

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 63-32076
Date Received: 12/28/1989
Receipt No: X9999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARCINE L HUKILL Phone: (208)467-2390
14600 DEER FLAT RD
NAMPA ID USA 83686

DANIEL M HUKILL Phone: (208)467-2390
14600 DEER FLAT RD
NAMPA ID USA 83686

2. Date of Priority: 04/13/1967

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	03W	15	SE SW	CANYON	
02N	03W	15	NE SE	CANYON	
02N	03W	15	SW SE	CANYON	

5. Description of diverting works:

WELL & TURBINE PUMP DISCHARGING TO MAINLINE TO SPRINKLER IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.38	90

7. Total Quantity Appropriated is:
0.38 C.F.S. and/or 90 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
02N	03W	15	NE	SW	IRRIGATION	38
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	15
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	30
					Section Acres	163
					Total Acres	163

11. Place of use in counties: CANYON

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 63-3599D, 63-7825A, 63-7825C and 63-32076 shall not exceed 3.35 cfs, nor a total combined annual volume of 778.5 af for the irrigation of 163 acres and industrial use.

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.

This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.

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

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

This right is a split from former right 63-3599C.

15. Basis of Claim: License

WATER RIGHT NO. 63-32076
As Modified by Transfer No. 71840

In accordance with the approval of Transfer No. 71840, Water Right No. 63-32076 is now described as follows.

Right Holder: DANIEL M HUKILL And
 MARCINE L HUKILL
 14600 DEER FLAT RD
 NAMPA ID 83686

Priority Date: April 13, 1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.38 CFS	90.0 AF
			0.38 CFS	90.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESW	Sec. 15 Twp 02N	Rge 03W CANYON County
GROUND WATER	NESE	Sec. 15 Twp 02N	Rge 03W CANYON County
GROUND WATER	SWSE	Sec. 15 Twp 02N	Rge 03W CANYON 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	
02N	03W	15									38.0				40.0	15.0	40.0	30.0	163.0

Total Acres: 163

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.
5. The total instantaneous diversion of water from all points of diversion under Rights 63-3599D, 63-7825A, 63-7825C and 63-32076 shall not exceed 3.35 cfs, nor a total combined annual volume of 778.5 af for the irrigation of 163 acres and industrial use.
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.

WATER RIGHT NO. 63-32076
As Modified by Transfer No. 71840

CONDITIONS OF APPROVAL

7. This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

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 23rd day of August, 2005


Chief, Water Allocation Bureau

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71840**

This is to certify that: DANIEL M HUKILL And
MARCINE L HUKILL
14600 DEER FLAT RD
NAMPA ID 83686
(208)467-2390

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>
63-7825A	AJC/License	07/09/1973	0.40 cfs	N/A	N/A	20.0	GROUND WATER
63-3599C	AJC/License	04/13/1967	2.665 cfs	N/A	N/A	140.0	GROUND WATER
63-3599D	AJC/License	04/13/1967	2.17 cfs	508.5 af	N/A	103.0	GROUND WATER
63-7825C	AJC/License	07/09/1973	0.40 cfs	90.0 af	N/A	20.0	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>
63-7825A	NO	NO	YES	YES	NO	NO
63-3599C	YES	NO	YES	YES	NO	NO
63-3599D	NO	NO	YES	YES	NO	NO
63-7825C	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-7825A	63-7825A	0.40 cfs	90.0 af	20.0	163.0		N/A	N/A	N/A	N/A
63-3599C	63-32076	0.38 cfs	90.0 af	20.0	163.0	63-32075	2.28 cfs	N/A	N/A	120.0
63-3599D	63-3599D	2.17 cfs	508.5 af	103.0	163.0		N/A	N/A	N/A	N/A
63-7825C	63-7825C	0.40 cfs	90.0 af	20.0	163.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		3.35 cfs	778.5 af	163.0	163.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23rd day of August, 20 05

SUPPORT DATA

IN FILE # 63-3599


Chief, Water Allocation Bureau

RECEIVED

Page 1 of 12

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

JAN 25 2005

Transfer No. 71840

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant Daniel M. and Marcine L. Hukill Phone (208) 467-2390Post Office address 14600 Deer Flat Road, Nampa, ID 83686**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Applicant proposes to add points of diversion to each water right and split 63-3599C.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
<u>63-7825A</u>	<u>7/9/1973</u>	<u>0.4 cfs / 90 af</u>	<u>irrigation</u>	<u>3/15</u>	to <u>11/15</u>
<u>TBD</u>	<u>4/13/1967</u>	<u>0.4 cfs / 90af</u>	<u>irrigation</u>	<u>3/15</u>	to <u>11/15</u>
(portion of 63-3599C)					
<u>63-3599D</u>	<u>4/13/1967</u>	<u>1.97 cfs / 463.5af</u>	<u>irrigation</u>	<u>3/15</u>	to <u>11/15</u>
		<u>0.2 cfs / 45 af</u>	<u>industrial</u>	<u>1/1</u>	to <u>12/31</u>
<u>63-7825C</u>	<u>7/9/1973</u>	<u>0.4cfs / 90 af</u>	<u>irrigation</u>	<u>3/15</u>	to <u>11/15</u>

2. Total amount of water being transferred 3.37 cubic feet per second and/or 778.5 acre-feet per annum.3. Source of water ground water tributary to NA

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SE	SW	15	2N	3W	Canyon	
		NE	SE	15	2N	3W	Canyon	
		SW	SE	15	2N	3W	Canyon	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
63-7825A																			
2N	3W	15												20					20
TBD (portion of 63-3599C)																			
2N	3W	15									20								20
36-3599D																			
2N	3W	15									18				15	40	30		103
											1				1	1	1	1	
63-7825C																			
2N	3W	15												20					20

Total Acres 163

PART 1

6. General Information:

a. Description of diversion system Three wells with electric pumps.b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
_____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

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

d. Remarks:

Applicant has purchased 40 acres in the W1/2 of the E1/2 of the SW1/4 of Section 15. Transfer will combine wells for 63-7825A, 63-3599D, 63-7825C, and 20-acre portion of 63-3599C into single system.**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

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

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

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

For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-7825 issued by the Idaho Department of Water Resources.
- c. Claim No. 63-7825A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water ground water tributary to NA4. Date or priority 7/9/1973

5. Water is used for the following purposes:

amount 0.4 cfs / 90 af for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.4 cfs cubic feet per second and/or 90 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		SE	SW	15	2N	3W	Canyon	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	15												20					20

Total Acres 20

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

PART 2

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

No If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED***(If the entire right is to be changed by the applicant, omit part B and C.)*

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

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

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

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

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

D. DESCRIPTION OF RIGHT AS RECORDED

4. Right as evidenced by:

- e. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- f. License No. _____ issued by the Idaho Department of Water Resources.
- g. Claim No. 63-3599C on file with the Idaho Department of Water Resources.
- h. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

9. Source of water ground water tributary to NA10. Date or priority 4/13/1967

11. Water is used for the following purposes:

amount 2.665 cfs /463.5 af for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)

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

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

12. Total amount of water under right 2.665 cubic feet per second and/or 463.5 af acre-feet per annum.

13. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	15	2N	3W	Canyon	
		SW	SE	15	2N	3W	Canyon	

14. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	14										40	40						80
		15									20				20			20	60

Total Acres 14011. Describe any other water rights used for the same purpose as described above None

PART 2

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

No If yes, describe _____**E. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED***(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount 0.4cfs / 90af for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

3. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	15	2N	3W	Canyon	
		SW	SE	15	2N	3W	Canyon	

6. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	15									20								20

Total Acres 20**F. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 2.265cfs / 373.5 af for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	15	2N	3W	Canyon	
		SW	SE	15	2N	3W	Canyon	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	14										40	40						80
		15													20			20	40

Total Acres 120

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

G. DESCRIPTION OF RIGHT AS RECORDED

7. Right as evidenced by:

- i. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- j. License No. _____ issued by the Idaho Department of Water Resources.
- k. Claim No. 63-3599D on file with the Idaho Department of Water Resources.
- l. Transfer No. 69150 which produced this right.

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

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

15. Source of water ground water tributary to NA16. Date or priority 4/13/1967

17. Water is used for the following purposes:

amount 1.97cfs / 463.5 af for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)

amount 0.2cfs / 45 af for industrial purposes from 1/1 to 11/15
(cfs/ac-ft)

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

18. Total amount of water under right 2.17 cubic feet per second and/or 508.5 acre-feet per annum.

19. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	15	2N	3W	Canyon	
		SW	SE	15	2N	3W	Canyon	

20. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	15									18				15	40	30		103
											1				1	1	1		

Total Acres 10313. Describe any other water rights used for the same purpose as described above None

PART 2

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

No If yes, describe _____

H. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

4. Point(s) of Diversion:

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

9. Lands irrigated or place of use:

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

Total Acres _____

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

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

6. Point(s) of Diversion:

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

7. Lands irrigated or place of use:

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

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

(Attach one copy for each right)

J. DESCRIPTION OF RIGHT AS RECORDED

10. Right as evidenced by:

- m. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- n. License No. _____ issued by the Idaho Department of Water Resources.
- o. Claim No. 63-7825C on file with the Idaho Department of Water Resources.
- p. Transfer No. 70837 which produced this right.

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

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

21. Source of water ground water tributary to NA

22. Date or priority 7/9/1973

23. Water is used for the following purposes:

amount 0.4cfs / 90 af for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

24. Total amount of water under right 0.4 cubic feet per second and/or 90 acre-feet per annum.

25. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	15	2N	3W	Canyon	
		SW	SE	15	2N	3W	Canyon	

26. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	15												20					20

Total Acres 20

15. Describe any other water rights used for the same purpose as described above None

PART 2

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

No

If yes, describe _____

K. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

5. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

12. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

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

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

8. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

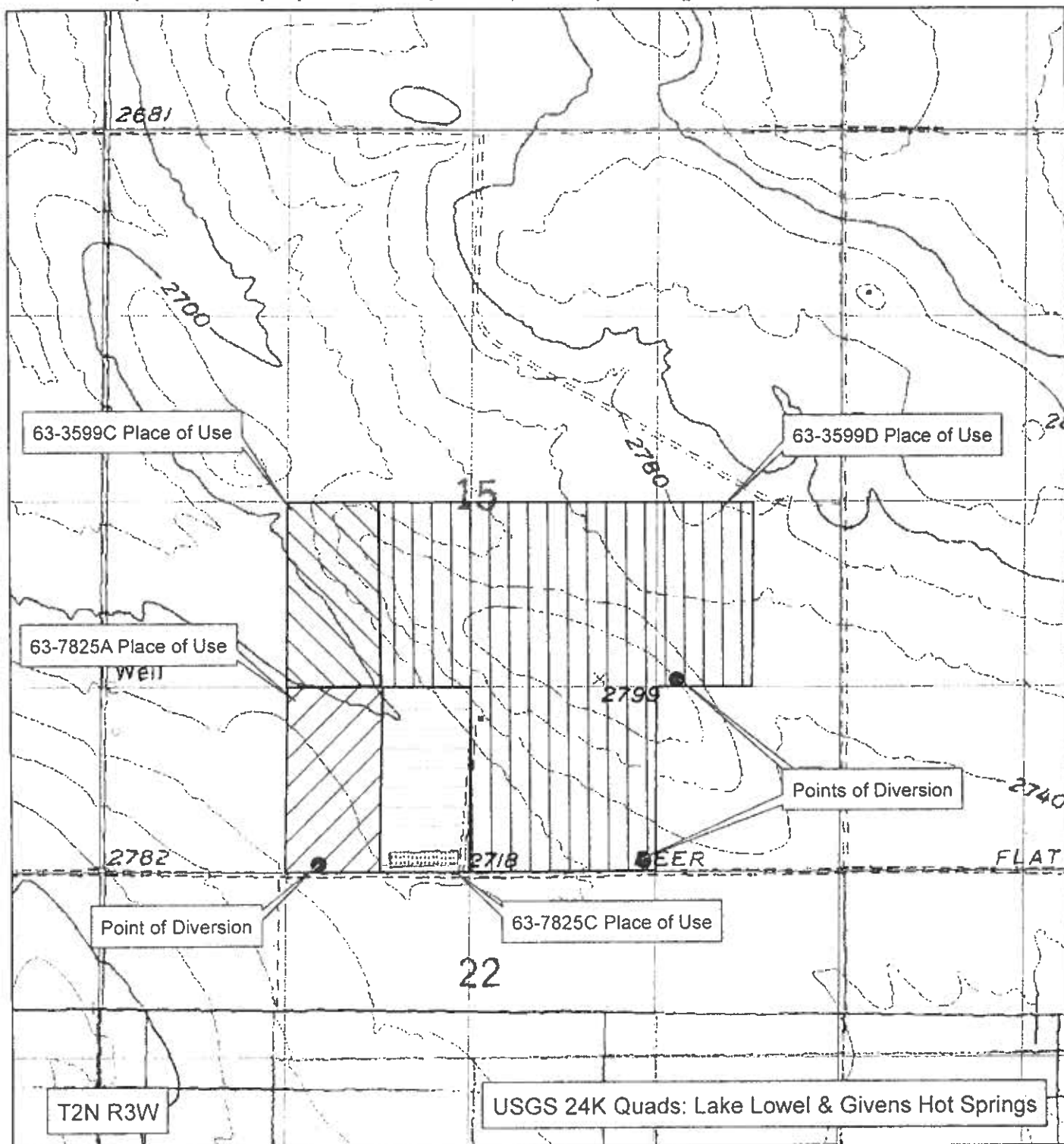
9. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

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

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



PART 3**B. CHANGES IN NATURE OF USE**

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

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

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

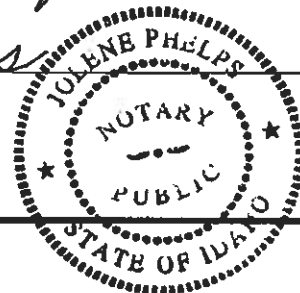
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Daniel M. Hubbell

(Signature of Applicant)

Subscribed and sworn to before me this 19th day of January, 20 05Jolene Phelps

(Notary Public)

My commission expires June 6, 2005**FOR DEPARTMENT USE ONLY**Transfer contains 12 pages and _____ attachmentsReceived by DB Date 1-25-05 Protest filed by _____Prelim. Check by g Fee \$370-Received by DB W032548 Date 1-25-05

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

IN 79324 2004-118415
WARRANTY DEED

B.H.

FOR VALUE RECEIVED J.B. JOHNSTON, an unmarried man

the Grantor, do hereby grant, bargain, sell and convey unto DANIEL M. HUKILL and MARCINE HUKILL L. HUKILL, husband and wife

the Grantees, whose address is 14600 DEERFLAT ROAD., NAMPA, ID 83686

the following described premises, to-wit:

THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER IN SECTION 15, TOWNSHIP 2 NORTH, RANGE 3 WEST, BOISE MERIDIAN, CANYON COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantees, that he the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2004 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: April 6, 2004

J.B. JOHNSTON

STATE OF IDAHO
 COUNTY OF CANYON

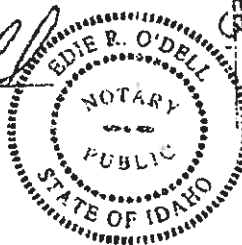
On this 6th day of MARCH, 2004, before me, a notary public, personally appeared J.B. JOHNSTON, known or identified to me to be the person(s) who/se name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Notary Public

Residing at Nampa, ID

My commission expires:

4/17/2009



PIONEER TITLE COMPANY
 OF CANYON COUNTY

100 10TH AVE SOUTH
 NAMPA, IDAHO 83651

423 SOUTH KIMBALL
 CALDWELL, ID 83605

CANYON COUNTY
 REQUEST PIONEER-NAMPA
 TYPE: FEE: 0.00

RECORDED

2004 MAR 6 PM 5:05

200410415

ATTACHMENT A1

File No: wdd

QUITCLAIM DEED**FOR VALUE RECEIVED****HUKILL FINEGRADING & EXCAVATION, INC.**

do hereby convey, release, remise and forever quit claim unto

DEER FLAT SAND & GRAVEL, INC.whose current address is: 14200 Deer Flat Road, Nampa, Idaho 83850
the following described premises, to-wit:

The West Half of the Southeast Quarter; and the West Half of the East Half of the Southeast Quarter; and the East Half of the East Half of the Southeast Quarter of Section 15, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM:

This parcel is a portion of the East One-Half of the East One-Half of the Southwest Quarter of Section 15, Township 2 North, Range 3 West of the Boise Meridian in Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the Northwest corner of the Southwest Quarter of said Section 15, being also the West One Quarter corner for said Section 15; thenceNorth 88° 50' 31" East along the North boundary of said Southwest Quarter a distance of 1538.98 feet to the Northwest corner of said East One-Half of the East One-Half of the Southwest Quarter, said point being the **TRUE POINT OF BEGINNING**; thence continuing

North 98° 50' 31" East along said North boundary a distance of 484.00 feet; thence South 2° 24' 14" West parallel with the West boundary of said East One-Half of the East One-Half of the Southwest Quarter a distance of 300.00 feet; thence

South 85° 50' 31" West parallel with said North boundary a distance of 484.00 feet to a point on said West boundary; thence

North 0° 24' 14" East along said West boundary a distance of 500.00 feet to the **TRUE POINT OF BEGINNING**.

This parcel includes use of an ingress-egress and utility easement described as follows:

COMMENCING at the Northwest corner of the Southwest Quarter of said Section 15, being also the West One Quarter corner for said Section 15; thence

North 88° 50' 31" East along the North boundary of said Southwest Quarter a distance of 1538.98 feet to the Northwest corner of said East One-Half of the East One-Half of the Southwest Quarter; thence

South 0° 24' 14" West along the West boundary of said East One-Half of the East One-Half of the Southwest Quarter a distance of 300.00 feet to the **TRUE POINT OF BEGINNING**; thence

North 88° 50' 31" East a distance of 30.00 feet; thence

South 0° 24' 14" West a distance of 1751.91 feet to a point on the South boundary of the Southwest Quarter of said Section 15; thence

South 89° 15' 44" West along said South boundary a distance of 30.00 feet to the Southwest corner of the said East One-Half of the East One-Half of the Southwest Quarter; thence

North 0° 24' 14" East along the West boundary of said East One-Half of the East One-Half of the Southwest Quarter a distance of 1751.91 feet to the **TRUE POINT OF BEGINNING**.

Dated: April 30, 2001

Daniel M. Hukill, President
HUKILL FINEGRADING & EXCAVATION, INC.

STATE OF _____, County of _____, ss.

On this _____ day of _____ in the year of
2000, before me, the undersigned, a Notary Public in and
for said State, personally appeared _____known or identified to me to be the person whose name
subscribed to the within instrument, and acknowledged
to me that _____ executed the same.

Signature: _____

Name: _____

Residing at: _____

My commission expires: _____

Transnation Title & Escrow, Inc.

No. C 126306 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		Due no later than November 30, 2004 Annual Report Form DEER FLAT SAND & GRAVEL, INC. 14200 DEER FLAT RD NAMPA, ID 83686		2. Registered Agent and Office NO PO BOX DANIEL M HUKILL 14200 DEER FLAT RD NAMPA, ID 83686 3. New Registered Agent Signature	
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.					
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
President	Daniel M. Hukill	14600 Deer Flat Road	Nampa	Idaho	83686
Secretary	Marcy L. Hukill	14600 Deer Flat Road	Nampa	Idaho	83686
5. Organized Under the Laws of: IDAHO C 126306		6. Signature <u>Daniel M. Hukill</u> Name <u>Daniel M. Hukill</u> Title <u>President</u> Date <u>9-14-04</u> 20041104053			

Issued 09/01/2004

Do Not Tape or Staple

No. C 118978 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	Due no later than Oct 31, 2000 Annual Report Form 1. Filing Address: Corporation's true and lawful address HUKILL FINE GRADING & EXCAVATION, I DANIEL M. HUKILL ~~7000 SOUTH BEND BLVD.~~ 14200 Deer Flat Road NAMPA, ID 83686	2. Registered Agent and Office NO PO BOX DANIEL M. HUKILL ~~7000 SOUTH BEND BLVD.~~ 14200 Deer Flat Road NAMPA, ID 83686 3. <u>Now</u> Registered Agent Signature
--	--	---

4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.						
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	
President	Daniel M. Hukill	14200 Deer Flat Rd.	Nampa,	Idaho	83686	
Secretary	Marcy L. Hukill	14200 Deer Flat Rd.	Nampa,	Idaho	83686	

5. Organized Under the Laws of: IDAHO C 118978	6. Signature <u>Daniel M. Hukill</u> Date <u>8/16/2000</u> Name (Typed or Printed) <u>Daniel M. Hukill</u> Title: <u>President</u> X ~~From~~
--	--

Issued 08/01/2000

Do Not Tape or Staple

2134

MAR-11-2005(FRI) 16:10 PIONEER TITLE-CALDWELL

(B) PC 26475



9834200
9834200

WARRANTY DEED

For Value Received

Michael G. Crapo and Tyra M. Crapo, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

First American Title Insurance Corporation

hereinafter referred to as Grantee, whose current address is:

7200 G.H.
The Southside Bldg., Nampa, ID 83855

the following described premises, to-wit:

The West Half of the Southeast Quarter; and the West Half of the East Half of the Southeast Quarter; and the East Half of the East Half of the Southwest Quarter of Section 15, Township 1 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

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

Dated: September 13, 1998.

Michael G. Crapo
Michael G. Crapo
Tyra M. Crapo
Tyra M. Crapo

NOTARY PUBLIC - CALDWELL
THE FEE IS \$3.00

CANYON COUNTY RECORDER
BY *Bill Malone*

98 SEP 14 PM 4 35

RECORDED

9834200

STATE OF IDAHO)

COUNTY OF Ada)

On this 13th day of September, in the year 1998, before me, a Notary Public in and for said State, personally appeared Michael G. Crapo and Tyra M. Crapo, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Patty I. Chupp
Notary Public of Idaho
Residing at Boise
Commission expires: 5/08/04

PATTY I. CHUPP
★ NOTARY PUBLIC ★
STATE OF IDAHO

My Commission Expires 5-8-2004.

First American Title Company of Idaho

File No.: wild

QUITCLAIM DEED

FOR VALUE RECEIVED

HUKILL FINEGRADING & EXCAVATION, INC.

do hereby convey, release, remise and forever quit claim unto

DEER FLAT SAND & GRAVEL, INC.

whose current address is: 14200 Deer Flat Road, Nampa, Idaho 83686
the following described premises, to-wit:

The West Half of the Southeast Quarter; and the West Half of the East half of the Southeast Quarter; and the East Half of the East half of the Southwest Quarter of Section 15, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM:

This parcel is a portion of the East One-Half of the East One-Half of the Southwest Quarter of Section 15, Township 2 North, Range 3 West of the Boise Meridian in Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the Northwest corner of the Southwest Quarter of said Section 15, being also the West One Quarter corner for said Section 15; thence
North 89° 50' 31" East along the North boundary of said Southwest Quarter a distance of 1988.96 feet to the Northwest corner of said East One-Half of the East One-Half of the Southwest Quarter; said point being the TRUE POINT OF BEGINNING; thenceNorth 89° 50' 31" East along said North boundary a distance of 484.00 feet; thence
South 0° 24' 14" West parallel with the West boundary of said East One-Half of the East One-Half of the Southwest Quarter a distance of 900.00 feet; thence

South 89° 50' 31" West parallel with said North boundary a distance of 484.00 feet to a point on said West boundary; thence

North 0° 24' 14" East along said West boundary a distance of 900.00 feet to the TRUE POINT OF BEGINNING.

This parcel includes use of an ingress-egress and utility easement described as follows:

COMMENCING at the Northwest corner of the Southwest Quarter of said Section 15, being also the West One Quarter corner for said Section 15; thence

North 89° 50' 31" East along the North boundary of said Southwest Quarter a distance of 1988.96 feet to the Northwest corner of said East One-Half of the East One-Half of the Southwest Quarter; thence

South 0° 24' 14" West along the West boundary of said East One-Half of the East One-Half of the Southwest Quarter a distance of 900.00 feet to the TRUE POINT OF BEGINNING; thence

North 89° 50' 31" East a distance of 30.00 feet; thence
South 0° 24' 14" West a distance of 1751.91 feet to a point on the South boundary of the Southwest Quarter of said Section 15; thence

South 89° 50' 31" West along said South boundary a distance of 30.00 feet to the Southwest corner of the said East One-Half of the East One-Half of the Southwest Quarter; thence

North 0° 24' 14" East along the West boundary of said East One-Half of the East One-Half of the Southwest Quarter a distance of 1751.91 feet to the TRUE POINT OF BEGINNING.

Dated: April 30, 2001

Daniel M. Hukill

Daniel M. Hukill, President

HUKILL FINEGRADING & EXCAVATION, INC.

STATE OF Idaho County of CANYON, ss.

On this 30th day of April in the year of 2001
2001, before me, the undersigned, a Notary Public in and
for said State, personally appeared

DANIEL M. HUKILL

known or identified to me to be the person, whose name
subscribed to the within instrument, and acknowledged
to me that he executed the same.Signature: Jolene Phelps

Name: Jolene Phelps

Residing at: Nampa

My commission expires: JUNE 6, 2005



Transnation Title & Escrow, Inc.

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: **A63-03599C**
Date Received: 12/28/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name:	HR MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	GOLDA D MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	EDWARD RAY MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	SUSAN L MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	RODNEY KENT MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	RUBY C VICTOR	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	ROBERT J MEYERS	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	WILFORD NOLAN VICTOR	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID	83301
AND		
Name:	KATHI L MEYERS	208-733-5217

Address: 1528 ADDISON AVENUE EAST
TWIN FALLS ID 83301

2. Date of Priority: APR 13, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	03W	15	NE	SE	SE		CANYON
			SW	SE			CANYON

5. Description of diverting works:
WELLS, PUMPS, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.665		

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

8. Total consumptive use is 490.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	14	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
						Section Acres	80.0
		15	NE	SW		IRR	20.0
			NE	SE		IRR	20.0
			SE	SE		IRR	20.0
						Section Acres	60.0
						Total Acres	140.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

OTHER WATER RIGHTS INCLUDE: 80 ACRES CONCURRENT WITH A63-03589
AND 60 ACRES CONCURRENT WITH A63-02879.

THIS CLAIM IS A RESULT OF A SPLIT DUE TO AN OWNERSHIP CHANGE.

15. Basis of Claim: LICENSE

Water Right Number: 33561

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 02 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).:

A63-03599B, A63-07825A

Adjudication Claim No(s).: _____

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Michael G. & Tyra M. Crago2139 W Sonoma Dr., Meridian

4. New Owner/Claimant(s)

Hukill Finegrading & Excavation IncName Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

7280 Southside Blvd.

City, State and ZIP Code

Nampa, ID 83686☒ New Telephone Number(208) 467-2390

5. Date you acquired the property

Sept. 11, 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 200

Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

X Daniel M. Hukill, President.

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

(B) PC 26875

9834018

9834200



WARRANTY DEED

For Value Received

Michael G. Crago and Tyra M. Crago, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Hukill Finegrading & Excavation Inc., an Idaho Corporation

hereinafter referred to as Grantee, whose current address is

7280 O.H.

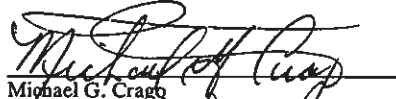
728 Southside Blvd., Nampa, ID 83686

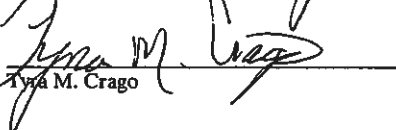
the following described premises, to-wit:

The West Half of the Southeast Quarter; and the West Half of the East Half of the southeast Quarter; and the East Half of the East Half of the Southwest Quarter of Section 15, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

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

Dated: September 11, 1998.


Michael G. Crago


Tyra M. Crago

REQUEST PIONEER - CALDWELL
TYPE Deed FEE 3.00

CANYON COUNTY RECORDER
BY J. M. JAMES

98 SEP 14 PM 4 35

RECORDED

9834200

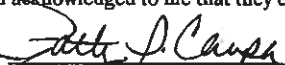
STATE OF IDAHO)

COUNTY OF Ada)

On This 14th day of September, in the year 1998, before me, a Notary Public in and for said State, personally appeared Michael G. Crago and Tyra M. Crago, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.

PATTY I. CHUPP
☆ NOTARY PUBLIC ☆
STATE OF IDAHO

My Commission Expires 5-8-2004.


Notary Public of Idaho
Residing at Boise
Commission expires: 5/08/04

First American Title Company of Idaho

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DEC 02 1998

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 63-03599B
 Adjudication Claim No(s).: _____

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Montier, Victor, Meyers
U & M Trust - see attached

4. New Owner/Claimant(s) Michael H. Crago & Sylvia M. Crago
 Name Connector (Check one): ☐ and, ☐ or ☐ and/or
 New Mailing Address 2139 W. Sonoma Drive
 City, State and ZIP Code Meridian, ID 83642
 New Telephone Number () _____

5. Date you acquired the property ✓ 1 JUNE 94

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate ✓ 200 Number and type of stock ✓ N/A
 Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Michael H. Crago
Sylvia M. Crago
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

98346

10026875

WARRANTY DEED

WILFORD NOLAN VICTOR & RUBY C. VICTOR, H/W & ROBERT J. MEYERS & KATHI L. MEYERS, H/W, GRANTORS, AND

GRANTOR, KENDRA F. EGERT, Trustee(s), of the V & M Trust, U/T/A dated the 30 day of December, 1993, and any amendments thereto, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain sell and convey unto **MICHAEL G. CRAGO** and **TYRA M. CRAGO**, husband and wife, **GRANTEES**, and to grantees' successors and assigns forever, all of the following described real estate located in the County of Canyon, State of Idaho, described in Exhibit "A" attached hereto and by this reference incorporated herein.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

SUBJECT TO:

Easements, covenants, and restrictions and zoning regulations as appear of record or by use upon premises.

Grantors, for themselves, their heirs and assigns do hereby covenant, warranty and shall defend the quiet and peaceable possession of said premises by the grantees, their heirs and assigns forever against the lawful claims of all persons.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

Grantees' Address: 2139 W SONOMA Dr Meridian Id 830

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument this 3RD day of JUNE, 1994.

THE V & M TRUST

By: Kendall F. Egert
Trustee

STATE OF IDAHO)
) ss.
COUNTY OF TWIN FALLS)

I HEREBY CERTIFY that on this day, before me, an officer duly authorized to take acknowledgments, personally appeared KENDRA F. EGERT, to me known or shown to me to be the Trustee of the V & M Trust, and who acknowledged to me that he/she signed the foregoing instrument on behalf of the said Trust.

WITNESS my hand and official seal in the county and state last aforesaid this 3RD day of JUNE, 1994.

J. M. Oster
Notary Public

Residing at: TWIN FALLS.

My Commission expires: 4-28-99



THE UNDERSIGNED INDIVIDUALS DO HEREBY CONFIRM THIS CONVEYANCE:

Wilford Nolan Victor
WILFORD NOLAN VICTOR

Ruby C. Victor
RUBY C. VICTOR

Robert J. Meyers
ROBERT J. MEYERS

Kathi L. Meyers
KATHI L. MEYERS

STATE OF Idaho, County of Twin Falls, ss.

On this 10th day of June in the year of 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared Wilford Nolan Victor, Ruby C. Victor, Robert J. Meyers and Kathi L. Meyers known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Signature: _____

Name: _____

(Type or Print)

Residing At: _____

My Commission expires: _____

T. W. Stivers

T. W. STIVERS

TWIN FALLS, ID.

4-28-99

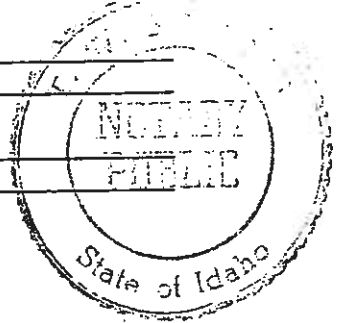


EXHIBIT "A"

The East Half of the West Half of the Northeast Quarter; the West Half of the East Half of the Northeast Quarter; the West Half of the East Half of the Southeast Quarter; the Southwest Quarter of the Southeast Quarter; the Northwest Quarter of the Southeast Quarter; the East Half of the East Half of the Southwest Quarter; of Section 15, Township 2 North, Range 3 West Boise Meridian, Canyon County, Idaho.

9834665

RECORDED

'98 SEP 17 PM 2 17

MTD JKERR

CANYON CITY RECORDER

BY *McDannery*

REQUEST PIONEER — CALDWELL

TYPE Deed REF 9.28

4229 2 | 4369 |
 DRY LAKE
 OIL CO.



QUITCLAIM DEED

For Value Received

WILFORD NOLAN VICTOR and RUBY C. VICTOR, husband and wife, and ROBERT J. MEYERS and KATHI L. MEYERS, husband and wife

do hereby convey, release, remise and forever quitclaim unto

V & M TRUST

whose current address is 1528 Addison Avenue East
Twin Falls, Idaho 83301

the following described premises, to-wit:

PARCEL #1

All of right, title, and interest of the said party in Section 10; S $\frac{1}{2}$ 14; and 15; Township 2 North, Range 3 West of the Boise Meridian, Canyon County Idaho. TOGETHER with all water rights, government grain base, irrigation wells/pumps, and equipment.

PARCEL #2

The South One-Half; the South One-Half of the North One-Half and the Northwest Quarter of the North 1st Quarter, all in Section 25, Township 5 North, Range 2 West, Boise Meridian, Canyon County, State of Idaho. TOGETHER with all water rights, government grain base, irrigation wells/pumps, and equipment.

together with their appurtenances.

Dated: 12/30/92

Wilford Nolan Victor
Ruby C. Victor

REQUEST BY *W. M. Victor*
TYPE *Quit* FEE *3.00*

BY *W. M. Victor*
CANYON COUNTY RECORDER

NED L. KERR

94 JUN 11 PM 1 58

RECORDED

9400950

Robert J. Meyers
Kathi L. Meyers

STATE OF IDAHO, COUNTY OF Twin Falls
On this 30th day of December, 1992,
before me, a notary public in and for the said State, personally appeared

WILFORD NOLAN VICTOR and RUBY C. VICTOR, husband and wife, and

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at minutes past o'clock M.
this day of
19 in my office, and duly recorded in Book

INSTRU

Inat 9411558

QUITCLAIM DEED

GRANTOR, W. NOLAN VICTOR and RUBY C. VICTOR, husband and wife; HERBERT R. MONTIERTH; the ESTATE OF GOLDA D. MONTIERTH; EDWARD RAY MONTIERTH and SUSAN L. MONTIERTH, husband and wife; RODNEY KENT MONTIERTH and DOLLIE MONTIERTH, husband and wife, of Kuna, County of Ada, State of Idaho, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby REMISE, RELEASE and forever QUITCLAIM unto ROBERT J. MEYERS and KATHI L. MEYERS, husband and wife whose current address is 3024 Harkridge, County of Twin Falls, State of Idaho as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate situated in Nampa, County of Canyon, State of Idaho, to-wit:

and
The W $\frac{1}{2}$ and the SE $\frac{1}{4}$ of Section 15 of Township 2 North,
Range 3 West, Boise Meridian, Canyon County. *Idaho*

and

Lots 1 and 2 of Meyers/Montierth/Victor acreages in
Section 10, Township 2 North, Range 3 West, Boise
Meridian, Canyon County, Idaho.

TOGETHER with all tenements, hereditaments and appurtenances thereunto belonging together with all right, title and interest including well water permits for well Nos 5, 6 and 7 as designated on Exhibit "A".

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 4 day of March, 1994.

W. Nolan Victor
W. NOLAN VICTOR

Ruby C. Victor
RUBY C. VICTOR

Herbert R. Montierth
HERBERT R. MONTIERTH

Herbert R. Montierth
HERBERT R. MONTIERTH,
Personal Representative of the
Estate of Golda D. Montierth

Edward Ray Montierth
EDWARD RAY MONTIERTH

Susan L. Montierth
SUSAN L. MONTIERTH

Rodney Kent Montierth
RODNEY KENT MONTIERTH

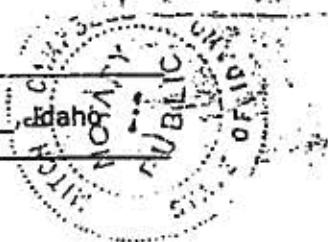
Dollie Montierth
DOLLIE MONTIERTH

STATE OF IDAHO)
) ss:
County of Ada)

On this 4 day of March, 1994, before me the undersigned, a notary public for Idaho, personally appeared W. NOLAN VICTOR and RUBY C. VICTOR, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IT WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

[Signature]
Notary Public for Idaho
Residing at Twin Falls, Idaho
Commission expires _____



STATE OF IDAHO

)
) ss:

County of Ada

On this 21st day of February, 1994, before me the undersigned, a notary public for Idaho, personally appeared HERBERT R. MONTIERTH, known to me to be the persons whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IT WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



[Signature]
Notary Public for Idaho
Residing at Grand View, Idaho
Commission expires _____

STATE OF IDAHO

)
) ss:

County of Ada

On this 21st day of February, 1994, before me the undersigned, a notary public for Idaho, personally appeared HERBERT R. MONTIERTH, known to me to be the persons whose name is subscribed to the within instrument and acknowledged to me that he executed the same as personal representative of the Estate of Golda D. Montierth.

IT WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



[Signature]
Notary Public for Idaho
Residing at Grand View, Idaho
Commission expires _____

QUITCLAIM DEED - 3

9/202

STATE OF IDAHO)
County of Ada) ss.

On this 21st day of February, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared EDWARD RAY MONTIERTH and SUSAN L. MONTIERTH, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public for Idaho
Residing at Grand View, Idaho
Commission expires: _____

STATE OF IDAHO)
County of Ada) ss.

On this 21st day of February, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared RODNEY KENT MONTIERTH and DOLLIE MONTIERTH, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public for Idaho
Residing at Grand View, Idaho
Commission expires: _____

QUITCLAIM DEED - 4
4/282

REQUEST [Signature]
TYPE Good FEE 13

94 APR 20 AM 9 13
NEO J. KERR
CANYON COUNTY RECORDER
BY C. Smith

RECORDED

9411558

Split Tree

A63-03599B

N/O Monticello/Victoria/Meyers

DR: 5.33 cfs CU: 980 AF

POB's: 2N, 3W, S15, NESE, SWSE.

POU: 2N, 3W, S14, NWSW - 40ac SWSW - 40ac
S15, NESW - 40

, NESE - 40 NWSE - 40

SWSE - 40 SESE - 40

280ac

-03599C

N/O Monticello/Victoria/Meyers

DR: 2.665 CU: 490

POB's: 2N, 3W, S15, NESE, SWSE

POU's: 2N, 3W, S14, NWSW - 40ac SWSW - 40ac.

S15, NESW - 20ac

NESE - 20ac SESE - 20 140.

-03599D

*

N/O Ageo.

DR: 2.665 CU: 490

POB's: 2N, 3W, S15, NESE, SWSE

POU's: 2N, 3W, S15, NESE - 20ac SESE - 20ac

NWSE - 40 SWSE - 40

NESW - 20

140ac

* Ownership change to Duhill Grading & Excavation

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: A63-03599B
Date Received: 12/28/1989
Receipt No: N003518
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	H.R. MONTIERTH		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	GOLDA D. MONTIERTH		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	EDWARD RAY MONTIERTH		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	SUSAN L. MONTIERTH		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	RODNEY KENT MONTIERTH		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	WILFORD NOLAN VICTOR		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	RUBY C. VICTOR		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	ROBERT J. MEYERS		208-733-5217
Address:	1528 ADDISON AVENUE EAST		
	TWIN FALLS, ID	83301	
AND			
Name:	KATHI L. MEYERS		208-733-5217

Address: 1528 ADDISON AVENUE EAST
TWIN FALLS, ID 83301

2. Date of Priority: APR 13, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	03W	15	NE	NE	SE		CANYON
			SW	SW	SE		CANYON

5. Description of diverting works:
WELLS, PUMPS, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.330		

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

8. Total consumptive use is 980.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	03W	14	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
						Section Acres	80.0
		15	NE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	200.0
						Total Acres	280.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:
OTHER WATER RIGHTS INCLUDE: 80 ACRES CONCURRENT WITH A63-03589
AND 60 ACRES CONCURRENT WITH A63-02879.

15. Basis of Claim: LICENSE
Water Right Number: 33561

03/06/2006

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

RIGHT NUMBER: 63-32076

NAME AND ADDRESS: MARCINE L HUKILL
14600 DEER FLAT RD
NAMPA ID 83686

DANIEL M HUKILL
14600 DEER FLAT RD
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.380 CFS
90.000 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-3599D, 63-7825A, 63-7825C and 63-32076 shall not exceed 3.35 cfs, nor a total combined annual volume of 778.5 af for the irrigation of 163 acres and industrial use.

PRIORITY DATE: 04/13/1967

POINT OF DIVERSION:

T02N R03W S15 SESW Within CANYON County
T02N R03W S15 NESE Within CANYON County
T02N R03W S15 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.380 CFS 90.00 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 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 CANYON County

T02N R03W S15	NESW	38.00	T02N R03W S15	SESW	40.00
T02N R03W S15	NESE	15.00	T02N R03W S15	NWSE	40.00
T02N R03W S15	SWSE	30.00			

163 ACRES TOTAL

This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 63-3599C.

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 71840 is cause for the Director to rescind approval of the transfer.

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

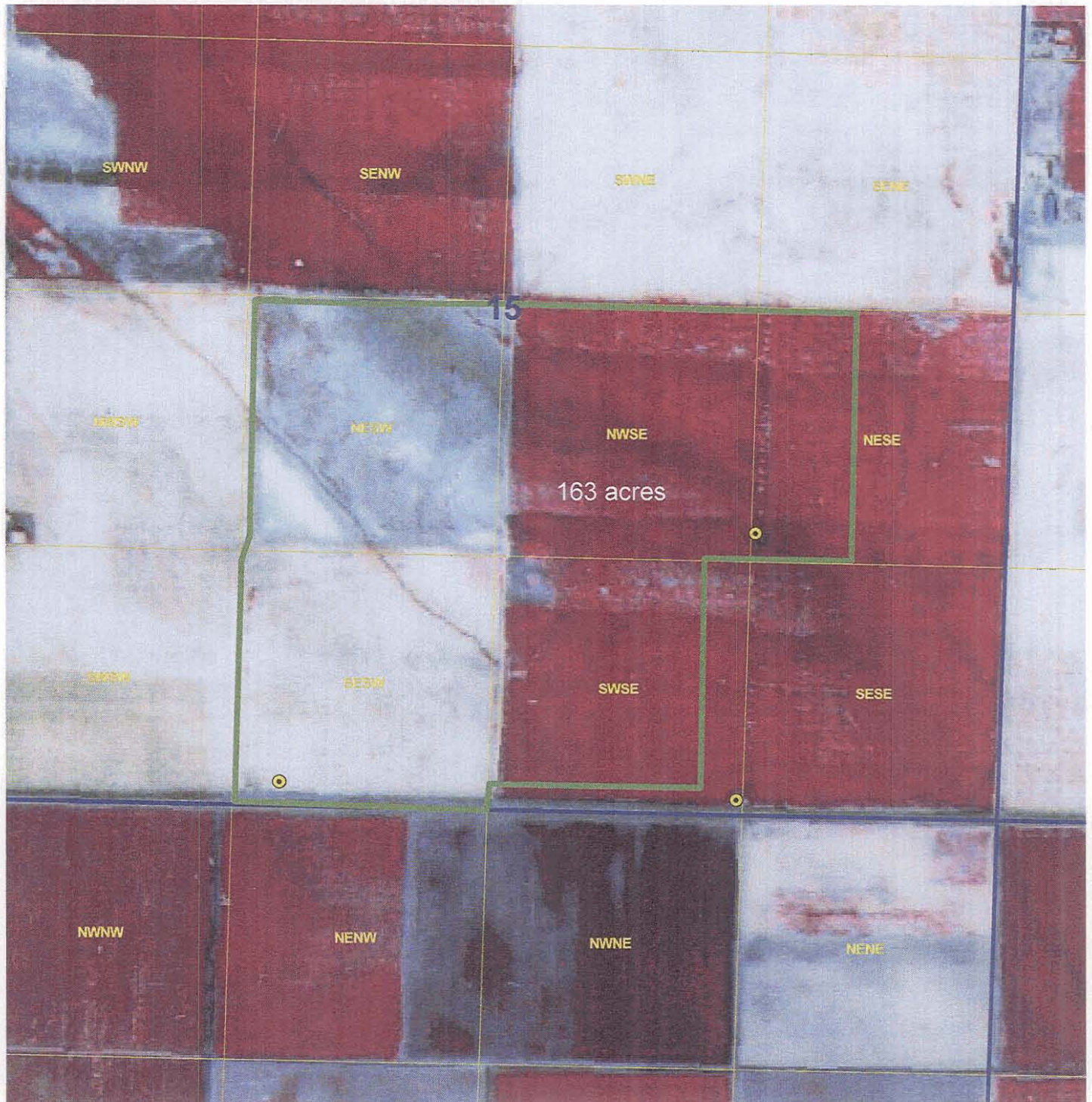
The right holder shall accomplish the change authorized by Transfer 71840 within one year of the date of the approval.

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

Idaho Department of Water Resources

63-32076

T02N R03W S15



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



400 0 400 800 1200 1600 Feet

IDWR

Prepared by: Sandy Egbert

Date: March 6, 2006

1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32076 V1

WATER RIGHT NUMBER: 63-32076 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARCINE L HUKILL 14600 DEER FLAT RD NAMPA, ID 83686 (208)467-2390
Current Owner	DANIEL M HUKILL 14600 DEER FLAT RD NAMPA, ID 83686 (208)467-2390
Original Owner	BRYCE MILLAR RT 7 BOX 7380 NAMPA, ID 83651

Priority Date: 04/13/1967

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.380 CFS	90.00 AF
	<u>Total Diversion:</u>	0.380 CFS	90.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SE1/4	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON 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	
02N	03W	15									38.0				40.0	15.0	40.0	30.0	163.0

Total Acres: 163

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32076 V1

1. X27 This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.
2. P21 This right is a split from former right 63-3599C.
3. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. T08 Failure of the right holder to comply with the conditions of Transfer 71840 is cause for the Director to rescind approval of the transfer.
5. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3599D, 63-7825A, 63-7825C and 63-32076 shall not exceed 3.35 cfs, nor a total combined annual volume of 778.5 af for the irrigation of 163 acres and industrial use.
6. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 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.
7. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
9. T07 The right holder shall accomplish the change authorized by Transfer 71840 within one year of the date of the approval.
10. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks:Comments:

1. pskaggs 8/23/2005 3:33:55 PM Transferred Right
Comment: This is now a approved transfer, transfer number = 71840

Dates and Other Information:

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

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32076 V1

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.35	778.5	163

Combined Water Rights: 63-3599D , 63-7825C , 63-7825A , 63-32076

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	3/6/2006 11:04:20 AM	segbert			Active
POD	3/6/2006 11:04:32 AM	segbert			Active
Source	3/6/2006 11:06:17 AM	segbert			Active
POU	3/6/2006 11:06:31 AM	segbert			Active
Use	3/6/2006 11:07:12 AM	segbert			Active
Season	3/6/2006 11:07:33 AM	segbert			Active
Quantity	3/6/2006 11:07:58 AM	segbert			Active
Summary			03/06/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	3/6/2006 11:04:32 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	3/6/2006 11:06:17 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	3/6/2006 11:06:31 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (Yes) 14. Is a POU remark and/or condition required?
Use	3/6/2006 11:07:12 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32076 V1

General	3/6/2006 11:04:20 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Season	3/6/2006 11:07:33 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	3/6/2006 11:07:58 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - per transfer
Summary	3/6/2006 11:14:57 AM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	3/6/2006 11:05:04 AM	segbert	Updated shape
POD	3/6/2006 11:05:30 AM	segbert	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32076 V1

POD	3/6/2006 11:06:00 AM	segbert	Updated shape
POU	3/6/2006 11:06:53 AM	segbert	Updated shape for Active POU

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32076

WATER RIGHT NUMBER: 63-32076

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARCINE L HUKILL 14600 DEER FLAT RD NAMPA, ID 83686 (206)467-2390
Current Owner	DANIEL M HUKILL 14600 DEER FLAT RD NAMPA, ID 83686 (208)467-2390
Original Owner	BRYCE MILLAR RT 7 BOX 7380 NAMPA, ID 83651

Priority Date: 04/13/1967 ✓

Basis: License ✓

Status: Active ✓

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	06/75 to 11/15 ✓ 3-1	0.380 CFS ✓	90.00 AF ✓
	<u>Total Diversion:</u>	0.380 CFS ✓	90.00 AF ✓

*Per transfer*Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4 ✓	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4 ✓	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SE1/4 ✓	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON 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			
02N	03W	15													38.0		40.0	15.0	40.0	30.0	163.0 ✓

Total Acres: 163

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32076

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
3. X27 This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.
4. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3599D, 63-7825A, 63-7825C and 63-32076 shall not exceed 3.35 cfs, nor a total combined annual volume of 778.5 af for the irrigation of 163 acres and industrial use.
5. P21 This right is a split from former right 63-3599C.
6. T09 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.
7. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Remarks:

Comments:

1. pskaggs 8/23/2005 3:33:49 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71840

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3599B

WATER RIGHT NUMBER: 63-3599B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRYCE MILLAR RT 7 BOX 7380 NAMPA, ID 83651

Priority Date: 04/13/1967

Basis: License

Status: Active Transferred

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	5.330 CFS	904.50 AF
	<u>Total Diversion:</u>	5.330 CFS	904.50 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	SW1/4SE1/4	Sec. 15, Twp 02N, Rge 03W, B.M.
CANYON 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	
02N	03W	14										40.0	40.0						80.0
02N	03W	15								40.0					40.0	40.0	40.0	40.0	200.0

Total Acres: 280

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3599B

Comments:

1. psdaggs 8/23/2005 3:33:40 PM Approved Transfer 71840

Comment: Approved transfer 71840 is associated with all or part of this Right and the following records.

Recommendation 63-3599D 2.17 cfs 508.5 afa 163 total acres

Claim 63-7825A 0.4 cfs 90 afa 163 total acres

Recommendation 63-7825C 0.4 cfs 90 afa 163 total acres

Claim 63-32075 2.28 cfs afa 120 total acres

Claim 63-32076 0.38 cfs 90 afa 163 total acres

Water Supply Bank:

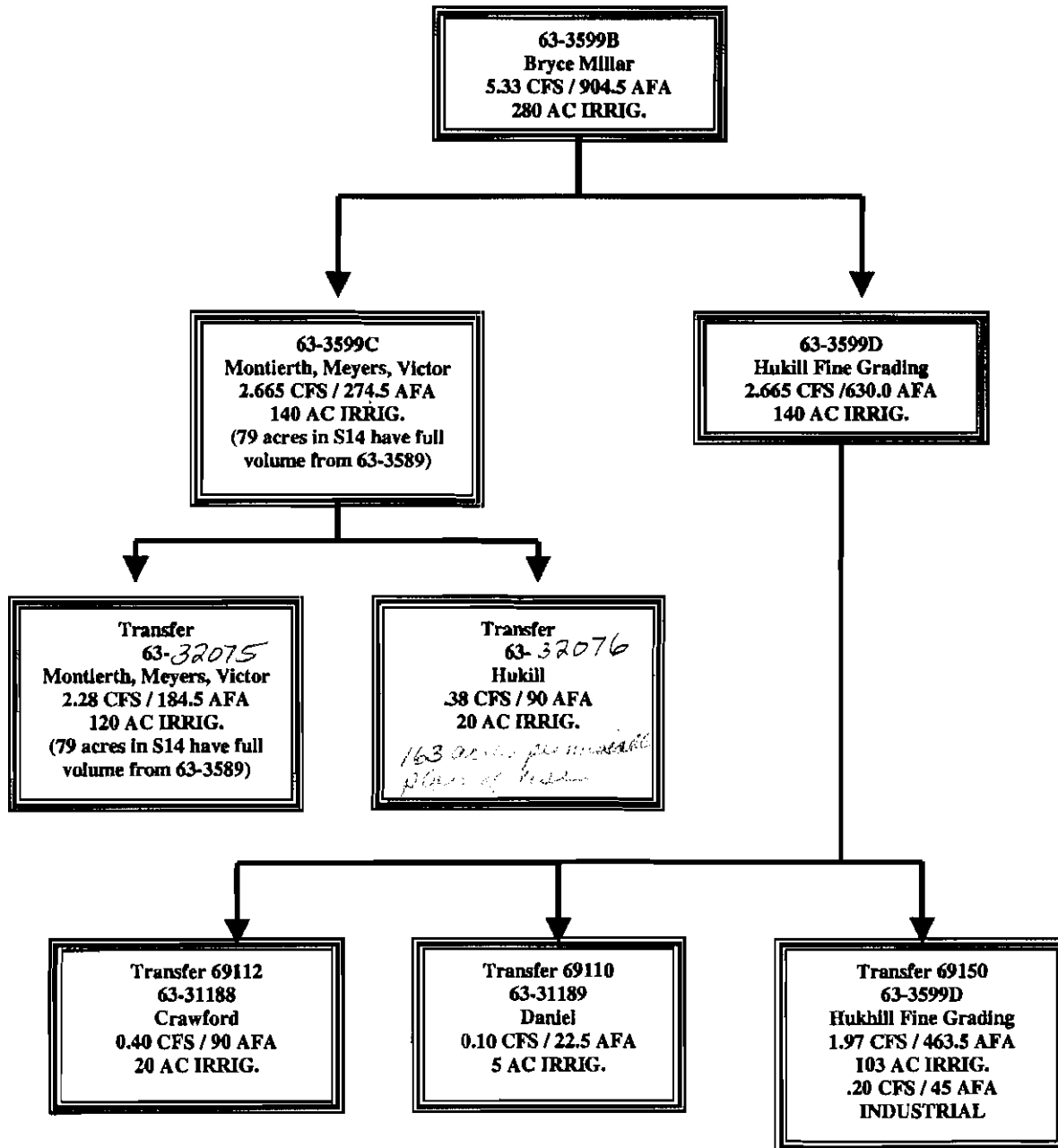
**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-32076**

02/21/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
1599D	Claim	02N	03W	15	NE	SW		IRRIGATION	38/163	DANIEL M HUKILL
'825A	Claim	02N	03W	15	NE	SW		IRRIGATION	38/163	MARCINE L HUKILL
'825C	Claim	02N	03W	15	NE	SW		IRRIGATION	38/163	DANIEL M HUKILL
32076	Claim	02N	03W	15	NE	SW		IRRIGATION	38/163	MARCINE L HUKILL
1599D	Claim	02N	03W	15	NE	SW		INDUSTRIAL		DANIEL M HUKILL
1599D	Claim	02N	03W	15	SE	SW		IRRIGATION	40/163	DANIEL M HUKILL
'825A	Claim	02N	03W	15	SE	SW		IRRIGATION	40/163	MARCINE L HUKILL
'825C	Claim	02N	03W	15	SE	SW		IRRIGATION	40/163	DANIEL M HUKILL
32076	Claim	02N	03W	15	SE	SW		IRRIGATION	40/163	MARCINE L HUKILL
1599D	Claim	02N	03W	15	NE	SE		IRRIGATION	15/163	DANIEL M HUKILL
'825A	Claim	02N	03W	15	NE	SE		IRRIGATION	15/163	MARCINE L HUKILL
'825C	Claim	02N	03W	15	NE	SE		IRRIGATION	15/163	DANIEL M HUKILL
32075	Claim	02N	03W	15	NE	SE		IRRIGATION	20/120	ROBERT J MEYERS
32076	Claim	02N	03W	15	NE	SE		IRRIGATION	15/163	MARCINE L HUKILL
1599D	Claim	02N	03W	15	NE	SE		INDUSTRIAL		DANIEL M HUKILL
1599D	Claim	02N	03W	15	NW	SE		IRRIGATION	40/163	DANIEL M HUKILL
'825A	Claim	02N	03W	15	NW	SE		IRRIGATION	40/163	MARCINE L HUKILL
'825C	Claim	02N	03W	15	NW	SE		IRRIGATION	40/163	DANIEL M HUKILL
32076	Claim	02N	03W	15	NW	SE		IRRIGATION	40/163	MARCINE L HUKILL
1599D	Claim	02N	03W	15	NW	SE		INDUSTRIAL		DANIEL M HUKILL
1599D	Claim	02N	03W	15	SW	SE		IRRIGATION	30/163	DANIEL M HUKILL
'825A	Claim	02N	03W	15	SW	SE		IRRIGATION	30/163	MARCINE L HUKILL
'825C	Claim	02N	03W	15	SW	SE		IRRIGATION	30/163	DANIEL M HUKILL
32076	Claim	02N	03W	15	SW	SE		IRRIGATION	30/163	MARCINE L HUKILL
1599D	Claim	02N	03W	15	SW	SE		INDUSTRIAL		DANIEL M HUKILL

SPLIT TREE FOR 63-3599B



09/01/2005

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

RIGHT NUMBER: 63-32076

NAME AND ADDRESS: MARCINE L HUKILL
14600 DEER FLAT RD
NAMPA ID 83686

DANIEL M HUKILL
14600 DEER FLAT RD
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.380 CFS
90.000 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-3599D, 63-7825A, 63-7825C and 63-32076 shall not exceed 3.35 cfs, nor a total combined annual volume of 778.5 af for the irrigation of 163 acres and industrial use.

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

PRIORITY DATE: 04/13/1967

POINT OF DIVERSION:

T02N R03W S15 SESW Within CANYON County

T02N R03W S15 NESE Within CANYON County

T02N R03W S15 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.380 CFS 90.00 AFY

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

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S15	NESW	38.0	T02N R03W S15	SESW	40.0
T02N R03W S15	NESE	15.0	T02N R03W S15	NWSE	40.0
T02N R03W S15	SWSE	30.0			

163 ACRES TOTAL

This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 63-3599C.

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.

The right holder shall accomplish the change authorized by Transfer 71840 within one year of the date of the approval.

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