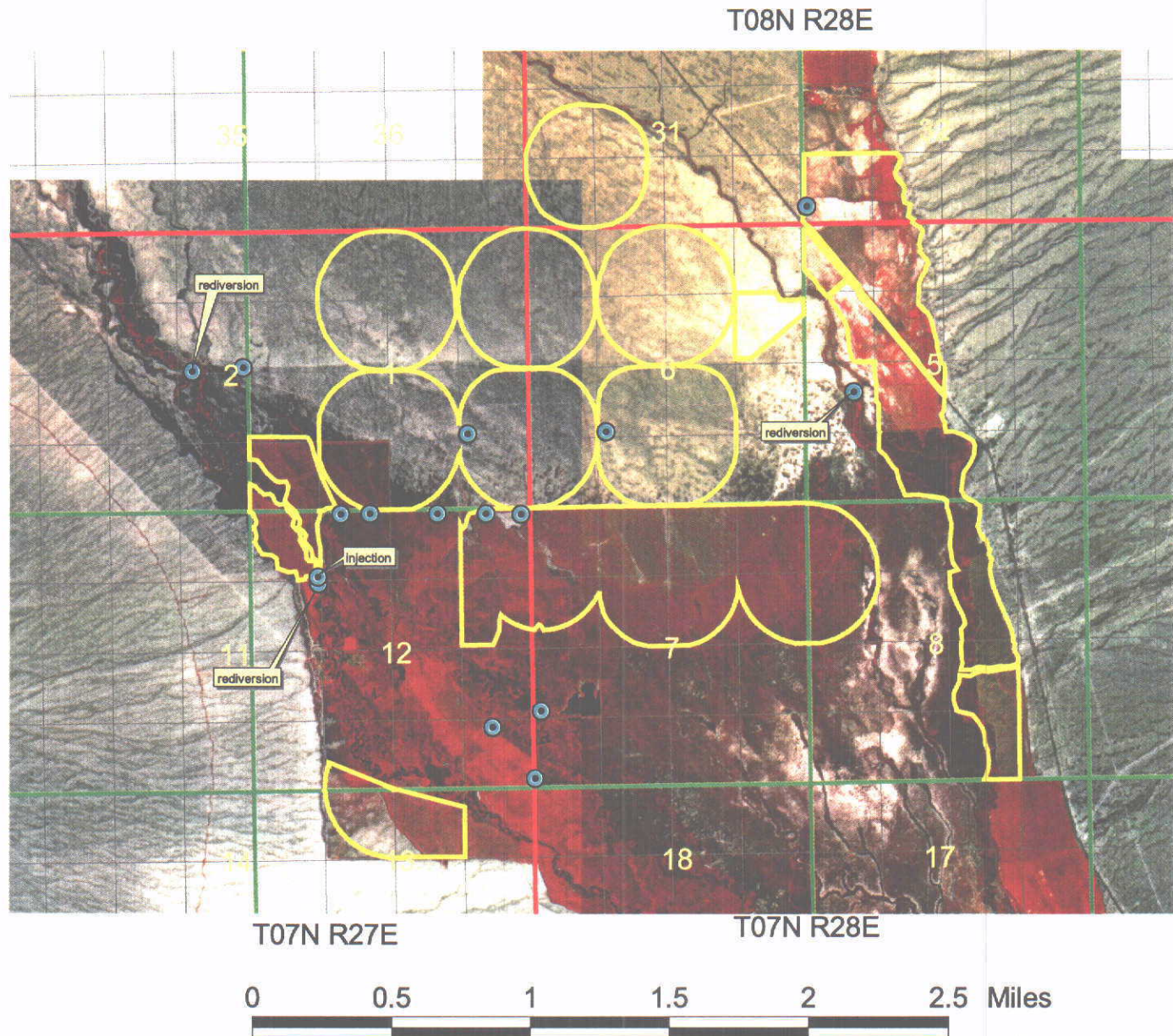
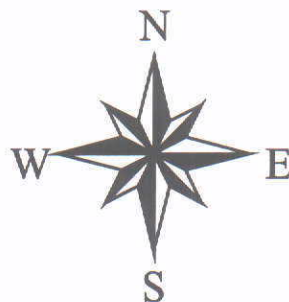


DEPARTMENT OF WATER RESOURCES

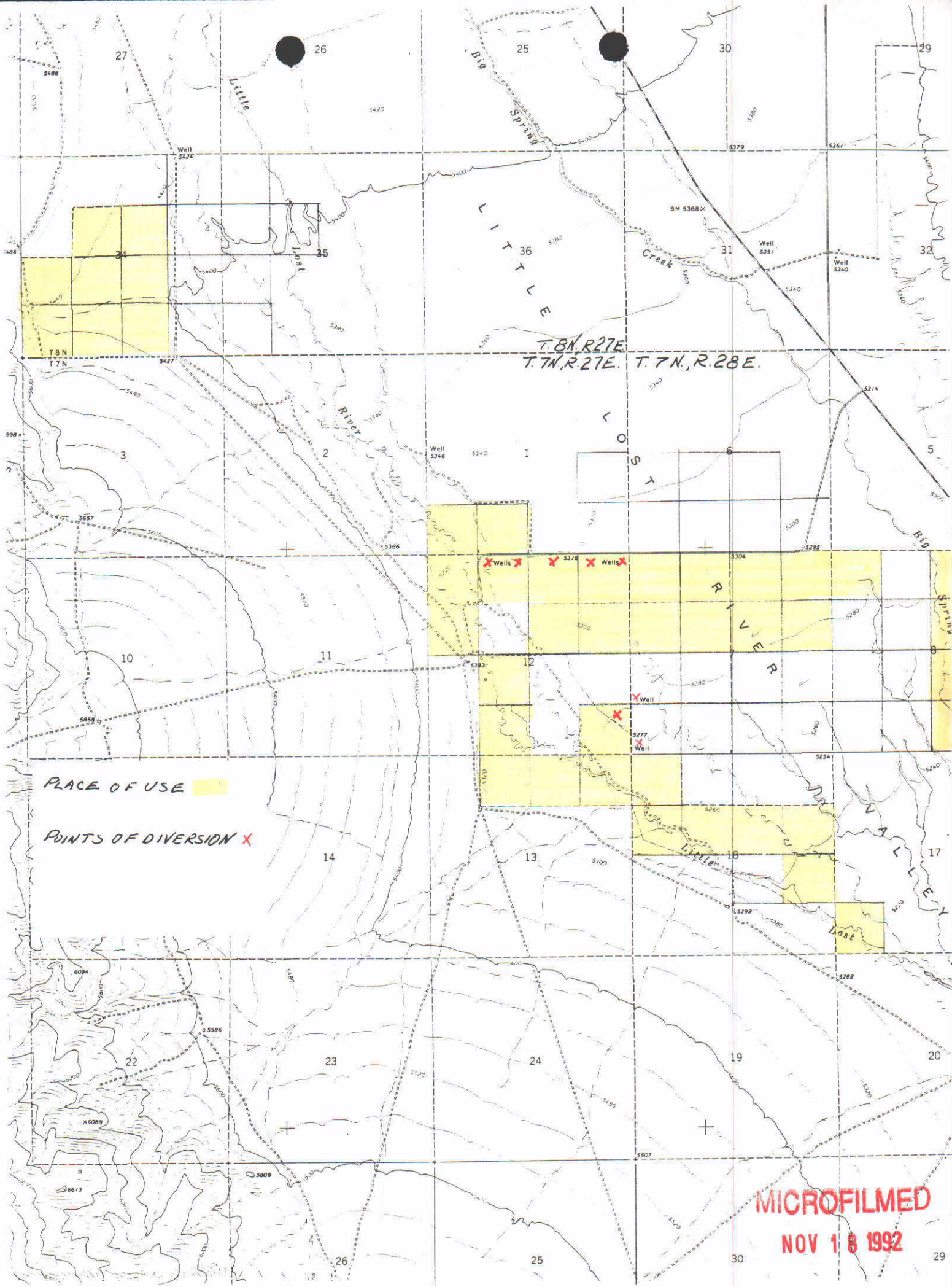
Claim No.: 33-2057, 33-2083,
33-2086, 33-2091, and 33-7018



- Point of diversion.shp
- Place of use.shp
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: E. Carlsen
Date: July 2004



PLACE OF USE

POINTS OF DIVERSION X

MICROFILMED
NOV 18 1992

COPY

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: BASIN 33 (SEE
ATTACHED LIST)

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 SAGEWILLOW (TRX 4221 – 4227)

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

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: July 9, 2004

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 9, 2004, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail 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:
SAGEWILLOW INC
C/O KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405-0130

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

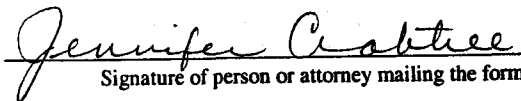
Each party in the subcase, or attorney of record
BLAINE COUNTY CANAL CO
MAYS LAND & LIVESTOCK
C/O MICHAEL CREAMER
GIVENS PURSLEY LAW OFFICE
PO BOX 2720
BOISE ID 83701-2720

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

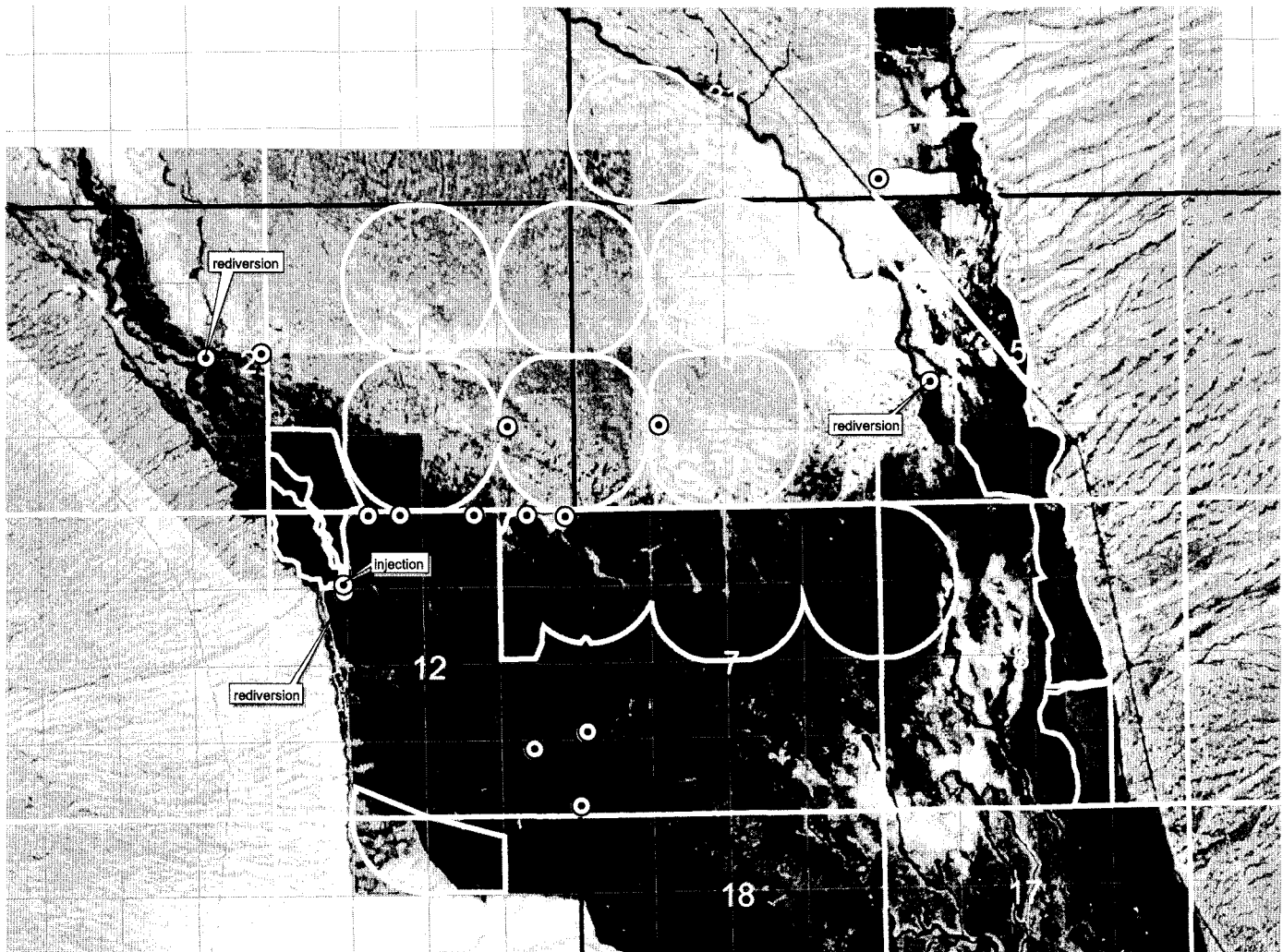
SAGE WILLOW WATER RIGHTS

33-69
33-70
33-71
33-72
33-73
33-74
33-76
33-78
33-79
33-80
33-81
33-82
33-2007
33-2008
33-2057
33-2083
33-2086
33-2090
33-2091
33-2133
33-7018

DEPARTMENT OF WATER RESOURCES

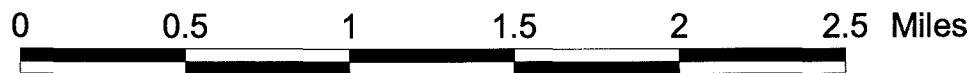
Claim No.: 33-2057, 33-2083,
33-2086, 33-2091, and 33-7018

T08N R28E

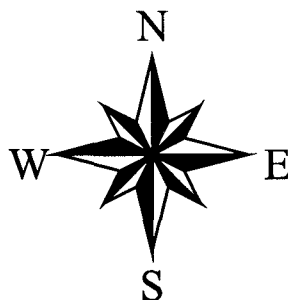


T07N R27E

T07N R28E



- ⊙ Point of diversion.shp
Place of use.shp
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: E. Carlsen
Date: July 2004

WATER RIGHT NO. 33-2083
As Modified by Transfer Nos. 4221 thru 4227

In accordance with the approval of Transfer Nos. 4221 thru 4227, Water Right No. 33-2083 is now described as follows.

Right Holder: SAGE WILLOW INC
 545 SHOUP AVE
 IDAHO FALLS ID 83402

Priority Date: August 23, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	5.00 CFS	1,983.0 AF
			5.00 CFS	1,983.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNESE	Sec. 1	Twp 07N	Rge 27E	BUTTE County
GROUND WATER (Rediversion)	SWSENE	Sec. 2	Twp 07N	Rge 27E	BUTTE County
GROUND WATER	SESENE	Sec. 2	Twp 07N	Rge 27E	BUTTE County
GROUND WATER	NENENE	Sec. 12	Twp 07N	Rge 27E	BUTTE County
GROUND WATER	NWNENE	Sec. 12	Twp 07N	Rge 27E	BUTTE County
GROUND WATER	NENWNE	Sec. 12	Twp 07N	Rge 27E	BUTTE County
GROUND WATER	NENENW	Sec. 12	Twp 07N	Rge 27E	BUTTE County
GROUND WATER	NWNENW	Sec. 12	Twp 07N	Rge 27E	BUTTE County
GROUND WATER (Injection)	SENWNW	Sec. 12	Twp 07N	Rge 27E	BUTTE County
GROUND WATER	SESE	Sec. 12	Twp 07N	Rge 27E	BUTTE County
GROUND WATER (Rediversion)	NENWSW	Sec. 5	Twp 07N	Rge 28E	BUTTE County
GROUND WATER	SWNESW	Sec. 6	Twp 07N	Rge 28E	BUTTE County
GROUND WATER	L3 (SWNWSW)	Sec. 7	Twp 07N	Rge 28E	BUTTE County
GROUND WATER	L4 (SWSWSW)	Sec. 7	Twp 07N	Rge 28E	BUTTE County
GROUND WATER	NWNWSW	Sec. 32	Twp 08N	Rge 28E	BUTTE County
GROUND WATER	SWSWSW	Sec. 32	Twp 08N	Rge 28E	BUTTE 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			
07N	27E	1	31.0	31.0	32.0	32.0	32.0			32.0			35.0	2.6	32.0	36.0	36.0	35.0	33.0	34.0	433.6
07N	27E	12	39.0			32.0		27.0							8.4						106.4
07N	27E	13		34.0			30.0														64.0
07N	28E	5					27.0	33.0	17.0	31.0	38.0				30.0			12.0			188.0
07N	28E	6		31.0	32.0	26.0	31.0	31.0	32.0	32.0	37.0	34.0	31.0	35.0			36.0	34.0			422.0
07N	28E	7	40.0	40.0	34.0	32.0	40.0	39.0	24.0	35.0											284.0
07N	28E	8		19.0	25.0			31.0	32.0								32.0	21.0			160.0
08N	28E	31									18.0	24.0	34.0	25.0							101.0
08N	28E	32											39.0	18.0							57.0

Total Acres: 1816

WATER RIGHT NO. 33-2083
As Modified by Transfer Nos. 4221 thru 4227

CONDITIONS OF APPROVAL

1. Rights 33-2057 and 33-2083 when combined shall not exceed a total diversion rate of 29.00 cfs, a total annual maximum diversion volume of 5190.5 af at the field headgate, and the irrigation of 1483.0 acres.
2. The total instantaneous diversion of water from all points of diversion under Rights 33-2057, 33-2083, 33-2086, 33-2091, and 33-7018 shall not exceed 35.19 cfs, nor a total combined annual volume of 6356.0 af for the irrigation of 1816 acres.
3. Rights 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091 and 33-7018 when combined shall not exceed a total diversion rate of 67.19 cfs, and the irrigation of 2089.8 acres. The 2089.8 acres are comprised of 1816 acres irrigated by ground water and 648.8 acres irrigated by surface water sources that overlap 375.0 of the ground water acres.
4. Rights 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, and 33-82 overlap 268.0 acres within the 1483.0 acres authorized under Rights 33-2057 and 33-2083; and overlap 382.0 acres within the 1436.1 acre place of use described under Right 33-2133.
5. Rights 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091, 33-2133 and 33-7018 when combined shall not exceed the irrigation of 3019.8 acres.
6. Continued diversion of water under the resumed portions of Rights 33-2057 and 33-2083 (301 acres), and Right 33-2091 (73 acres) are deemed mitigated by, and therefore are expressly contingent upon, continued diversion of winter water use under Right 33-2133 to the extent water is available for diversion under that water right.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
10. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for the authorized point of injection into Little Lost River and at the points of rediversion from Little Lost River and Big Spring Creek. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
11. This right when combined with all other rights shall provide no more than 0.02 cfs and 3.5 afa per acre at the field headgate for irrigation of the lands above.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 33-2083
As Modified by Transfer Nos. 4221 thru 4227

CONDITIONS OF APPROVAL

13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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.

License and Certificate of Water Right

Water License No. G-27052

Water District No. _____

Amount \$2.00
Priority August 23, 1957

THIS IS TO CERTIFY that LAWRENCE R. HAWLEY, made application for a permit to appropriate the public waters of the State of Idaho, dated August 23, 1957; that Permit No. G-27052 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.0 second feet, was issued thereunder on September 2, 1959, showing that said works were completed on the 16 day of May, 1959; and that on the 16 day of May, 1959, LAWRENCE R. HAWLEY

of Howe, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of wells

, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-27052 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6743, on the 2nd day of September, 1959;

The right hereby confirmed dates from August 23, 1957;

The Point of Diversion is located NE 1/4, SW 1/4, NE 1/4, NW 1/4, Sec. 12, T. 7N., R. 27E., SW 1/4 in the NW 1/4 SW 1/4, Sec. 7, Tp. 7 N., R. 28 E., B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	27 E.	1	SE 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	31
			NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	30
			NW 1/4 NW 1/4	40	10
		12	SW 1/4 NW 1/4	40	15
			NE 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			SE 1/4 SE 1/4	40	40
			NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	40
			NW 1/4 NE 1/4	40	40
7 N.	28 E.	7	SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	30
			NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	5
			NW 1/4 NE 1/4	40	15
			SW 1/4 NE 1/4	40	10
		8	NW 1/4 NW 1/4	40	30
			NW 1/4 SE 1/4	40	30
			SW 1/4 SE 1/4	40	30
			NW 1/4 SW 1/4	40	39
			SW 1/4 NW 1/4	40	25
			SE 1/4 NW 1/4	40	40
			SE 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
8 N.	27 E.	34	SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	35
			NW 1/4 SW 1/4	40	30
			SW 1/4 SW 1/4	40	35
			SE 1/4 SW 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40

Total number of acres to be irrigated: 1483

State of Idaho
License and Certificate of Water Right

Water License No. G-27052

Amount 5.0 c.f.s.

Water District No.

Priority August 23, 1957

THIS IS TO CERTIFY that LAWRENCE R. HAWLEY
of Howe, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 23, 1957; that Permit No. G-27052
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.0 second feet, was issued thereunder on September 2, 1959, showing that said works
were completed on the 16 day of May, 1959; and that on the 16
day of May, 1959,

LAWRENCE R. HAWLEY

of Howe, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of wells
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-27052 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

11 of Licenses at page 6743, on the 2nd day of September, 1959;

The right hereby confirmed dates from August 23, 1957;

The Point of Diversion is located NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 7N., R. 27E., SW $\frac{1}{4}$ SW $\frac{1}{4}$
in the NW $\frac{1}{4}$ $\frac{1}{4}$ SW $\frac{1}{4}$ $\frac{1}{4}$, Sec. 7, Tp. 7 N., R. 28 E., B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 5.0 cubic feet per second.

Description and location of use:

Twsp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
-------	-------	------	------------------	----------------------------------	---------------------------------

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of September, 1959.

H. N. CARTER

State Reclamation Engineer.

(SEAL)

33 2083

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME SAGE W. Brown INCCLAIM IDENT. NO. A33-02083DATE RECEIVED 10/6/89

CK # _____

AMOUNT \$ _____

YES NO Required Info?

1. Is the name and address complete with zip code? X *
2. Is a priority date entered? X *
Is the priority date acceptable in view of mandatory filing dates? X *
See Adjudication Memos #1 and #4 to determine if a Permit is required. X *
3. (a) Is a source entered? X *
x (b) Is a tributary to entered? (if required) N/A X *
4. Is the legal description of the p.d. sufficient? X *
5. Is there a description of the diverting works? X *
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. X *
Is the period of use included? X *
Is a quantity claimed for each use? X *
7. Is a total quantity claimed entered? X *
x 8. If required is a consumptive use entered? N/A X *
x Is the consumptive use correct? N/A X *
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 X *
10. Is (are) the place(s) of use and purpose(s) indicated? X *
11. Is (are) the county(ies) entered? X *
12. Is the ownership of p.u. checked? X *
x 13. Are other water rights listed or "none" indicated? X *
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 X *
15. Is the basis of the claim indicated? X *
x 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A X *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. X *
18. Has the claim been signed, sealed, and dated by a notary? X *
19. Was this claim filed on time, or was an extension granted? X *
20. Is the fee enclosed correct? Exempt X *
x 21. If this claim is based on an existing water right, has the identification number been entered? N/A X *
22. Should this claim be data entered? X *

Claim checked by: TU Date: 10/18/89Claim must be returned to claimant: (Yes) X (No) _____Claimant must be notified of modifications: (Yes) X (No) _____

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Checked by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Comments: _____

MICROFILMED

NOV 18 1992

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
CURT R. THOMSEN
MICHAEL D. CRAPO
JAMES D. HOLMAN
GAYLE A. SORENSON
DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
G. LANCE NALDER
J. MICHAEL WHEELER
MARIE T. FEELEY
ROBERT M. FOLLETT

WEST ONE BANK BUILDING
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)

R. VERN KIDWELL, OF COUNSEL

October 5, 1989

Idaho Department of Water Resources
150 Shoup Avenue, #15
Idaho Falls, Idaho 83402

Gentlemen:

We are returning the claims for Sage Willow, Inc. together with our check in the amount of \$3,478.00. Thank you for your assistance with this matter.

Yours very truly,


Kent W. Foster

#8149.00/srr

Enclosures

MICROFILMED

NOV 18 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: October 3, 1989

Kent W. Foster
P.O. Box 50130
Idaho Falls, ID 83405

RE: Sage Willow, Inc. Notices of Claim
to a Water Right Returned

Dear Mr. Foster:

The Idaho Department of Water Resources (IDWR) is returning your check #44170 (\$2,891.00) and The Sage Willow, Inc. Notices of Claim to a Water Right because of insufficient information and/or fees. All items on the notices must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified below and return the forms to the IDWR before the Butte County filing deadline, January 12, 1990. Failure to return the corrected notices before the deadline may result in an assessment of an additional late-fee.

- Insufficient Fee: The total fee for all 15 claims is \$3478.00. Please refer to the individual filing fee for each claim in the upper right corner of the notice.
- Item #12 must be completed on Notice A33-10009.
- The priority date (Item #2) for Notice A33-02057 should be Feb. 1, 1950, instead of Feb. 3, 1950 (see enclosed report for License 33-02057).
- The IDWR number for the basis of claim (Item #15) in Notice A33-02090 should be 33-2090 instead of 33-2890 (see enclosed report for License 33-02090).
- The IDWR number for the basis of claim (Item #15) in Notice A33-00081 should be 33-0081 instead of 33-0082 (see enclosed report for Decreed Right 33-0081).
- The IDWR number for the basis of claim (Item #15) in Notice A33-00082 should be 33-0082 instead of 33-0083 (see enclosed report for Decreed Right 33-0082).

MICROFILMED

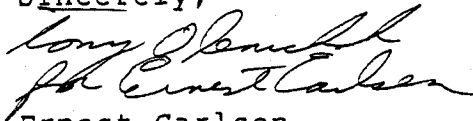
NOV 18 1992

Kent W. Foster
Page -2-

- The title was omitted in the "For Organizations" signature block (Item #16) on all but one of the notices. Please type the claimants title in the appropriate spaces on each notice.

If you have any questions, please call Tony Olenichak, Water Right Agent, at (208)-525-7161.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ernest Carlsen".

Ernest Carlsen
Adjudication Supervisor

Enclosure

MICROFILMED
NOV 18 1992

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
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WEST ONE BANK BUILDING
P.O. BOX 50130
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ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)

R. VERN KIDWELL, OF COUNSEL

October 2, 1989

RECEIVED
OCT 03 1989

Idaho Department of Water Resources
150 Shoup Avenue, #15
Idaho Falls, Idaho 83402

Department of Water Resources
Eastern District Office

Dear Gentlemen:

We are enclosing for filing claims on behalf of Sage Willow Inc., which owns property in Butte County, Idaho. The filing fees have been calculated as follows:

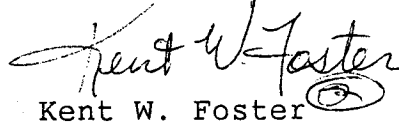
\$25.00 for the single family dwelling Domestic Claim

\$50.00 for the two dwelling Domestic Claim

\$50.00 Flat Fee for each of the 13 irrigation claims
and \$1.00 per acre for each of the acres to which we
claim a water right is appurtenant.

We have also enclosed our check in the amount of \$2,891.00
for the total amount of the filing fees. Thank you for your
assistance with this matter.

Yours very truly,


Kent W. Foster

#8149.00/srr

Enclosure

MICROFILMED
NOV 18 1992

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

RIGHT NUMBER: 33-2083

NAME AND ADDRESS:

SAGEWILLOW INC
C/O KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405-0130

SOURCE: Source:
GROUND WATER

Tributary:

Point of injection into Little Lost River. Point of redirection from Little Lost River and Big Spring Creek.

QUANTITY: 5.000 CFS 1,983.000 AFY

Use of the rights listed below is limited to a total combined diversion rate of 29.00 cfs and to a total combined annual diversion volume of 5190.5 af. Combined Right Nos.: 33-2057 and 33-2083

Use of the rights listed below is limited to a total combined diversion rate of 35.19 cfs and to a total combined annual diversion volume of 6356.0 af. Combined Right Nos.: 33-2057, 33-2083, 33-2086, 33-2091, and 33-7018

Use of the rights listed below is limited to a total combined diversion rate of 67.19 CFS. Combined Right Nos.: 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091 and 33-7018.

~~USE OF THIS RIGHT WITH RIGHT NO. 33-2083 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 5190.5 AF.~~

PRIORITY DATE: 08/23/1957

POINT OF DIVERSION:

T07N R27E S1 SWNESE	Within BUTTE County
T07N R27E S2 SWSENE Rediversion	Within BUTTE County
T07N R27E S2 SESENE	Within BUTTE County
T07N R27E S12 NENENE	Within BUTTE County
T07N R27E S12 NWNENE	Within BUTTE County
T07N R27E S12 NENWNE	Within BUTTE County
T07N R27E S12 NENENW	Within BUTTE County
T07N R27E S12 NWNENW	Within BUTTE County
T07N R27E S12 SENWNW Injection	Within BUTTE County
T07N R27E S12 NWSESE	Within BUTTE County
T07N R28E S5 NENWSW Rediversion	Within BUTTE County
T07N R28E S6 SWNESW	Within BUTTE County

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

T07N R28E S7 SWNWSW Lot 3	Within BUTTE County
T07N R28E S7 SWSWSW Lot 4	Within BUTTE County
T08N R28E S32 NWNWSW	Within BUTTE County
T08N R28E S32 SWSWSW	Within BUTTE County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/15 10/31	5.000 CFS 1,983.000 AFY

PLACE OF USE:

IRRIGATION	within BUTTE County
T07N R27E S01 NENE Lot 1 31.0	
T07N R27E S01 NWNE Lot 2 31.0	
T07N R27E S01 SWNE 32.0	
T07N R27E S01 SENE 32.0	
<u>T07N R27E S01 NENW Lot 3 32.0</u>	~~T07N R27E S01 NENW Lot 3 31.0~~
T07N R27E S01 SENW 32.0	
T07N R27E S01 NESW 35.0	
<u>T07N R27E S01 NWSW 2.7</u>	~~T07N R27E S01 NWSW 2.6~~
T07N R27E S01 SWSW 32.0	
T07N R27E S01 SESW 36.0	
T07N R27E S01 NESE 36.0	
T07N R27E S01 NWSE 35.0	
<u>T07N R27E S01 SWSE 33.0</u>	~~T07N R27E S01 SWSE 32.0~~
<u>T07N R27E S01 SESE 34.0</u>	~~T07N R27E S01 SESE 33.0~~
T07N R27E S12 NENE 39.0	
T07N R27E S12 SENE 32.0	
<u>T07N R27E S12 NWNW 27.0</u>	~~T07N R27E S12 NWNW 26.0~~
T07N R27E S12 SESW 8.6	
T07N R27E S13 NWNE 34.0	
T07N R27E S13 NENW 30.0	
T07N R28E S05 NENW Lot 3 27.0	
<u>T07N R28E S05 NWNW Lot 4 33.0</u>	~~T07N R28E S05 NWNW Lot 4 32.0~~
<u>T07N R28E S05 SWNW 17.0</u>	~~T07N R28E S05 SWNW 18.0~~
T07N R28E S05 SENW 31.0	

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

T07N R28E S05 NESW 38.0

T07N R28E S05 SESW 30.0

T07N R28E S05 SWSE 12.0

T07N R28E S06 NWNE Lot 2 31.0

T07N R28E S06 SWNE 32.0

T07N R28E S06 SENE 26.0

T07N R28E S06 NENW Lot 3 31.0

T07N R28E S06 NWNW Lot 4 31.0

T07N R28E S06 SWNW Lot 5 32.0

T07N R28E S06 SENW 32.0

T07N R28E S06 NESW 37.0

T07N R28E S06 NWSW Lot 6 34.0

T07N R28E S06 SWSW Lot 7 31.0

T07N R28E S06 SESW 35.0

T07N R28E S06 NWSE 36.0

T07N R28E S06 SWSE 34.0

T07N R28E S07 NENE 40.0

T07N R28E S07 NWNE 40.0

T07N R28E S07 SWNE 34.0

T07N R28E S07 SENE 32.0

T07N R28E S07 NENW 40.0

T07N R28E S07 NWNW Lot 1 39.0

T07N R28E S07 SWNW Lot 2 24.0

T07N R28E S07 SENW 35.0

T07N R28E S08 NWNE 19.0

T07N R28E S08 SWNE 25.0

T07N R28E S08 NWNW 31.0

T07N R28E S08 SWNW 32.0

T07N R28E S08 NWSE 32.0

T07N R28E S08 SWSE 21.0

T08N R28E S31 NESW 18.0

T08N R28E S31 NWSW Lot 3 24.0

T08N R28E S31 SWSW Lot 4 34.0

T08N R28E S31 SESW 25.0

T08N R28E S32 SWSW 39.0

T08N R28E S32 SESW 18.0

1816.3 ACRES TOTAL

~~T07N R28E S05 NWSW 1.5~~

~~T07N R28E S05 SESE 25.0~~

~~T07N R28E S06 NENW Lot 3 32.0~~

~~T07N R28E S06 NWNW Lot 4 33.0~~

~~T07N R28E S06 NESE 0.7~~

~~T07N R28E S06 NWSE 35.0~~

~~T07N R28E S06 SESE 0.6~~

~~T07N R28E S07 NENE 39.0~~

~~T08N R28E S31 NESW 19.0~~

~~T08N R28E S31 NWSW Lot 3 22.0~~

~~T08N R28E S31 SWSW Lot 4 35.0~~

~~T08N R28E S31 SESW 30.0~~

~~1816 ACRES TOTAL~~

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

Use of the rights listed below is limited to the irrigation of a combined total of 1483.0 acres in a single irrigation season. Combined Right Nos.: 33-2057 and 33-2083.

Use of the rights listed below is limited to the irrigation of a combined total of 1816.3 acres in a single irrigation season. Combined Right Nos.: 33-2057, 33-2083, 33-2086, 33-2091, and 33-7018.

Use of the rights listed below is limited to the irrigation of a combined total of 2096 acres in a single irrigation season. The 2096 acres are comprised of 1816 acres irrigated by ground water and 655 acres irrigated by surface water sources that overlap 375 of the ground water acres. Combined Right Nos.: 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091 and 33-7018.

Use of the rights listed below is limited to the irrigation of a combined total of 3026 acres in a single irrigation season. Combined Right Nos.: 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091, 33-2133 and 33-7018.

Rights 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81 and 33-82 overlap 268 acres within the 1483 acres authorized under Rights 33-2057 and 33-2083; and overlap 382 acres within the 1436.1 acre place of use described under Right 33-2133.

~~USE OF THIS RIGHT WITH RIGHT NO. 33-2083 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1483 ACRES IN A SINGLE IRRIGATION SEASON.~~

~~USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1816 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-2057, 33-2083, 33-2091, 33-7018 AND 33-2086.~~

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

Continued diversion of water under the resumed portions of Rights 33-2057 and 33-2083 (301 acres), and Right 33-2091 (73 acres) are deemed mitigated by, and therefore are expressly contingent upon, continued diversion of winter water use under Right 33-2133 to the extent water is available for diversion under that water right.

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this 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.

Prior to diversion of water under transfer nos. 4221 thru 4227, the right holder shall provide a means of measurement and lockable controlling works for the authorized point of injection into Little Lost River and at the points of redirection from Little Lost River and Big Spring Creek. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within State Water District No. 33.

This right when combined with all other rights shall provide no more than 0.02 cfs and 3.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by transfer nos. 4221 thru 4227 by June 28, 2005.

Failure of the right holder to comply with the conditions of transfer nos. 4221 thru 4227 is cause for the Director to rescind approval of the transfer.

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

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

09/24/2003

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

RIGHT NUMBER: 33-2083

NAME AND ADDRESS: SAGE WILLOW INC
545 SHOUP AVE
IDAHO FALLS ID 83402

SOURCE: GROUND WATER

TRIBUTARY:

POINT OF INJECTION INTO LITTLE LOST RIVER. POINT OF REDIVERSION FROM
LITTLE LOST RIVER AND BIG SPRING CREEK.

QUANTITY: 5.000 CFS
1,983.500 AFY

Use of the rights listed below is limited to a total combined diversion
rate of 0.02 cfs per acre at the field headgate. 33-69, 33-70, 33-71, 33-72,
33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057 AND 33-2083

This right when combined with right 33-2057 shall provide no more than 3.5
afa per acre at the field headgate.

PRIORITY DATE: 08/23/1957

POINT OF DIVERSION:

- ✓ T07N R27E S2 SWSENE Rediversion Within BUTTE County
- ✓ T07N R27E S12 NENENE Within BUTTE County
- ✓ T07N R27E S12 NWNENE Within BUTTE County
- ✓ T07N R27E S12 NENWNE Within BUTTE County
- ✓ T07N R27E S12 NENENW Within BUTTE County
- ✓ T07N R27E S12 SENWNW Injection Within BUTTE County
- ✓ T07N R27E S12 NESWNW Rediversion Within BUTTE County
- ✓ T07N R28E S5 NENWSW Rediversion Within BUTTE County
- ✓ T08N R27E S15 NENWSE Rediversion Within BUTTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	5.000 CFS 1,983.50 AFY

PLACE OF USE: IRRIGATION Within BUTTE County

T07N R27E S01	SWSW	26.0	T07N R27E S01	SESW	40.0
T07N R27E S12	NENE	31.0	T07N R27E S12	NWNE	39.0
T07N R27E S12	SENE	12.0	T07N R27E S12	NENW	25.0
T07N R27E S12	NWNW	19.0	T07N R27E S12	SWNW	7.6
T07N R27E S12	SESW	0.9	T07N R27E S12	NESE	2.5
T07N R27E S12	NWSE	7.6	T07N R27E S12	SWSE	5.0
T07N R27E S12	SESE	29.0	T07N R27E S13	NENE	32.0
T07N R27E S13	NWNE	32.0	T07N R27E S13	NENW	2.0
T07N R28E S07	NENE	40.0	T07N R28E S07	NWNE	40.0
T07N R28E S07	SWNE	40.0	T07N R28E S07	SENE	36.0
T07N R28E S07	NENW	40.0	T07N R28E S07 Lot 1	NWNW	39.0
T07N R28E S07 Lot 2	SWNW	37.0	T07N R28E S07	SENW	40.0
T07N R28E S07 Lot 4	SWSW	0.1	T07N R28E S08	NWNE	2.9
T07N R28E S08	SWNE	17.0	T07N R28E S08	NWNW	22.0
T07N R28E S08	SWNW	6.2	T07N R28E S08	NESE	0.7

Water Right 33-2083

1

09/24/2003

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

T07N R28E S08	NWSE	24.0	T07N R28E S08	SWSE	16.0
T07N R28E S08	SESE	3.9	T07N R28E S18	SWNE	25.0
T07N R28E S18	SENE	0.2	T07N R28E S18	NENW	1.8
T07N R28E S18 Lot 1	NWNW	34.0	T07N R28E S18 Lot 2	SWNW	25.0
T07N R28E S18	SENE	31.0	T07N R28E S18	NESW	3.8
T07N R28E S18	NESE	31.0	T07N R28E S18	NWSE	16.0
T07N R28E S18	SESE	2.4	T08N R27E S34	SWNE	38.0
T08N R27E S34	SENE	39.0	T08N R27E S34	NESW	40.0
T08N R27E S34	NWSW	33.0	T08N R27E S34	SWSW	28.0
T08N R27E S34	SESW	38.0	T08N R27E S34	NWSE	40.0
T08N R27E S34	SWSE	40.0			

1181.6 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 1182 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76,
33-78, 33-79, 33-80, 33-81, 33-82, 33-2057 AND 33-2083

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

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

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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)01/10/00 08:30:33
Page 1Water Right Number - A33-02083 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 27052
+ - - - - Last Name - - - - + + - First Name - - - - + + - - - - Address - - - - - +*** C - CURRENT OWNER ***
SPLIT RIGHT1 -
2 -
3 -
City- X State- ID Zip- 0
Phone - 208-000-0000*** O - ORIGINAL OWNER ***
SAGE WILLOW INC1 - 545 SHOUP AVE
2 -
3 -
City- IDAHO FALLS State- ID Zip- 83402
Phone - 208-522-7784

LAWRENCE

1 -
2 -
3 -
City- HOWE State- ID Zip- 83244
Phone - 208-000-0000

FOSTER

1 - HOLDEN KIDWELL HAHN & CRAPO
2 - PO BOX 50130
3 -
City- IDAHO FALLS State- ID Zip- 83405
Phone - 208-000-0000+ - - Priority Date - - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/23/1957 15 EASTERN Z - SEE REMARKS

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

GROUNDWATER
SPLIT RIGHT+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County07N 27E 12 NE NE (23) BUTTE
 NW NE (23) BUTTE
 NE NW (23) BUTTE
 SE SE (23) BUTTE
28E 7 NW SW (23) BUTTE
 SW SW (23) BUTTE+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 5.000+ - - Total Div. Rate - - - + + - - Total Div. Volume - - - + + - - Total Consumptive Use - - - + + - - KW Usage - - - +
5.000 5191.0

Water right number - A33-02083

Prefix Translation: ADJUDICATION CLAIM

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
07N	27E	1	SW SW	31.0		01	01	IRRIGATION	BUTTE
07N	27E	1	SE SW	40.0		01	01	IRRIGATION	BUTTE
07N	27E	12	NE NE	40.0		01	01	IRRIGATION	BUTTE
07N	27E	12	NW NE	40.0		01	01	IRRIGATION	BUTTE
07N	27E	12	SW NE	40.0		01	01	IRRIGATION	BUTTE
07N	27E	12	SE NE	40.0		01	01	IRRIGATION	BUTTE
07N	27E	12	NE NW	40.0		01	01	IRRIGATION	BUTTE
07N	27E	12	NW NW	30.0		01	01	IRRIGATION	BUTTE
07N	27E	12	SW NW	10.0		01	01	IRRIGATION	BUTTE
07N	27E	12	SE SW	15.0		01	01	IRRIGATION	BUTTE
07N	27E	12	SE SW	40.0		01	01	IRRIGATION	BUTTE
07N	27E	12	SE SE	40.0		01	01	IRRIGATION	BUTTE
07N	27E	13	NE NE	40.0		01	01	IRRIGATION	BUTTE
07N	27E	13	NW NE	40.0		01	01	IRRIGATION	BUTTE
07N	27E	13	NE NW	40.0		01	01	IRRIGATION	BUTTE
07N	28E	7	NE NE	40.0		01	01	IRRIGATION	BUTTE
07N	28E	7	NW NE	40.0		01	01	IRRIGATION	BUTTE
07N	28E	7	SE NE	40.0		01	01	IRRIGATION	BUTTE
07N	28E	7	SE NE	40.0		01	01	IRRIGATION	BUTTE
07N	28E	7	NW NW	40.0		01	01	IRRIGATION	BUTTE
07N	28E	7	SW NW	38.0		01	01	IRRIGATION	BUTTE
07N	28E	7	SE NW	40.0		01	01	IRRIGATION	BUTTE
07N	28E	8	NW NE	5.0		01	01	IRRIGATION	BUTTE
07N	28E	8	SW NE	15.0		01	01	IRRIGATION	BUTTE
07N	28E	8	NW NW	10.0		01	01	IRRIGATION	BUTTE
07N	28E	8	NW SE	30.0		01	01	IRRIGATION	BUTTE
07N	28E	8	SW SE	30.0		01	01	IRRIGATION	BUTTE
07N	28E	17	SW SW	30.0		01	01	IRRIGATION	BUTTE
07N	28E	18	SW NE	40.0		01	01	IRRIGATION	BUTTE
07N	28E	18	SE NE	40.0		01	01	IRRIGATION	BUTTE
07N	28E	18	NW NW	39.0		01	01	IRRIGATION	BUTTE
07N	28E	18	SW NW	25.0		01	01	IRRIGATION	BUTTE
07N	28E	18	SE NW	40.0		01	01	IRRIGATION	BUTTE
07N	28E	18	NE SE	40.0		01	01	IRRIGATION	BUTTE
08N	27E	34	SW NE	37.0		01	01	IRRIGATION	BUTTE
08N	27E	34	SE NW	40.0		01	01	IRRIGATION	BUTTE
08N	27E	34	NE SW	40.0		01	01	IRRIGATION	BUTTE
08N	27E	34	NW SW	35.0		01	01	IRRIGATION	BUTTE
08N	27E	34	SW SW	30.0		01	01	IRRIGATION	BUTTE
08N	27E	34	SE SW	35.0		01	01	IRRIGATION	BUTTE
08N	27E	34	NW SE	40.0		01	01	IRRIGATION	BUTTE
08N	27E	34	SW SE	40.0		01	01	IRRIGATION	BUTTE

Total Acres: 1483.0

+ - - Diversion Means - 8 WELLS AND PUMPS

Water right number - A33-02083

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - 33-0069/0080/2007/2008/2083.

Remarks

GEN CONFORMED ATTORNEY MAILING ADDRESS DMS

	No Old Water Right Numbers Found	Old Water Right Numbers
+	- - - - -	- - - - -

[illegible]

+ - - -	- - +	+ - - -	- - +	+ - - -	- - +
Decree Plaintiff					
Decree Defendant					
Decree Date					
00/00/0000					

[illegible]+ - - Audit Fields - - +
00/00/00

+ - - - -	- - - - -	- - - - -	- - - - -	- - - - -	- - - - -	- - - - -	- - - - -	- - - - -
Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000			
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-				
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000			
Claim Received Date	-	10/06/1989	Last Amended Date	-	00/00/0000			
			Receipt Number	-	E010978			
			POU Ownership Flag	-	Y			
			Name Connector	-				

Water Right Number - A33-02083 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 27052
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPLIT RIGHT

*** O - ORIGINAL OWNER ***
SAGE WILLOW INC

FOSTER

KENT W

HAWLEY

LAURENCE

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/23/1957 15 EASTERN Z - SEE REMARKS

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

GROUNDWATER
SPLIT RIGHT

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

| | | | | | | |
|-----|-----|----|-------|--|--|------------|
| 07N | 27E | 12 | NE NE | | | (23) BUTTE |
| | | | NW NE | | | (23) BUTTE |
| | | | NE NW | | | (23) BUTTE |
| | | | SE SE | | | (23) BUTTE |
| 28E | 7 | | NW SW | | | (23) BUTTE |
| | | | SW SW | | | (23) BUTTE |

+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 5.000

+ - Total Div. Rate - - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
5.000 5191.0

Water right number - A33-02083

Prefix Translation: ADJUDICATION CLAIM

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|------|-------------|------------|
| 07N | 27E | 1 | SW SW | | 31.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 1 | SE SW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | NE NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | NW NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | SW NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | SE NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | NE NW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | NW NW | | 30.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | SW NW | | 10.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | NE SW | | 15.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | SE SW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 12 | SE SE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 13 | NE NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 13 | NW NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 27E | 13 | NE NW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 7 | NE NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 7 | NW NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 7 | SE NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 7 | SE NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 7 | NE NW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 7 | SW NW | | 38.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 7 | SE NW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 8 | NW NE | | 5.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 8 | SW NE | | 15.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 8 | NW NW | | 10.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 8 | NW SE | | 30.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 8 | SW SE | | 30.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 17 | SW SW | | 30.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 18 | SW NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 18 | SE NE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 18 | NW NW | | 39.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 18 | SE NW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 18 | NE SE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 07N | 28E | 34 | SW NE | | 37.0 | | 01 | IRRIGATION | (23) BUTTE |
| 08N | 27E | 34 | SE NW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 08N | 27E | 34 | NE SW | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 08N | 27E | 34 | NW SW | | 35.0 | | 01 | IRRIGATION | (23) BUTTE |
| 08N | 27E | 34 | SW SW | | 30.0 | | 01 | IRRIGATION | (23) BUTTE |
| 08N | 27E | 34 | SE SW | | 35.0 | | 01 | IRRIGATION | (23) BUTTE |
| 08N | 27E | 34 | NW SE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |
| 08N | 27E | 34 | SW SE | | 40.0 | | 01 | IRRIGATION | (23) BUTTE |

Total Acres: 1483.0

+ - - Diversion Means - 8 WELLS AND PUMPS

Water right number - A33-02083

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - 33-0069/0080/2007/2008/2083.

| | |
|----------------|-----------|
| | + + + + + |
| Remarks | - - - - - |
| + + + + + | - - - - - |

| | | | |
|-----|-----------|--------------------------|-----|
| GEN | CONFIRMED | ATTORNEY MAILING ADDRESS | DMS |
|-----|-----------|--------------------------|-----|

| | No Old Water Right Numbers Found | Old Water Right Numbers | |
|-------------|----------------------------------|-------------------------|---|
| + - - - - + | - - - - - | - - - - - | + |

+ - - - - - Conditions of Approval - - - - - +
+ - - - - - No Conditions of Approval found. - - - - - +

| | | | | |
|----------------------------|---------|----------------------------|-----------------------|------------|
| + - - - - Decree Plaintiff | - - - + | + - - - - Decree Defendant | + - - - - Decree Date | 00/00/0000 |
|----------------------------|---------|----------------------------|-----------------------|------------|

+ + + + + - - - - - + + + + +
 -Comments-
 No Comments Found

+ - - Audit Fields - - +
11/09/99 CVANDERM

Adjudication Rights Dates and Flags Area

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 10/06/1989 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - E010978 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

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: A33-02083
Date Received: 10/06/1989
Receipt No: E010978
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAGE WILLOW, INC. 208-522-7784
Address: 545 SHOUP AVE.
IDAHO FALLS, ID 83402

2. Date of Priority: AUG 23, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 07N | 27E | 12 | NE | NE | | | BUTTE |
| | | | NW | NE | | | BUTTE |
| | | | NE | NW | | | BUTTE |
| | | | SE | SE | | | BUTTE |
| | 28E | 7 | NW | SW | | | BUTTE |
| | | | SW | SW | | | BUTTE |

5. Description of diverting works:
8 WELLS AND PUMPS

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 5.000 | | |

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

8. Total consumptive use is 5191.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A33-02083

Page 1

Date: 10/26/89

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10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|---------------|----|-----|-----|-----|-------|
| 07N | 27E | 1 | SW | | SW | | IRR | 31.0 |
| | | | SE | | SW | | IRR | 40.0 |
| | | | Section Acres | | | | | 71.0 |
| | | 12 | NE | | NE | | IRR | 40.0 |
| | | | NW | | NE | | IRR | 40.0 |
| | | | SW | | NE | | IRR | 40.0 |
| | | | SE | | NE | | IRR | 40.0 |
| | | | NE | | NW | | IRR | 40.0 |
| | | | NW | | NW | | IRR | 30.0 |
| | | | SW | | NW | | IRR | 10.0 |
| | | | NE | | SW | | IRR | 15.0 |
| | | | SE | | SW | | IRR | 40.0 |
| | | | SE | | SE | | IRR | 40.0 |
| | | | Section Acres | | | | | 335.0 |
| | | 13 | NE | | NE | | IRR | 40.0 |
| | | | NW | | NE | | IRR | 40.0 |
| | | | NE | | NW | | IRR | 40.0 |
| | | | Section Acres | | | | | 120.0 |
| 28E | | 7 | NE | | NE | | IRR | 40.0 |
| | | | NW | | NE | | IRR | 40.0 |
| | | | SW | | NE | | IRR | 40.0 |
| | | | SE | | NE | | IRR | 40.0 |
| | | | NE | | NW | | IRR | 40.0 |
| | | | NW | | NW | | IRR | 38.0 |
| | | | SW | | NW | | IRR | 38.0 |
| | | | SE | | NW | | IRR | 40.0 |
| | | | Section Acres | | | | | 316.0 |
| | | 8 | NW | | NE | | IRR | 5.0 |
| | | | SW | | NE | | IRR | 15.0 |
| | | | NW | | NW | | IRR | 10.0 |
| | | | NW | | SE | | IRR | 30.0 |
| | | | SW | | SE | | IRR | 30.0 |
| | | | Section Acres | | | | | 90.0 |
| | | 17 | SW | | SW | | IRR | 30.0 |
| | | | Section Acres | | | | | 30.0 |

10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|--------|
| 07N | 28E | 18 | SW | | NE | | IRR | 40.0 |
| | | | SE | | NE | | IRR | 40.0 |
| | | | NW | | NW | | IRR | 39.0 |
| | | | SW | | NW | | IRR | 25.0 |
| | | | SE | | NW | | IRR | 40.0 |
| | | | NE | | SE | | IRR | 40.0 |
| | | | | | | | Section Acres | 224.0 |
| 08N | 27E | 34 | SW | | NE | | IRR | 37.0 |
| | | | SE | | NW | | IRR | 40.0 |
| | | | NE | | SW | | IRR | 40.0 |
| | | | NW | | SW | | IRR | 35.0 |
| | | | SW | | SW | | IRR | 30.0 |
| | | | SE | | SW | | IRR | 35.0 |
| | | | NW | | SE | | IRR | 40.0 |
| | | | SW | | SE | | IRR | 40.0 |
| | | | | | | | Section Acres | 297.0 |
| | | | | | | | Total Acres | 1483.0 |

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:
33-0069/0080/2007/2008/2083.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 27052

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 83-2083 A33-02083Date Received 10/6/89Receipt Number E010978**RECEIVED**
OCT 03 1989NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWDepartment of Water Resources
Eastern District Office1. Name of Claimant(s) Sage Willow, Inc. Phone (208) 522-7784Mailing Address 545 Shoup Avenue, Idaho Falls, Idaho Zip 834022. Date of Priority (Only (1) per claim) August 23, 19573. Source of water supply (a) Groundwater

which is tributary to (b) _____

4.a. Location of existing

point of diversion is: Township 7N. Range 27E. Section 12 ,1/4 of NE 1/4 of NE , Govt. Lot, _____ B.M., County of ButtAdditional points of diversion if any: NWNE, SESE, NENW, S.12, T.7N
R.27E; SWSW, NWSW, S.7, T.7N, R.28E

A3302083



b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of

_____ 1/4 of _____ 1/4 Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches,
Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any
changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 8 Wells andpumps.

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6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 5.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 5191 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

| TWP:RNG:SEC: | NE1/4 | : | NW1/4 | : | SW1/4 | : | SE1/4 | :TLS |
|--------------|-------------------|-------------------|-------------------|---------------|-----------------|-------------|-----------------|------|
| : | :NE 'NW 'SW 'SE | : | :NE 'NW 'SW 'SE | : | :NE 'NW 'SW 'SE | : | :NE 'NW 'SW 'SE | : |
| 7N:27E: 1 | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : 71 |
| : :12 :40 | :40 '40 '40 '40 : | :40 '30 '10 ' : | :15 ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | :335 |
| : :13 :40 | :40 ' ' ' ' : | :40 ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | :120 |
| 7N:28E: 7 | :40 '40 '40 '40 : | :40 '38 '38 '40 : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | :316 |
| : : 8 : | : ' 5 '15 ' : | : '10 ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : '30 '30 ' : | : ' ' ' ' : | : ' ' ' ' : | : 90 |
| : :17 : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : '30 ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | : 30 |
| : :18 : | : ' '40 '40 : | : '39 '25 '40 : | : ' ' ' ' : | : ' ' ' ' : | :40 ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | :224 |
| 8N :27E:34 | : ' '37 ' : | : ' ' ' '40 : | :40 '35 '30 '35 : | : '40 '40 ' : | : ' ' ' ' : | : ' ' ' ' : | : ' ' ' ' : | :297 |

Total number of acres irrigated 1483

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

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.

33-2083, 33-2007 33-2008 33-0069 and 33-0080. or None ()

14. Remarks:

Last Name Sage Willow, Inc. Ident No. A33-02083

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15. Basis of Claim (Check one) Beneficial Use ☒ Posted Notice ☐
Permit ☐ Decree ☐ License ☒

If applicable provide IDWR Water Right Number 33-2083
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 1

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

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

For Organizations: I do solemnly swear or affirm that I am President of Sage Willow, Inc., that I have signed the Title Organization

foregoing document in the space below as President Title

of Sage Willow, Inc. and that the statements contained in the Organization

foregoing document are true and correct.

Signature of Authorized Agent Edmund W. Dunne

Title and Organization President, Sage Willow, Inc. Date 9/27/89

State of Idaho/or Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 27 day of September, 1989.

Notary Public Suzanne M. Campbell
Residing at Blaine County
My Commission Expires 1994

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster 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 Kent W. Foster
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date 10/2/89

MICROFILMED

NOV 18 1992

Last Name Sage Willow, Inc. Ident. Number A 33-02083