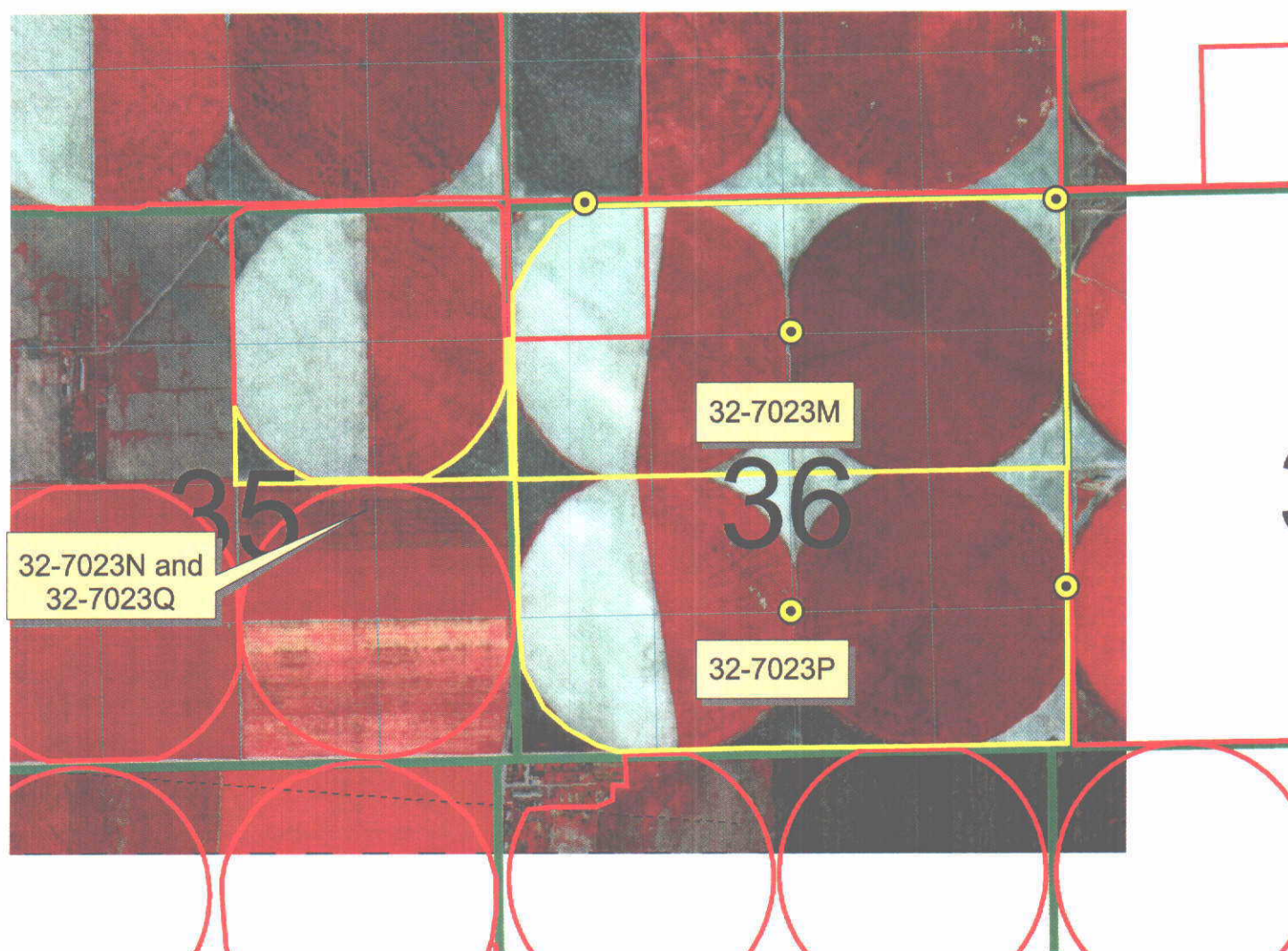


Idaho Department of Water Resources

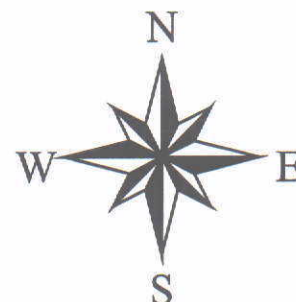
Water Rights 32-7023M, 32-7023N, 32-7023P, 32-7023Q
Following Transfer 5655

Township 9N Range 33E Section 35, 36



0 1320 Feet

- Point of Diversion
- Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-quarter Sections
- Section Lines



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

In Re SRBA

)
)
)
)
)
)

Water Rights: 32-7023K, SPLIT
INTO 32-7023M AND 32-7023N:
32-7023L SPLIT INTO 32-7023P
AND 32-7023Q

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer **5655**

- | | |
|--|--|
| ☒ point of diversion | ☒ place of use |
| ☐ period of use | ☐ nature of use |
| ☒ split of water right | ☐ change in ownership |
| ☐ other | |

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 Reports* for said water rights. 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: June 13, 2001

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 15, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
RAY SAUER FARMS
HC 63 BOX 2130
MONTEVIEW ID 83435

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:	
RAY SAUER FARMS	SAUER FARMS INC
HC 63 BOX 2130	C/O NEAL SAUER
MONTEVIEW ID 83435	HC 63 BOX 2137
	MONTEVIEW ID 83435

4. One copy to:

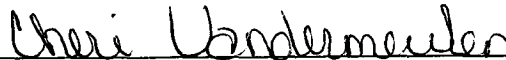
Each party in the subcase, or attorney of record

5. One copy each to:

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

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5655
WATER RIGHT NO(S). 32-07023N/32-07023Q

RECEIVED
MAR 29 2000

Department of Water Resources
Eastern Region

This is to certify that: RAY SAUER FARMS INC
HC 63 BOX 2130
MONTEVIEW ID 83435

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 32-07023N :			
IRRIGATION	04/15 to 10/15	0.10 CFS	22.7 AF
Priority: 12/14/1973			
Right No. 32-07023Q :			
IRRIGATION	04/15 to 10/15	0.10 CFS	22.7 AF
Priority: 12/14/1973			
TOTAL:		0.20 CFS	45.4 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 36, Township 09N, Range 33E
CLARK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	33E	35	SWNE 6.5	SENE 6.5		13
Total number of acres irrigated:						13

CONDITIONS OF APPROVAL AND REMARKS

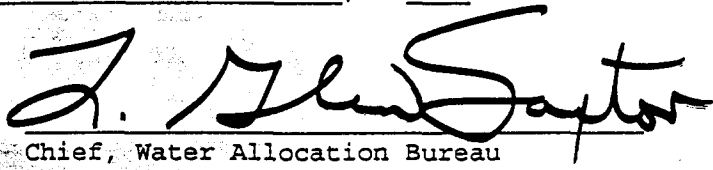
1. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

TRANSFER NO. 5655
WATER RIGHT NO(S). 32-07023N/32-07023Q

CONDITIONS OF APPROVAL AND REMARKS

2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than SRBA partial decree date.
7. Right 32-07023N is limited to the irrigation of 6.5 acres within the place of use described above in a single irrigation season.
8. Right 32-07023Q is limited to the irrigation of 6.5 acres within the place of use described above in a single irrigation season.

Dated this 24th day of March, 2000


Chief, Water Allocation Bureau

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

02/09/01 14:40:05
Page 1

Water Right Number - X32-07023q

Prefix Translation: XFER OF RECOM. CLAIM

Old (D) Number - 317096

+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - -

*** C - CURRENT OWNER ***
RAY SAUER FARMS INC

1 - HC 63 BOX 2130
2 -
3 -
City- MONTEVIEW
Phone - 208-657-2258

State- ID Zip- 83435

*** O - ORIGINAL OWNER ***
BOND

JACK R

1 -
2 -
3 -
City- N/A
Phone - 208-000-0000

State- ID Zip- 00000

JA TERTELING & SONS INC

1 -
2 -
3 -
City- N/A
Phone - 208-000-0000

State- ID Zip- 00000

SAUER FARMS INC

1 - HC 63 BOX 2137
2 -
3 -
City- MONTEVIEW
Phone - 208-522-5179

State- ID Zip- 83435

+ - - Priority Date - - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
12/14/1973 ERROR IN REGION L - LICENSE

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

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - Diversion Name Diversion Rate Diversion No.

Twn Rng Sec Tract Lot RFlg County (33) CLARK

+ - - - - - - - - - - - - - - - Water Use - - - - - Diversion Rate Diversion Volume

Code Description Period From Period To 04/15 10/15 0.100 22.70

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
0.100 22.70 0.0

+ - - - - - - - - - - - - - - - Place of Use - - - - - Description County

Twn Rng Sec Tract Lot Acres Code 01 IRRIGATION (33) CLARK
09N 33E 35 SW NE 6.5 01 IRRIGATION (33) CLARK
09N 33E 35 SE NE 6.5 01 IRRIGATION (33) CLARK

Total Acres: 13.0

+ - - - - Diversion Means -

THE NEW PIVOT IS CAPABLE OF WATERING MORE ACRES THAN IS PERMITTED. THERE ARE TWO CORNERS WHICH WE PUT HAY STACKS AND MACHINERY ON SO WE WANT TO MOVE THEIR WATER TO THE NEW PIVOT.

Water right number - X32-07023Q

Prefix Translation: XFER OF RECOM. CLAIM

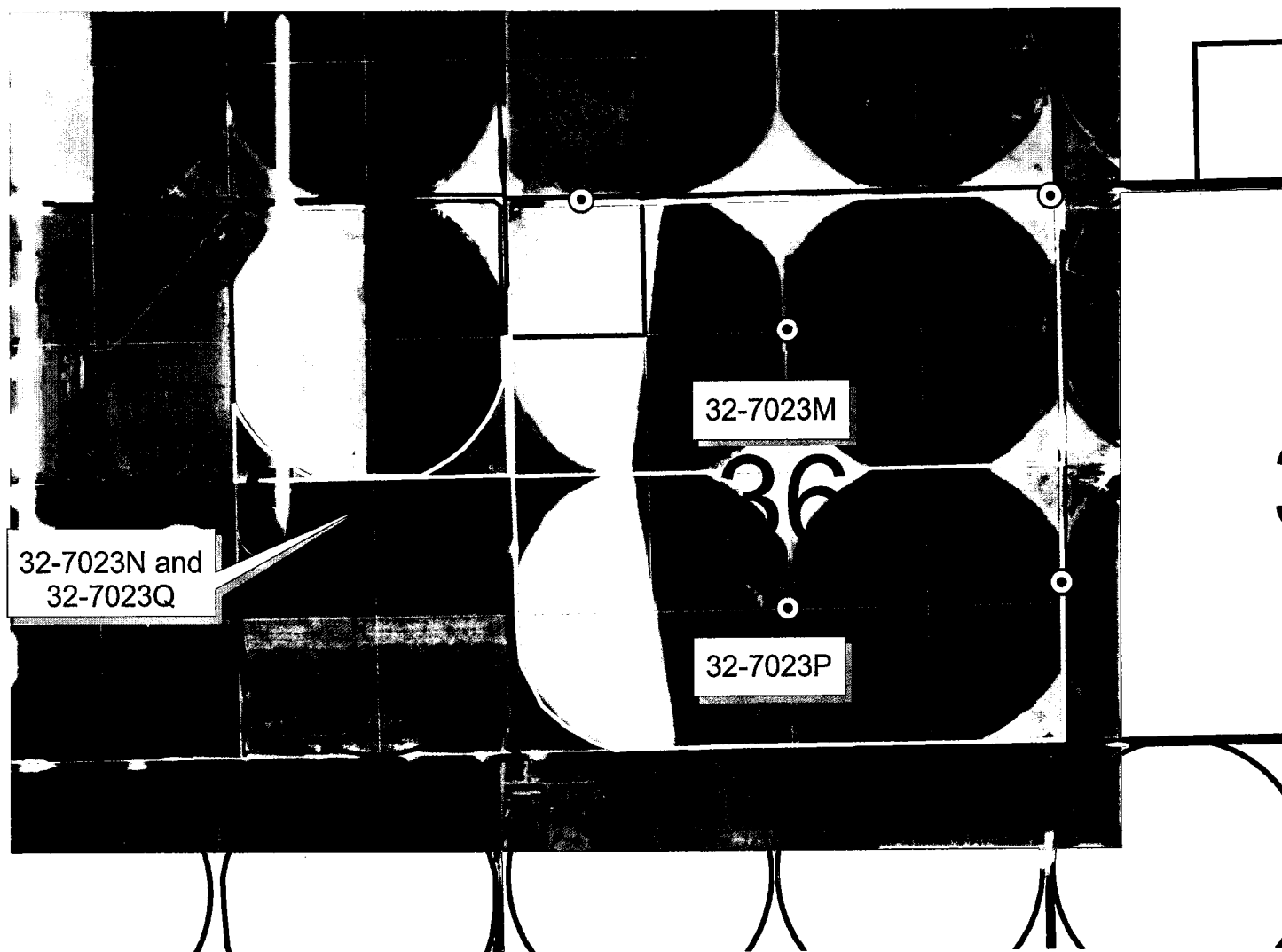
+ - - Audit Fields - 03/24/00 KWALKER

| 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 |
| Exam to S.O. Date | 00/00/0000 | Verified Date | 00/00/0000 | DLE/Carey Act | - |
| Order Show Cause | 00/00/0000 | Receipt Number | E003229 | Water District | - |
| Licensed Date | 00/00/0000 | Appl Received | 00/00/0000 | Transfer/Amended | I |
| Presumption Flag | - | Name Connector | - | POU Ownership Flag | Y |
| SRBA Decreed Flag | - | | | | |

Idaho Department of Water Resources

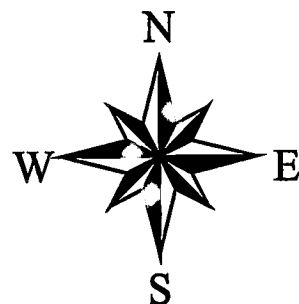
Water Rights 32-7023M, 32-7023N, 32-7023P, 32-7023Q
Following Transfer 5655

Township 9N Range 33E Section 35, 36



0 1320 Feet

- ⊙ Point of Diversion
- Point of Diversion - Other Rights
-  Place of Use
-  Place of Use - Other Rights
-  Quarter-quarter Sections
-  Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 2/2001

06/13/2001

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

RIGHT NUMBER: 32-7023Q
NAME AND ADDRESS: RAY SAUER FARMS INC
HC 63 BOX 2130
MONTEVIEW ID 83435

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
22.70 AFY

PRIORITY DATE: 12/14/1973

POINT OF
DIVERSION:
T09N R33E S36 NWNW Within CLARK County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|------------------------|
| IRRIGATION | 4/15 10/15 | 0.100 CFS
22.70 AFY |

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 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 CLARK County

T09N R33E S35 SWNE 6.5 T09N R33E S35 SENE 6.5

13 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 6.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 32-7023N IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 13 ACRES 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

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 32-7023L.

A3207023Q

