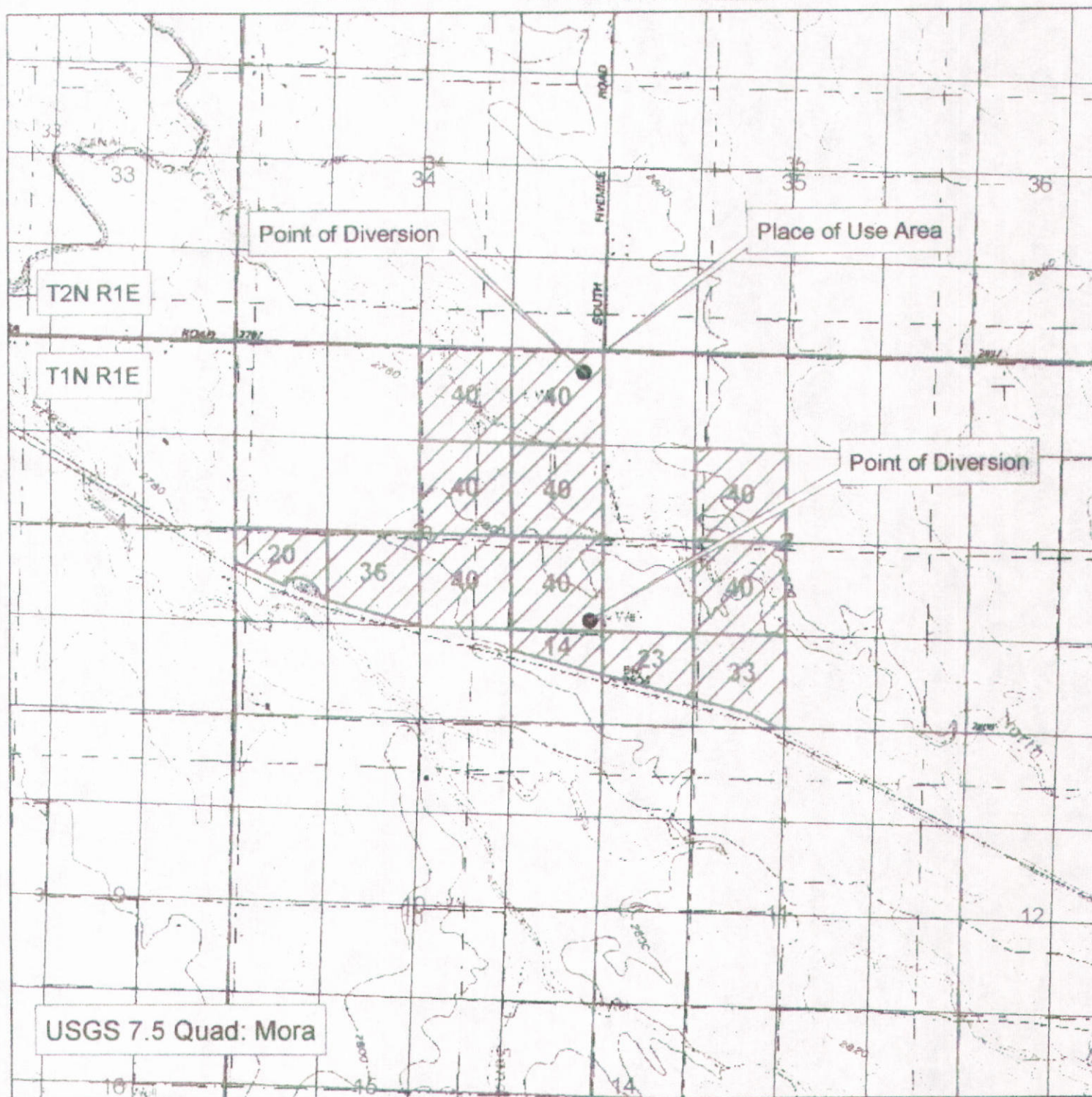
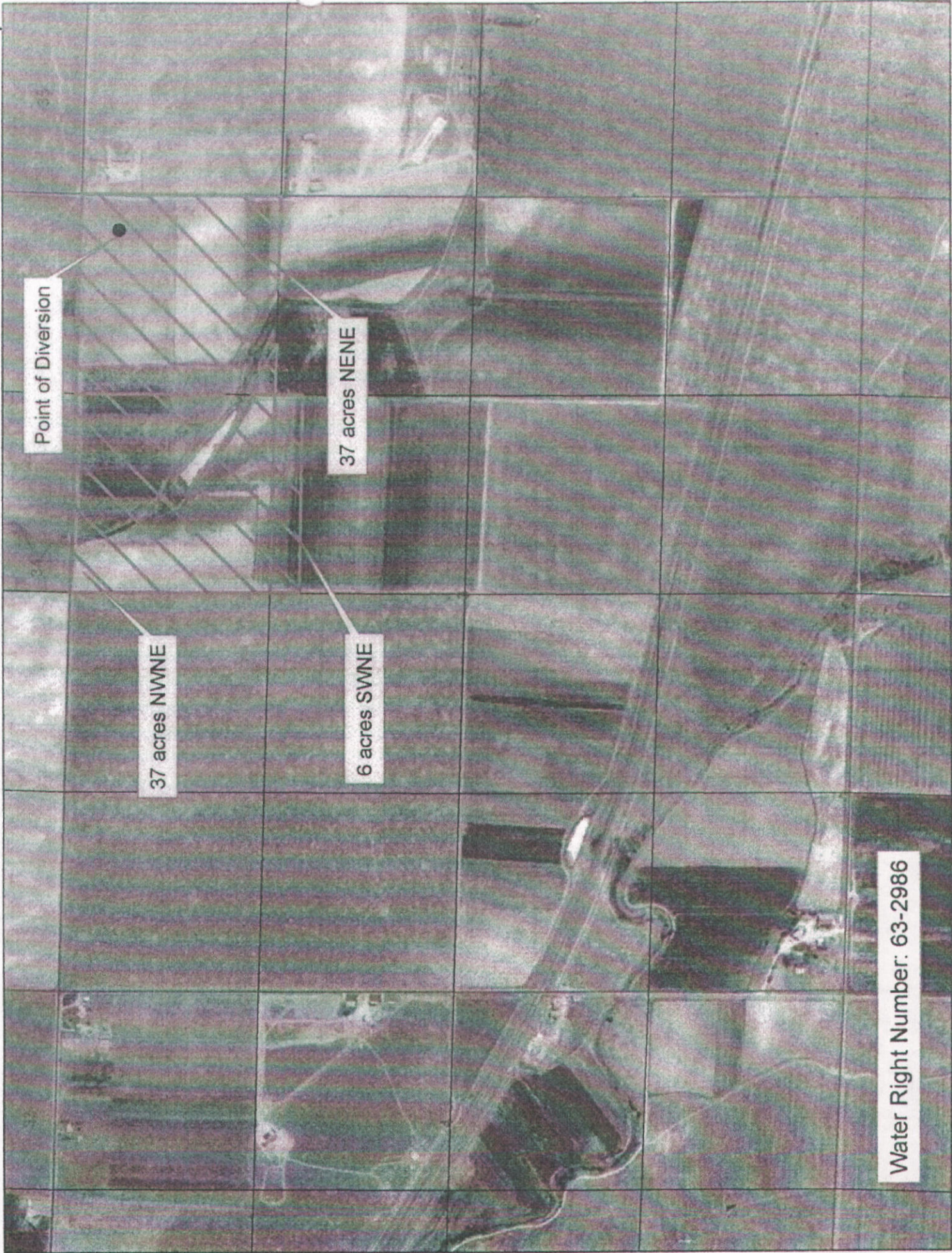


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 1 inch equals 2000 feet.



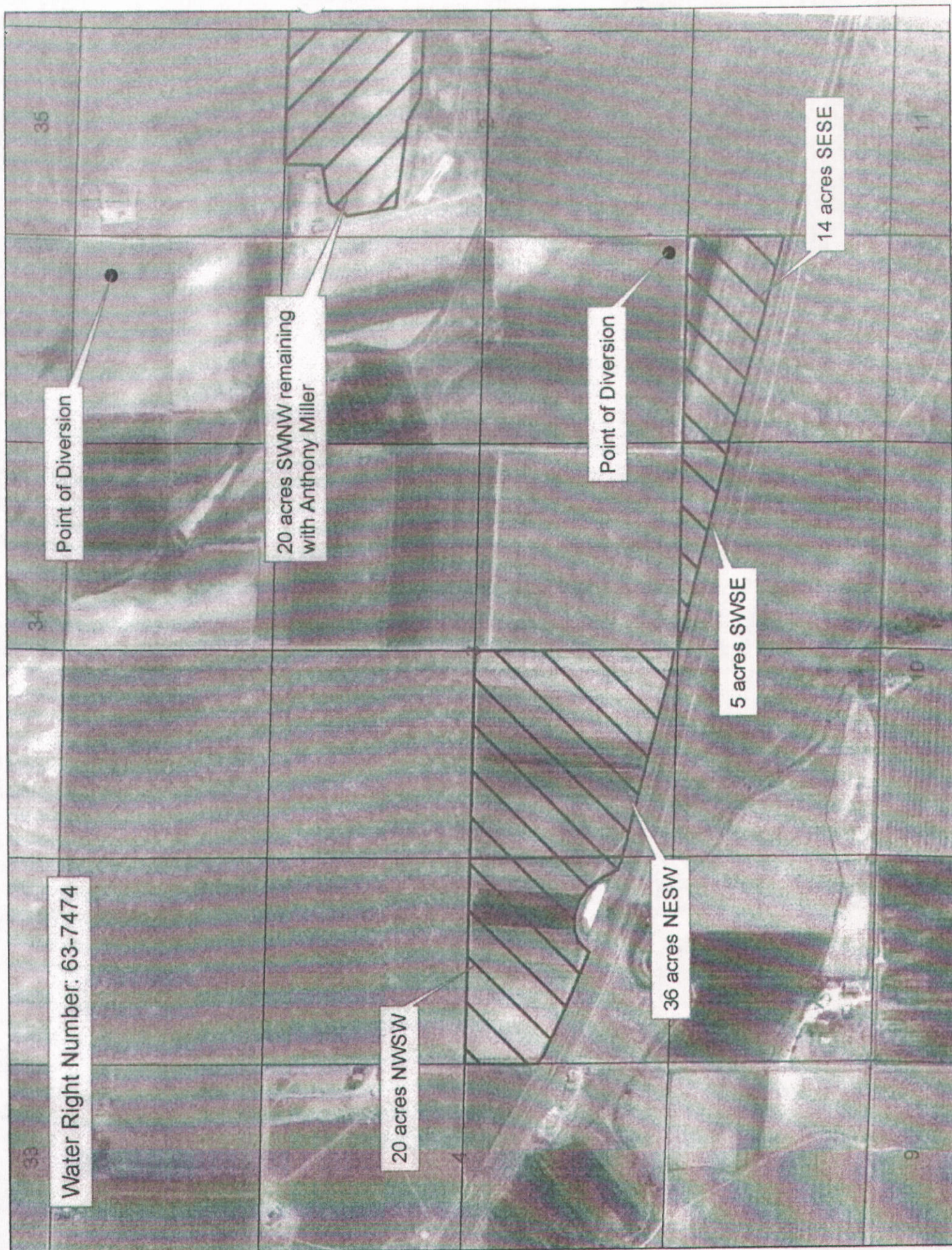
Point of Diversion

37 acres NENE

37 acres NWNE

6 acres SWNE

Water Right Number: 63-2986



Water Right Number: 63-7474

Point of Diversion

20 acres SWNW remaining
with Anthony Miller

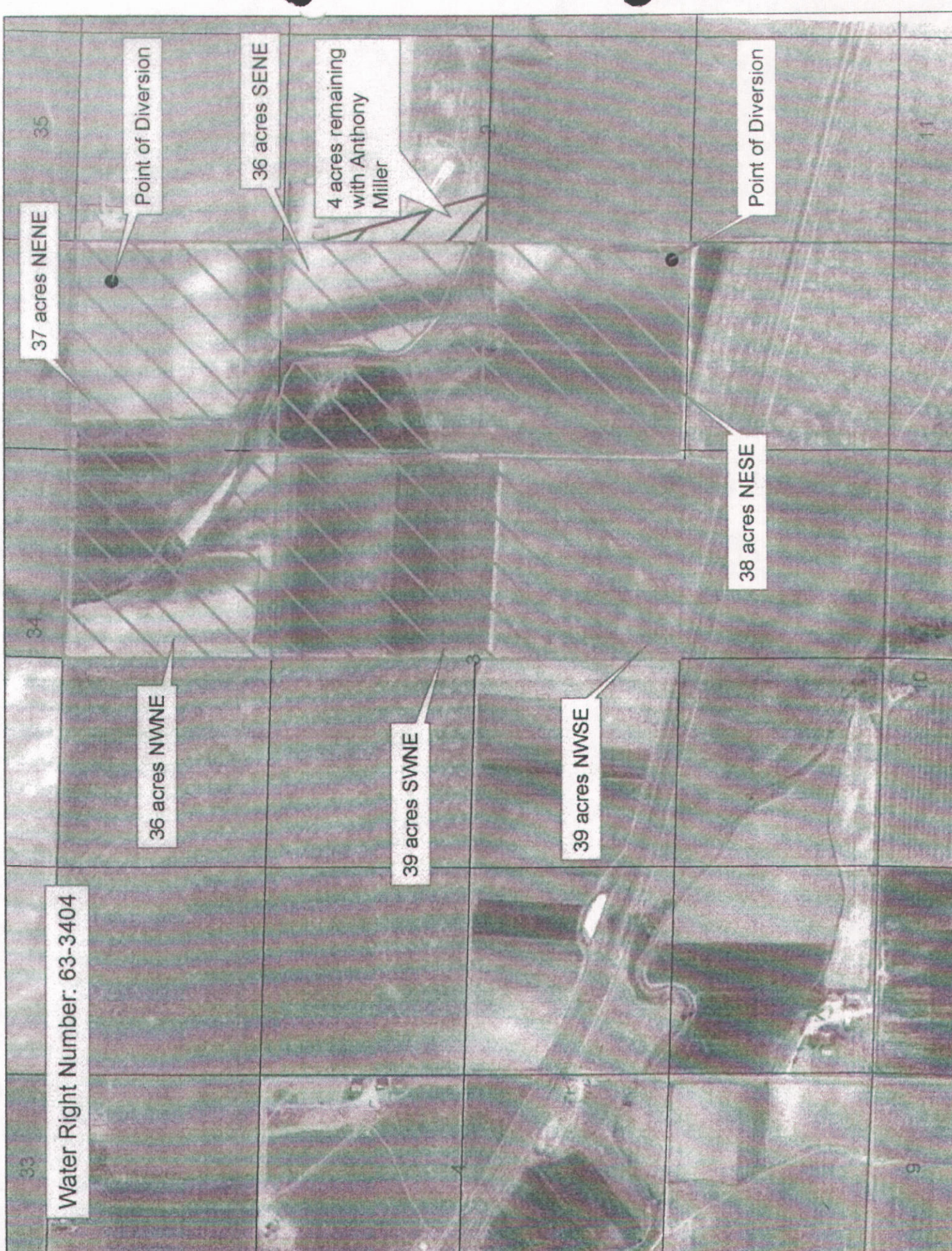
20 acres NWSW

36 acres NESW

5 acres SWSE

Point of Diversion

14 acres SESE



Water Right Number: 63-3404

36 acres NWNE

39 acres SWNE

39 acres NWSE

37 acres NENE

Point of Diversion

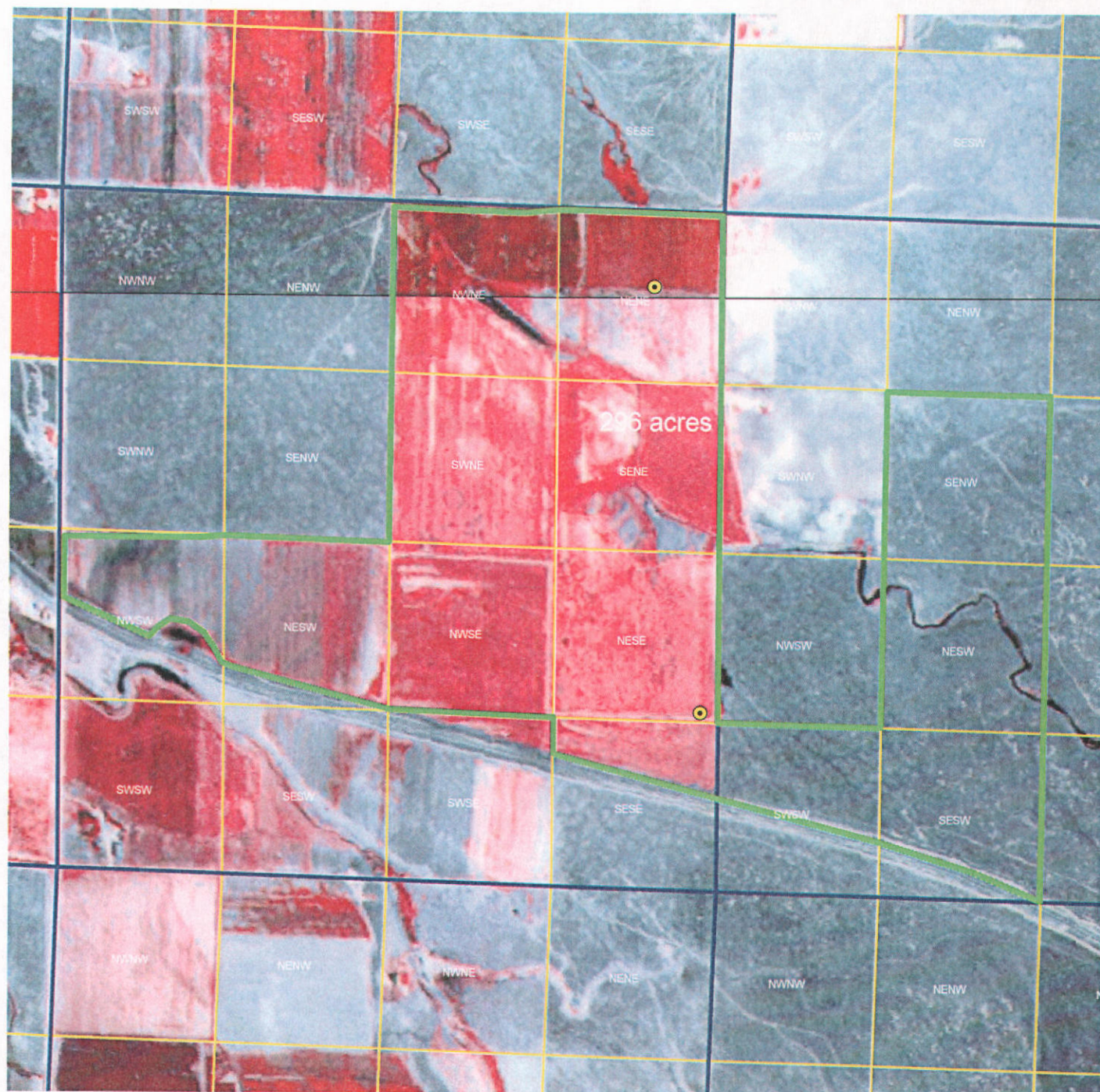
36 acres SENE

4 acres remaining with Anthony Miller

38 acres NESE

Point of Diversion

Idaho Department of Water Resources
63-2986, 63-31951, 63-31953
T01N R01E S2, 3



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



700 0 700 1400 2100 Feet

IDWR
Prepared by: Sandy Egbert
Date: 9-19-05
1987 Photography

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 63-31951
Date Received: 8/28/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LAVAR K THORNTON Phone: (208)922-5779
2800 S TEN MILE RD
KUNA ID USA 83634

WILMA M THORNTON Phone: (208)922-5779
2800 S TEN MILE
KUNA ID USA 83634

LAYNE THORNTON Phone: (208)922-4658
3224 SWAN FALLS RD
KUNA ID USA 83634

LORI THORNTON Phone: (208)922-4658
3224 SWAN FALLS RD
KUNA ID USA 83634

2. Date of Priority: 04/16/1964

3. Source: GROUND WATER GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	01E	3	SE NE SE	ADA	
01N	01E	3	NE NE NE 1	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	3.6	652.5

7. Total Quantity Appropriated is:
3.6 C.F.S. and/or 652.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	01E	2	SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			SE	SW	IRRIGATION	33
			SW	SW	IRRIGATION	23
					Section Acres	136
01N	01E	3	NE	NE	1 IRRIGATION	40
			NW	NE	2 IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NW	SW	IRRIGATION	20
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	14
			NE	SW	IRRIGATION	36
					Section Acres	310
					Total Acres	446

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-3404.

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

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

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described above.

This right is limited to the irrigation of 225 acres within the place of use described above in a single irrigation season.

After specific notification by the Department, the right holder shall record the quantity of water diverted 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 63-2986 and 63-31951 when combined shall not exceed a total diversion rate of 4.50 cfs and the irrigation of 226 acres.

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 63-2986, 63-31950, 63-31952 and 63-31953 are also diverted through the points of diversion described above.

15. Basis of Claim: License

WATER RIGHT NO. 63-31951
As Modified by Transfer No. 71321

In accordance with the approval of Transfer No. 71321, Water Right No. 63-31951 is now described as follows.

Right Holder: LAVAR K THORNTON And
 WILMA M THORNTON
 2800 S TEN MILE RD
 KUNA ID 83634

Priority Date: April 16, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	3.60 CFS	652.5 AF
			3.60 CFS	652.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (NENENE)	Sec. 3 Twp 01N Rge 01E ADA County
GROUND WATER	SENESE	Sec. 3 Twp 01N Rge 01E ADA County

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	
01N 01E 2								40.0	40.0		23.0	33.0					136.0
01N 01E 3	40.0	40.0	40.0	40.0					36.0	20.0			40.0	40.0		14.0	310.0

Total Acres: 446

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

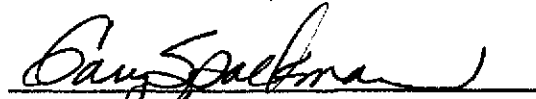
WATER RIGHT NO. 63-31951
As Modified by Transfer No. 71321

CONDITIONS OF APPROVAL

5. The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described above.
6. This right is limited to the irrigation of 225 acres within the place of use described above in a single irrigation season.
7. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.
8. Rights 63-2986 and 63-31951 when combined shall not exceed a total diversion rate of 4.50 cfs and the irrigation of 226 acres.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
11. Rights 63-2986, 63-31950, 63-31952 and 63-31953 are also diverted through the points of diversion described above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of December, 20 04


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71321

This is to certify that: LAVAR K THORNTON And
WILMA THORNTON And
LAYNE THORNTON And
LORI THORNTON
2800 S TEN MILE RD
KUNA ID 83634
(208)922-5779

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-2986	AJC/License	04/12/1954	0.92 cfs	360.0 af	N/A	80.0	GROUND WATER
63-3404	AJC/License	04/16/1964	3.68 cfs	670.5 af	N/A	229.0	GROUND WATER
63-7474	AJC/License	10/01/1971	1.81 cfs	427.5 af	N/A	95.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-2986	NO	NO	YES	YES	NO	NO
63-3404	YES	NO	YES	NO	NO	NO
63-7474	YES	NO	YES	NO	NO	NO

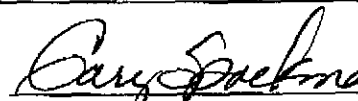
Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-2986	63-2986	0.92 cfs	360.0 af	80.0	446.0	N/A	N/A	N/A	N/A	N/A
63-3404	63-31951	3.60 cfs	652.5 af	225.0	446.0	63-31950	0.08 cfs	18.0 af	N/A	4.0
63-7474	63-31953	1.33 cfs	315.0 af	70.0	446.0	63-31952	0.48 cfs	112.5 af	N/A	25.0
COMBINED										
TOTALS		5.85 cfs	1327.5 af	296.0	446.0		0.54 cfs	130.5 af	N/A	29.0

Detailed Water Right Description(s) attached

Dated this 27th day of December, 2004

SUPPORT DATA
IN FILE # 63-2986


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

RECEIVED

JUN 02 2004

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1
REVISED

WATER RESOURCES

Name Wesley and Gayle Var K. and Wilma M. Thornton; Layne and Lori Thornton Phone (208) 922-5779; 922-4658Post Office address 2800 S. Ten Mile Rd. Kuna, ID 83634

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s)* ☐ Change place of use *63-2986 only
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Create permissible place of use

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-7474 "A"</u>	<u>10/1/1971</u>	<u>1.33 cfs/315.0 af</u>	<u>irrigation</u>	<u>Apr. 1 to Oct. 31</u>
<u>63-3404 "A"</u>	<u>4/16/1964</u>	<u>3.60 cfs/652.5 af</u>	<u>irrigation</u>	<u>Apr. 1 to Oct. 31</u>
<u>63-2986</u>	<u>4/12/1954</u>	<u>0.92 cfs/360.0 af</u>	<u>irrigation</u>	<u>Mar. 1 to Nov. 15</u>

2. Total amount of water being transferred 5.85 cubic feet per second and/or 1327.5 acre-feet per annum.3. Source of water ground water tributary to NA

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
1	NE	NE	NE	3	1N	1E	Ada	
	SE	NE	SE	3	1N	1E	Ada	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	2								40	40		23	33					136
		3	40	40	40	40					36	20			40	40		14	310

Total Acres 446**

**295 acres within a 446 acre PPU

6. General Information:

a. Description of diversion system Two wells with electric pumps.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Acres within PPU will be rotated in and out of irrigation on an annual basis.

Remarks:

1) The total combined diversion rate under these rights not to exceed 5.60 cfs.2) The total combined diversion rate under 63-2986 and 63-3404 "A" not to exceed 4.50 cfs.**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20_____.

For the Director

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:
- Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
 - License No. 63-7474 issued by the Idaho Department of Water Resources.
 - Claim No. _____ on file with the Idaho Department of Water Resources.
 - Transfer No. _____ which produced this right.
2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water ground water tributary to NA
4. Date or priority 10/1/1971
5. Water is used for the following purposes:
- amount 1.81 cfs / 427.5 afa for irrigation purposes from Apr. 1 to Oct. 31
(cfs/ac-ft)
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right 1.81 cubic feet per second and/or 427.5 afa acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1		NE	NE	3	1N	1E	Ada	
		NE	SE	3	1N	1E	Ada	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	2							20										20
		3									36	20					5	14	75

Total Acres 95

9. Describe any other water rights used for the same purpose as described above none

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 1.33 cfs / 315 afa for irrigation purposes from Apr. 1 to Oct. 31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1		NE	NE	3	1N	1E	Ada	
		NE	SE	3	1N	1E	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	3									36	20						14	70

Total Acres 70

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.48 cfs / 112.5 afa for irrigation purposes from Apr. 1 to Oct. 31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1		NE	NE	3	1N	1E	Ada	
		NE	SE	3	1N	1E	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	2							20										20
		3															5		5

Total Acres 25

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-3404 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water ground water tributary to NA4. Date or priority 4/16/1964

5. Water is used for the following purposes:

amount 3.68 cfs / 670.5 afa for irrigation purposes from Apr. 1 to Oct. 31
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.68 cubic feet per second and/or 670.5 afa acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1	NE	NE	NE	3	1N	1E	Ada	
	SE	NE	SE	3	1N	1E	Ada	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	3	37	36	39	36									38	39			225
		2							4										4

Total Acres 2299. Describe any other water rights used for the same purpose as described above 63-2986

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 3.60 cfs / 652.5 for irrigation purposes from Apr. 1 to Oct. 31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1	NE	NE	NE	3	1N	1E	Ada	
	SE	NE	SE	3	1N	1E	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	3	37	36	39	36					38	39							225

Total Acres 225

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.08 cfs / 18.0 afa for irrigation purposes from Apr. 1 to Oct. 31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1	NE	NE	NE	3	1N	1E	Ada	
	SE	NE	SE	3	1N	1E	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	2							4										4

Total Acres 4

REVISED
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-2986 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water ground water tributary to NA4. Date or priority 4/12/1954

5. Water is used for the following purposes:

amount 0.92 cfs/ 360.0 afa for irrigation purposes from Mar. 1 to Nov. 15
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.92 cubic feet per second and/or 360.0 afa acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1	NE	NE	NE	3	1N	1E	Ada	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	3	37	37	6														80

Total Acres 809. Describe any other water rights used for the same purpose as described above 63-3404

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

D. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

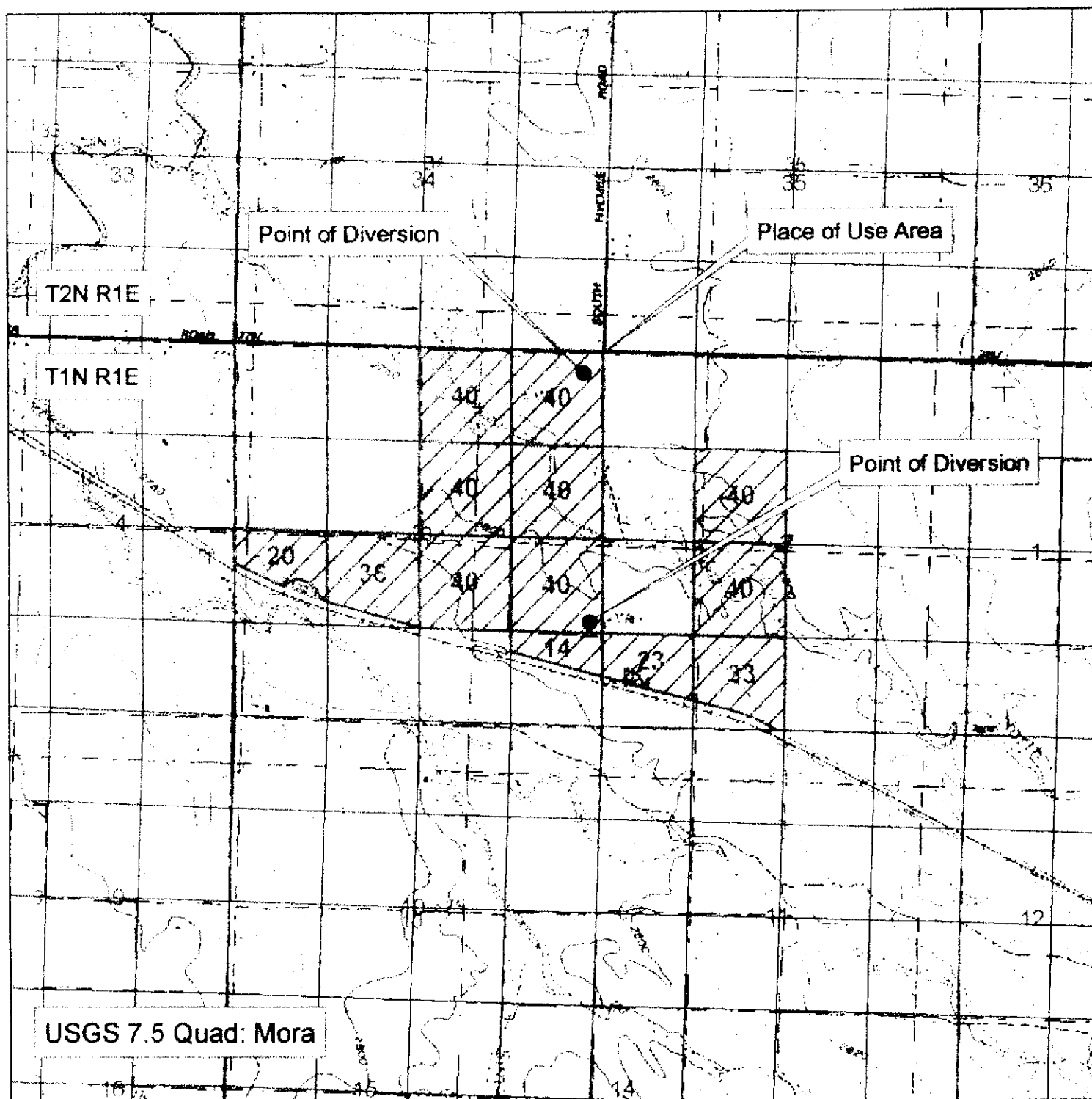
Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

REVISED
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 1 inch equals 2000 feet.

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount(cfs/af-ft) Hours/days/year Period of Use
 _____ to _____
 _____ to _____

2. Quantity and quality of return flows and location of discharge: _____

3. Describe effects on other water uses resulting from the proposed change:

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.

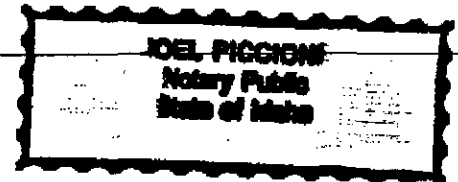
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Lance K. Thompson
William M. Thompson
 (Signature of Applicant)

Subscribed and sworn to before me this 27th day of May, 2004

Joel Piccione
 (Notary Public)

My commission expires 4-16-07

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by DAN Date 6-2-04 Protest filed by _____

Prelim. Check by DAN Fee \$450.00

Received by DAN FOR K.G. Date 12-9-03 42031166

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

**WELLS
FARGO**

Wells Fargo Bank Northwest, P

Boise Metro Business Banking Center
MAC U1801-013
119 North 9th Street
Boise, ID 83702

December 3, 2003

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Water Right Transfer by LaVar Thornton and Layne Thornton

Gentlemen:

Wells Fargo Bank is the mortgage holder on property located in Section 3, T 1N, R1E that was purchased from Anthony Miller by LaVar and Layne Thornton. We understand that the Thornton's are proposing a water right transfer to create a permissible place of use for water right 63-2986 and their portions of water rights 63-3404 and 63-7474. The permissible place of use would include the mortgage lands in Section 3, and other Thornton lands in Section 2. The bank does not oppose this proposed transfer.

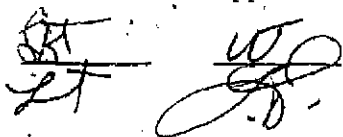
Please contact me with any questions.

Sincerely,



Norman G. Jensen
Vice President & Business Banker

viewed and approved:



WARRANTY DEED

THIS INDENTURE made this 7th day of November, 2003, by and between the following Grantors: 1) YSIDRO MUGUIRA, an unmarried person, as to an undivided one-third (1/3) interest, 2) JOHN L. CRAWFORD, as Personal Representative of the ESTATE OF SUSIE F. CRAWFORD, deceased, In the Third Judicial District Court of the State of Idaho, in and for the County of Canyon, Probate No. CV2001, as to an undivided one-third (1/3) interest, and 3) MARY JANE WILDMAN VIETTI and BARBARA WILDMAN STEMMLER, co-trustees of the WILLIAM C. WILDMAN FAMILY TRUST dated October 30, 1985, acting by and through their attorney-in-fact, Ysidro Muguirra, as to an undivided one-third (1/3) interest; and

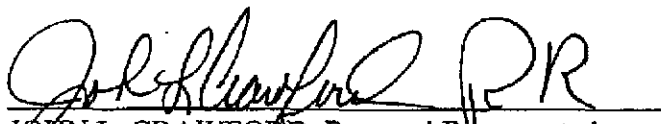
The following Grantees: LAVAR K. and WILMA M. THORNTON, husband and wife, as to an undivided one-half (1/2) interest, and LAYNE D. and LORIL L. THORNTON, husband and wife, as to an undivided one-half (1/2) interest, as tenants in common, whose current address is 2800 S. Ten Mile Rd., Kuna, Idaho 83634:

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the Grantors do hereby grant, bargain, sell, convey and transfer to Grantees the following described real property situate in Ada County, Idaho:

SE1/4 NW1/4 and NE1/4 SW1/4 and S2 SW1/4, except the Union Pacific right-of-way, all in Section 2, T1N, R1E, B.M., also known as Ada County Tax Parcel # S2102240000.

Together with all appurtenances thereto, but subject to any restrictions or covenants of record or visible on the premises and any and all assessments and taxes which may be a lien not yet due and payable. Grantors hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances, except those of record or visible on the premises and current taxes; and that they will warrant and defend the same from all lawful claims whatsoever.

TO HAVE AND TO HOLD unto the said Grantees, their heirs and assigns forever.


JOHN L. CRAWFORD, Personal Representative
of the ESTATE OF SUSIE F. CRAWFORD

WARRANTY DEED -- I

228283/DM



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
8151 W. Rifleman Ave. / Boise, Idaho 83704
(208) 377-2700

WT
SKT
ST

WARRANTY DEED

For Value Received Anthony H. Miller and Terry L. Miller, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto
LaVar K. Thornton and Wilma M. Thornton, husband and wife; and Layne Thornton and Lori Thornton,
husband and wife
hereinafter referred to as Grantee, whose current address is 2800 Ten Mile Road, Kuna, ID 83634
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: July 29, 2003

Anthony H. Miller

Terry L. Miller

STATE OF IDAHO. County of Ada, ss.

On this 5th day of August in the year of 2003, before me, the undersigned, a notary public, personally appeared Anthony H. Miller & Terry L. Miller known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public of Idaho
Residing at ~~Boise, ID~~ Nampa, ID
Commission 3-9-2006 expires:

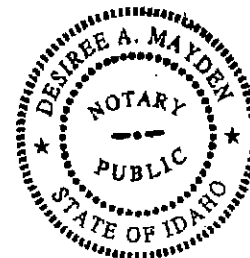


EXHIBIT A

PARCEL I

Part of Section 3, Township 1 North, Range 1 East of the Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the corner common to the corner of Sections 3, 4, 9 and 10, Township 1 North, Range 1 East of the Boise Meridian;
Thence North along the section line a distance of 2,673.04 feet to the West quarter corner of Section 3, Township 1 North, Range 1 East of the Boise Meridian, the real point of beginning;
Thence South 89 degrees 20' East, a distance of 2,618.31 feet to a point which is the center of Section 3, Township 1 North, Range 1 East of the Boise Meridian;
Thence South 0 degree 48' East, a distance of 1,312.07 feet to a point on the North railroad right of way of the Union Pacific Railroad;
Thence North 76 degrees 42' West, a distance of 832.35 feet to a point of curvature;
Thence curve right on a curve whose central angle is 13 degrees 07'39", whose radius is 8,494.37 feet, whose tangent is 977.39 feet and whose length of curve is 1,946.21 feet; and whose long chord bears North 70 degrees 08'10" West a distance of 1,941.96 feet to a point on the section line;
Thence North along the section line, a distance of 491.07 feet to the real point of beginning.

EXCEPT that portion deeded over to A.C.H.D. in Warranty Deed recorded January 31, 1997 as Instrument Number 97007691.

PARCEL II

Lots 1 and 2;
Southwest quarter of the Northeast quarter in Section 3, Township 1 North, Range 1 East, Boise Meridian, Ada County, Idaho.

PARCEL III

Southeast quarter of the Northeast quarter and the portion of the North half of the Southeast quarter lying Northerly of the railroad right of way, in Section 3, Township 1 North, Range 1 East of the Boise Meridian, Ada County, Idaho,

PARCEL IV

That portion of the Southeast quarter of the Southeast quarter of Section 3, Township 1 North, Range 1 East of Boise Meridian, Ada County, Idaho, lying Northerly of the railroad right of way.

RESERVING UNTO THE GRANTOR: An easement being 60 feet in width beginning at the corner common to Section 2 and 3, Township 1 North, Range 1 East (being the northeast corner of Section 3 and the northwest corner of Section 2), running thence south 1,400 feet. (said point of beginning is commonly referred to Kuna Mora Road) SUBJECT TO: the right of the grantee to use said easement for agricultural purposes. Upon the sale or transfer or lease of the real property described above, at the option of the grantor, said use being granted to the grantee may be terminated. Said easement shall otherwise be considered exclusive for the grantor.

NO DAIRY ANIMALS, CATTLE, HOGS OR POULTRY MAY BE KEPT ON THE ABOVE DESCRIBED PROPERTY FOR COMMERCIAL PURPOSES IN EXCESS OF 250 TOTAL ANIMALS.

gm / A & M
S 15T W
H A.

RECEIVED

DEC 09 2003

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

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-7474</u>	<u>63-7474</u>	<u>X</u>			
<u>63-3404</u>	<u>63-3404</u>	<u>X</u>			
<u>63-2986</u>	<u>63-2986</u>				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Anthony Miller
10597 E. Kuna Mora Rd. Kuna, ID 83634
4. New Owner/Claimant(s) LaVar K. and Wilma M. Thornton; Layne and Lori Thornton
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 2800 S. Ten Mile Road
- City, State and ZIP Code Kuna, ID 83634
- New Telephone Number (208) 922-5779; 922-4658
5. Date you acquired the property August 5, 2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-7474</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>1.43 cfs</u>	<u>75 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>1.43 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-3404</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>3.60 cfs</u>	<u>225 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>3.60 cfs</u>	

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Lowell A. Brown & Thomas

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by DH Date 12-9-03 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

228283/DM



PIONEER TITLE COMPANY

OF ADA COUNTY
8151 W. Rifleman Ave. / Boise, Idaho 83704
(208) 377-2700

W
S/KT
[Handwritten initials]

WARRANTY DEED

For Value Received Anthony H. Miller and Terry L. Miller, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto
LaVar K. Thornton and Wilma M. Thornton, husband and wife; and Layne Thornton and Lori Thornton,
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the following described premises, to-wit:
SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs
and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor
is the owner in fee simple of said premises; that said premises are free from all encumbrances except current
years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record,
and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims
whatsoever.

Dated: July 29, 2003

[Signature: Anthony H. Miller]
Anthony H. Miller

[Signature: Terry L. Miller]
Terry L. Miller

STATE OF IDAHO. County of Ada, ss.

On this 5th day of August in the year of 2003, before me, the undersigned, a notary public, personally
appeared Anthony H. Miller & Terry L. Miller known or identified to me to be the persons whose
names are subscribed to the within instrument, and acknowledged to me that they executed the same.

[Signature: Desiree A. Mayden]
Notary Public of Idaho
Residing at Boise, ID Nampa. 10
Commission expires: 3-9-2006

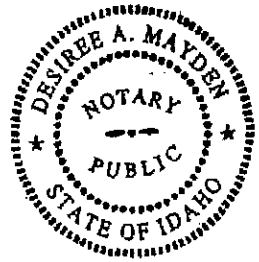


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Thence curve right on a curve whose central angle is 13 degrees 07'39", whose radius is 8,494.37 feet, whose tangent is 977.39 feet and whose length of curve is 1,946.21 feet; and whose long chord bears North 70 degrees 08'10" West a distance of 1,941.96 feet to a point on the section line;
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EXCEPT that portion deeded over to A.C.H.D. in Warranty Deed recorded January 31, 1997 as Instrument Number 97007691.

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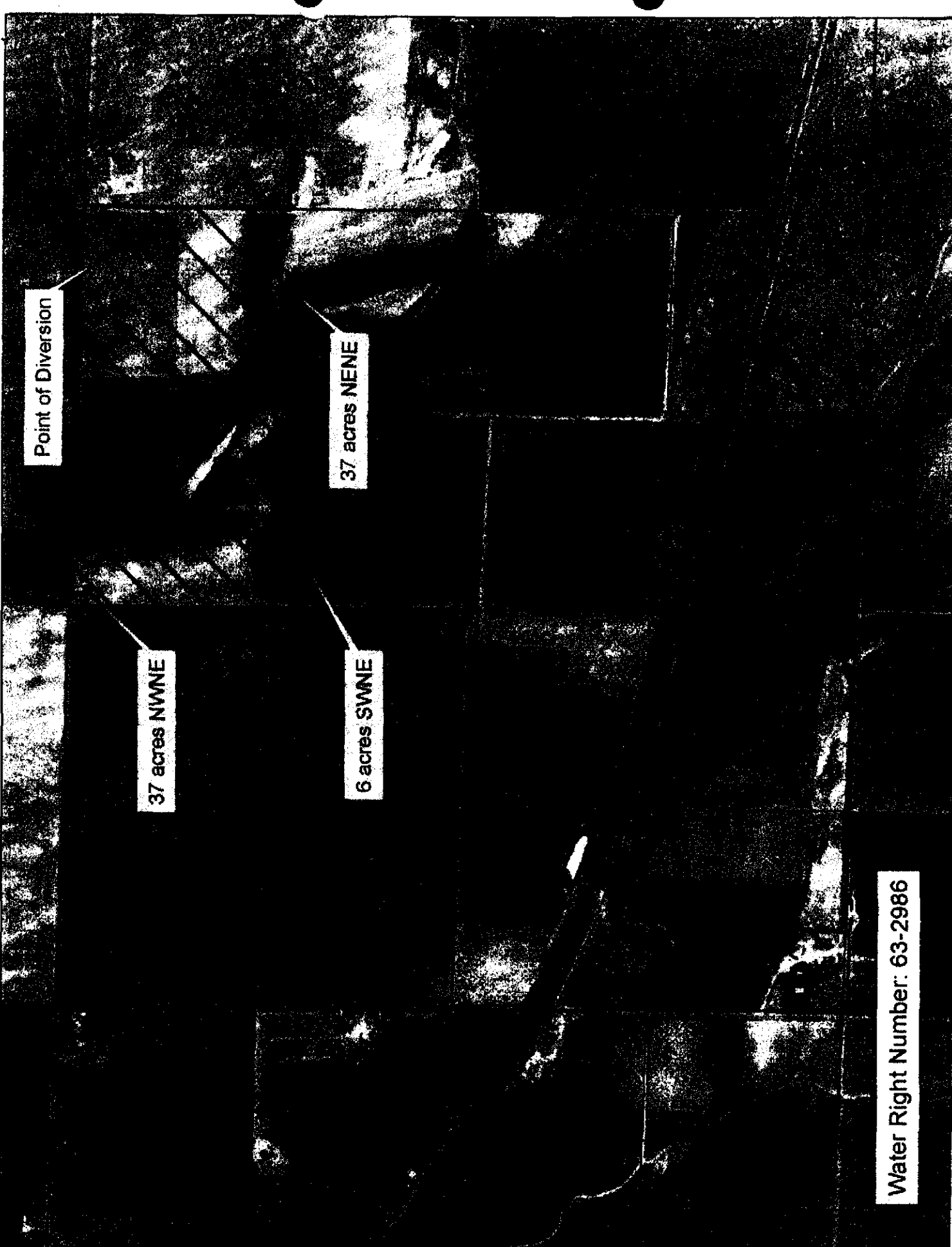
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NO DAIRY ANIMALS, CATTLE, HOGS OR POULTRY MAY BE KEPT ON THE ABOVE DESCRIBED PROPERTY FOR COMMERCIAL PURPOSES IN EXCESS OF 250 TOTAL ANIMALS.

gm / A & M
S 1st *W*
st *st*

An aerial photograph of a land parcel, likely a farm or ranch, with several survey labels. The labels are placed on different sections of the land, indicating specific areas and their acreage. The labels are: "Point of Diversion" (top left), "37 acres NENE" (top center), "37 acres NWNE" (middle left), "6 acres SWNE" (middle center), and "Water Right Number: 63-2986" (bottom right). The land is divided into sections by lines, and there are some trees and structures visible.

Point of Diversion

37 acres NENE

37 acres NWNE

6 acres SWNE

Water Right Number: 63-2986

Water Right Number: 63-7474

Point of Diversion

20 acres SWNW remaining
with Anthony Miller

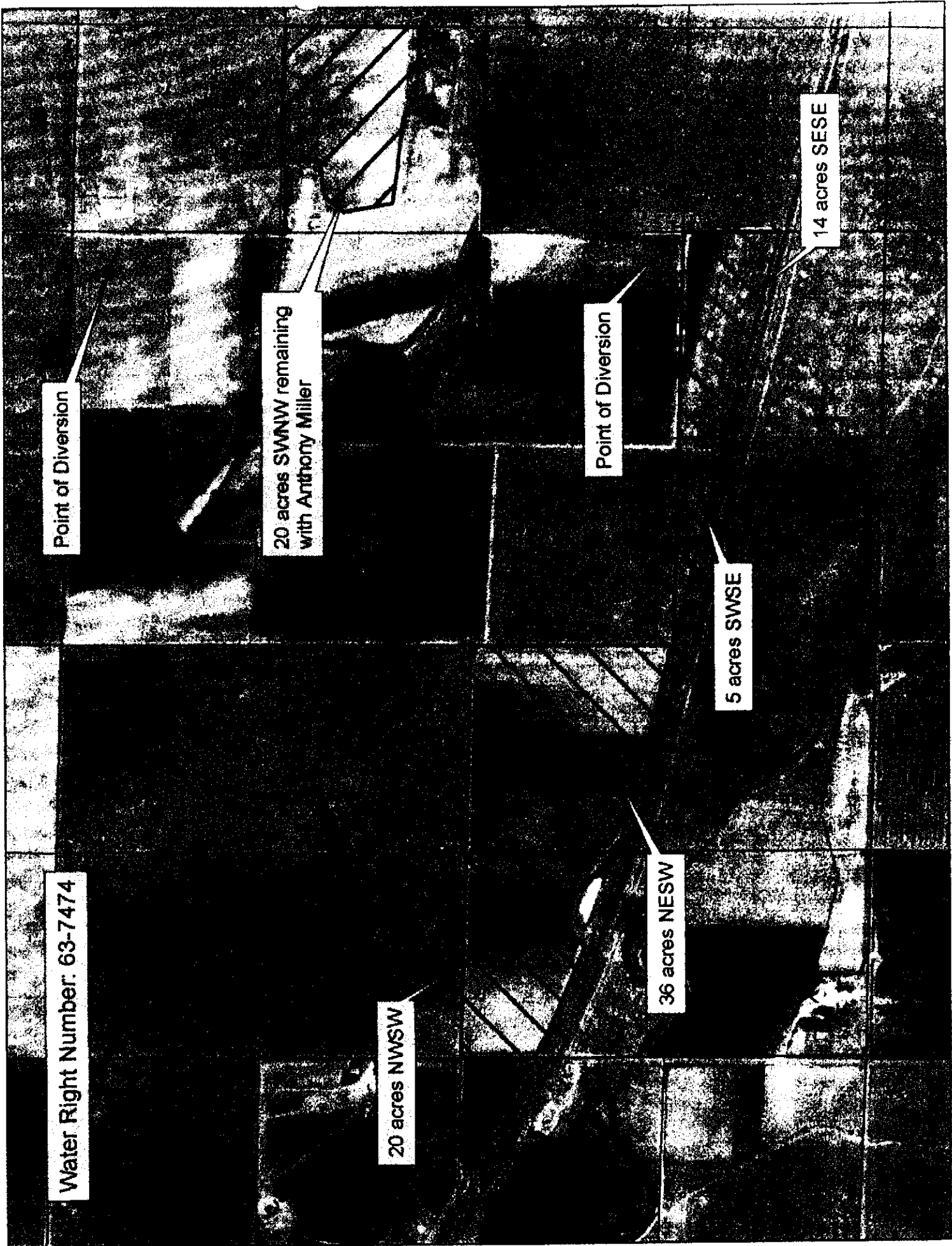
20 acres NWSW

Point of Diversion

36 acres NESW

5 acres SWSE

14 acres SESE



Water Right Number: 63-3404

36 acres NWNE

37 acres NENE

Point of Diversion

36 acres SENE

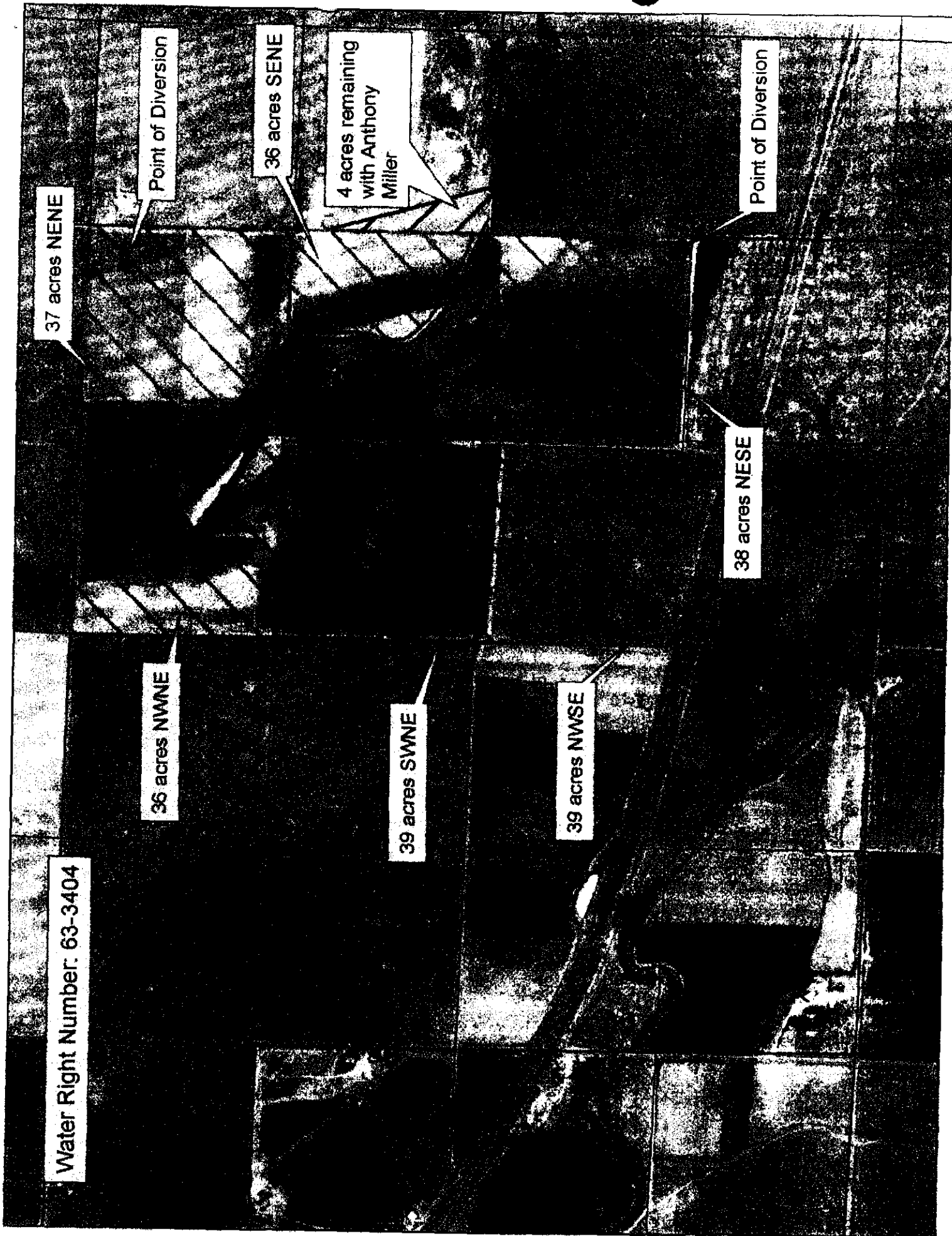
4 acres remaining
with Anthony
Miller

39 acres SWNE

39 acres NWSE

38 acres NESE

Point of Diversion



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: A63-03404
Date Received: 8/28/1989
Receipt No: W005104
Received By: DE JN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANTHONY MILLER 208-362-5388
Address: 10597 E KUNA MORA ROAD
KUNA ID 83634

2. Date of Priority: APR 16, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	01E	3	NE	NE			ADA
			NE	SE			ADA

5. Description of diverting works:
TWO WELLS, 60 HP PUMP & 125 HP PUMP, MAINLINES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.680		1030.00

7. Total Quantity Appropriated is:
3.680 C.F.S. (and/or) 1030.00 A.F.A.

8. Total consumptive use is 802.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	01E	2	SW	NW		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	4.0
		3	NE	NE	IRR	37.0
			NW	NE	IRR	36.0
			SW	NE	IRR	39.0
			SE	NE	IRR	36.0
			NE	SE	IRR	38.0
			NW	SE	IRR	39.0
					Section Acres	225.0
					Total Acres	229.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-2986, 63-7474

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 31719

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
 _____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 63-3404Date Received 8-28-89Receipt Number W005104

Should questions arise during
the processing of this applica-
tion please contact:

SHERI L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 28 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Anthony Miller Phone (208) 362-5388Mailing Address 10597 E. Kuna Mora Road, Kuna, Idaho Zip 836342. Date of Priority (Only one (1) per claim) 4/16/643. Source of water supply (a) Groundwater
which is tributary to (b) N/A4. a. Location of existing point of diversion is: Township 1N Range 1E Section 3,
1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of AdaAdditional points of diversion if any: T1N, R1E, Sec. 3, NESEb. If instream flow, beginning point of claimed instream flow is: N/A

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. Two drilled wells, one 60 HP pump, one
125 HP pump; mainlines and ditches.

MICROFILMED

AUG 19 1992

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 3.68 or 1030

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.68 (cfs) and/or (b) 1030 (acre feet)

8. Total consumptive use claimed is 802 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

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	
1N	1E	3	37	36	39	36									38	39			225
1N	1E	2							4										4

Total number of acres irrigated 229

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

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.
63-2986; 63-7474 or None ()

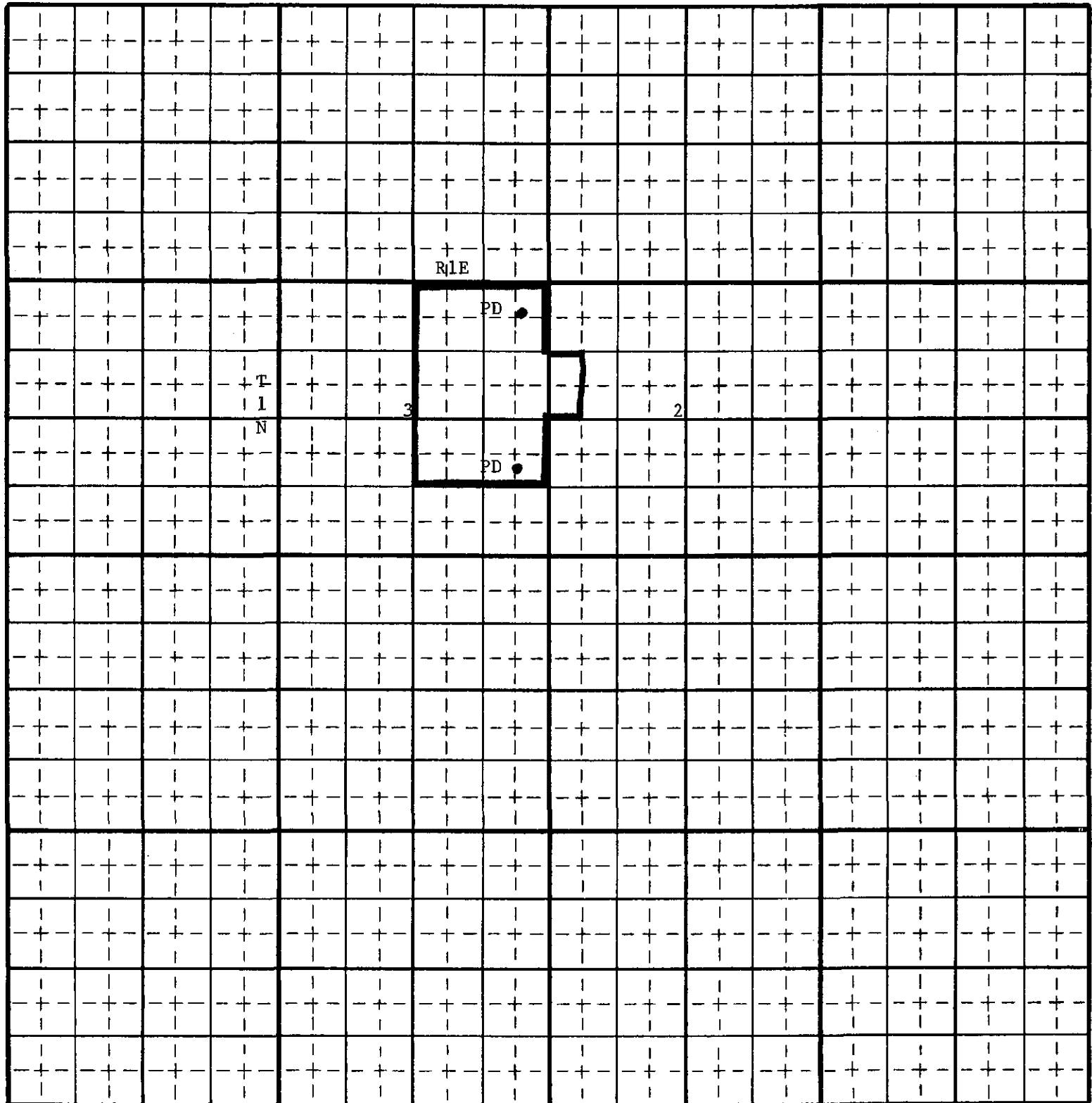
14. Remarks:

Last Name Miller Ident No. _____

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Aug 19 1992
Copies: Walt State, Yellowknife

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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AUG 19 1992

Last Name Miller Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 63-3404

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) *Robert H. Miller* Date 8-25-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Ada) SS.

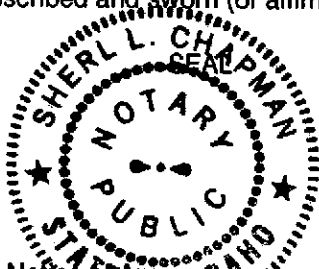
Subscribed and sworn (or affirmed) before me this 25 day of August 19 89

Notary Public *Sherl L. Chapman*

Residing at 2889 Cattleway Meridian ID

My Commission Expires 6/14/94

Please Print Name Sherl L. Chapman



17. Notice of Appearance

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

AUG 19 1992

Last Name Miller Ident. Number _____

Copies White-State, Yellow-Claimant

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
(to be used in connection with B/U exams for same owners)

1. ☒ No Change NAME:NEW OWNER: NO

No Change ADDRESS:

NEW ADDRESS: 10597 W. Kuna-Mona Rd2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)3. ☒ No Change - SOURCE:

Source is different than that claimed:

Source found: _____

4. ☒ No Change - POINT OF DIVERSION:

Point of diversion is different than the claim

New P/D: Twp. _____, Rge. _____, Sec. _____, 1/4 _____ 1/4 _____ 1/4 _____

Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:

Incomplete desc., complete items missing, IF KNOWN.

Additional comments in remarks.

HP of pump 60.125 Static water level 176 Well depth 275Casing size 12 Pumping water level 185 Gravity flow _____

Method of irr. _____

6. ☒ No Change - WATER USES:

Different uses, (list uses found).

Use _____ From _____ To _____ Amount _____ cfs _____ af

Use _____ From _____ To _____ Amount _____ cfs _____ af

7. ☒ No Change - TOTAL VOLUME:Change found, The new total is, -- -- -- cfs 670.5 f

8. N/A

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9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:

Domestic - No. of homes _____ Stockwater - No. of head _____

Other: _____

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

Remarks: (Comments pertinent to field examination)

Change in volume due to volume claimed on 80
of the acres on A63-2986 (360 AFA)

* Discrepancy in flow between claim & license due to
licensing error(?) which exceeds .02 cfs/ac
The 3.68 represents an appropriate rate of flow,
when combined w/ A63-2986 ^{which} is .02 cfs/ac on all
229 ACRES.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

☐
☐
☐

☐
☐
☐

☒ Changes found during exam or additional information in the permit
file, see permit file. 63-7474

DATE EXAM CONDUCTED: 10-24-91

FIELD EXAMINER: C. J. HODGES

Signature Cynthia J. Hodges

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AUG 19 1992

ADJUDICATION CLAIM REVIEW CHECKLIST

4-3-91

CLAIMANT'S NAME Anthony MillerCLAIM IDENT. NO. A63-3404

		YES	NO	Require Info
1.	Is the name and address complete with zip code?	☒	☐	*
2.	Is a priority date entered?	☒	☐	*
	Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3.	(a) Is a source entered?	☒	☐	*
	(b) Is a tributary to entered? (if required) N/A	☒	☐	
4.	Is the legal description of the p.d. sufficient?	☒	☐	*
5.	Is there a description of the diverting works?	☒	☐	
6.	Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form	☒	☐	*
	Is the period of use included?	☒	☐	
	Is a quantity claimed for each use?	☒	☐	*
7.	Is a total quantity claimed entered?	☒	☐	
8.	If required is a consumptive use entered? N/A	☒	☐	
	Is the consumptive use correct? N/A	☒	☐	
9.	Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 N/A	☒	☐	*
10.	Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11.	Is (are) the county(ies) entered?	☒	☐	
12.	Is the ownership of p.u. checked?	☒	☐	
13.	Are other water rights listed or "none" indicated? (See Item No.'s 16 & 17 for checking other water rights)	☒	☐	
14.	If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
15.	Is the basis of the claim indicated?	☒	☐	
16.	If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? N/A (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)	☒	☐	*
17.	If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? N/A (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	☒	☐	
18.	If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A	☒	☐	
19.	Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
20.	Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21.	Was this claim filed on time, or was an extension granted?	☒	☐	*

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AUG 19 1992

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

RIGHT NUMBER: 63-31951

NAME AND ADDRESS: WILMA M THORNTON
2800 S TEN MILE
KUNA ID 83634

LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

LAYNE THORNTON
3224 SWAN FALLS RD
KUNA ID 83634

LORI THORNTON
3224 SWAN FALLS RD
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.600 CFS
652.500 AFY

Rights 63-2986 and 63-31951 when combined shall not exceed a total diversion rate of 4.50 cfs and the irrigation of 226 acres.

The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described above.

PRIORITY DATE: 04/16/1964

POINT OF DIVERSION:

T01N R01E S3 NENENE Lot 1 Within ADA County

T01N R01E S3 SENESE Within ADA County

Rights 63-2986, 63-31950, 63-31952 and 63-31953 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.600 CFS 652.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within ADA County

T01N R01E S02	SENW	40.0	T01N R01E S02	NESW	40.0
T01N R01E S02	SWSW	23.0	T01N R01E S02	SESW	33.0
T01N R01E S03 Lot 1	NENE	40.0	T01N R01E S03 Lot 2	NWNE	40.0
T01N R01E S03	SWNE	40.0	T01N R01E S03	SENE	40.0
T01N R01E S03	NESW	36.0	T01N R01E S03	NWSW	20.0
T01N R01E S03	NESE	40.0	T01N R01E S03	NWSE	40.0

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

T01N R01E S03 SESE 14.0

446 ACRES TOTAL

This right is limited to the irrigation of 225 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

After specific notification by the Department, the right holder shall record the quantity of water diverted 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 Transfer 71321 within one year of the date of the approval.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

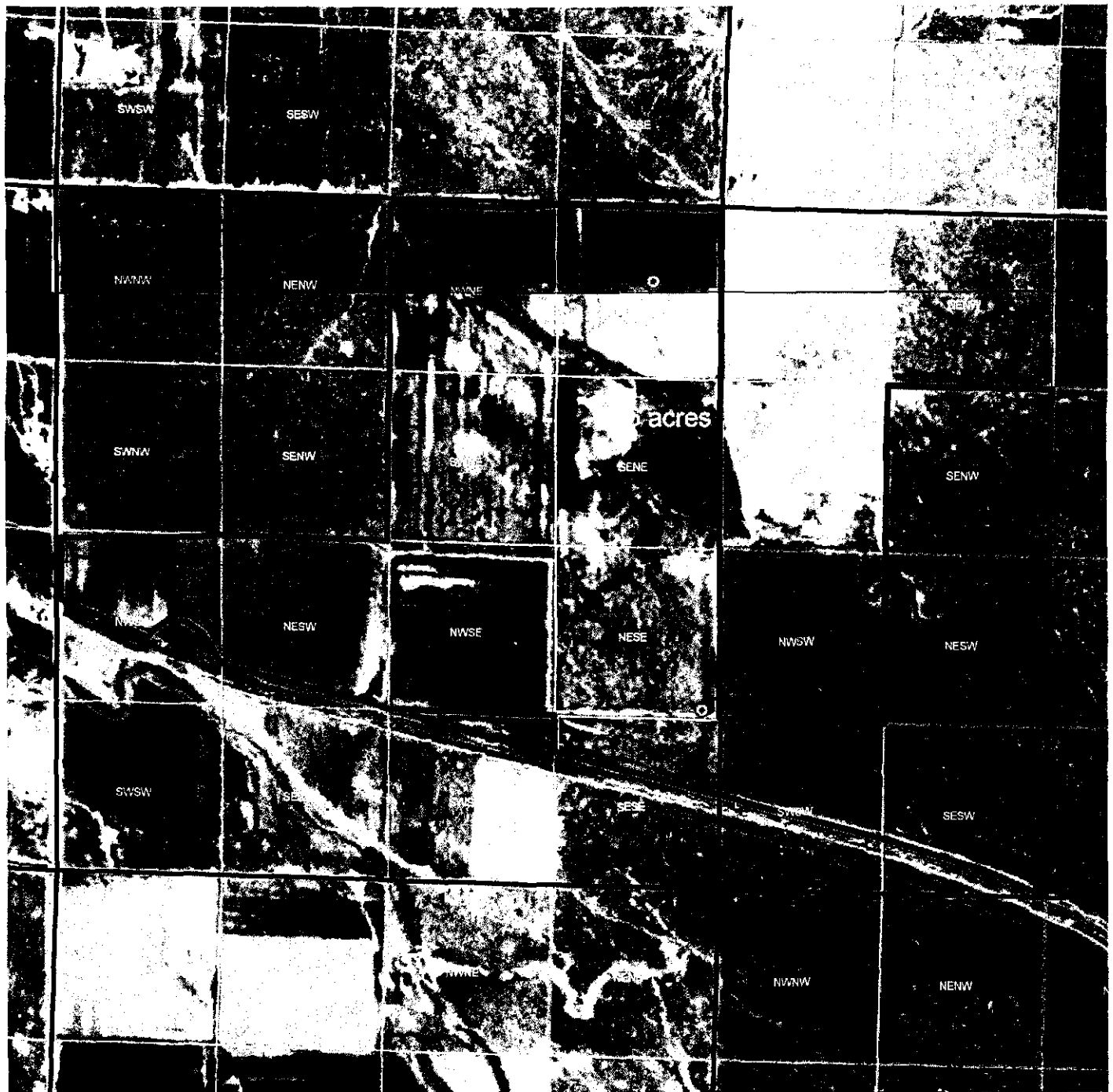
This right is a split from former right 63-3404.

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

Idaho Department of Water Resources

63-2986, 63-31951, 63-31953

T01N R01E S2, 3



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



700 0 700 1400 2100 Feet



IDWR

Prepared by: Sandy Egbert

Date: 9-19-05

1987 Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31951 V1

WATER RIGHT NUMBER: 63-31951 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILMA M THORNTON 2800 S TEN MILE KUNA, ID 83634 (208)922-5779
Current Owner	LAVAR K THORNTON 2800 S TEN MILE RD KUNA, ID 83634 (208)922-5779
Current Owner	LAYNE THORNTON 3224 SWAN FALLS RD KUNA, ID 83634 (208)922-4658
Current Owner	LORI THORNTON 3224 SWAN FALLS RD KUNA, ID 83634 (208)922-4658

Priority Date: 04/16/1964

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	3.600 CFS	652.50 AF
	<u>Total Diversion:</u>	3.600 CFS	652.50 AF

Location of Point(s) of Diversion

GROUND WATER	L1 (NE1/4NE1/4NE1/4)	Sec. 3,	Twp 01N, Rge 01E, B.M.
ADA County			
GROUND WATER	SE1/4NE1/4SE1/4	Sec. 3,	Twp 01N, Rge 01E, B.M.
ADA County			

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		
01N	01E	2									40.0	40.0		23.0	33.0					136.0
01N	01E	3	40.0	40.0	40.0	40.0					36.0	20.0			40.0	40.0		14.0		310.0
			L 1	L 2																

Total Acres: 446

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-31951 V1

Conditions of Approval:

1. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted 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.
2. T07 The right holder shall accomplish the change authorized by Transfer 71321 within one year of the date of the approval.
3. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. X35 Rights 63-2986 and 63-31951 when combined shall not exceed a total diversion rate of 4.50 cfs and the irrigation of 226 acres.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. P21 This right is a split from former right 63-3404.
7. X27 This right is limited to the irrigation of 225 acres within the place of use described above in a single irrigation season.
8. X36 Rights 63-2986, 63-31950, 63-31952 and 63-31953 are also diverted through the points of diversion described above.
9. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
10. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described above.
11. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Remarks:

Comments:

1. pskaggs 1/3/2005 10:00:57 AM Transferred Right
Comment: This is now a approved transfer, transfer number = 71321

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31951 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: And
 Water District Number:
 Generic Max Rate Per Acre: 0.02
 Generic Max Volume Per Acre: 4.5
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
5.62	1327.5	296

Combined Water Rights: 63-2986 , 63-31951 , 63-31953

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			05/19/2005	lharris	Active
Priority Date	9/19/2005 1:28:27 PM	segbert			Active
POD	9/19/2005 1:28:47 PM	segbert			Active
Source	9/19/2005 1:30:12 PM	segbert			Active
POU	9/19/2005 1:30:31 PM	segbert			Active
Use	9/19/2005 1:31:13 PM	segbert			Active
Season	9/19/2005 1:31:57 PM	segbert			Active
Quantity	9/19/2005 1:32:36 PM	segbert			Active
Summary			09/19/2005	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/19/2005 1:29:11 PM	segbert	Updated shape
POD	9/19/2005 1:29:26 PM	segbert	Updated shape
POU	9/19/2005 1:30:50 PM	segbert	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31951 V1

Summary	5/19/2005 10:51:40 AM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
General	9/19/2005 1:28:28 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	9/19/2005 1:28:48 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	9/19/2005 1:30:13 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	9/19/2005 1:30:32 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31951 V1

Use	9/19/2005 1:31:14 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	9/19/2005 1:31:58 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	9/19/2005 1:32:37 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?
Summary	9/19/2005 1:38:03 PM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

Water Supply Bank: