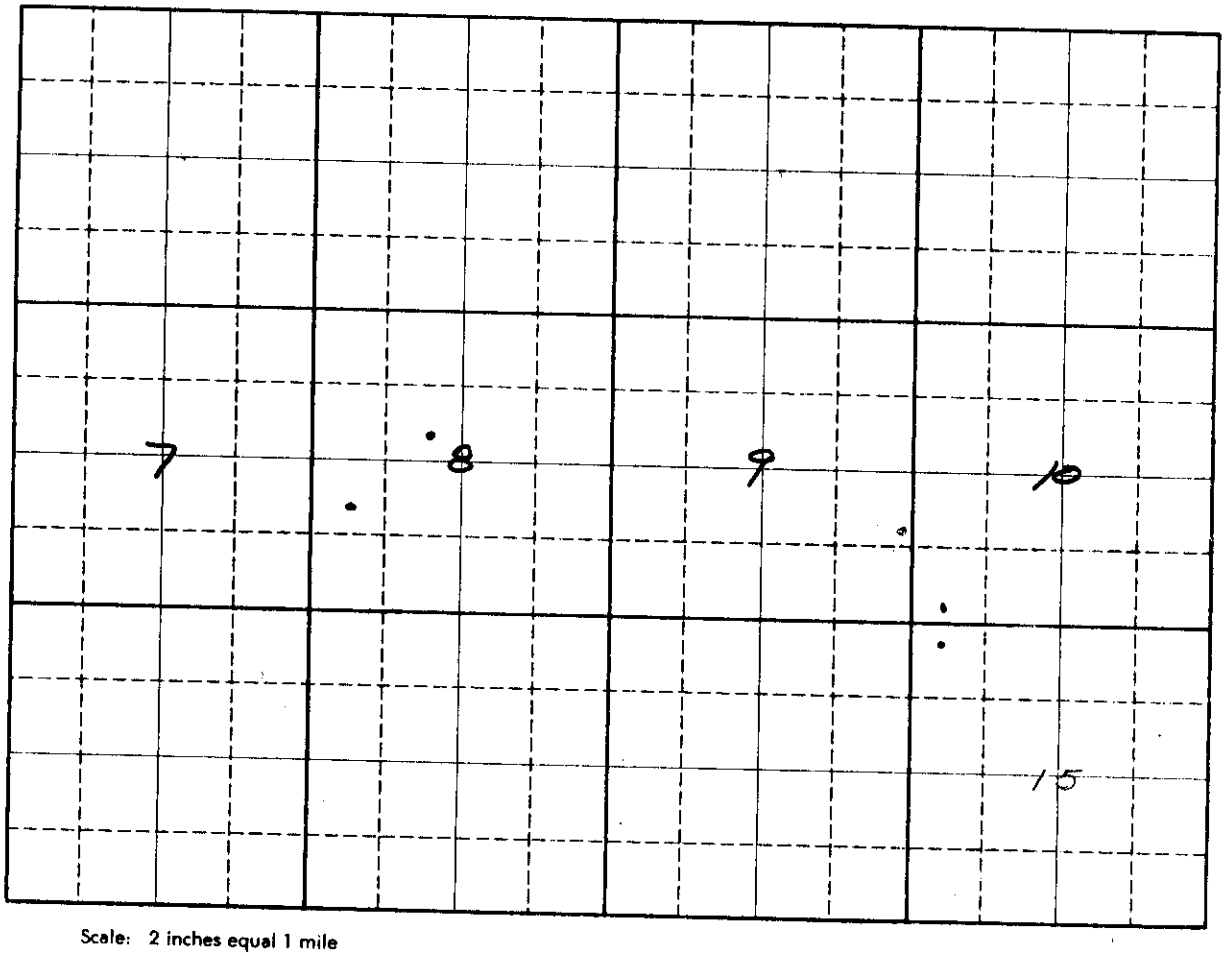
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	21E	8								10	40	20	40	40					150
11S	21E	7															10	30	40

Total number of acres to be irrigated 190

45 7020

45 7020

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 Mud Lough, Idaho, this 25 day of June, 1973

Howard E. Conner
(signature)

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, Director of the State of Idaho,

hereby approve the above application for amendment for Permit No. 45-7020.

Witness my hand this 3 day of July, 1973

R. Keith Higginson
Director

Identification No. 45-7020

Application No. G-41778

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

AMENDED **APPLICATION FOR PERMIT** APPROVED

LICENSE ISSUED FOR 3.76 SEC. FT.
LICENSE PAGE NO. ____

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

1. Name of applicant CONRAD, HOWARD E.

   post office address Murtaugh, Idaho (Cassia County) 83344

2. Source of water supply groundwater which is a tributary of ____

3. a. Location of point of diversion is NW ¼ of SW ¼ of Section 8 Township 11 S. Range 21 E. B.M. Cassia County; additional points of diversion if any: SE¼NW¼, Sec. 8, T. 11 S, R. 21 E., B.M, SW¼SW¼ Sec. 10, T. 11 S., R. 21 E., B.M.

   b. If water is not consumed, it will be discharged into ____ at a point in ____ ¼ of ____ ¼ of Section ____ Township ____ Range ____ B.M. ____

4. Water will be used for the following purposes:

   Amount 3.8 (cfs or acre-feet per annum) for irrigation purpose from 4/1 to 11/15 (both dates inclusive)

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

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

5. Total quantity to be appropriated:

   a. 3.8 cubic feet per second and/or

   b. ____ acre feet per annum.

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. Well and Sprinkler System

   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 ____ inches; proposed depth of well is ____ 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 $ 25,000.00.

8. Description of proposed uses:

   a. If water is **not** for irrigation:

      (1) Give the place of use of water: ____ ¼ of ____ ¼ 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: ____

45 7020

45 7020

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11 S	21 E	8								10	40	20	40	40					150
~~11 S~~	~~21 E~~	~~18~~					~~40~~	~~40~~	~~40~~	~~40~~									~~160~~
11 S	21 E	7															10	30	40

Total number of acres to be irrigated ~~350~~ 190

c. Describe any other water rights used for the same purposes None

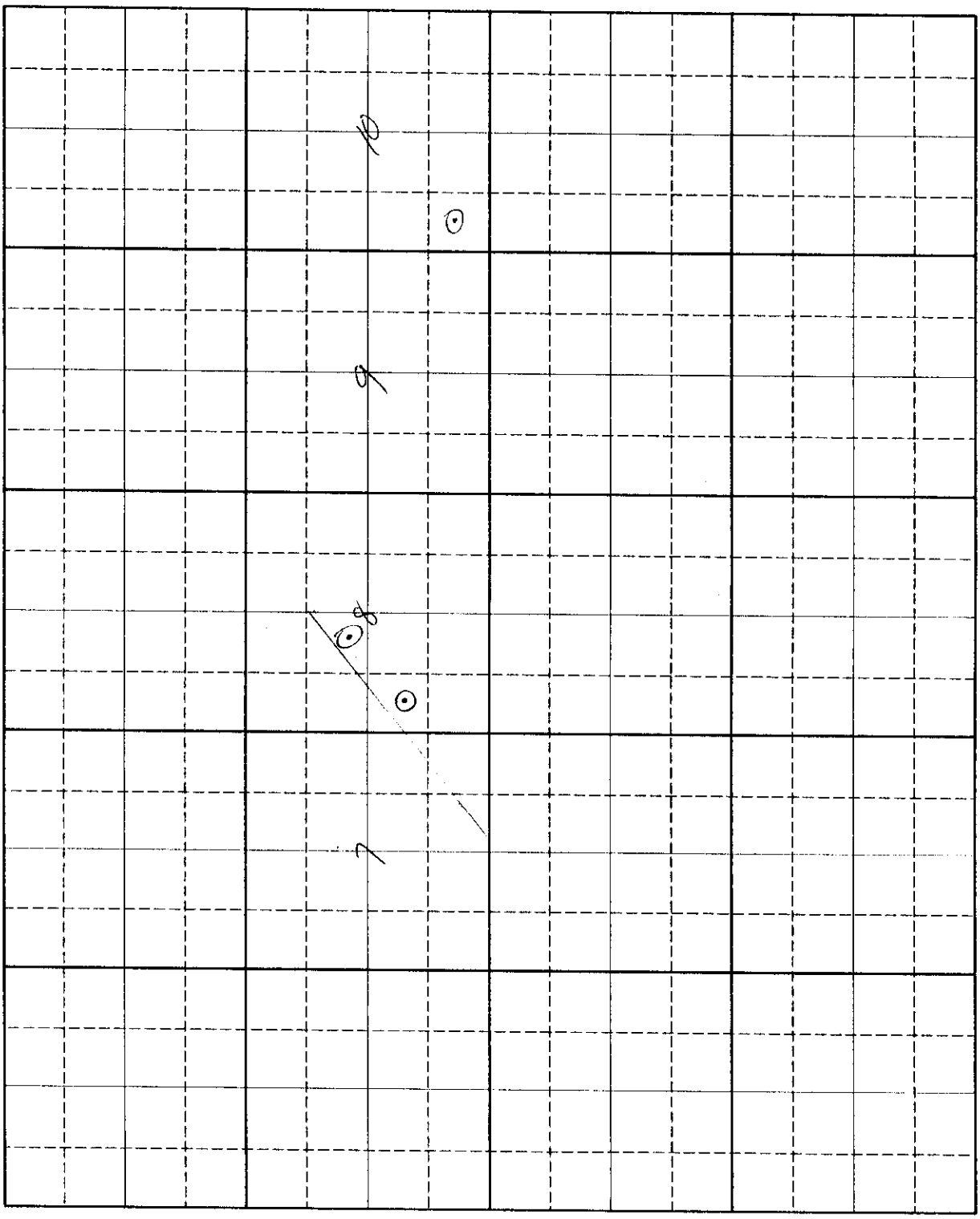
9. a. Who owns the property at the point of diversion B.L.M.

b. Who owns the land to be irrigated or place of use B.L.M. & Self D.E. #I 1598

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

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.

(Applicant)

45 7920

7020

Priority Date 4-6-1967 10:10 AM

Received by DLW Date 9-18-70 Time 8:30 AM Amended App. Received

Preliminary check by DLW Fee $ None – Amended App. Sec. (BKH Co.)

Receipted by _____ Date n/a

Publication prepared by dr Date 9-23-70

Published in South Idaho Press

Publication dates 10-1 & 10-8, 1970

Publication approved dr Date 10-19-70

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by DLW BDF

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7020, and said application is hereby APPROVED

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

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 75.

   c. Other: The permit holder shall permanently install and maintain measuring devices of a type approved by the department as part of the diverting works.

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

Witness my hand this 12th day of November 19 70.

Deputy State Reclamation Engineer

Mar. 1/6, 67 [illegible] permit.

Copy BLM

Form No. 3
5 M-1-65

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41778

Permit No. G

Water District No.

RECEIVED
APR 6 1967
10:10 A.M. - M.L.
Department of Reclamation

1. Name of applicant: Howard E Conrad

Post office address Murtaugh County Cassia State Idaho

2. Quantity of water claimed: 350 inches Seven (7.0) Cu. Ft.

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the SE ¼ of the NW ¼ of Section 8 (one well in NW ¼ of the SW ¼ of Section 8 and one)

Twp. 11S, Rge. ~~22E~~ 21E, B.M., County of Cassia

5. Water is to be used for: Irrigation

6. If for domestic, municipal, industrial or recreational purposes give:

(a) Point of use of water is in the ____ ¼ of the ____ ¼ of Section ____,

Twp. ____, Rge. ____, B.M.

(b) Waste water or sewage effluent is to be returned to ____

at a point in the ____ ¼ of the ____ ¼ of Section ____, Twp. ____, Rge. ____, B.M.

7. Kind of Works: Sprinkler system

8. Estimated cost of works: $ 25,000

9. (a) Is reservoir to be used? No

(b) Capacity of reservoir: ____

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give: 45 7020

I. (a) Date and place of incorporation: ____

(b) Amount of capital stock $ ____ (c) Amount paid in: $ ____

(d) Names and addresses of directors: ____

(Continued)

II. The financial resources of the applicant are: (a) Cash on hand: $_____

(b) Treasury stock: _____ (c) Bonds to be issued: _____

(d) Other resources: _____

12. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	21E	8								10	40	20	40	40					150
11S	21E	18					40	40	40	40									160
11S	21E	7															10	30	40
																			350

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(a) _____ (Cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

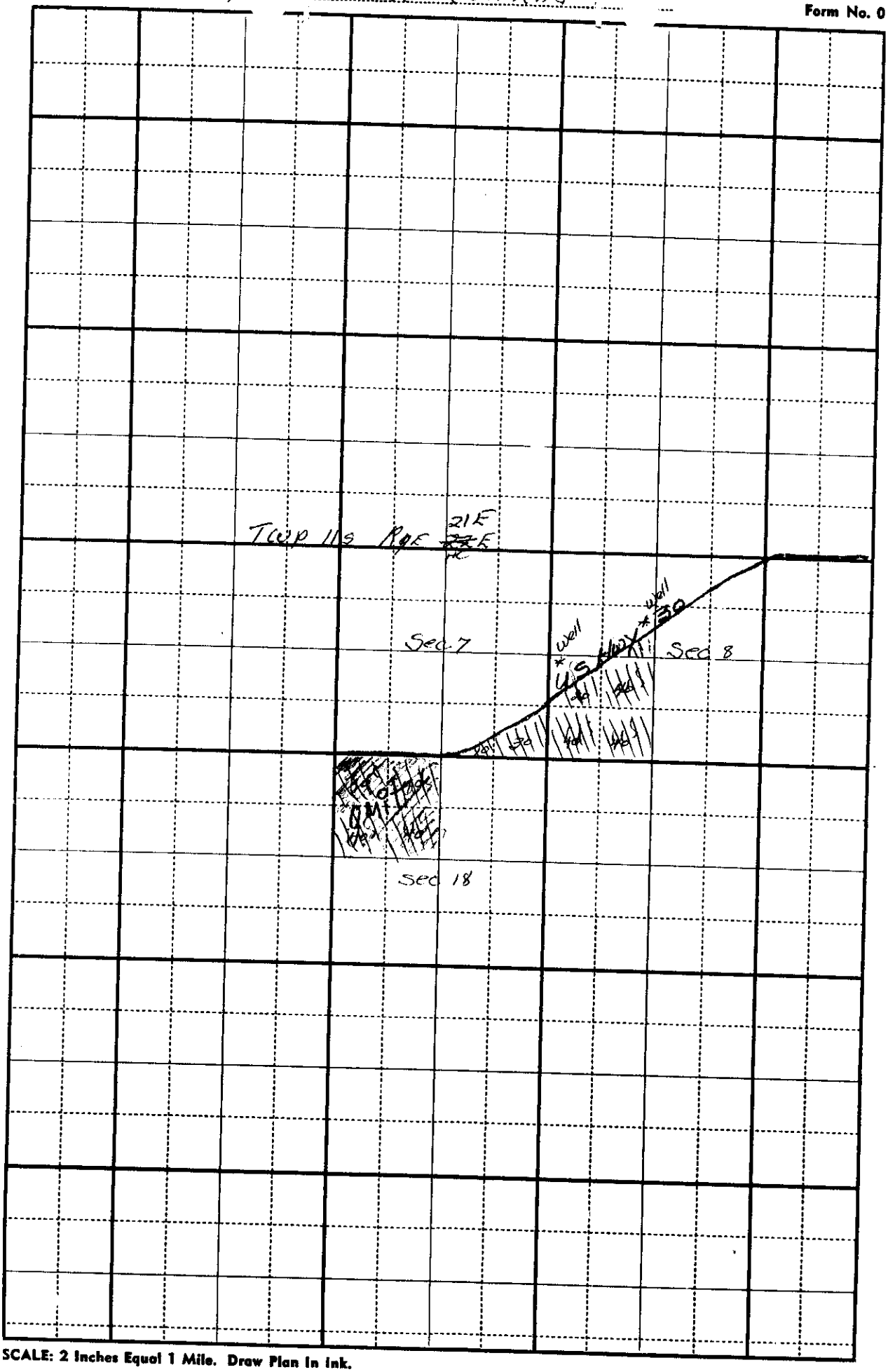
(b) _____ (cubic feet per second, inches or gallons per minute) is for new lands.

45

5 7020

NAME OF APPLICANT Howard E Conrad

Form No. 0

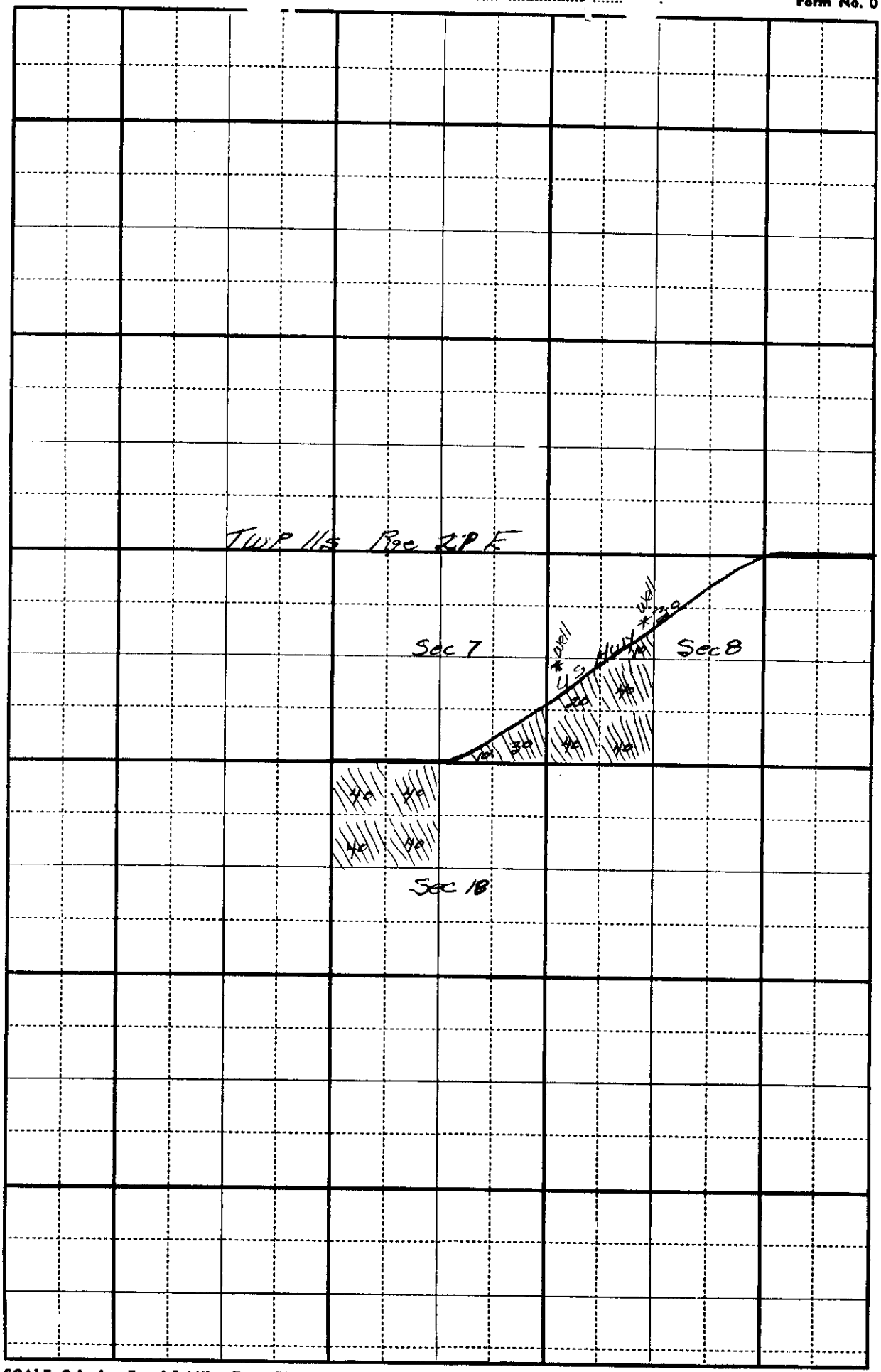


SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

45 7020

NAME OF APPLICANT....., HOWARD E CONRAD

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

45 [illegible]0

Remarks:

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 E. Conrad
Applicant

By _____, Agent

45 7020

Approval of State Reclamation Engineer

The number of this permit is G_____.

Recorded in Book_____ Page_____ Approved _____ _____

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of $_____ to be filed before_____

One-fifth of the work above specified to be completed on or before_____
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before_____

Witness my hand this_____day of_____, 19____.

_____
State Reclamation Engineer

IN TESTIMONY WHEREOF, We_____, Governor of the State of Idaho, and_____, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this_____day of_____, 19____.

Countersigned: STATE OF IDAHO

By _____ By _____
Secretary of State *Governor.*

No. G_____

PERMIT

Date of first receipt at office of State Reclamation Engineer

Returned to applicant for correction

Corrected application received

Fees, $_____

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. $5.00

For each additional Sec. Ft. or Fraction Thereof ..... .25

45

[ARTMENT OF WATER ADMINISTRAT.

FIELD REPORT

(1)

1. Name of permit holder HOWARD E. CONRAD

Post office address Murtaugh, Idaho Phone 432-5442

Person to contact _____ Phone _____

2. Source of water supply: Groundwater [X] Surface water [ ] _____
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 3.8 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to November 15
(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)

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

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

Other uses: _____

Permit No. G-41778/45-7020

Examination for Beneficial Use

4. Total amount to be appropriated:

Max Rate of Diversion 3.8 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 8, Subdivision SE ¼ NW ¼, Cassia County

Township 11S N/S, Range 21E E/W, B.M., Section 8, Subdivision NW ¼ SW ¼, Cassia County

Township 11S N/S, Range 21E E/W, B.M., Section 10, Subdivision SW ¼ SW ¼, Cassia County

Other Points of Diversions: ✓

Description of diverting works: 400 HP 20" well casing 545 ft. well depth

Measuring device required: yes [X] no [ ]

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	21E	8								10	40	20	40	40					150
11S	21E	7															10	30	40

TOTAL ACREAGE 190

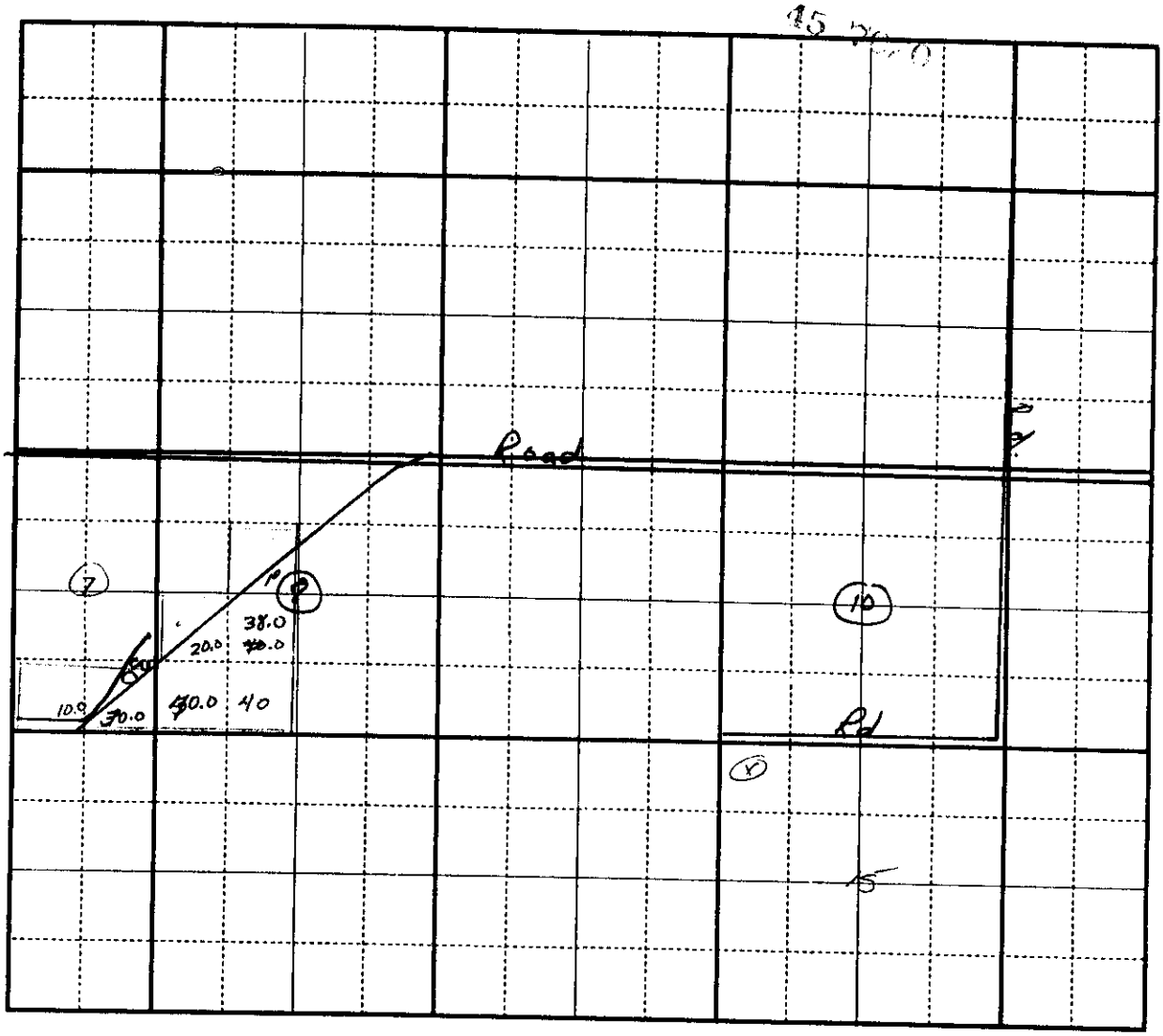


Diagram of System

DATE EXAMINATION RECORDS

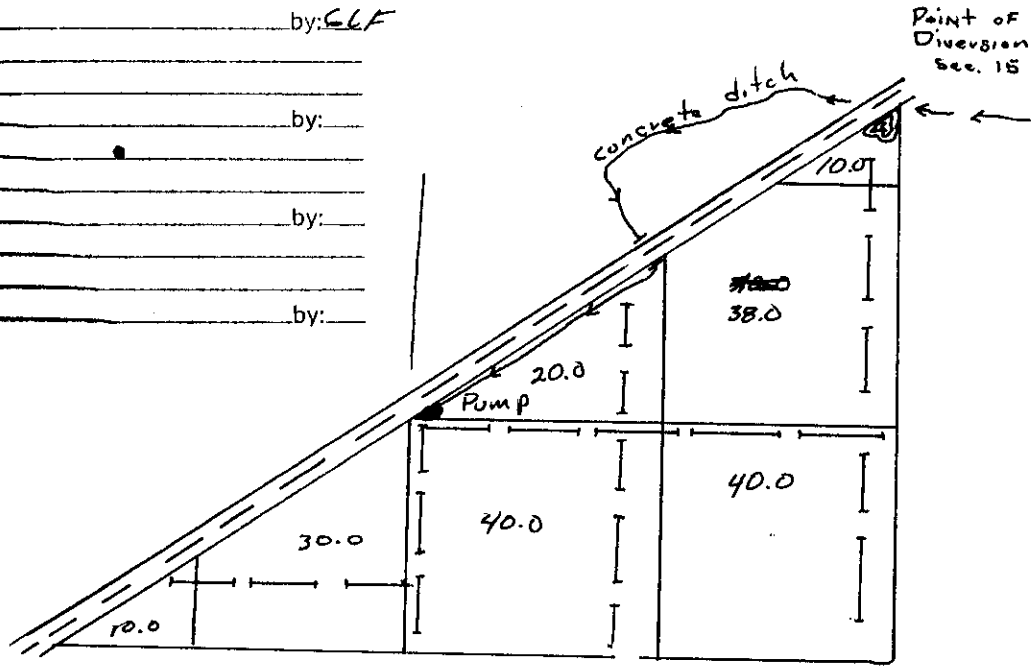
7-1-73

by: CLF

by:

by:

by:



Sec. 7. | Sec. 8.

DATE OF EXAM 7-1-73

ACREAGE
Found 188.0
Recommended 188.0

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q= 3.76 c.f.s. V= 752 AF/Ann. from April-1 to Nov-15
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. ____ ¼ ____ ¼ ____ County

Exchange? yes ____ no ✓

Name source exchanged with: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of injection:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of exchange:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Total Q measured 5.90 Method of measurement McCrometer

Total Q recommended 3.76 Meter No. 73-12-168 Type McCrometer Condition New

Total V recommended 752.0 AF/ANN

Recommended Amendments:

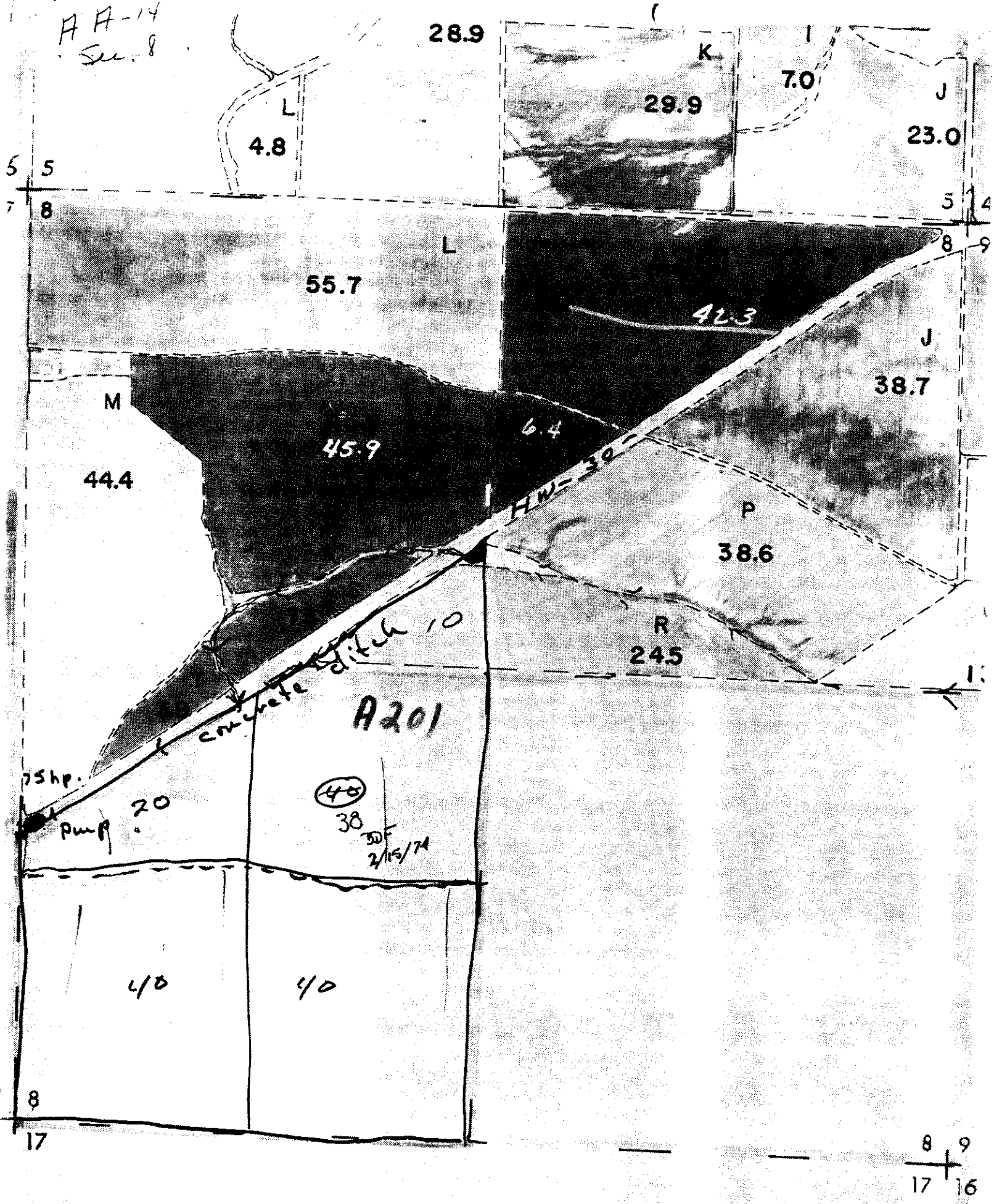
P.D. NW NW, Sec. 15 T. 11 S - R. 21 E.
Place of Use NONE
Other NONE
None or NONE

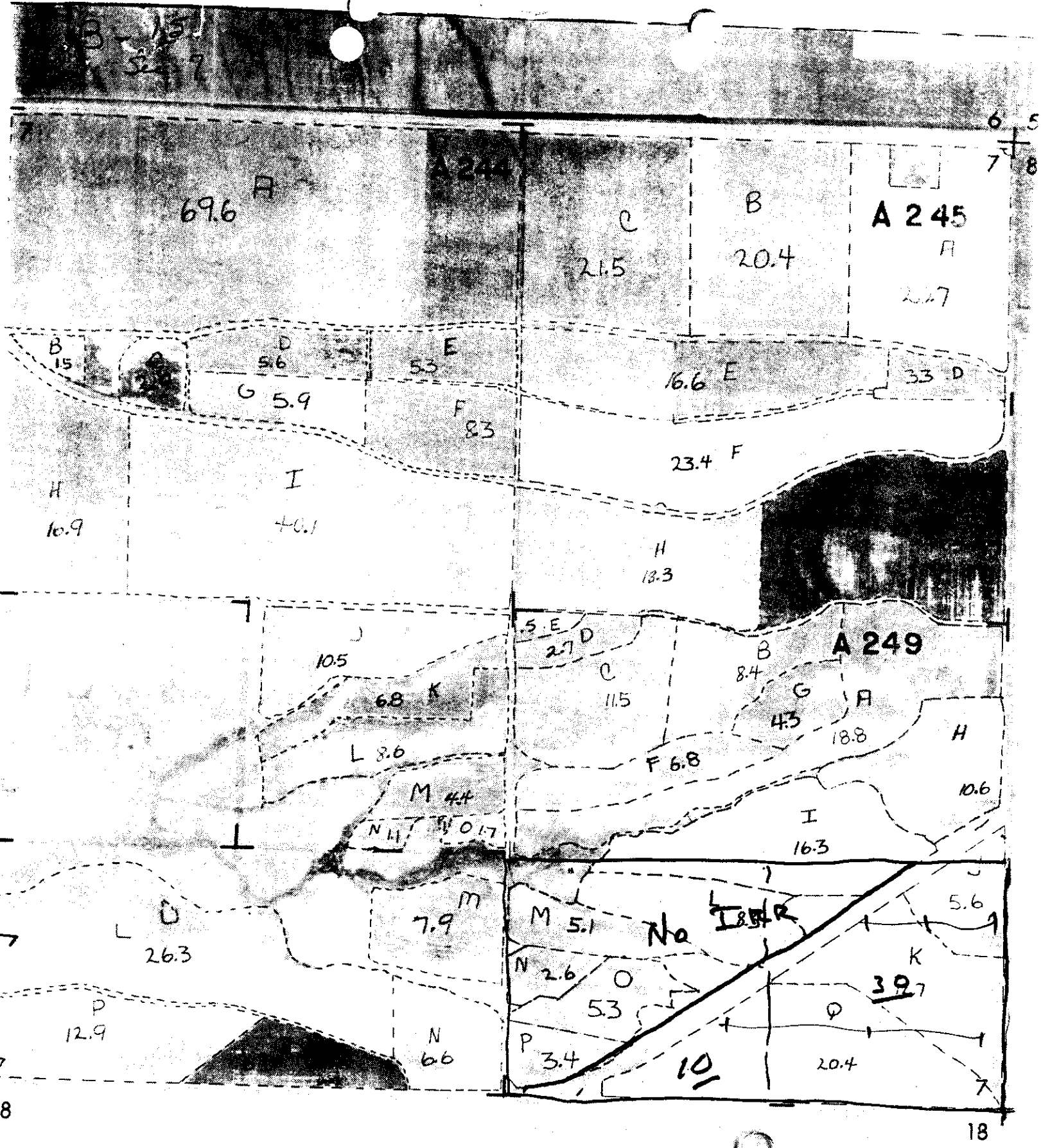
MEASUREMENT CALCULATION:
Q = (2650 gal/min) ÷ (448.8 gal/min = 1 c.f.s.) = 5.90
V = (Irr. Req. of 4.0) x (188 Irr. Acres) = 752 AF/ANN

SYSTEM DESCRIPTION:
GE. Motor # E.H.J. 503017 45Hp. Layne & Bowler pump # 25AC-12 Water is pumped from a well and delivered to Sump Pump. thru concrete ditch. Then the water is sprinkled on to the land.

REMARKS:
An Amendment has already been made.

Examiner's Signature Gary Lee Tunkersburg Date 7-2-73
Checked by Michael Stulz Date 8-15-73
Approved by ____ Date ____


AA-14
Sec. 8
28.9
L
4.8
K
29.9
I
7.0
J
23.0
5
5
8
L
55.7
42.3
8
9
J
38.7
M
45.9
6.4
44.4
HW-30"
P
38.6
R
24.5
1
A201
75hp.
pump
20
40
38
3DF
2/15/71
4/0
4/0
8
17
8
9
17
16


A 244
69.6
B
C
21.5
B
20.4
A 245
A
2.7
B 15
D 5.6
E 5.3
G 5.9
F 8.3
16.6 E
33 D
23.4 F
H 10.9
I 40.1
H 13.3
A 249
10.5
6.8 K
L 8.6
M 4.4
N 1.1
O 1.7
5.E
2.7 D
C 11.5
B 8.4
G 4.3
A 18.8
F 6.8
H
10.6
I 16.3
D 26.3
P 12.9
N 6.6
7.9 M
M 5.1
No
I&R
N 2.6
O 5.3
P 3.4
10
20.4
5.6
K
3.9
Q

45 7020