

COPY

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
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RECEIVED

JUL 17 2007

DEPARTMENT OF  
WATER RESOURCES

2007 JUL 16 AM 10 47

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

In Re SRBA

) Water Rights: 63-18001, 63-18002,  
) 63-18003, 63-18015, 63-18025  
)

Case No. 39576  
\_\_\_\_\_

) NOTICE OF COMPLETED  
) ADMINISTRATIVE PROCEEDING  
)

IDWR has completed the following administrative proceeding:

- ☐ Address change  
☒ Substitution of Party  
☐ IC § 42-222

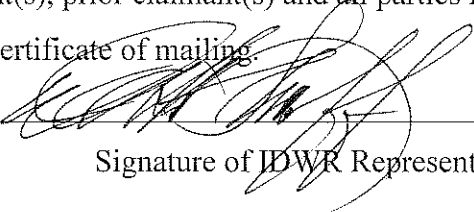
- |                                               |                                              |
|-----------------------------------------------|----------------------------------------------|
| <input type="checkbox"/> Point of diversion   | <input type="checkbox"/> Place of use        |
| <input type="checkbox"/> Period of use        | <input type="checkbox"/> Nature of use       |
| <input type="checkbox"/> Split of water right | <input type="checkbox"/> Change in ownership |

☐ Other:

IDWR certifies that it has completed its investigation into the changes to the elements of the water right(s) listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water right(s) except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 14, 2007

  
\_\_\_\_\_  
Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on July 12, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

### 1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
P.O. Box 2707  
Twin Falls, ID 83303-2707

### 2. Copies to:

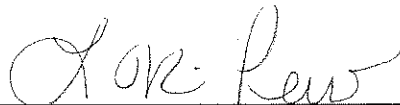
Clive Strong  
Office of the Attorney General  
P.O. Box 44449  
Boise, ID 83711-4449

United States Dept of Justice  
Environment & Natural Resource Div  
550 W. Fort St. MSC 033  
Boise, ID 83724

### 3. Copies to all parties to the subcase:

Kasper Land and Cattle, LLC  
3349 Hill Rd.  
Melba, ID 83641

Bruce M. Smith  
Moore, Smith, Buxton & Turcke, Chtd.  
950 W. Bannock St., Ste. 520  
Boise, ID 83702



Signature of person mailing this document

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-18001

NAME AND ADDRESS: KASPER LAND AND CATTLE LLC  
3349 HILL RD  
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.140 CFS  
8.00 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 shall not exceed 0.75 cfs, nor a total combined annual volume of 41.1 af.

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1979

POINT OF  
DIVERSION:

T01S R02W S16 SENE Within CANYON County  
T01S R02W S16 SWSW Within CANYON County  
T01S R02W S22 SWNE Within CANYON County  
T01S R02W S22 SENW Within CANYON County  
T01S R02W S27 NENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>       |
|-----------------------|----------------------|-----------------------|
| STOCKWATER            | 1/01 12/31           | 0.140 CFS<br>8.00 AFY |

PLACE OF USE: STOCKWATER in CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01S R02W S15 | NESW | T01S R02W S15 | NWSW |
| T01S R02W S15 | SWSW | T01S R02W S15 | SESW |
| T01S R02W S16 | NENE | T01S R02W S16 | NWNE |
| T01S R02W S16 | SWNE | T01S R02W S16 | SENE |
| T01S R02W S16 | NENW | T01S R02W S16 | NWNW |
| T01S R02W S16 | 3WNW | T01S R02W S16 | SENW |
| T01S R02W S16 | NESW | T01S R02W S16 | NWSW |
| T01S R02W S16 | SWSW | T01S R02W S16 | SESW |
| T01S R02W S16 | NESE | T01S R02W S16 | NWSE |
| T01S R02W S16 | SWSE | T01S R02W S16 | SESE |
| T01S R02W S21 | NENE | T01S R02W S21 | NWNE |
| T01S R02W S21 | SWNE | T01S R02W S21 | SENE |
| T01S R02W S21 | NENW | T01S R02W S21 | NWNW |
| T01S R02W S21 | SENW | T01S R02W S21 | NESE |

|               |      |               |      |
|---------------|------|---------------|------|
| T01S R02W S22 | NENE | T01S R02W S22 | NWNE |
| T01S R02W S22 | SWNE | T01S R02W S22 | SENE |
| T01S R02W S22 | NENW | T01S R02W S22 | NWNW |
| T01S R02W S22 | SWNW | T01S R02W S22 | SENW |
| T01S R02W S22 | NESW | T01S R02W S22 | NWSW |
| T01S R02W S22 | SWSW | T01S R02W S22 | SESW |
| T01S R02W S22 | NESE | T01S R02W S22 | NWSE |
| T01S R02W S22 | SWSE | T01S R02W S22 | SESE |
| T01S R02W S26 | NWNW | T01S R02W S26 | SWNW |
| T01S R02W S27 | NENE | T01S R02W S27 | NWNE |
| T01S R02W S27 | SENE | T01S R02W S27 | NENW |
| T01S R02W S27 | NWNW |               |      |

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Stockwater use is for 600 range cattle.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 combined are limited to stockwater use for 2,800 cattle.

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-18002

NAME AND ADDRESS: KASPER LAND AND CATTLE LLC  
3349 HILL RD  
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.090 CFS  
3.90 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 shall not exceed 0.75 cfs, nor a total combined annual volume of 41.1 af.

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/24/1979

POINT OF  
DIVERSION:

T01S R02W S16 SENE Within CANYON County  
T01S R02W S16 SWSW Within CANYON County  
T01S R02W S22 SWNE Within CANYON County  
T01S R02W S22 SENW Within CANYON County  
T01S R02W S27 NENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>       |
|-----------------------|----------------------|-----------------------|
| STOCKWATER            | 1/01 12/31           | 0.050 CFS<br>2.70 AFY |
| DOMESTIC              | 1/01 12/31           | 0.040 CFS<br>1.20 AFY |

Domestic use is for 3 homes.

PLACE OF USE: STOCKWATER in CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01S R02W S15 | NESW | T01S R02W S15 | NWSW |
| T01S R02W S15 | SWSW | T01S R02W S15 | SESW |
| T01S R02W S16 | NFNE | T01S R02W S16 | NWNF |
| T01S R02W S16 | SWNE | T01S R02W S16 | SENE |
| T01S R02W S16 | NENW | T01S R02W S16 | NWNW |
| T01S R02W S16 | SWNW | T01S R02W S16 | SENW |
| T01S R02W S16 | NESW | T01S R02W S16 | NWSW |
| T01S R02W S16 | SWSW | T01S R02W S16 | SESW |
| T01S R02W S16 | NESE | T01S R02W S16 | NWSE |
| T01S R02W S16 | SWSE | T01S R02W S16 | SESE |

|                                  |      |               |      |
|----------------------------------|------|---------------|------|
| T01S R02W S21                    | NENE | T01S R02W S21 | NWNE |
| T01S R02W S21                    | SWNE | T01S R02W S21 | SENE |
| T01S R02W S21                    | NENW | T01S R02W S21 | NWNW |
| T01S R02W S21                    | SENE | T01S R02W S21 | NESE |
| T01S R02W S22                    | NENE | T01S R02W S22 | NWNE |
| T01S R02W S22                    | SWNE | T01S R02W S22 | SENE |
| T01S R02W S22                    | NENW | T01S R02W S22 | NWNW |
| T01S R02W S22                    | SWNW | T01S R02W S22 | SENE |
| T01S R02W S22                    | NESW | T01S R02W S22 | NWSW |
| T01S R02W S22                    | SWSW | T01S R02W S22 | SESW |
| T01S R02W S22                    | NESE | T01S R02W S22 | NWSE |
| T01S R02W S22                    | SWSE | T01S R02W S22 | SESE |
| T01S R02W S26                    | NWNW | T01S R02W S26 | SWNW |
| T01S R02W S27                    | NENE | T01S R02W S27 | NWNE |
| T01S R02W S27                    | SENE | T01S R02W S27 | NENW |
| T01S R02W S27                    | NWNW |               |      |
| <u>DOMESTIC in CANYON County</u> |      |               |      |
| T01S R02W S16                    | SWSW | T01S R02W S22 | SWNE |
| T01S R02W S27                    | NENE |               |      |

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Stockwater use is for 200 range cattle.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 combined are limited to stockwater use for 2,800 cattle.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-18003

NAME AND ADDRESS: KASPER LAND AND CATTLE LLC  
3349 HILL RD  
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.230 CFS  
13.40 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 shall not exceed 0.75 cfs, nor a total combined annual volume of 41.1 af.

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1957

POINT OF  
DIVERSION:

T01S R02W S16 SENE Within CANYON County  
T01S R02W S16 SWSW Within CANYON County  
T01S R02W S22 SWNE Within CANYON County  
T01S R02W S22 SENW Within CANYON County  
T01S R02W S27 NENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| STOCKWATER            | 1/01 12/31           | 0.230 CFS<br>13.40 AFY |

PLACE OF USE: STOCKWATER in CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01S R02W S15 | NESW | T01S R02W S15 | NWSW |
| T01S R02W S15 | SWSW | T01S R02W S15 | SESW |
| T01S R02W S16 | NENE | T01S R02W S16 | NWNE |
| T01S R02W S16 | SWNE | T01S R02W S16 | SENE |
| T01S R02W S16 | NENW | T01S R02W S16 | NWNW |
| T01S R02W S16 | SWNW | T01S R02W S16 | SENW |
| T01S R02W S16 | NESW | T01S R02W S16 | NWSW |
| T01S R02W S16 | SWSW | T01S R02W S16 | SESW |
| T01S R02W S16 | NESE | T01S R02W S16 | NWSE |
| T01S R02W S16 | SWSE | T01S R02W S16 | SESE |
| T01S R02W S21 | NENE | T01S R02W S21 | NWNE |
| T01S R02W S21 | SWNE | T01S R02W S21 | SENE |
| T01S R02W S21 | NENW | T01S R02W S21 | NWNW |
| T01S R02W S21 | SENW | T01S R02W S21 | NESE |

|               |      |               |      |
|---------------|------|---------------|------|
| T01S R02W S22 | NENE | T01S R02W S22 | NWNE |
| T01S R02W S22 | SWNE | T01S R02W S22 | SENE |
| T01S R02W S22 | NENW | T01S R02W S22 | NWNW |
| T01S R02W S22 | SWNW | T01S R02W S22 | SENW |
| T01S R02W S22 | NESW | T01S R02W S22 | NWSW |
| T01S R02W S22 | SWSW | T01S R02W S22 | SESW |
| T01S R02W S22 | NESE | T01S R02W S22 | NWSE |
| T01S R02W S22 | SWSE | T01S R02W S22 | SESE |
| T01S R02W S26 | NWNW | T01S R02W S26 | SWNW |
| T01S R02W S27 | NENE | T01S R02W S27 | NWNE |
| T01S R02W S27 | SENE | T01S R02W S27 | NENW |
| T01S R02W S27 | NWNW |               |      |

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Stockwater use is for 1000 range cattle.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 combined are limited to stockwater use for 2,800 cattle.

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-18015

NAME AND ADDRESS: KASPER LAND AND CATTLE LLC  
3349 HILL RD  
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.230 CFS  
13.90 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

The total instantaneous diversion of water from all points of diversion under Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 shall not exceed 0.75 cfs, nor a total combined annual volume of 41.1 af.

PRIORITY DATE: 07/08/1947

POINT OF  
DIVERSION:

T01S R02W S16 SENE Within CANYON County  
T01S R02W S16 SWSW Within CANYON County  
T01S R02W S22 SWNE Within CANYON County  
T01S R02W S22 SENW Within CANYON County  
T01S R02W S27 NENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| STOCKWATER            | 1/01 12/31           | 0.230 CFS<br>12.70 AFY |
| DOMESTIC              | 1/01 12/31           | 0.040 CFS<br>1.20 AFY  |

PLACE OF USE: STOCKWATER in CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01S R02W S15 | NESW | T01S R02W S15 | NWSW |
| T01S R02W S15 | SWSW | T01S R02W S15 | SESW |
| T01S R02W S16 | NENE | T01S R02W S16 | NWNE |
| T01S R02W S16 | SWNE | T01S R02W S16 | SENE |
| T01S R02W S16 | NENW | T01S R02W S16 | NWNW |
| T01S R02W S16 | SWNW | T01S R02W S16 | SENW |
| T01S R02W S16 | NESW | T01S R02W S16 | NWSW |
| T01S R02W S16 | SWSW | T01S R02W S16 | SESW |
| T01S R02W S16 | NESE | T01S R02W S16 | NWSE |
| T01S R02W S16 | SWSE | T01S R02W S16 | SESE |
| T01S R02W S21 | NENE | T01S R02W S21 | NWNE |
| T01S R02W S21 | SWNE | T01S R02W S21 | SENE |
| T01S R02W S21 | NENW | T01S R02W S21 | NWNW |

|                                  |      |               |      |
|----------------------------------|------|---------------|------|
| T01S R02W S21                    | SENE | T01S R02W S21 | NESE |
| T01S R02W S22                    | NENE | T01S R02W S22 | NWNE |
| T01S R02W S22                    | SWNE | T01S R02W S22 | SENE |
| T01S R02W S22                    | NENW | T01S R02W S22 | NWNW |
| T01S R02W S22                    | SWNW | T01S R02W S22 | SENW |
| T01S R02W S22                    | NESW | T01S R02W S22 | NWSW |
| T01S R02W S22                    | SWSW | T01S R02W S22 | SESW |
| T01S R02W S22                    | NESE | T01S R02W S22 | NWSE |
| T01S R02W S22                    | SWSE | T01S R02W S22 | SESE |
| T01S R02W S26                    | NWNW | T01S R02W S26 | SWNW |
| T01S R02W S27                    | NENE | T01S R02W S27 | NWNE |
| T01S R02W S27                    | SENE | T01S R02W S27 | NENW |
| T01S R02W S27                    | NWNW |               |      |
| <u>DOMESTIC in CANYON County</u> |      |               |      |
| T01S R02W S16                    | SWSW | T01S R02W S22 | SWNE |
| T01S R02W S27                    | NENE |               |      |

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Stockwater use is for 950 range cattle.

Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 combined are limited to stockwater use for 2,800 cattle.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-18025

NAME AND ADDRESS: KASPER LAND AND CATTLE LLC  
3349 HILL RD  
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS  
1.90 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

The total instantaneous diversion of water from all points of diversion under Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 shall not exceed 0.75 cfs, nor a total combined annual volume of 41.1 af.

PRIORITY DATE: 04/01/1968

POINT OF  
DIVERSION:

T01S R02W S16 SENE Within CANYON County  
T01S R02W S16 SWSW Within CANYON County  
T01S R02W S22 SWNE Within CANYON County  
T01S R02W S22 SENW Within CANYON County  
T01S R02W S27 NENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>       |
|-----------------------|----------------------|-----------------------|
| STOCKWATER            | 1/01 12/31           | 0.020 CFS<br>0.70 AFY |
| DOMESTIC              | 1/01 12/31           | 0.040 CFS<br>1.20 AFY |

PLACE OF USE: STOCKWATER in CANYON County

|               |      |               |      |
|---------------|------|---------------|------|
| T01S R02W S15 | NESW | T01S R02W S15 | NWSW |
| T01S R02W S15 | SWSW | T01S R02W S15 | SESW |
| T01S R02W S16 | NENE | T01S R02W S16 | NWNE |
| T01S R02W S16 | SWNE | T01S R02W S16 | SENE |
| T01S R02W S16 | NENW | T01S R02W S16 | NWNW |
| T01S R02W S16 | SWNW | T01S R02W S16 | SENW |
| T01S R02W S16 | NESW | T01S R02W S16 | NWSW |
| T01S R02W S16 | SWSW | T01S R02W S16 | SESW |
| T01S R02W S16 | NESE | T01S R02W S16 | NWSE |
| T01S R02W S16 | SWSE | T01S R02W S16 | SESE |
| T01S R02W S21 | NENE | T01S R02W S21 | NWNE |
| T01S R02W S21 | SWNE | T01S R02W S21 | SENE |
| T01S R02W S21 | NENW | T01S R02W S21 | NWNW |

|                                  |      |               |      |
|----------------------------------|------|---------------|------|
| T01S R02W S21                    | SENE | T01S R02W S21 | NESE |
| T01S R02W S22                    | NENE | T01S R02W S22 | NWNE |
| T01S R02W S22                    | SWNE | T01S R02W S22 | SENE |
| T01S R02W S22                    | NENW | T01S R02W S22 | NWNW |
| T01S R02W S22                    | SWNW | T01S R02W S22 | SENE |
| T01S R02W S22                    | NESW | T01S R02W S22 | NWSW |
| T01S R02W S22                    | SWSW | T01S R02W S22 | SESW |
| T01S R02W S22                    | NESE | T01S R02W S22 | NWSE |
| T01S R02W S22                    | SWSE | T01S R02W S22 | SESE |
| T01S R02W S26                    | NWNW | T01S R02W S26 | SWNW |
| T01S R02W S27                    | NENE | T01S R02W S27 | NWNE |
| T01S R02W S27                    | SENE | T01S R02W S27 | NENW |
| T01S R02W S27                    | NWNW |               |      |
| <u>DOMESTIC in CANYON County</u> |      |               |      |
| T01S R02W S16                    | SWSW | T01S R02W S22 | SWNE |
| T01S R02W S27                    | NENE |               |      |

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 combined are limited to stockwater use for 2,800 cattle.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Stockwater use is for 50 range cattle.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.