



RECEIVED DE✓

AUG 22 2007

WATER RESOURCES
WESTERN REGION

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

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s).	Adjudication Claim No(s).	Split(s)	Water Right No(s).	Adjudication Claim No(s).	Split(s)
63-3182	63-3182 ✓		63-31841	63-21841 (63-7349) ✓	
63-3583	63-3583 ✓		63-31842	63-31842 (63-7349) ✓	
63-7177	63-7177 ✓		63-31854	63-31854 (63-3308) ✓	
63-7533	63-7533 ✓		63-31855	63-31855 (63-3308) ✓	
63-31839	63-31839 (63-7903) ✓		63-21624		
63-31840	63-31840 (63-7903) ✓		63-21614	63-21614	

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
 - 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 on file with the county Planning and Zoning or Recorder's Office).
OR
 - D. 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 or equivalent **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) Jim D. Scarrow
3184 South 1900 East, Wendell, Idaho 83355
4. New Owner/Claimant(s) Basin and Range Resource Company, LLC
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 3480 G.S. Richards Blvd., #101
- City, State and ZIP Code Carson City, NV 89703
- New Telephone Number (775) 885-5000



State of Idaho
Idaho Department of Water Resources
Western Region

T6N R5W SECTIONS 13, 14, 15, 22, 23 and 24
Water Rights: 63-3182, 63-3583, 63-7177, 63-7533, 63-31839,
63-31840, 63-31841, 63-31842, 63-31854 and 63-31855



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES in PPU = 990

-  Commercial/ Stockwater Place of Use
-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: July 2006

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 63-7533
Date Received: 3/19/1990
Receipt No: W011387
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JIM D SCARROW Phone: (208) 536-2374
3184 S 1900 E
WENDELL ID USA 83355

2. Date of Priority: 12/17/1971

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	05W	23	NE SE	PAYETTE	
06N	05W	23	SW SE	PAYETTE	
06N	05W	23	NW NE	PAYETTE	
06N	05W	24	NW NW	PAYETTE	
06N	05W	23	SE SW	PAYETTE	
06N	05W	23	SW NE	PAYETTE	
06N	05W	23	NE SE	PAYETTE	
06N	05W	23	NE NE	PAYETTE	
06N	05W	23	NE NW	PAYETTE	

5. Description of diverting works:

Known as Irrigation well #7

Known as Irrigation well #4

Known as Irrigation well #1

Known as Irrigation well #3

Known as Irrigation well #5

Known as Irrigation well #6

Known as Domestic well #2

Known as Dairy well #9

Known as Dairy well #10

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.45	27

7. Total Quantity Appropriated is:
0.45 C.F.S. and/or 27 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
06N	05W	14	SW	SE	STOCKWATER	
			SE	SW	STOCKWATER	
			SE	SE	STOCKWATER	
06N	05W	23	SW	NE	STOCKWATER	
			NE	NW	STOCKWATER	
			NW	NE	STOCKWATER	
			NE	NE	STOCKWATER	
			SE	NE	STOCKWATER	
06N	05W	24	NW	NW	STOCKWATER	
			SW	NW	STOCKWATER	

11. Place of use in counties: PAYETTE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

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.

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.

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 63-3182, 63-3583, 63-7177, 63-7533, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 shall not exceed 20.8 cfs, nor a total combined annual volume of 5185.5 af for the irrigation of 990 acres and dairy uses.

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.

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

Rights 63-3182, 63-3583, 63-7177, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 are also diverted through the points of diversion described above.

15. Basis of Claim: License

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: A63-07533
Date Received: 3/19/1990
Receipt No: W 811387
Received By: DAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY OBENDORF 208-482-7937
Address: 24034 BATT CORNER ROAD
PARMA, ID 83660

2. Date of Priority: DEC 17, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	23	SW	NE	SE		PAYETTE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.450		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/2,000 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	23	NE	SE		STOCK	
		24	NW	SW		STOCK	

11. Place of use in counties: PAYETTE

A63-07533

Page 1

Date: 03/19/90

MICROFILMED
AUG 21 1992

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: 3

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): Ray Albendof Date: 3-19-90
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 19 day
of March 19 90
Notary Public David A. Smith

Seal

Residing at Boise Idaho
My Commission Expires 4/11/95

WATER RIGHT NO. 63-7533
As Modified by Transfer No. 71619

In accordance with the approval of Transfer No. 71619, Water Right No. 63-7533 is now described as follows.

Right Holder: JIM D SCARROW
 3184 S 1900 E
 WENDELL ID 83355

Priority Date: December 17, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to 12/31	0.45 CFS	27.0 AF
		0.45 CFS	27.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NWNE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	SWNE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NENW	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	SESW	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NESE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NESE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	SWSE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NWNW	Sec. 24 Twp 06N	Rge 05W PAYETTE County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 05W 14												X				X	X
06N 05W 23	X	X	X	X	X												
06N 05W 24						X	X										

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.

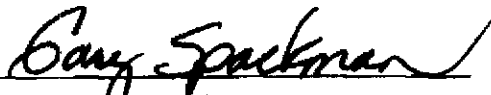
WATER RIGHT NO. 63-7533
As Modified by Transfer No. 71619

CONDITIONS OF APPROVAL

5. The total instantaneous diversion of water from all points of diversion under Rights 63-3182, 63-3583, 63-7177, 63-7533, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 shall not exceed 20.8 cfs, nor a total combined annual volume of 5185.5 af for the irrigation of 990 acres and dairy uses.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Rights 63-3182, 63-3583, 63-7177, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 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 25th day of February, 2005


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71619

This is to certify that: JIM D SCARROW
3184 S 1900 E
WENDELL ID 83355
(208)536-2374

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>
63-3182	AJC/License	02/19/1960	6.68 cfs	N/A	N/A	437.0	GROUND WATER
63-3583	AJC/License	02/17/1967	1.50 cfs	N/A	N/A	105.0	GROUND WATER
63-7177	AJC/License	12/12/1968	4.70 cfs	N/A	N/A	349.0	GROUND WATER
63-7533	AJC/License	12/17/1971	0.45 cfs	N/A	N/A	N/A	GROUND WATER
63-31839	AJC/License	12/13/1973	3.11 cfs	N/A	N/A	1,264.0	GROUND WATER
63-31840	AJC/License	12/13/1973	0.02 cfs	N/A	N/A	10.0	GROUND WATER
63-31841	AJC/License	07/07/1970	1.61 cfs	N/A	N/A	300.0	GROUND WATER
63-31842	AJC/License	07/07/1970	0.05 cfs	N/A	N/A	10.0	GROUND WATER
63-31854	AJC/License	08/31/1962	0.15 cfs	45 af	N/A	10.0	GROUND WATER
63-31855	AJC/License	08/31/1962	4.18 cfs	1264.5 af	N/A	281.0	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>
63-3182	NO	NO	YES	YES	YES	YES
63-3583	NO	NO	YES	YES	NO	NO
63-7177	NO	NO	YES	YES	NO	NO
63-7533	NO	NO	NO	YES	NO	NO
63-31839	NO	NO	YES	YES	YES	YES
63-31840	NO	NO	YES	YES	NO	NO
63-31841	NO	NO	YES	YES	NO	NO
63-31842	NO	NO	YES	YES	NO	NO
63-31854	NO	NO	YES	YES	NO	NO
63-31855	NO	NO	YES	YES	NO	NO

SUPPORT DATA

IN FILE # 63-3182

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71619

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-3182	63-3182	6.68 cfs	1966.5 af	161.0	990.0		N/A	N/A	N/A	N/A
63-3583	63-3583	1.50 cfs	472.5 af	105.0	990.0		N/A	N/A	N/A	N/A
63-7177	63-7177	4.70 cfs	1570.5 af	349.0	990.0		N/A	N/A	N/A	N/A
63-7533	63-7533	0.45 cfs	27.0 af	N/A	N/A		N/A	N/A	N/A	N/A
63-31839	63-31839	3.11 cfs	1271.1 af	980.5	990.0		N/A	N/A	N/A	N/A
63-31840	63-31840	0.02 cfs	11.3 af	9.5	990.0		N/A	N/A	N/A	N/A
63-31841	63-31841	1.62 cfs	782.6 af	302.5	990.0		N/A	N/A	N/A	N/A
63-31842	63-31842	0.04 cfs	19.4 af	7.5	990.0		N/A	N/A	N/A	N/A
63-31854	63-31854	0.14 cfs	42.3 af	9.4	990.0		N/A	N/A	N/A	N/A
63-31855	63-31855	4.04 cfs	1222.2 af	271.6	990.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		20.8 cfs	5185.8 af	990.0	990.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of February, 20 05



Chief, Water Allocation Bureau



4856
800
FEE
4855
4854
50'
4853
4852
4851
4850

FILMED

AUG 24 1984
IDAHO
CANYON CO

T 6
T 5

Water Right Number - 63-07533 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
OBENDORF

RAY

1 - RT. 1
2 -
3 -

City- PARMA
Phone -

State- ID Zip- 83660

+ - - - - Priority Date - - - - + + - - - - Region - - - - + + - - - - Stage - - - - + + - - - - Status - - - - +
12/17/1971 14 L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - + + - - - - Status - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - + Stream Index (Blank if no Index Code) + - - - - Status - - - - - +
Twn Rng Sec Tract Lot RFlg County (75) PAYETTE

06N 05W 23 NE SE (75) PAYETTE

+ - - - - Description Period From Period To Diversion Rate Diversion Volume + - - - - Status - - - - - +
Code 04 - STOCKWATER 01/01 12/31 0.450 27.00

+ - - - - Total Div. Rate - - - - + + - - - - Total Div. Capacity - - - - + + - - - - Total Consumptive Use - - - - + + - - - - KW Usage - - - - +
0.450 27.00

+ - - - - Place of Use Code Description County + - - - - Status - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

06N 05W 23 NE SE 04 STOCKWATER (75) PAYETTE
06N 05W 24 NW SW 04 STOCKWATER (75) PAYETTE

Total Acres:

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use - S/2,000 RANGE.

+ - - - - Other Rights for Same Use -

+ - - - - Remarks No Remarks found. + - - - - Status - - - - - +
+ - - - - Conditions of Approval No Conditions of Approval found. + - - - - Status - - - - - +
+ - - - - Decree Defendant + - - - - Decree Date + - - - - Status - - - - - +
00/00/0000

MICROFILMED

AUG 21 1992

05/01/88 CONVERT

+ - - Audit Fields - 06/03/85

MICROFILMED
AUG 21 1988

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

03/19/90 08:31:27
Page 2

Water right number - 63-07533

Adj. flag translation: Standard Water Right Number

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 06/03/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 09/13/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
AUG 21 1994

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

RIGHT NUMBER: 63-7533

NAME AND ADDRESS: BASIN AND RANGE RESOURCE COMPANY LLC
3480 G S RICHARDS BLVD #101
CARSON CITY NV 89703

~~JIM D SCARROW~~
~~3184 S 1900 E~~
~~WENDELL ID 83355~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.450 CFS
27.000 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-3182, 63-3583, 63-7177, 63-7533, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 shall not exceed 20.8 cfs, nor a total combined annual volume of 5185.5 af for the irrigation of 990 acres and dairy uses.

PRIORITY DATE: 12/17/1971

POINT OF DIVERSION:

T06N R05W S23 NENE Within PAYETTE County
T06N R05W S23 NWNE Within PAYETTE County
T06N R05W S23 SWNE Within PAYETTE County
T06N R05W S23 NENW Within PAYETTE County
T06N R05W S23 SESW Within PAYETTE County
T06N R05W S23 NESE Within PAYETTE County
T06N R05W S23 NESE Within PAYETTE County
T06N R05W S23 SWSE Within PAYETTE County
T06N R05W S24 NWNW Within PAYETTE County

Rights 63-3182, 63-3583, 63-7177, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 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>
STOCKWATER	01/01 12/31	0.450 CFS 27.00 AFY

PLACE OF USE: STOCKWATER in PAYETTE County

T06N R05W S14	SESW	T06N R05W S14	SWSE
T06N R05W S14	SESE	T06N R05W S23	NENE
T06N R05W S23	NWNE	T06N R05W S23	SWNE
T06N R05W S23	SENE	T06N R05W S23	NENW
T06N R05W S24	NWNW	T06N R05W S24	SWNW

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

Prior to diversion of water under Transfer 71619, 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.

Stockwater use is for 16,598 dairy cattle.

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 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.

Failure of the right holder to comply with the conditions of Transfer 71619 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 71619 within one year of the date of the approval.

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

Case No. 39576

Water Rights: See attached list

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights 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 rights 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: September 14, 2007


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on September 14, 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	☐ overnight mail
Snake River Basin Adjudication	XX regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Office of the Attorney General	XX regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

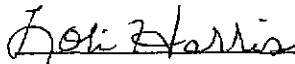
United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	XX regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Basin and Range Resource Company LLC	☐ overnight mail
3480 G S Richards Blvd #101	XX regular mail
Carson City NV 89703	☐ hand-delivered
	☐ facsimile

Jim D Scarrow	☐ overnight mail
3184 S 1900 E	XX regular mail
Wendell ID 83355	☐ hand-delivered
	☐ facsimile

Dana Hofstetter	
Hofstetter Law Office LLC	XX regular mail
608 W Franklin St	
Boise ID 83702	


Signature of person mailing this document

Water rights for ownership change Scarrow/Basin and Range Resource Company LLC

63-3182
63-3583
63-7177
63-7533
63-31839
63-31840
63-31841
63-31842
63-31854
63-31855



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

September 14, 2007

BASIN AND RANGE RESOURCE COMPANY LLC
3480 G S RICHARDS BLVD #101
CARSON CITY NV 89703

Re: Water Right Nos. 63-3182, 63-3583, 63-7177, 63-7533, 63-31839, 63-31840, 63-31841,
63-31842, 63-31854, 63-31855

Dear Sir or Madam:

Enclosed are copies of the above referenced water rights, which reflect the change in ownership of the land and appurtenant water rights, covered under the original filings. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

Water right 63-21624, which was also listed on the Notice of Change in Water Right Ownership, has previously been decreed by the SRBA Court and will be changed by the Water Allocations section. A notice will be sent to you upon completion of the change.

In addition, 63-21614 was also listed on the ownership change, but we are unable to change this right as the legal description listed on the deed (6N 5W Sec. 15 SESE) is not the same as the legal description on the water right (6N 5W Sec. 15 SWSE). If you have any additional documentation that covers this portion of the property, submit it to our office and we will review the information.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

cc: Dana Hofstetter

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

RECEIVED

AUG 12 2007

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s).	Adjudication Claim No(s).	Split(s)	Water Right No(s).	Adjudication Claim No(s).	Split(s)
63-3182	63-3182 ☒		63-31841	63-21841 (63-7349) ☒	
63-3583	63-3583 ☒		63-31842	63-31842 (63-7349) ☒	
63-7177	63-7177 ☒		63-31854	63-31854 (63-3308) ☒	
63-7533	63-7533 ☒		63-31855	63-31855 (63-3308) ☒	
63-31839	63-31839 (63-7903) ☒		~~63-21624~~		
63-31840	63-31840 (63-7903) ☒		~~63-21614~~	63-21614	

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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 on file with the county Planning and Zoning or Recorder's Office).
OR
- D. 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 or equivalent **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) Jim D. Scarrow
3184 South 1900 East, Wendell, Idaho 83355
4. New Owner/Claimant(s) Basin and Range Resource Company, LLC
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3480 G.S. Richards Blvd., #101
- City, State and ZIP Code Carson City, NV 89703
- New Telephone Number (775) 885-5000

5. Date you acquired the property

July 18, 2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

Dorothy Timian-Palmer
Dorothy Timian-Palmer

8/22/07

(title if applicable)

President, Vidler Water Company, Inc., Managing Member,
Basin and Range Resource Company, LLC

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by *[Signature]*

Date 8-22-07

Received by *[Signature]*

Date "

Processed by *[Signature]* AJ

Date 9-12-07

Receipt Amt. \$25-

Receipt No. W035766

WR _____ Date _____

346561

Instrument # 346561

PAYETTE COUNTY

2007-07-18

03:06:00 No. of Pages: 2

Recorded for: AMERITITLE

BETTY J DRESSEN

Ex-Officio Recorder Deputy

Instrument: WARRANTY DEED



0021831

Order No.: C0718385

WARRANTY DEED

FOR VALUE RECEIVED,

JIM SCARROW, ALSO KNOWN AS JIM D. SCARROW, AN UNMARRIED MAN

the Grantor, does hereby grant, bargain sell and convey unto

BASIN AND RANGE RESOURCE COMPANY, LLC, A NEVADA LIMITED
LIABILITY COMPANY

whose current address is 3480 G.S. RICHARDS BLVD. #101, CARSON CITY, NV 89703

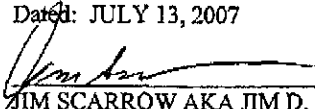
the Grantee, the following described premises, in Payette County, Idaho, TO WIT:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

TOGETHER WITH ALL WATER AND WATER RIGHTS, DITCHES AND DITCH
RIGHTS USED THEREON OR APPURTENANT THERETO, INCLUDING, BUT
NOT LIMITED TO: Water Right Nos. 63-3182, 63-3583, 63-7177, 63-7533, 63-7903
(split into Nos. 63-31839 and 63-31840), 63-7349 (split into Nos. 63-31841 and 63-
31842), 63-3308 (split into Nos. 63-31854 and 63-31855) and 63-21624.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its 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 they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

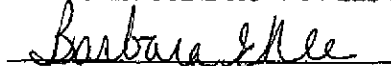
Date: JULY 13, 2007


JIM SCARROW AKA JIM D. SCARROW

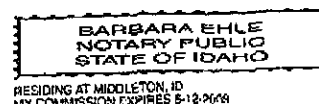
7/18/07

STATE OF IDAHO
COUNTY OF CANYON

ON THIS 18 OF JULY, 2007, BEFORE ME, THE UNDERSIGNED, A NOTARY
PUBLIC PERSONALLY APPEARED, JIM SCARROW AKA JIM D. SCARROW, KNOWN
TO ME OR PROVEN TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE
THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN
INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

NOTARY PUBLIC
RESIDING AT:
MY COMMISSION EXPIRES:

(SEAL)



Order No. 0021831

346561

EXHIBIT "A"

Parcel 1

Township 6 North, Range 5 West, B.M., Payette County, Idaho:

Section 13: SW1/4SW1/4;

Section 14: S1/2S1/2;

Section 15: SE1/4SE1/4;

Section 23: N1/2NW1/4, N1/2NE1/4;

Section 24: NW1/4NW1/4

Parcel 2

Section 22: N1/2NE1/4, E1/2NW1/4, E1/2SW1/4, SE1/4NE1/4, SE1/4, SW1/4NE1/4;

Parcel 3

Section 23: S1/2NE1/4, S1/2NW1/4, E1/2NW1/4SW1/4, N1/2NW1/4NW1/4SW1/4,
S1/2SW1/4NW1/4SW1/4, N1/2SE1/4SW1/4, NE1/4SW1/4, N1/2SE1/4, N1/2SW1/4SE1/4;
S1/2NW1/4NW1/4SW1/4, N1/2SW1/4NW1/4SW1/4

Section 24: SW1/4NW1/4, W1/2NW1/4SW1/4

All located in Township 6 North, Range 5 West, B.M., Payette County, Idaho

Basin and Range Resource Company, LLC

Dana L. Hofstetter, ISB No. 3867
HOFSTETTER LAW OFFICE, LLC
608 West Franklin Street
Boise, ID 83702
Telephone: (208) 424-7800
Facsimile: (208) 424-8774

**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	)	Subcase Nos. 63-3182, 63-3583,
	)	63-7177, 63-7533, 63-31839,
	)	63-31840, 63-31841, 63-31842,
Case No. 39576	)	63-31854, 63-31855, 63-21624,
	)	and 63-21614
_____	)	

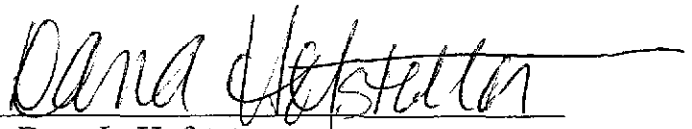
NOTICE OF APPEARANCE

Dana L. Hofstetter of Hofstetter Law Office, LLC enters an appearance as attorney of record for Basin and Range Resource Company, LLC, in the above-referenced subcases, and requests that copies of all documents be served upon Ms. Hofstetter at the address above.

DATED this 22nd day of August, 2007.

HOFSTETTER LAW OFFICE, LLC

By


Dana L. Hofstetter

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

Case 39576

A. Subcase 63-7533
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Jim D. Scarrow
Address: 3184 S 1900 E
Wendell, Idaho 83355
Daytime Phone: (208) 316-1100

Name & Address of Attorney, if any:

Dana L. Hofstetter
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, Idaho 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Jim D. Scarrow
Address: 3184 S 1900 E
Wendell, Idaho 83355

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)):

1. ☐ **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: As claimed
3. ☒ **Quantity**
Should be: As claimed
4. ☒ **Priority Date**
Should be: As claimed
5. ☒ **Point of Diversion**
Should be: As claimed
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: As claimed
8. ☒ **Period of Year**
Should be: As claimed
9. ☒ **Place of Use**
Should be: As claimed
10. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** Property is under contract. New buyer may not pursue transfer.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

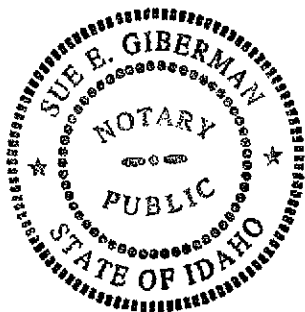
Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing objection

Dana L. Hofstetter
Attorney signing in representative capacity

Subscribed and sworn to before me on: June 15, 2007



Sue E. Giberan
Notary Public for the State of Idaho
Residing at: Boise Idaho
My Commission expires: 2-25-09

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 15, 2007, I filed the original with the SRBA Court and mailed copies of this Objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court (*via FedEx Delivery*)
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

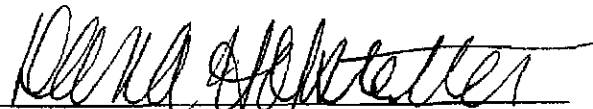
Name: Jim D. Scarrow
Address: 3184 S 1900 E
Wendell, Idaho 83355

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MCS 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

07/24/2006

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

RIGHT NUMBER: 63-7533

NAME AND ADDRESS: JIM D SCARROW
3184 S 1900 E
WENDELL ID 83355

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.450 CFS
27.000 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-3182, 63-3583, 63-7177, 63-7533, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 shall not exceed 20.8 cfs, nor a total combined annual volume of 5185.5 af for the irrigation of 990 acres and dairy uses.

PRIORITY DATE: 12/17/1971

POINT OF DIVERSION:

T06N R05W S23 NENE Within PAYETTE County
T06N R05W S23 NWNE Within PAYETTE County
T06N R05W S23 SWNE Within PAYETTE County
T06N R05W S23 NENW Within PAYETTE County
T06N R05W S23 SESW Within PAYETTE County
T06N R05W S23 NESE Within PAYETTE County
T06N R05W S23 NESE Within PAYETTE County
T06N R05W S23 SWSE Within PAYETTE County
T06N R05W S24 NWNW Within PAYETTE County

Rights 63-3182, 63-3583, 63-7177, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 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>
STOCKWATER	01/01 12/31	0.450 CFS 27.00 AFY

PLACE OF USE: STOCKWATER Within PAYETTE County

T06N R05W S14	SESW	T06N R05W S14	SWSE
T06N R05W S14	SESE	T06N R05W S23	NENE
T06N R05W S23	NWNE	T06N R05W S23	SWNE
T06N R05W S23	SENE	T06N R05W S23	NENW
T06N R05W S24	NWNW	T06N R05W S24	SWNW

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

07/24/2006

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

Prior to diversion of water under Transfer 71619, 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.

Stockwater use is for 16,598 dairy cattle.

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 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.

Failure of the right holder to comply with the conditions of Transfer 71619 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 71619 within one year of the date of the approval.



**State of Idaho
Idaho Department of Water Resources
Western Region**

**T6N R5W SECTIONS 13, 14, 15, 22, 23 and 24
Water Rights: 63-3182, 63-3583, 63-7177, 63-7533, 63-31839,
63-31840, 63-31841, 63-31842, 63-31854 and 63-31855**



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES in PPU = 990



Commercial/ Stockwater Place of Use

⊙ **Point of Diversion**



Place of Use



Section Lines

Quarter Quarter Lines



**GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: July 2006**

07/08/2005

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

RIGHT NUMBER: 63-7533

NAME AND ADDRESS: JIM D SCARROW
3184 S 1900 E
WENDELL ID 83355

*recommended per
for 7/6/19*

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.450 CFS
27.000 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-3182, 63-3583, 63-7177, 63-7533, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 shall not exceed 20.8 cfs, nor a total combined annual volume of 5185.5 af for the irrigation of 990 acres and dairy uses.

PRIORITY DATE: 12/17/1971

POINT OF DIVERSION:

T06N R05W S23 NENE Within PAYETTE County
T06N R05W S23 NWNE Within PAYETTE County
T06N R05W S23 SWNE Within PAYETTE County
T06N R05W S23 NENW Within PAYETTE County
T06N R05W S23 SESW Within PAYETTE County
T06N R05W S23 NESE Within PAYETTE County
T06N R05W S23 NESE Within PAYETTE County
T06N R05W S23 SWSE Within PAYETTE County
T06N R05W S24 NWNW Within PAYETTE County

Rights 63-3182, 63-3583, 63-7177, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 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>
STOCKWATER	01/01 12/31	0.450 CFS 27.00 AFY

PLACE OF USE: STOCKWATER Within PAYETTE County

T06N R05W S14	SESW	T06N R05W S14	SWSE
T06N R05W S14	SESE	T06N R05W S23	NENE
T06N R05W S23	NWNE	T06N R05W S23	SWNE
T06N R05W S23	SENE	T06N R05W S23	NENW
T06N R05W S24	NWNW	T06N R05W S24	SWNW

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

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

EXPLANATORY MATERIAL: License

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.

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 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.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. 71644

The right holder shall accomplish the change authorized by Transfer 71619 within one year of the date of the approval.

for SW 13 for 16,598 dairy cattle.

WATER RIGHT NO. 63-7533
As Modified by Transfer No. 71619

In accordance with the approval of Transfer No. 71619, Water Right No. 63-7533 is now described as follows.

Right Holder: JIM D SCARROW
 3184 S 1900 E
 WENDELL ID 83355

Priority Date: December 17, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to 12/31	0.45 CFS	27.0 AF
		0.45 CFS	27.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NWNE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	SWNE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NENW	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	SESW	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NESE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NESE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	SWSE	Sec. 23 Twp 06N	Rge 05W PAYETTE County
GROUND WATER	NWNW	Sec. 24 Twp 06N	Rge 05W PAYETTE County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 05W 14												X				X	X
06N 05W 23	X	X	X	X	X												
06N 05W 24						X	X										

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. 63-7533
As Modified by Transfer No. 71619

CONDITIONS OF APPROVAL

- Q ✓ 5. The total instantaneous diversion of water from all points of diversion under Rights 63-3182, 63-3583, 63-7177, 63-7533, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 shall not exceed 20.8 cfs, nor a total combined annual volume of 5185.5 af for the irrigation of 990 acres and dairy uses.
- RAK ✓ 6. 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.
- RAK ✓ Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
- RON ✓ 8. Rights 63-3182, 63-3583, 63-7177, 63-31839, 63-31840, 63-31841, 63-31842, 63-31854 and 63-31855 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 25th day of February, 20 05


Chief, Water Allocation Bureau

11-3-04: Initial Review shows this was claimed as licensed.
Recommend as claimed. Include licensed diversion Vol.

claimant Paid \$9522

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7533 Priority December 17, 1971 Amount 0.45 cfs ~~7.0 cfs~~

THIS IS TO CERTIFY, that RAY OBENDORF
of Parma, Idaho, has complied with the terms and conditions of Permit
No. 63-7533 issued pursuant to Application for Permit dated December 17, 1971,
and has submitted proof to the Department of Water Resources on November 4, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.0 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.45</u> cfs and	<u>27</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.45 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
27 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23,
Twp. 6N, Rge. 5W, B.M. in the County of Payette

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	5W	23													X				
		24									X								

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21 day of
February, 19 78.

Director

FIELD REPORT

- Tributary to _____

- TOTAL ACREAGE**

Examination for b/w

DATE OF EXAM 24 March 77

ACREAGE

Found _____

Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q = 1.0 c.f.s. V = 20 AF/Ann. from 1-1 to 12-21

Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Point of injection: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Point of exchange: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Total Q measured 60 cfs Method of measurement Estimate from test pump information

Total Q recommended 45 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 20 AF/Ann 27 AF

Recommended Amendments: _____

$$Q = 2000 \text{ gal} \times 12 \frac{\text{gal}}{\text{day}} \div 120 \text{ min} = 200 \text{ gpm} = .45 \text{ cfs}$$

$$V = 2000 \text{ gal} \times 12 \frac{\text{gal}}{\text{day}} \div 365 = 325900 = 27 \text{ AF}$$

P.D. OK

Place of Use OK

Other _____

None ☒

WHM 1-31-78

MEASUREMENT CALCULATION:

Water is used for stockwater and also to sprinkle
Paul lot cattle during dry hot weather - well tested
at 50" diversion rate (into ditch. Feed lot is being
opened in size now (at time of insp)

SYSTEM DESCRIPTION:

10" well 300' deep w/ 50 HP Peerless pump SW # 2636218
and 50 HP General Electric pump motor and 5x6x4 BXH 1A
SW # 263210476 discharges into 2-4" mains to water tank
storage for stock (see above)

REMARKS:

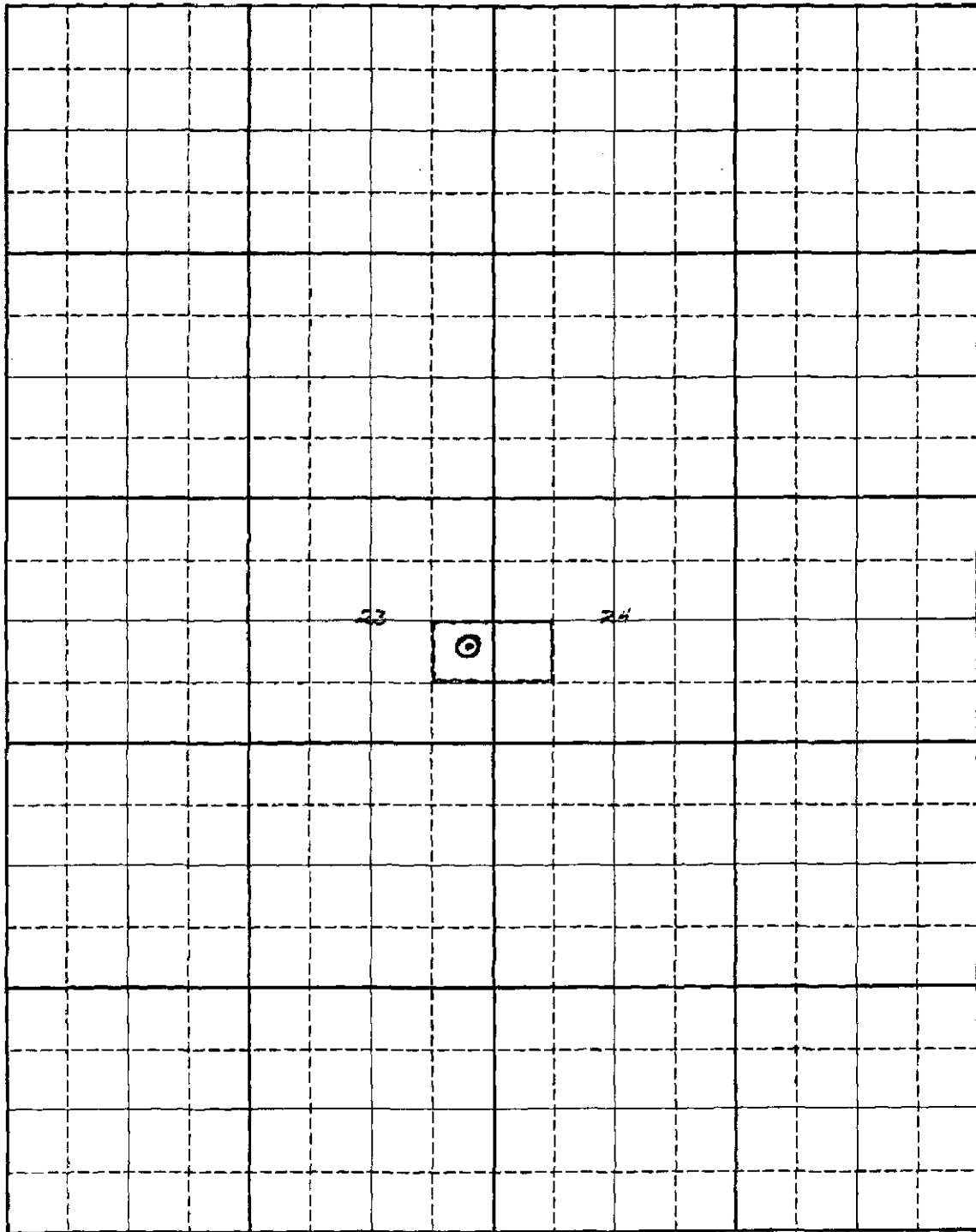
System in operation at time of exam

Examiner's Signature Quint E. Ballan Date 24 March 77

Checked by _____ Date _____

Approved by _____ Date _____

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



Scale: 2 inches equal 1 mile

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

Ray O. Hendon
(Applicant)