

10/17/2006

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

RIGHT NUMBER: 63-18001

NAME AND ADDRESS: TOM KASPER
5254 BLUE GUM
MODESTO CA 95351

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.140 CFS
8.00 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 shall not exceed 0.75 cfs, nor a total combined annual volume of 41.1 af.

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1979

POINT OF DIVERSION:

T01S R02W S16 SENE Within CANYON County
T01S R02W S16 SWSW Within CANYON County
T01S R02W S22 SWNE Within CANYON County
T01S R02W S22 SENW Within CANYON County
T01S R02W S27 NENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	1/01 12/31	0.140 CFS 8.00 AFY
PLACE OF USE:	<u>STOCKWATER Within CANYON County</u>		
	T01S R02W S15 NESW	T01S R02W S15 NWSW	
	T01S R02W S15 SWSW	T01S R02W S15 SESW	
	T01S R02W S16 NENE	T01S R02W S16 NWNE	
	T01S R02W S16 SWNE	T01S R02W S16 SENE	
	T01S R02W S16 NENW	T01S R02W S16 NWNW	
	T01S R02W S16 SWNW	T01S R02W S16 SENW	
	T01S R02W S16 NESW	T01S R02W S16 NWSW	
	T01S R02W S16 SWSW	T01S R02W S16 SESW	
	T01S R02W S16 NESE	T01S R02W S16 NWSE	
	T01S R02W S16 SWSE	T01S R02W S16 SESE	
	T01S R02W S21 NENE	T01S R02W S21 NWNE	
	T01S R02W S21 SWNE	T01S R02W S21 SENE	
	T01S R02W S21 NENW	T01S R02W S21 NWNW	
	T01S R02W S21 SENW	T01S R02W S21 NESE	
	T01S R02W S22 NENE	T01S R02W S22 NWNE	
	T01S R02W S22 SWNE	T01S R02W S22 SENE	
	T01S R02W S22 NENW	T01S R02W S22 NWNW	

T01S R02W S22	SWNW	T01S R02W S22	SENW
T01S R02W S22	NESW	T01S R02W S22	NWSW
T01S R02W S22	SWSW	T01S R02W S22	SESW
T01S R02W S22	NESE	T01S R02W S22	NWSE
T01S R02W S22	SWSE	T01S R02W S22	SESE
T01S R02W S26	NWNW	T01S R02W S26	SWNW
T01S R02W S27	NENE	T01S R02W S27	NWNE
T01S R02W S27	SENE	T01S R02W S27	NENW
T01S R02W S27	NWNW		

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 - Beneficial Use

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

Stockwater use is for 600 range cattle.

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

Rights 63-18001, 63-18002, 63-18003, 63-18015 and 63-18025 combined are limited to stockwater use for 2,800 cattle.



Idaho Department of Water Resources

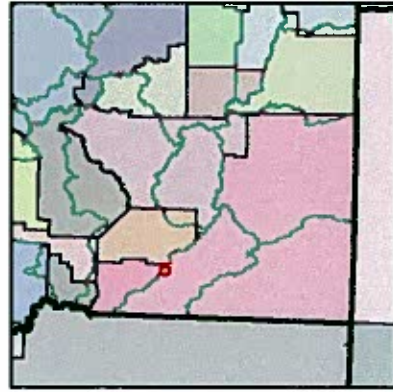
SRBA Recommendation:

63-18001

(Stockwater)

Legend

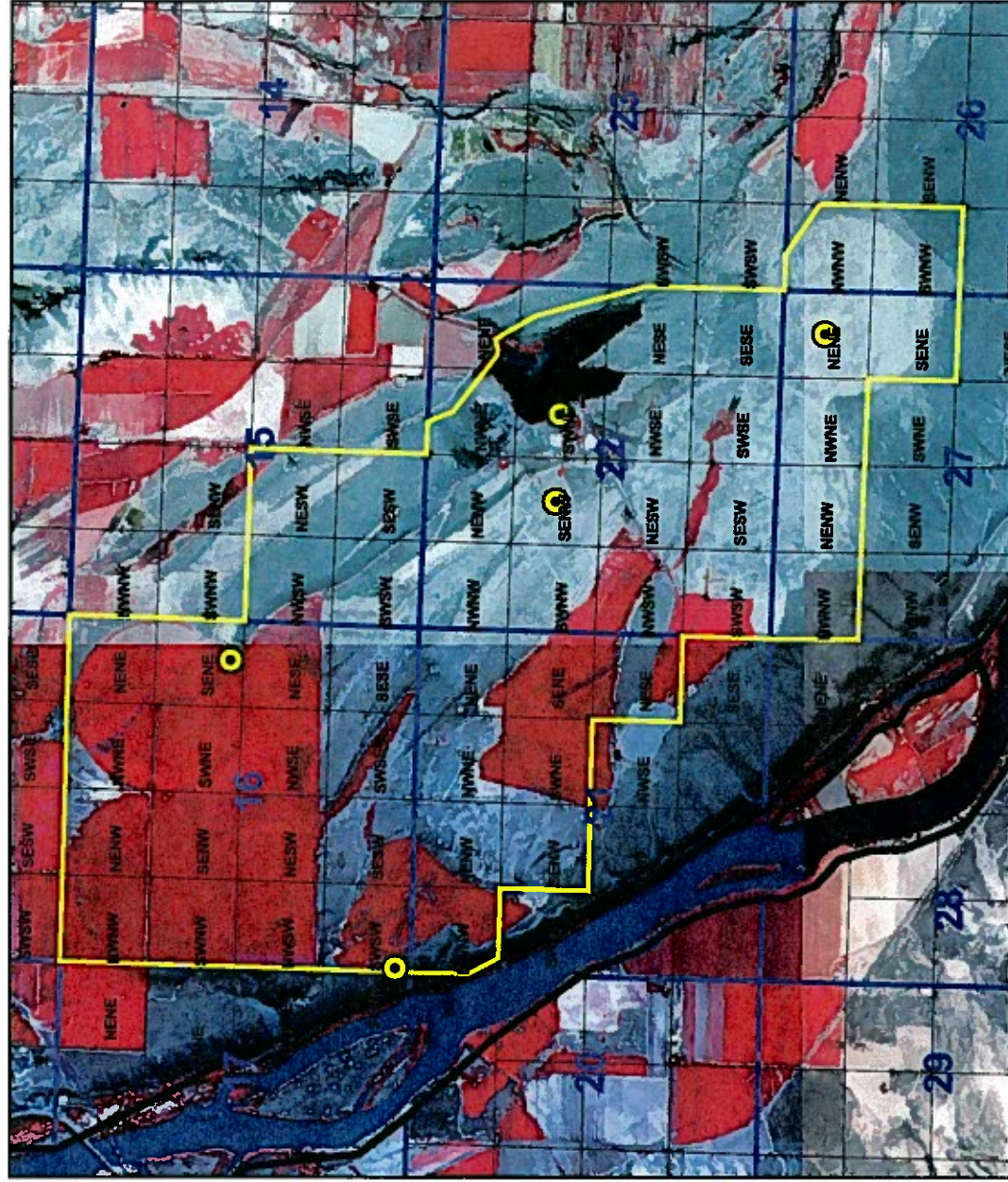
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon, Owyhee Counties
IDWR Basin 63

Prepared by M. Ciscell
On Tuesday, October 17, 2006
1987/88 Aerial Photography

R02W



T01S

0 1 2 Miles

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: A63-18001
Date Received: 9/11/1989
Receipt No: C011508
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: TOM KASPER
Address: 5254 BLUE GUM
MODESTO CA 95351
2. Date of Priority: APR 1, 1979
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	16		SE	NE		CANYON
				SW	SW		CANYON
		22		SW	NE		CANYON
				SE	NW		CANYON
		27		NE	NE		CANYON

5. Description of diverting works:
6" DIAMETER WELL, 139' DEEP, 3 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		8.00

7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 8.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 600 CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	02W	15	NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
		16	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		21	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SE		NW		STOCK	
			NE		SE		STOCK	
		22	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		26	NW		NW		STOCK	
			SW		NW		STOCK	
		27	NE		NE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	02W	27	NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	

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:

A63-18002, A63-18003, A63-18015, A63-18025.

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 4634 APPROVED 07-31-95.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 4634 IN FILE.

CLAIM NO. A63-18001 STOCKWATER USE IS FOR 600 CATTLE.

DOMESTIC REMOVED FROM POU, NOT CLAIMED AS WATER USE. 9/5/97 LH

15. Basis of Claim: BENEFICIAL USE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF A CLAIM TO A WATER RIGHT

TRANSFER NO. 4634
CLAIM NOS. A63-18001/A63-18002/A63-18003
A63-18015/A63-18025

This is to certify that: **TOM KASPER**
5254 BLUE GUM
MODESTO CA 95351

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-18001 :			
Priority: 04/01/1979			
STOCKWATER	01/01 to 12/31	0.14 CFS	8.0 AF
SUBTOTAL:		0.14 CFS	8.0 AF
Right No. 63-18002 :			
Priority: 07/24/1979			
STOCKWATER	01/01 to 12/31	0.05 CFS	2.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
SUBTOTAL:		0.09 CFS	3.9 AF
Right No. 63-18003 :			
Priority: 04/01/1957			
STOCKWATER	01/01 to 12/31	0.23 CFS	13.4 AF
SUBTOTAL:		0.23 CFS	13.4 AF
Right No. 63-18015 :			
Priority: 07/08/1947			
STOCKWATER	01/01 to 12/31	0.23 CFS	12.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
SUBTOTAL:		0.27 CFS	13.9 AF
Right No. 63-18025 :			
Priority: 04/01/1968			
STOCKWATER	01/01 to 12/31	0.02 CFS	0.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
SUBTOTAL:		0.06 CFS	1.9 AF
TOTAL:		* 0.75 CFS	41.1 AF

TRANSFER NO. 4634
CLAIM NOS. A63-18001/A63-18002/A63-18003
A63-18015/A63-18025

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 16, Township 01S, Range 02W
 SWSW , Sec. 16, Township 01S, Range 02W
 SWNE , Sec. 22, Township 01S, Range 02W
 SENW , Sec. 22, Township 01S, Range 02W
 NENE , Sec. 27, Township 01S, Range 02W
 CANYON County

PLACE OF USE: STOCKWATER**TWN RGE SEC**

01S 02W 15	NESW	NWSW	SWSW
	SESW		
16	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENW	NESW
	NWSW	SWSW	SESW
	NESE	NWSE	SWSE
	SESE		
21	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SENW	NESE	
22	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENW	NESW
	NWSW	SWSW	SESW
	NESE	NWSE	SWSE
	SESE		
26	NWNW	SWNW	
27	NENE	NWNE	SWNE
	SENE	NENW	NWNW

PLACE OF USE: DOMESTIC**TWN RGE SEC**

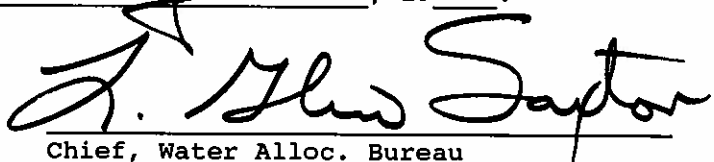
01S 02W 16	SWSW
22	SWNE
27	NENE

TRANSFER NO. 4634
CLAIM NOS. A63-18001/A63-18002/A63-18003
A63-18015/A63-18025

CONDITIONS/REMARKS:

1. Approval of this transfer in no way confirms the right(s) claimed.
- 046 2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 014 3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- T07 4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- LVB4 7. 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.
- T17 * 8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4634 shall not exceed 0.75 cfs, nor total combined annual diversion volume of 41.1 af.
9. Combined Claim Nos. A63-18001, A63-18002, A63-18003, A63-18015 and A63-18025 are limited to stockwater use for 2,800 cattle and domestic use for 3 homes.
10. Claim No. A63-18001 stockwater use is for 600 cattle.
11. Claim No. A63-18002 stockwater use is for 200 cattle and domestic use is for 1 home.
12. Claim No. A63-18003 stockwater use is for 1,000 cattle.
13. Claim No. A63-18015 stockwater use is for 950 cattle and domestic use is for 1 home.
14. Claim No. A63-18025 stockwater use is for 50 cattle and domestic use is for 1 home.

Dated this 31st day of July, 1995.


Chief, Water Alloc. Bureau

should questions arise during the processing of this application please contact:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4634

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83706
344-6690

RECEIVED
MAY 18 1995

Name of applicant Tom Kasper Phone 209-528-5866
Post Office address 5254 Blue Gum, Modesto, CA 95351

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 To merge points of diversion and place of use for all stockwater uses and to reflect modernization of the stockwater system.

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
63-18001	4/1/79	0.14	Stockwater	1/1 to 12/31
63-18002	7/24/79	0.09	Dom. & Stock	1/1 to 12/31
63-18003	4/1/57	0.23	Stockwater	1/1 to 12/31
63-18015	7/8/47	0.27	Stock/Dom	1/1 to 12/31
63-18025	4/1/68	0.06	Stock/Dom	1/1 to 12/31
2. Total amount of water being transferred	0.79 cubic feet per second and/or --- acre-feet per annum.			
3. Source of water	Groundwater tributary to N/A			

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	27	1S	2W	Canyon	NENE S.27 new well
		SE	NE	16	1S	2W	Canyon	
		SE	NW	22	1S	2W	Canyon	SENE S.16 converted location (from SENW) *
		SW	NE	22	1S	2W	Canyon	
		SW	SW	16	1S	2W	Canyon	for existing well

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1S	2W	15									S	S	S	S					
1S	2W	16	S	S	S	S	S	S	S	S	S	S	D/S	S	S	S	S	S	
1S	2W	21	S	S	S	S	S	S		S					S				
1S	2W	22	S	S	D/S	S	S	S	S	S	S	S	S	S	S	S	S	S	
1S	2W	26						S	S										
1S	2W	27	D/S	S	S	S	S	S											

PART 1**6. General Information:**

- a. Description of diversion system 5 drilled wells, partially connected system for
stockwater useage.
- 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:
N/A
- d. Remarks:
Over 3,000 head of cattle have been watered from these wells in the past. One
additional well will be drilled to offset pressures on the others and to allow
redistribution of the useage.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19____.

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 evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A63-18001 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a 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 Bill of sale

3. Source of water Ground water tributary to N/A

4. Date or priority 4/1/79

5. Water is used for the following purpose:

amount 0.140 for Stockwater purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.140 cubic feet per second and/or --- acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	22	1S	2W	Canyon	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
15	2W	22								S									

Total acres _____

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

MICROFILMED
OCT 09 1990

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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 evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ In _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A63-18002 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a 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 Bill of Sale

3. Source of water Ground water tributary to N/A

4. Date or priority 7/24/79

5. Water is used for the following purpose:

amount 0.04 for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)
amount 0.05 for Stockwater purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .09 cubic feet per second and/or --- acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	16	1S	2W	Canyon	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	2W	16											D						
1S	2W	16											S						

Total acres -0-

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

MICROFILMED
OCT 8 9 1996

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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 evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ Issued by the Idaho Department of Water Resources.
- c. Claim No. A63-18003 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a 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 Bill of sale

3. Source of water Ground water tributary to N/A

4. Date or priority 4/1/57

5. Water is used for the following purpose:

amount 0.23 cfs for Stockwater purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .023 cubic feet per second and/or --- acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE W	16	1S	2W	Canyon	As Recorded in IDWR

8. Lands Irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	2W	16	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	---

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Total acres -0-

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

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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 evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A63-18015 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a 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 Bill of sale

3. Source of water Ground water tributary to N/A

4. Date or priority 7/8/47

5. Water is used for the following purpose:

amount 0.04 for Domestic purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount 0.23 for Stockwater purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 0.27 cubic feet per second and/or --- acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	22	1S	2W	Canyon	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	2W	22			D														
1S	2W	22			S						S								

Total acres -0-

9. Describe any other water rights used for the same purpose as described above 63-18025; combined to

provide stockwater for 1,000 head of cattle and two head of horses

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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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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 evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A63-18025 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a 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 Bill of sale

3. Source of water Groundwater tributary to N/A

4. Date or priority 4/1/68

5. Water is used for the following purpose:

amount 0.04 for Domestic purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount 0.02 for Stockwater purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 0.060 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	22	1S	2W	Canyon	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	2W	22			D														
1S	2W	22			S						S								

Total acres

9. Describe any other water rights used for the same purpose as described above 63-18015; combined with

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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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

POOR ORIGINAL

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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

R2W

T
1
S

S	S	S	S				
S	S	S	S x-PD				
		16			15		
S	S	S	S	S	S		
S/D x-PD	S	S	S	S	S		
S	S	S	S	S	S	S	S
	S	S	S	S	SPD-x	S	S
		21			x-PD	22	
			S	S	S	S	S
			S	S	S	S	S
			x-PD				
S	S	S	S/D	S			
		S	S	S			
		27				26	

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NOTE - SENE S.16 corrected location (not SENW)
- NENE S.27 new well proposed

PART 3**B. CHANGES IN NATURE OF USE** N/A

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<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.

Subscribed and sworn to before me this 27th day of April, 19 95.

(Signature of Applicant)

Virginia B. Conger
(Notary Public)

My commission expires 12-31-98**FOR DEPARTMENT USE ONLY**

Transfer contains 14 pages and _____ attachments

Received by SL Date 5/18/95 Protest filed by _____

Prelim. check by SL Fee \$100

Receipted by SL Date 5/18/95 # W019182

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

NOTICE OF PROPOSED CHANGE OF WATER
RIGHT NOS. A63-18001, A63-18002,
A63-18003, A63-18015, A63-18025
TRANSFER NO. 4634

Notice is hereby given that Tom Kasper of Modesto, CA has applied to the Department of Water Resources for a Change in Point of Diversion and Place of Use of the following described water rights to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHTS AS RECORDED:

All are Snake River Basin Adjudication Claims based on beneficial use in the name of Eastern Western Corp., now sold to Tom Kasper - all are wells for stockwater &/or domestic use all year. Total use includes .79 cfs, 4 wells, 2800 range cattle and 3 homes within T1S, R2W, Canyon County.

<u>Claim Number</u>	<u>Priority Date</u>	<u>Amount (cfs)</u>	<u>Point of Diversion</u>	<u>Place of Use</u>
A63-18001	4-1-1979	.14	SEnw S22	SEnw S22
A63-18002	7-24-1979	.09	SWSW S16	SWSW S16
A63-18003	4-1-1957	.23	SEnw S16	All of S16
A63-18015	7-8-1947	.27	SWNE S22	SWNE & NWSW S22
A63-18025	4-1-1968	.06	SWNE S22	SWNE & NWSW S22

(18025 is same well & use location as 18015 but other stock & domestic)

TO BE CHANGED AS FOLLOWS:

Correct the well location of A63-18003 from SENW S16 to actual well site in SENE S16. Add new well in NENE S27, integrate entire 5-well system to allow 3006 range cattle & horses and 3 homes to use .79 cfs throughout entire service area as follows:

SW 1/4 S15; All of S16; NE 1/4, N 1/2 NW 1/4, SENW, NESE S21; All of S22; W 1/2 NW 1/4 S26; NE 1/4, N 1/2 NW 1/4 S27, T1S, R2W. This merges the diversion points & places of use of all 5 claims to reflect modernization of stockwater system.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before JUNE 26, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Press-Telegram on June 7 and 14, 1995.

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AFFIDAVIT

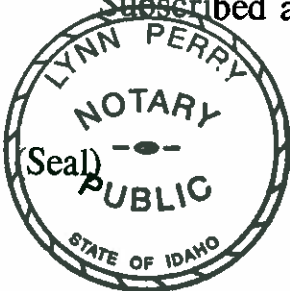
Jack Hurley
I Jack Hurley (print), do hereby affirm that I have personal knowledge of the following activities that have taken place on the Kasper Ranch located in Sections 15, 16, 21, 22, 26 and 27, T1S, R2W, B.M.:

1. From 1984 to 1995, I was the manager of the Kasper Ranch and had direct control over operations.
2. Part of my responsibility was to oversee the cattle/horse operations on the ranch.
3. The existing wells and other water resources on the ranch were used to water these livestock.
4. During this time, up to 3000 head of beef cattle and 6+ head of horses were watered from these wells and other water sources on the property. Said livestock were moved from place to place on the ranch thus using numerous sources of drinking water.

Jack Hurley
Signature

State of Idaho
County of Canyon

Subscribed and sworn to me this 3rd day of Feb., 1995.



Lynn Perry
Notary Public

My Commission Expires 11-12, 1998.

Attachment A

BILL OF SALE AND ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT EASTERN WESTERN CORPORATION, an Oregon corporation ("Seller"), for and in consideration of the sum of TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$225,000) and other good and valuable consideration in hand paid by TOM KASPER and JOANN KASPER, husband and wife ("Buyer"), whose current address is 5254 Bluegum, Modesto, California 95351, the receipt of which is hereby acknowledged, has bargained and sold and by these presents does hereby grant, bargain, sell, assign, transfer and deliver unto the Buyer all of the Seller's right, title and interest in and to the following personal property and warrants title to the same:

All tangible personal property described on Exhibit B attached hereto which is located on the real property described on Exhibit A attached hereto.

TO HAVE AND TO HOLD the same unto the Buyer, its successors and assigns, forever free, clear and discharged of all former grants, charges, taxes, judgments, mortgages, liens and encumbrances of whatsoever nature.

IN WITNESS WHEREOF, Seller has executed this instrument this 29th day of December, 1992.

SELLER:

EASTERN WESTERN CORPORATION

By: Michael E. Myer
Its: President

Attest: Michael E. Myer
Its: Secretary

*Attachment B
(6 pgs)*

EXHIBIT "A"

TRACT 1:

PARCEL A:

The Southwest Quarter of Section 15, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho; and the Southwest Quarter of the Northwest Quarter, and that part of the Southwest Quarter of the Southeast Quarter lying West of the existing County Road in Section 15, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL B:

That portion of the North Half and the Southeast Quarter lying East of the Snake River, and that portion of Lot 2, Section 21, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho, described as follows:

BEGINNING at the center of said Section 21, which point is also the Northeast corner of said Lot 2; thence

South along the East boundary line of said Lot 2 a distance of 1,320 feet to the Southeast corner thereof; thence

West a distance of 400 feet to a point on the South boundary thereof; thence

North 27° 56' West a distance of 1,494 feet to a point on the North boundary line of said Lot 2; thence

East a distance of 1,100 feet, more or less, to the POINT OF BEGINNING.

PARCEL C:

The West Half, and that portion of the East Half of said Section 22, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho, lying Westerly of the following-described line:

BEGINNING at the Quarter section corner common to Sections 15 and 22, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho; thence

East a distance of 482 feet to the Westerly right of way line of the oiled County Road, the TRUE POINT OF BEGINNING; thence

South 25° 30' East a distance of 417 feet along the Westerly right of way line of said road to a point; thence

South 54° 40' East a distance of 1,074 feet along the Southwesterly right of way line of said road to a point; thence

South 83° 10' East a distance of 86 feet along the Southwesterly right of way line of said road to a point; thence

North 74° 20' East a distance of 167.6 feet along the Southerly right of way line of said road to a point; thence

South 31° 55' East a distance of 700 feet to the top of the ridge East of Thomason Lake, also known as Jensen Lake; thence

South 17° 30' East a distance of 2,405.3 feet along the ridge top to a point on the Westerly line of the Nampa-Murphy Branch of the Oregon Short Line Railroad right of way, said point being on a curve; thence along the curve on said railroad right of way, said curve being 5° left, having a central angle of 75° 39' and tangent of 889.9 feet, length of curve 1,513 feet to a point on a tangent; thence

South 56° 32' East a distance of 3,968.8 feet to a point on a curve; thence along the curve 2° 00' right, having a central angle of 16° 37', length of 830.8 feet and tangent 418.4 feet; thence

South 36° 54' East a distance of 2,251.4 feet to a point on a curve; thence along 4° 00' curve right, having a central angle of 4° 00', a distance of 100 feet; thence along 8° 00' curve right, having a central angle of 61° 30', a distance of 770.4 feet; thence along 4° 00' curve right, having a central angle of 4° 00', a distance of 100 feet to a point; thence

South 30° 00' West a distance of 278.9 feet to the banks of the Snake River.

PARCEL D:

That portion of the West Half of the Southwest Quarter in Section 23, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho, lying Westerly of the following-described line:

BEGINNING at the Quarter section corner common to Sections 15 and 22, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho; thence

East a distance of 482 feet to the Westerly right of way line of the oiled County Road, the TRUE POINT OF BEGINNING; thence

South 25° 30' East a distance of 417 feet along the Westerly right of way line of said road to a point; thence

South 54° 40' East a distance of 1,074 feet along the Southwesterly right of way line of said road to a point; thence

South 83° 10' East a distance of 86 feet along the Southwesterly right of way line of said road to a point; thence

North 74° 20' East a distance of 167.6 feet along the Southerly right of way line of said road to a point; thence

South 31° 55' East a distance of 700 feet to the top of the ridge East of Thomason Lake, also known as Jensen Lake; thence

South 17° 30' East a distance of 2,405.3 feet along the ridge top to a point on the Westerly line of the Nampa-Murphy Branch of the Oregon Short Line Railroad right of way, said point being on a curve; thence along the curve on said railroad right of way, said curve being 5° left, having a central angle of 75° 39' and tangent of 889.9 feet, length of curve 1,513 feet to a point on a tangent; thence

South 56° 32' East a distance of 3,968.8 feet to a point on a curve; thence along the curve 2° 00' right, having a central angle of 16° 37', length of 830.8 feet and tangent 418.4 feet; thence

South 36° 54' East a distance of 2,251.4 feet to a point on a curve; thence along 4° 00' curve right, having a central angle of 4° 00', a distance of 100 feet; thence along 8° 00' curve right, having a central angle of 61° 30', a distance of 770.4 feet; thence along 4° 00' curve right, having a central angle of 4° 00', a distance of 100 feet to a point; thence

South 30° 00' West a distance of 278.9 feet to the banks of the Snake River.

(continued)

PARCEL E:

That portion of the North Half of the Northwest Quarter and of the Southeast Quarter of the Northeast Quarter and of the Northeast Quarter of the Southeast Quarter in Section 26, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho, lying Westerly of the following-described line, and Lots 3 and 4 in said Section 26:

BEGINNING at the Quarter section corner common to Sections 15 and 22, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho; thence

East a distance of 482 feet to the Westerly right of way line of the oiled County Road, the **TRUE POINT OF BEGINNING**; thence

South $25^{\circ} 30'$ East a distance of 417 feet along the Westerly right of way line of said road to a point; thence

South $54^{\circ} 40'$ East a distance of 1,074 feet along the Southwesterly right of way line of said road to a point; thence

South $83^{\circ} 10'$ East a distance of 86 feet along the Southwesterly right of way line of said road to a point; thence

North $74^{\circ} 20'$ East a distance of 167.6 feet along the Southerly right of way line of said road to a point; thence

South $31^{\circ} 55'$ East a distance of 700 feet to the top of the ridge East of Thomason Lake, also known as Jensen Lake; thence

South $17^{\circ} 30'$ East a distance of 2,405.3 feet along the ridge top to a point on the Westerly line of the Nampa-Murphy Branch of the Oregon Short Line Railroad right of way, said point being on a curve; thence along the curve on said railroad right of way, said curve being 5° left, having a central angle of $75^{\circ} 39'$ and tangent of 889.9 feet, length of curve 1,513 feet to a point on a tangent; thence

South $56^{\circ} 32'$ East a distance of 3,968.8 feet to a point on a curve; thence along the curve $2^{\circ} 00'$ right, having a central angle of $16^{\circ} 37'$, length of 830.8 feet and tangent 418.4 feet; thence

South $36^{\circ} 54'$ East a distance of 2,251.4 feet to a point on a curve; thence along $4^{\circ} 00'$ curve right, having a central angle of $4^{\circ} 00'$, a distance of 100 feet; thence along $8^{\circ} 00'$ curve right, having a central angle of $61^{\circ} 30'$, a distance of 770.4 feet; thence along $4^{\circ} 00'$ curve right, having a central angle of $4^{\circ} 00'$, a distance of 100 feet to a point; thence

South $30^{\circ} 00'$ West a distance of 278.9 feet to the banks of the Snake River.

PARCEL F:

—The North Half of the Northwest Quarter, the Northwest Quarter of the Northeast Quarter, and Lots 1 and 2 in Section 27, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL G:

The Northeast Quarter of the Northeast Quarter in Section 28, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho.

TRACT 2:

PARCEL A:

All of Section 16, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho.

TRACT 3:

PARCEL A:

The Northeast Quarter of the Northeast Quarter of Section 17, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL B:

That portion of the Southwest Quarter of the Northeast Quarter, and the South Half of the Northwest Quarter of Section 26, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho, lying Westerly of the following-described line:

BEGINNING at the Quarter section corner common to Sections 15 and 22, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho; thence

East a distance of 482 feet to the Westerly right of way line of the oiled County Road, the TRUE POINT OF BEGINNING; thence

South $25^{\circ} 30'$ East a distance of 417 feet along the Westerly right of way line of said road to a point; thence

South $54^{\circ} 40'$ East a distance of 1,074 feet along the Southwesterly right of way line of said road to a point; thence

South $83^{\circ} 10'$ East a distance of 86 feet along the Southwesterly right of way line of said road to a point; thence

North $74^{\circ} 20'$ East a distance of 167.6 feet along the Southerly right of way line of said road to a point; thence

South $31^{\circ} 55'$ East a distance of 700 feet to the top of the ridge East of Thomason Lake, also known as Jensen Lake; thence

South $17^{\circ} 30'$ East a distance of 2,405.3 feet along the ridge top to a point on the Westerly line of the Nampa-Murphy Branch of the Oregon Short Line Railroad right of way, said point being on a curve; thence along the curve on said railroad right of way, said curve being 5° left, having a central angle of $75^{\circ} 39'$ and tangent of 889.9 feet, length of curve 1,513 feet to a point on a tangent; thence

South $56^{\circ} 32'$ East a distance of 3,968.8 feet to a point on a curve; thence along the curve $2^{\circ} 00'$ right, having a central angle of $16^{\circ} 37'$, length of 830.8 feet and tangent 418.4 feet; thence

South $36^{\circ} 54'$ East a distance of 2,251.4 feet to a point on a curve; thence along $4^{\circ} 00'$ curve right, having a central angle of $4^{\circ} 00'$, a distance of 100 feet; thence along $8^{\circ} 00'$ curve right, having a central angle of $61^{\circ} 30'$, a distance of 770.4 feet; thence along $4^{\circ} 00'$ curve right, having a central angle of $4^{\circ} 00'$, a distance of 100 feet to a point; thence

South $30^{\circ} 00'$ West a distance of 278.9 feet to the banks of the Snake River.

PARCEL C:

The East Half of the Northeast Quarter of Section 27, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXHIBIT B

Irrigation Equipment

Sprinkler pipes:

- 12-inch/69 joints/3,450 feet
- 10-inch/50 joints/2,500 feet
- 8-inch/160 joints/8,150 feet
- 6-inch/70 joints/3,500 feet
- 5-inch/70 joints/3,500 feet

10 Wheel Lines x $\frac{1}{4}$ mile

30 Hand Lines

2 Pivots x $\frac{1}{4}$ mile

3 Electrical Panels - River

3 Electrical Panels - Pond

3 200 h.p. Pumps - River

2 50 h.p. Pumps - Pond

1 20 h.p. Pump - Pond

2 50 h.p. Pumps - Lake

1 25 h.p. Pump - Lake

1 75 h.p. Pump - Well No. 1

1 40 h.p. Pump - Well No. 2

GRAIN ROLLER MILL

3 STEEL GRAIN BINS

GRAIN AUGERS

T.K.



Attachment C

AJ5809NP
No. A63-18001

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/30/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EASTERN WESTERN CORP MICHAEL E MC GINLEY PRESIDENT 1505 SE GIOEON ST PO BOX 3228 PORTLAND OR 972083228 (503) 236-1978	04/01/1979	STOCKWATER	01-01 12-31	0.14 CFS	
TOTAL DIVERSION:					0.14 CFS	

Water Source: GROUNDWATER Tributary to: Stage: BENEFICIAL USE
Point(s) of Diversion: T01S R02W S22 SENW ✓ CANYON County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
01S	02W	22	:																	:

POU County: CANYON
Non-Irrigation Uses: S/600 RANGE CATTLE.
Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A02-07109 A63-02632A

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

Attachment D
(5 pgs)

AJ5809NP
No. A63-18002

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/30/95
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EASTERN WESTERN CORP MICHAEL E MC GINLEY PRESIDENT 1505 SE GIDEON ST PO BOX 3228 PORTLAND OR 972083228 (503) 236-1978	07/24/1979	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.05 CFS 0.04 CFS	
TOTAL DIVERSION:					0.09 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01S R02W S16

SWSW

CANYON County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
01S	02W	16	:																	:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
01S	02W	16	:																	:

POU County: CANYON

Non-Irrigation Uses: D/1, S/200 RANGE CATTLE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:

A02-07109 A63-03099

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

AJ5809NP
No. A63-18003

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/30/95
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EASTERN WESTERN CORP MICHAEL E MC GINLEY PRESIDENT 1505 SE GIDEON ST PO BOX 3228 PORTLAND OR 972083228 (503) 236-1978	04/01/1957	STOCKWATER	01-01 12-31	0.23 CFS	
TOTAL DIVERSION:					0.23 CFS	

Water Source: GROUNDWATER

Tributary to:

SENE

*INCORRECT -
is in SENE per
S. Chapman's info*

Stage: BENEFICIAL USE

CANYON County

Point(s) of Diversion:

T01S R02W S16

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
01S	02W	16	:	S		S		S		S		S		:	S		S		:	S		S		:

POU County: CANYON

Non-Irrigation Uses: S/1000 RANGE CATTLE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A02-07109 A63-02712 A63-02955 A63-03099

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. A63-18015

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/30/95
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EASTERN WESTERN CORP MICHAEL E MC GINLEY PRESIDENT 1505 SE GIOEON ST PO BOX 3228 PORTLAND OR 972083228 (503) 236-1978	07/08/1947	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.23 CFS 0.04 CFS	
TOTAL DIVERSION:					0.27 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01S R02W S22

SWNE ✓

CANYON County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE											
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
01S	02W	22	:			S		:					:		S			:					:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE									
				SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
2W	22	:		0		:					:					:					:

POU County: CANYON

Non-Irrigation Uses: D/1, S/950 RANGE CATTLE

Other Rights: 63-18025

Other Water Rights Listing Overlapping Place(s) of Use:

A02-07109 A63-02632A

Remarks: THIS WELL AND WELL UNDER 63-18025 HAVE BEEN CONNECTED TO MAKE ONE DIVERSION SYSTEM; AND ARE USED TOGETHER FOR TWO DOMESTICS AND 1000 HEAD OF RANGE CATTLE.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. A63-18025

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/30/95
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EASTERN WESTERN CORP MICHAEL E MC GINLEY PRESIDENT 1505 SE GIDEON ST PO BOX 3228 PORTLAND OR 972083228 (503) 236-1978	04/01/1968	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.04 CFS	
TOTAL DIVERSION:					0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01S R02W S22

SWNE

CANYON County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
01S	02W	22	:																	:
			:																	:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
			:																	:
			:																	:

POU County: CANYON

Non-Irrigation Uses: D/1, S/50 RANGE CATTLE

Other Rights: 63-18015

Other Water Rights Listing Overlapping Place(s) of Use:

A02-07109 A63-02632A

Remarks: THIS WELL HAS BEEN CONNECTED TO WELL UNDER 63-18015 TO MAKE ONE
DIVERSION SYSTEM; WELLS ARE USED TOGETHER IN TWO HOUSES AND TO
WATER 1000 HEAD RANGE CATTLE.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

NOTICE OF PROPOSED CHANGE OF WATER
RIGHT NOS. A63-18001, A63-18002,
A63-18003, A63-18015, A63-18025
TRANSFER NO. 4634

Notice is hereby given that Tom Kasper of Modesto, CA has applied to the Department of Water Resources for a Change in Point of Diversion and Place of Use of the following described water rights to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHTS AS RECORDED:

All are Snake River Basin Adjudication Claims based on beneficial use in the name of Eastern Western Corp., now sold to Tom Kasper - all are wells for stockwater &/or domestic use all year. Total use includes .79 cfs, 4 wells, 2800 range cattle and 3 homes within T1S, R2W, Canyon County.

<u>Claim Number</u>	<u>Priority Date</u>	<u>Amount (cfs)</u>	<u>Point of Diversion</u>	<u>Place of Use</u>
A63-18001	4-1-1979	.14	SEnw S22	SEnw S22
A63-18002	7-24-1979	.09	SWSW S16	SWSW S16
A63-18003	4-1-1957	.23	SEnw S16	All of S16
A63-18015	7-8-1947	.27	SWNE S22	SWNE & NWSW S22
A63-18025	4-1-1968	.06	SWNE S22	SWNE & NWSW S22

(18025 is same well & use location as 18015 but other stock & domestic)

TO BE CHANGED AS FOLLOWS:

Correct the well location of A63-18003 from SENW S16 to actual well site in SENE S16. Add new well in NENE S27, integrate entire 5-well system to allow 3006 range cattle & horses and 3 homes to use .79 cfs throughout entire service area as follows:

SW 1/4 S15; All of S16; NE 1/4, N 1/2 NW 1/4, SENW, NESE S21; All of S22; W 1/2 NW 1/4 S26; NE 1/4, N 1/2 NW 1/4 S27, T1S, R2W. This merges the diversion points & places of use of all 5 claims to reflect modernization of stockwater system.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before JUNE 26, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Press-Telegram on June 7 and 14, 1995.

MICROFILMED
OCT 9 9 1996

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: A63-18001
Date Received: 9/11/1989
Receipt No: C011508
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: TOM KASPER
Address: 5254 BLUE GUM
MODESTO CA

95351

2. Date of Priority: APR 1, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	02W	16		SE	NE		CANYON
				SW	SW		CANYON
		22		SW	NE		CANYON
				SE	NW		CANYON
		27		NE	NE		CANYON

5. Description of diverting works:
6" DIAMETER WELL, 139' DEEP, 3 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		8.00

7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 8.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 600 CATTLE

MICROFILMED
OCT 09 1996

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	02W	15	NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
		16	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SW		SW		DOMEST	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		21	SE		SE		STOCK	
			NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SE		NW		STOCK	
		22	NE		SE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SW		NE		DOMEST	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		26	NW		NW		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	02W	26	SW		NW		STOCK	
		27	NE		NE		STOCK	
			NE		NE		DOMEST	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	

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:

A63-18002, A63-18003, A63-18015, A63-18025.

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 4634 APPROVED 07-31-95.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 4634 IN FILE.

CLAIM NO. A63-18001 STOCKWATER USE IS FOR 600 CATTLE.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MEMORANDUM

TO: FILE NOS. A63-18001/18002/18003/18015 & 18025

FROM: PAM SKAGGS/²⁸STATE OFFICE

SUBJECT: TRANSFER NO. 4634

DATE: July 26, 1995

=====

Transfer No. 4634 was filed to combine four (4) existing and one (1) new well into a single combined system serving three (3) homes and stockwater uses within a single place of use within the ranch. These Snake River Basin Adjudication Beneficial Use Claims describe the rights as separately developed and the transfer application describes the modernization and integration of the system as proposed.

Two (2) of the claims are for stockwater use only and the other three (3) claims include additional rate and diversion volume for domestic use. When the system is combined, a lesser rate of diversion is required for three (3) homes than separate individual systems. This will limit the combined rights total rate of diversion from 0.79 cfs to 0.75 cfs. The diversion volume remains additive.

~~Individual limits of number of stock and diversion volume were identified using the standard two (2) hour a day diversion and 12 gallons per day for cattle. The individual rates claimed support a combined total of 3,044 cattle supporting the less specific "over 3,000 head of cattle" noted on the transfer application or the "3,000+" noted on the attached affidavit.~~ Per # of STOCK Claimed each rt. 2800 TOTAL STOCK 28

Individual and combined right limits were noted for each right. Other recommended conditions include non-confirmation of claims, drilling permit requirements, multiple points of diversion/measuring devices, future reporting, and standard transfer conditions.

MICROFILMED
OCT 09 1996

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: A63-18001
Date Received: 9/11/1989
Receipt No: C011508
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: EASTERN WESTERN CORP. 503-236-1978
Address: C/O MIKE MC GINLEY, PRESIDENT
1505 S.W. GIDEON ST.
P.O. BOX 3228
PORTLAND, OR 97208-3228

2. Date of Priority: APR 1, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	22	SE	NW			CANYON

5. Description of diverting works:
6" DIAMETER WELL, 139' DEEP, 3 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/600 RANGE CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	22	SE	NW		STOCK	

A63-18001

Page 1

Date: 05/16/91

MICROFILMED
AUG 27 1992

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: A63-18001
Date Received: 8/25/1989
Receipt No: C011508
Received By: DMA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EASTERN WESTERN CORP
Address: C/O JIM HIPWELL
3349 HILL ROAD SOUTH
MELBA, ID

208-495-1134

83641

RECEIVED

2. Date of Priority: APR 01, 1979

SEP 11 1989

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	22	SE	NW			CANYON

5. Description of diverting works:
6" DIAMETER WELL, 139' DEEP, 3 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
S/600 RANGE CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	22	SE	NW		STOCK	

11. Place of use in counties: CANYON

A63-18001

Page 1

Date: 09/11/89

MICROFILMED

AUG 27 1992

#2 well

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Manager of
Eastern Western Corporation that I have signed the foregoing
Organization document in the space below as Manager of
Title
Eastern Western Corporation and that the statements contained in the
Organization foregoing document are true and correct.

James B. Hunsick
Signature of Authorized Agent

Manager Eastern Western Corp
Title and Organization

Sept 11, 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of Sept. 19 89

Danni Smith
Notary Public

Seal

Residing at _____ Danni Smith, Notary Public
Residing at _____

My Commission Expires _____
My Commission Expires December 5, 1994

Date: 09/11/89

A63-18001

Page

2

MICROFILMED

AUG 27 1992

AJ5856NP

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

DATE: AUG-21-1997

PAGE: A-19

RIGHT NUMBER: 63-18001

NAME & ADDRESS: TOM KASPER
5254 BLUE GUM
MODESTO CA 95351@ Foster Ln
MERIDIAN

SOURCE: GROUNDWATER

QUANTITY: 0.14 CFS
8.0 AFY

PRIORITY DATE: 04/01/1979

POINT OF DIVERSION: T01S RD2W S16

SENE ✓
SWSW ✓
SWNE ✓
SENW ✓
NENE ✓
NW
NW

Within CANYON County

S22

S27

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER STOCKWATER, 600 CATTLE

PERIOD OF USE

01-01 12-31

QUANTITY

0.14 CFS

8.0 AFY

PLACE OF USE:

STOCKWATER

Within CANYON County

T01S R02W S15
S16NESW ✓
NENE ✓
NENW ✓NWSW ✓
NWNE ✓
NWNW ✓SWSW ✓
SWNE ✓
SWNW ✓SESW ✓
SENE ✓
SENW ✓NESW
NESENWSW
NWSESWSW
SWSESESW
SESE

S21

NENE
NENW ✓NWNE
NWNW ✓SWNE
SENW ✓SENE
NESE

S22

NENE
NENW ✓NWNE
NWNW ✓SWNE
SENW ✓SENE
SESW ✓NESW
NESENWSW
NWSESWSW
SWSESESW
SESE

S26

NWNW
NENE ✓NWNW
NWNE ✓SWNW
SENE ✓SENE
SENE ✓

S27

NENE ✓
NENW ✓NWNE ✓
NWNW ✓SWNE ✓
SENE ✓SENE ✓
SENE ✓

DOMESTIC

Within CANYON County

T01S R02W S16
S22
S27SWSW
SWNE
NENE

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

HOLD FOR WATER REPORT
 NOT ENOUGH COUNTRY
 VERIFICATION - NEEDS TRANSFER CONDITIONS ALSO.

See 38
23
17

RIGHT NUMBER: 63-18001 (CONT)

OTHER PROVISIONS: (CONT)

Approval of this transfer in no way confirms the right(s) claimed.

The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

CLAIM AMENDED PER TRANSFER NO. 4634 APPROVED 07-31-95.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 4634 IN FILE.

CLAIM NO. A63-18001 STOCKWATER USE IS FOR 600 CATTLE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel #'s

8R01S02W162400
8R01S02W160100
8R01S02W261600
8R01S02W272500
8R01S02W170100
8R01S02W80100
8R01S02W213300
8R01S02W266100
8R01S02W220901
8R01S02W214900
8R01S02W154800
8R01S02W278500
8R01S02W210100
8R01S02W270700
8R01S02W222900
8R01S02W270100
8R01S02W235600

8/28/97
City Computer
Search
Dawn Smith

Verified by _____ Date: _____

Verification Source: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

AUGUST 1, 1995

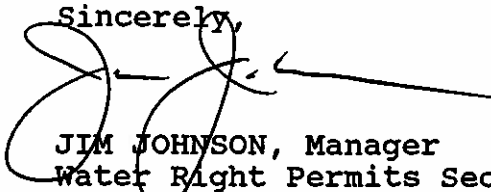
TOM KASPER
5254 BLUE GUM
MODESTA CA 95351

Transfer of Water Right Nos. A63-18001/A63-18002/A63-18003
A63-18015/A63-18025

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right of the above referenced water rights (Transfer No. 4634). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

MEMORANDUM

TO: J. Johnson

FROM: D. Shaff

DATE: July 27, 1995

RE: Trans. 4634

Pam CS
Database updated 7-31-95

For this proposed transfer I have no trouble with the points of diversion. I have a slight reservation about the existence of a domestic place of use in the SWSW, Section 16 on 7/24/79 but not strong enough to warrant pursuing the question as the diversion may have been present for stockwater use.

I do balk at the proposed approval for 3,044 head of stock. Steve Lester first raised the question of expansion in his region review. The applicant's representative also raised the question in a telephone conversation with Lester 5/31/95. Reliance upon the affidavit (Attachment A to application) is misplaced. The affiant's statements relate to periods during and after 1984. The claimed water rights are for uses developed during and before 1979. The increased number of stock is definitely an expansion of the claimed water rights filed by the predecessor of the applicant. Further using the claimed diversion rate as capacities upon which to base the maximum number of beef cattle or horses (12 gallons per day per head) is drifting off course.

The maximum number of stock permitted under these rights should not exceed 2,800. With the drilling of the additional proposed point of diversion in the NENE, Section 27 the applicant could be developing another exempt use for additional cattle. That is a horse of different color from authorizing additional cattle under the presumed existing rights.

In the remarks perhaps you would consider referring to these "rights" as claims as you did in the heading at the top of the pages.

Remark 8 should be revised to .75 cfs and total volume 41.1 (37.5 stock + 3.6 homes).

Remark 9 combined claim numbers . . . should be 2,800 cattle and 3 homes.

Remark 10 for Claim A63-18001 should be 600 cattle.

Remark 11 for Claim A63-18002 should be 200 cattle and 1 home.

Remark 12 for Claim A63-18003 should be 1,000 cattle.

Remark 13 for Claim A63-18015 should be 950 cattle and 1 home.

Remark 14 for Claim A63-18025 should be 50 cattle and 1 home.

MEMORANDUM

TO: FILE NOS. A63-18001/18002/18003/18015 & 18025

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 4634

DATE: July 26, 1995

=====

Transfer No. 4634 was filed to combine four (4) existing and one (1) new well into a single combined system serving three (3) homes and stockwater uses within a single place of use within the ranch. These Snake River Basin Adjudication Beneficial Use Claims describe the rights as separately developed and the transfer application describes the modernization and integration of the system as proposed.

Two (2) of the claims are for stockwater use only and the other three (3) claims include additional rate and diversion volume for domestic use. When the system is combined, a lesser rate of diversion is required for three (3) homes than separate individual systems. This will limit the combined rights total rate of diversion from 0.79 cfs to 0.75 cfs. The diversion volume remains additive.

~~Individual limits of number of stock and diversion volume were identified using the standard two (2) hour a day diversion and 12 gallons per day for cattle. The individual rates claimed support a combined total of 3,044 cattle supporting the less specific "over 3,000 head of cattle" noted on the transfer application or the "3,000+" noted on the attached affidavit.~~ Per # of STOCK Claimed each rt. 2800 TOTAL STOCK 28

Individual and combined right limits were noted for each right. Other recommended conditions include non-confirmation of claims, drilling permit requirements, multiple points of diversion/measuring devices, future reporting, and standard transfer conditions.

TRANSFER REVIEW SHEET
(04-95)

Transfer # 4634

Date Reviewed 07-20-95 38

Right(s) A63-18001 A63-18015 } SRBA P/U Claims
A63-18002 A63-18025 }
A63-18003 }

☒ Print Split Summary na stock/domestic uses Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership Bill of Sale/Assignment from Eastern Western Corp to Tom + Joann Kasper 12-29-92 - No Liens
Add to existing P/U for Stockwater

Transfer ☒ All of Right _____ Portion of Right
Resulting Split(s) NONE

Combine Rts into single interconnected system - Swells - 3 Homes - 2800 stock.
Individual Claims Exemt

Check Transfer Against Right

Season/Vol. DOM + STOCK
01-01 to 12-31

- (1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) _____ Volume
(6) _____ Source (7) _____ P/D (8) _____ P/U (9) _____ Proof/Owner (10) _____ Map
(11) _____ Water District (12) _____ Pertinent Conditions (13) _____ Expansion

Affidavit confirms water used for 3000+ cattle + 6 Horses

Individual claims support 3,044 total stock per 2 Hr. standard

A63-18001 .14 cfs 600 cattle 8.0 afa

A63-18002 .05 " 380 " 3.6 " 1 Dom .04 cfs 1.2 afa

A63-18003 .23 " 1075 " 18.7 " 1 Dom .04 " 1.2 "

A63-18015 .23 " 1075 " 18.7 " 1 Dom .04 " 1.2 "

A63-18025 .02 " 99 " 1.6 " 1 Dom .04 " 1.2 "

Combined Right → .67 cfs 3044 cattle 40.7 afa 3 Dom (.12 cfs) 3.6 afa

Limits 0 37.5 .08 cfs

→ .67 cfs + .08 cfs = .75 cfs < .67 cfs + .12 cfs = .79 cfs total ind.
→ 40.7 afa + 3.6 afa = 44.3 afa 41.1 afa
37.5

Transfer Remarks Combined + Individual limits WB4

Conditions T01, T04, T07, T08, T09 T17

028

Database/Processing Notes T files all

Special Edit ^{AT} totals & combined limits

Edit to singl rt. remarks when approved.

* Copy to "X" on AT database when approved

Dom from A63-18001

WR Reports File Kasper, Lij ☒

Transfer Memo Complete ☒

Database updated 8-2-95 38

Database updated to reflect # stock claimed 2,800 Total

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION NUMBER INDEX

DATE: 07/12/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

A63-18001

EASTERN WESTERN CORP

0.14

T#4634

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION NUMBER INDEX

DATE: 07/12/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

A63-18002

EASTERN WESTERN CORP

0.09

T#4634

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION NUMBER INDEX

DATE: 07/12/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

A63-18003

EASTERN WESTERN CORP

0.23

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION NUMBER INDEX

DATE: 07/12/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

A63-18015

EASTERN WESTERN CORP

0.27

T#4634

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION NUMBER INDEX

DATE: 07/12/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

A63-18025

EASTERN WESTERN CORP

0.06

T#4634

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

T. 4634

INITIAL REVIEW BY: SL

APPLICANT Tom Kasper

1. Right number A63-18001 -18002 -18003 -18015 -18025
2. Type of right: ☐ Decree ☐ License ☒ Claim (SRBA only)
3. Purpose of transfer: ☒ Change of point of diversion ☒ Add diversion point(s) ☒ Change of place of use
☐ Change nature of use ☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use ☒ SRBA claim
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments SEE J & ATTACHED PS.

ADD NEW WELL, INTEGRATE
ENTIRE SYSTEM FOR 5 STOCK/DOWN
B.U. CLAIMS WHERE EACH CLAIM
APPEARS TO BE EXEMPTED USE (42-111A)

Response to 6/29/95
letter re system
capacity is pending

- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) NONE; only other stock use via A02-07109 within PLU
- j. ☒ SRBA claim. Comments EACH CLAIM = EXEMPTED USE; SEE ATTACHED PG. C EXPANSION
CONCERNS - APPEARS OK. EVIDENCE OF PRIORITY etc. NORMALLY NOT NEEDED FOR
- k. ☒ Is use within Water District? ☐ Yes ☒ No EXEMPTED USES TO SEE NO NEEDED FOR
If yes, what district? _____ Comment letter sent ☐ Yes ☐ No ADD'L. VERIFICATION.
- l. ☒ Legal notice electronically transmitted to DWR03::Vault? ☒

FINAL PROCESSING REVIEW BY: DRS

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions " _____

RECEIVED
JUL 12 1995

Department of Water Resources

4. By DRS Date 7/10/95

CLAIM	P/D	USE
-18001	SNW 522	5/600 range
-18002	SWSW 516	5/200 range, 0/1
-18003	SENE 516 ^{1/2}	5/1000 range
-18015 ^{2/}	SWNE 522	5/950 range, 0/1
-18025 ^{2/}	SWNE 522	5/50 range, 0/1
TOTAL	4 WELLS	5/2800 range, 0/3

ATTACH. A = 5/3006 CATTLE/HORSES

TOTAL CLAIMED = 5/2800

DIFFERENCE = 5/206 CATTLE/HORSES - is this EXPANSION?

OPTIONS

- ① FILE NEW PERMIT FOR 5/206 4 EXISTING + 1 PROPOSED WELL;
APPROVABLE BASIN 63 w/o processing delay.
- ② REPRESENTS A NEW EXEMPTED USE W/ D.O.P. OF DRILLING NEW WELL (CAN "STACK" EXEMPTIONS TO EXTENT EACH ONE HAS UNIQUE D.O.P.).
- ③ ATTACHMENT A IMPLIES CLARIFICATION OF 5 CLAIMS WHERE TOTAL USE HISTORICALLY HAS BEEN 3006, NOT 2800. COULD AMEND CLAIM(S) TO SHOW THIS. HOWEVER, SINCE APPROVED TRANSFER SERVES TO CHANGE CLAIMS ANYWAY, LET TRANSFER HANDLE THIS # STOCK DIFFERENTIAL - LET TRANSFER CHANGE THE CLAIMS INSTEAD OF AMENDING CLAIMS & THEN TRANSFER.

CONCLUDE

OPTION ③ MAKES MOST SENSE TO REVIEWER - DON'T WANT TO BOG DOWN IN EXCESSIVE DETAIL & EXACT # LEAD IN OVERALL LOOK AT SITUATION.

1/ CORRECTS LOCATION FROM INCORRECTLY CLAIMED SITE

2/ SAME WELL; TOTAL FROM THIS WELL 5/1000, 0/2.

Sum of claims = .79 cfs

What if determine MAX. RATE per uses by applying current dept. standards?

S/3006 Round to next highest 100, multiply by .00022

$$3100 \times .00022 = .682 \text{ cfs}$$

D/3

$$\text{Internal per \# units} = .08 \text{ cfs}$$

external c 1/2 acre/home max.

$$1.5 \text{ Ac.} \times .03 \text{ cfs/acre} = .045 \text{ cfs}$$

(or could use .06 cfs)

$$\text{TOTAL MAX FLOW} = .807 = \underline{.81 \text{ cfs}}$$

Claimed use < MAX. dept. standards so don't see problem if assume S/3006, D/3 uses.

However - should quantify max capacity of 4 existing wells since might be less than claimed flow.

Letter sent 6/29/95 to applicant via Sheri Chapman. Per response, will estimate system capacity to complete transfer analysis.

SL
6/29/95

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
NOS. A63-18001, A63-18002, A63-18003, A63-18015, A63-18025
TRANSFER NO. 4634

Notice is hereby given that Tom Kasper of Modesto, CA has applied to the Department of Water Resources for a Change in Point of Diversion and Place of Use of the following described water rights to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHTS AS RECORDED:

All are Snake River Basin Adjudication Claims based on beneficial use in the name of Eastern Western Corp., now sold to Tom Kasper-all are wells for stockwater &/or domestic use all year. Total use includes .79 cfs, 4 wells, 2800 range cattle and 3 homes within T1S, R2W, Canyon County.

Claim Number	Priority Date	Amount (cfs)	Point of Diversion	Place of Use
A63-18001	4-1-1979	.14	SENE S22	SENE S22
A63-18002	7-24-1979	.09	SWSW S16	SWSW S16
A63-18003	4-1-1957	.23	SENE S16	All of S16
A63-18015	7-8-1947	.27	SWNE S22	SWNE & NWSW S22
A63-18025	4-1-1968	.06	SWNE S22	SWNE & NWSW S22

(18025 is same well & use location as 18015 but other stock & domestic)

TO BE CHANGED AS FOLLOWS:

Correct the well location of A63-18003 from SENW S16 to actual well site in SENE S16. Add new well in NENE S27, integrate entire 5-well system to allow 3006 range cattle & horses and 3 homes to use .79 cfs throughout entire service area as follows.

SW 1/4 S15; All of S16; NE 1/4, N 1/2 NW 1/4, SENW, NESE S21; All of S22; W 1/2 NW 1/4 S26; NE 1/4, N 1/2 NW 1/4 S27, T1S, R2W. This merges the diversion points & places of use of all 5 claims to reflect modernization of stockwater system.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before JUNE 26, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director
June 7, 14, 1995

2035

RECEIVED
JUN 16 1995
WATER RESOURCES
BOISE, IDAHO



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 29, 1995

Sherl Chapman
410 S. Orchard, Suite 144
Boise, ID 83705

RE: TRANSFER NO. 4634 FOR TOM KASPER SRBA CLAIMS

Dear Sherl:

The above-referenced transfer application to add a well and integrate the use of five SRBA claims into one overall stockwater/domestic system is being advertised and otherwise processed.

Before this office can forward the application to the department's central office for final action, additional information is needed to verify the system capacity of the four existing wells. As a minimum, please provide data for each well to verify the well capacity as follows: horsepower, dynamic pumping level, wellhead pressure if known, and horsepower plus location of any booster pumps.

Also, while not required, it would be helpful if you could provide any other specifications about the diversion works. These other items might include brand and serial numbers of motors and pumps, pump curves, any pump tests or other flow production measurements, and any other details that you think would assist in estimating the pumping capacity for each well.

Your response will help complete the in-office transfer analysis prior to forwarding the filing to the State Office for final disposition. Please let me know if I can assist you in any way. Thanks for your help, Sherl, in this transfer.

Sincerely,

Steve Lester
Water Rights Supervisor

NOTICE OF PROPOSED CHANGE OF WATER
RIGHT NOS. A63-18001, A63-18002,
A63-18003, A63-18015, A63-18025
TRANSFER NO. 4634

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<u>Claim Number</u>	<u>Priority Date</u>	<u>Amount (cfs)</u>	<u>Point of Diversion</u>	<u>Place of Use</u>
A63-18001	4-1-1979	.14	SENW S22	SENW S22
A63-18002	7-24-1979	.09	SWSW S16	SWSW S16
A63-18003	4-1-1957	.23	SENW S16	All of S16
A63-18015	7-8-1947	.27	SWNE S22	SWNE & NWSW S22
A63-18025	4-1-1968	.06	SWNE S22	SWNE & NWSW S22

(18025 is same well & use location as 18015 but other stock & domestic)

TO BE CHANGED AS FOLLOWS:

Correct the well location of A63-18003 from SENW S16 to actual well site in SENE S16. Add new well in NENE S27, integrate entire 5-well system to allow 3006 range cattle & horses and 3 homes to use .79 cfs throughout entire service area as follows:

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Karl J. Dreher, Director

Published in the Press-Telegram on June 7 and 14, 1995.

CONVERSATION MEMORANDUM

DATE 5/31/95FILE T. 4634NAME OF PARTY Sheryl ChapmanEMPLOYEE Steve Latta

RE: _____

Are 4 existing wells in

S. 16 SE NE Cont SE NW per AG3-18003 ; TWSW

S. 22 SE NE & SE NW

Add 1 new well in

S. 27 NE NE

Stock 300 Range cattle
6 horses

Will be totally integrated system - thus, ± A
"P.P.W." for stockwater

EACH claim by K&H appears to be for
Exempted (42-111A) use

TOTAL #	Stock	when	add	claims	=	2800	RANGE
"	"	Dom.	"	"	"	=	3

Xfor Seeks 3006 Stock, or 206 not covered
by claims - however, could use new well to
cover these except now to be integrated system -
Ok to add 5/206 or need new well for?

Dana L. Hofstetter
 Murray D. Feldman
 HOLLAND & HART
 Suite 1400, West One Plaza
 Post Office Box 2527
 Boise, Idaho 83701
 Telephone: (208) 342-5000

~~COPY~~

1992 JAN -9 AM 10:02

DISTRICT COURT - SRBA
 TWIN FALLS CO., IDAHO

FILED *[Signature]*

Attorneys for Northwest Pipeline Corporation,
 Eastern Western Corporation and other parties

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

Case No. 39576

The State of Idaho, ex rel.
 R. Keith Higginson in his
 official capacity as Director
 of the Idaho Department of
 Water Resources,

NOTICE OF APPEARANCE

Petitioner,

Document No.
 92-01-020

vs.

The United States; the State
 of Idaho; and all Claimants to
 the use of water from the Snake
 River Basin Water System

DESCRIPTIVE SUMMARY

This is the Notice of Appearance of Dana L. Hofstetter and
 Murray D. Feldman of the law firm of Holland & Hart as attorneys
 for Northwest Pipeline Corporation, Eastern Western Corporation
 and other parties pursuant to the Court's December 17, 1991, SRBA

NOTICE OF APPEARANCE - 1

MICROFILMED

JUL 26 1994

Administrative Order: SRBA Mailing Address, Telephone and Fax Numbers and Notices of Appearance.

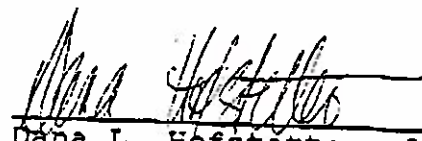
NOTICE OF APPEARANCE

Dana L. Hofstetter and Murray D. Feldman of the law firm of Holland & Hart hereby enter their appearance as attorneys for Northwest Pipeline Corporation, Eastern Western Corporation and other parties pursuant to the Court's December 17, 1991, SRBA Administrative Order: SRBA Mailing Address, Telephone and Fax Numbers and Notices of Appearance.

DATED this 6 day of January, 1992.

HOLLAND & HART

By


Dana L. Hofstetter, for the firm
Attorneys for Northwest Pipeline
Corporation, Eastern Western
Corporation and other parties

NOTICE OF APPEARANCE - 2

MICROFILMED

JUL 26 1994

CERTIFICATE OF SERVICE

I hereby certify that on this 8 day of January, 1992, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Larry Echohawk
Attorney General
State of Idaho
Statehouse Mail, Room 210
Boise, ID 83720

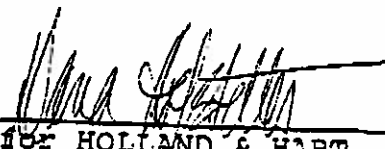
☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

Peter G. Monson
Trial Attorney
United States Department
of Justice
Land and Natural Resources
Division
Indian Resources Section
P.O. Box 44378
Washington, DC 20026-4378

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

David B. Shaw (6 copies)
Chief
Adjudication Bureau
Idaho Department of Water
Resources
1301 North Orchard
Statehouse Mail
Boise, ID 83720

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)


for HOLLAND & HART

17187



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 15, 1992

Dana L. Hofstetter
Holland & Hart
P.O. Box 2527
Boise, ID 83701-2527

RE: Snake River Basin Adjudication (SRBA)
Eastern Western Corp.

Dear Dana,

I have modified the addresses on the claims for your client referenced above as directed in your letter dated April 1, 1992. Enclosed are the print-screens you requested for your files.

Thank you for your patience, Dana. If you have any questions, please call me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Sally'.

Sally Prazee
Secretary, Adjudication Section

sf:west

Enclosures:

Eastern Western Corp. Print-Screens

MICROFILMED
AUG 27 1992

MEMORANDUM

DATE: 04/14/92
TO: DON SHAFF, JAN SHURTE
FROM: SALLY FRAZEE
RE: EASTERN WESTERN CORP

(same as to ROK too, Jan)
-Sal

TODAY I UPDATED EACH CLAIM ON FILE FOR EASTERN WESTERN CORP AS FOLLOWS ON THE SAMPLE D.E. SCREEN:

ADDRESS: EASTERN WESTERN CORP
MICHAEL E MC GINLEY PRESIDENT
PO BOX 3228
OR 37208-3228
C

1505 SE GIDEON ST
PORTLAND
503 236-1978

OR

HOLLAND & HART
DANA HOFSTETTER

ID 83701-2527
A

PO BOX 2527
BOISE
208 342-5000

I ASKED DANA THIS MORNING WHEN SHE WAS HERE WHETHER SHE CARED IF HER MIDDLE INITIAL WAS ON THE CLAIMS OR NOT. SHE DOESN'T CARE, SO I DELETED IT ON THE FEW WHERE IT SHOWED TO SAVE KEYSTROKES.

SAVING KEYSTROKES WAS MY REASON FOR SHORTENING "CORPORATION" TO "CORP".

EASTERN WESTERN CORP IS NOW ENTERED AS EASTERN WESTERN CORP (WITHOUT THE PERIOD AFTER CORP).

BEFORE MODIFYING BASIN 63 RECORDS, I VERIFIED THERE WERE NO "R" RECORDS VIA AJ5.

PER DANA'S REQUEST, I HAVE MAILED HER THE PRINT SCREENS FOR EASTERN WESTERN CORP FOR HER FILES. I HAVE ATTACHED A COPY OF THE AJQ1 EASTERN WESTERN SCREENS FOR THE WESTERN REGION OFFICE.

AG 3-18001

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AUG 27 1992

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
TELECOPIER (208) 343-8869

April 1, 1992

RECEIVED
APR 2 1992

Department of Water Resources

Sally Frazee
Secretary, Adjudication Section
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

Re: Snake River Basin Adjudication/
Eastern Western Corporation

Dear Sally:

This letter is in response to your February 21, 1992 letter.

With respect to SRBA claim A65-19598, you indicate that Eastern Western Corporation may file a claim for a second water right from the well since a trailer was added in 1989. Eastern Western Corporation did not claim the water right associated with the trailer in the SRBA because it is my understanding that water rights post-dating the commencement of the SRBA on November 19, 1987 are not covered by the SRBA. Please let me know if I have misunderstood IDWR policy on this matter.

With respect to the instream stock water beginning and ending diversion points for SRBA claim A03-02000, I have prepared a revised SRBA claim and forwarded it to Eastern Western for signature. Once it has been signed and notarized, we will submit it to you.

With respect to your inquiry regarding the appropriate name and address and for Eastern Western's water rights, SRBA records should indicate that Eastern Western Corporation is the owner of the water rights. To ensure delivery of correspondence to the appropriate person in charge, correspondence should be sent to Eastern Western Corporation, Attention: Michael E. McGinley, President. Eastern Western Corporation's mailing address is P.O. Box 3228, Portland, Oregon 97208-3228. Eastern Western's street address is 1505 Southeast Gideon Street, Portland, Oregon 97207. Eastern

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AUG 27 1992

Sally Frazee
April 1, 1992
Page 2

Western Corporation's telephone number is (503)236-1978. Please input this information for all of Eastern Western's water rights according to usual Idaho Department of Water Resources procedures. I enclose two change in address forms that Eastern Western formerly filed with the Department concerning some of Eastern Western Corporation's water rights that were formerly claimed with a different address in the SRBA. Currently, all of Eastern Western Corporation's SRBA claims should reflect the addresses provided in this letter. Please provide me address screens for all of Eastern Western's SRBA claims so that I can confirm the addresses.

Thank you for your attention to these matters. Please do not hesitate to contact me if you have any further questions or suggestions.

Sincerely,

HOLLAND & HART


Dana L. Horstetter

DLH/md
Enclosures

cc: Michael E. McGinley
Curt Ingle

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AUG 27 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 17, 1991

Eastern Western Corp.
c/o Mike McGinley, President
P.O. Box 3228
Portland, OR 97208-3228

RE: Snake River Basin Adjudication (SRBA)
Canyon County - Claims #A02-00082, A02-07109, A063-02631A,
A63-02631C, A63-02632A, A63-02632C, A63-02712, A63-02955,
A63-03099, A63-07814, A63-17988, A63-18001, A63-18002,
A63-18003, A63-18015 and A63-18025

Dear Mr. McGinley:

Thank you for having your attorney send us the Resolution stating that Dixie Smith is authorized to represent your firm. The Claim to Water Rights records of the Department have been changed to reflect your new address.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
Adjudication Supervisor

JDC:sf:west
Enclosures:

Claims Referenced Above

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THARP & VAN ATTA
ATTORNEYS AT LAW
DRAWER 610
7 SOUTHWEST THIRD STREET
ONTARIO, OREGON 97914
(503) 889-7603
FAX (503) 889-2402

WILLIAM C. THARP*
WILLIAM E. VAN ATTA

*ADMITTED TO PRACTICE
IN IDAHO AND OREGON

May 2, 1991

STATE OF IDAHO
Department of Water Resources
Attn: John D. Carlson
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RE Snake River Basin Adjudication (SRBA)
Canyon County - Claims A02-00082, A02-07109, A63-
02631A, A63-02631C, A63-02632A, A63-02632C, A63-
02955, A63-03099, A63-07814, A63-17988, A63-18001,
A63-18002, A63-18003, A63-18015 and A63-18025

Dear Mr. Carlson:

Our office represents Eastern Western Corporation. This letter is in response to your letter to Mike McGinley, President, dated April 2, 1991, concerning the above-referenced claims.

Pursuant to my telephone conversation with Sally of your office on April 2, 1991, the enclosed Resolution authorizes Dixie Smith, the current manager of Eastern Western Corporation's Canyon and Valley County properties, to execute any and all documents with the Idaho Department of Water Resources, including the notices of address change previously provided to your office in connection with the claims delineated above.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Very truly yours,

THARP & VAN ATTA

Mary H. Turner

Mary H. Turner
Secretary to William C. Tharp

/mt

Enclosure

cc: Mike McGinley (w/enclosure)
Dixie Smith (w/enclosure)
Dana Hofstetter (w/enclosure) ✓

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AUG 27 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 2, 1991

Mike McGinley, President
P.O. Box 3228
Portland, OR 97208-3228

RE: Snake River Basin Adjudication (SRBA)
Canyon County - Claims #A02-00082, A02-07109,
A63-02631A, A63-02631C, A63-02632A, A63-02632C,
A63-02955, A63-03099, A63-07814, A63-17988, A63-18001,
A63-18002, A63-18003, A63-18015 & A63-18025

Dear Mr. McGinley:

Notice of the address change of the above-referenced water rights has been received. Since each of the rights shown above was signed by Jim Hipwell, we cannot change our records based on the signature of Dixie Smith, but will need corporate documents showing the name change.

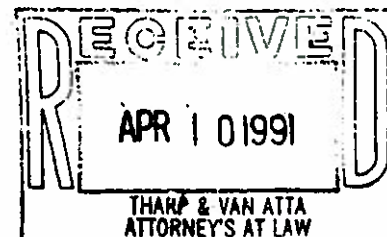
Upon receipt of these documents, Notices of Claim will be prepared from the Agency's computer and sent to you for your review and records.

Please contact me if you have any questions.

Yours truly,

John D. Carlson
Adjudication Supervisor

JDC:sf:state:tf



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AUG 27 1992

MAR 21 1991

CHANGE IN ADDRESS

HOLLAND
& HART

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number (s): A02-00082, A02-07109, A63-02631A,
A63-02631C, A63-02632A, A63-02632C, A63-02712, A63-02955,
A63-03099, A63-07814, A63-17988, A63-18001, A63-18002,
A63-18003, A63-18015 A63-18025

[] Old Mailing Address: c/o Jim Hipwell
3349 Hill Road South
Melba, ID 83641

[] New Mailing Address: Attn: Mike McGinley, President
1505 S.W. Gideon Street
P.O. Box 3228
Portland, Oregon 97208-3228

New Telephone Number: (503) 236-1978

[] Signature of Claimant: *Dixie Smith*
Dixie Smith, Ranch Manager,
Eastern Western Corporation

Date: 19 March 91

FOR IDRW USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

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MAR 21 1991

Department of Water Resources

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AUG 27 1992

SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

EASTERN WESTERN CORPORATION

The Board of Directors of Eastern Western Corporation, an Oregon corporation, after waiving notice, held a special meeting on the 10th day of April, 1991, at corporation headquarters at 1505 SE Gideon Street, Portland, Oregon, at 9:00 o'clock a.m. Present were Michael McGinley and Nancy Robison.

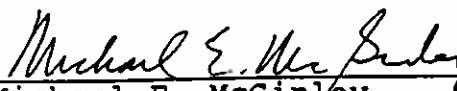
The Chairman called the meeting to order and indicated that the purpose for the meeting was to authorize the appointment of Dixie Smith to represent the corporation in dealings with all irrigation districts within the State of Idaho and the Department of Water Resources of the State of Idaho. Upon motion duly made, seconded and unanimously passed, it was resolved:

R E S O L U T I O N

That Dixie Smith is authorized to represent Eastern Western Corporation in connection with any and all dealings with all irrigation districts within the State of Idaho and the Department of Water Resources of the State of Idaho. This duty to represent the corporation includes the right to vote and make decisions on behalf of Eastern Western Corporation regarding policy as affects water rights within the State of Idaho; and further includes the right to execute any and all documents necessary to effectuate claims pertaining to the Snake River Adjudication and transfer water shares as may, from time to time, become necessary to effectively represent the interests of the Corporation.

There being no further business to come before the meeting, it was moved, seconded and unanimously passed that the meeting be adjourned.

DATED This 10th day of April, 1991.


Michael E. McGinley
President/Secretary


Nancy Robison
Assistant Secretary

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RECEIVED
NOV 20 1991

SPECIAL MEETING OF THE BOARD OF DIRECTORS
OF

Department of Water Resources

EASTERN WESTERN CORPORATION

The Board of Directors of Eastern Western Corporation, an Oregon corporation, after waiving notice, held a special meeting on the 15th day of October, 1991, at corporation headquarters at 1505 SE Gideon Street, Portland, Oregon, at 9:00 o'clock a.m. Present were Michael McGinley and Nancy Robison.

The President called the meeting to order and indicated that the purpose for the meeting was to authorize the appointment of Curt Ingle to represent the corporation in any and all dealings with the Idaho Department of Water Resources pertaining to Idaho water rights and/or the Snake River Adjudication. Upon motion duly made, seconded and unanimously passed, it was resolved:

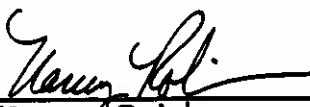
R E S O L U T I O N

That Curt Ingle is authorized to represent Eastern Western Corporation in connection with any and all dealings with the Idaho Department of Water Resources pertaining to Idaho water rights and/or the Snake River Adjudication. This authority to represent the corporation includes the right to vote, file claims and make decisions on behalf of Eastern Western Corporation regarding policy as affects water rights within the State of Idaho.

There being no further business to come before the meeting, it was moved, seconded and unanimously passed that the meeting be adjourned.

DATED This 15th day of October, 1991.


Michael E. McGinley
President


Nancy Robison
Assistant Secretary

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A63-18001

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - +

+ - FIRST NAME - - +

+ - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
EASTERN WESTERN CORP.

1 - C/O MIKE MC GINLEY, PRESIDENT
2 - 1505 S.W. GIDEON ST.
3 - P.O. BOX 3228
CITY- PORTLAND STATE- OR ZIP- 972083228
PHONE - 503-236-1978

*** O - ORIGINAL OWNER ***
EASTERN WESTERN CORP.

1 - C/O JIM HIPWELL
2 - 3349 HILL ROAD SOUTH
3 -
CITY- MELBA STATE- ID ZIP- 83641
PHONE - 208-495-1134

+ - - PRIORITY DATE - - +
04/01/1979

+ - - - REGION - - - +
14 WESTERN

STAGE	STATUS
JO- BENEFICIAL USE	

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ . - - - - - - - - TRIBUTARY - - - - - - - - - - - - - - +

						POINT OF DIVERSION		
TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	STREAM INDEX (BLANK IF NO INDEX CODE)	

01S 02W 22 SE NW (27) CANYON

+	CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME	+
---	------	-------------	-------------	-----------	-----------	----------------	------------------	---

04 - STOCKWATER	01/01	12/31	0.140
-----------------	-------	-------	-------

+ - TOTAL DIV. RATE - +		+ - TOTAL DIV. VOLUME - +		+ - TOTAL DIV. CAPACITY - +		+ - TOTAL CONSUMPTIVE USE - +		+ - KW USAGE - +	
	0.140								

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
14N	10E	36	1	1	1.00	1	1.00 ACRES	CLATSOP

01S 02W 22 SE NW 04 STOCKWATER (27) CANYON

+ - - DIVERSION MEANS - 6" DIAMETER WELL, 139' DEEP, 3 HP PUMP.

+ - - NON-IRRIGATION USE - S/600 RANGE CATTLE.

+ - - OTHER RIGHTS FOR SAME USE - NONE

	REMARKS
	NO REMARKS FOUND.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

CERTIFIED
SEP 12 1991
WATER EXAMINER