

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-8408A
Date Received: 12/26/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUNSET HILLS WATER CORP Phone: (208)459-7965
C/O BRUCE C BARTLETT
22166 HOMEDALE RD
CALDWELL ID USA 83605

2. Date of Priority: 01/24/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	04W	33	SW SE SW	CANYON	
04N	04W	33	SW SE SW	CANYON	

5. Description of diverting works:

WELL, 30 HP PUMP, POND, 150 HP BOOSTER PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.25	642.1

7. Total Quantity Appropriated is:
1.25 C.F.S. and/or 642.1 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	04W	5	SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	15
			NW	SE	IRRIGATION	30
			NE	SE	IRRIGATION	40
			SE	NW	IRRIGATION	40
Section Acres						165
Total Acres						165

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.

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.

After specific notification by the Department, the right holder shall measure the diversion 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 use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

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

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

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and

other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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.

15. Basis of Claim: License

WATER RIGHT NO. 63-8408A
As Modified by Transfer No. 66100

In accordance with the approval of Transfer No. 66100, Water Right No. 63-8408A is now described as follows.

Right Holder: SUNSET HILLS WATER CORP
 C/O BRUCE C BARTLETT
 22166 HOMEDALE RD
 CALDWELL ID 83605

Priority Date: 01/24/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	1.25 CFS	642.1 AF
			1.25 CFS	642.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESW Sec. 33 Twp 04N Rge 04W CANYON County

GROUND WATER SWSESW Sec. 33 Twp 04N Rge 04W CANYON County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	04W	5			40.0	15.0			40.0					40.0		30.0			165.0

Total Acres: 165

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.
2. 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.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

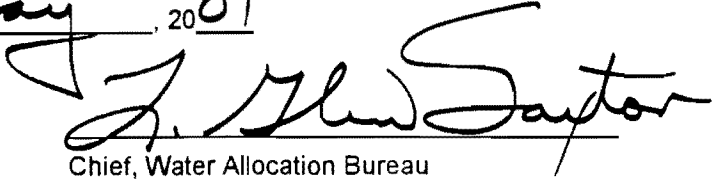
WATER RIGHT NO. 63-8408A
As Modified by Transfer No. 66100

CONDITIONS OF APPROVAL

5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17th day of May, 2001


Chief, Water Allocation Bureau

RECEIVED

MAY 18 2001

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 66100

This is to certify that: BRUCE C BARTLETT
22166 HOMEDALE RD
CALDWELL ID 83605
(208)459-7965

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-8408	AJC/License	01/24/1977	1.43 cfs		199.0	199.0	GROUND WATER
63-2983	AJC/License	02/25/1954	1.14 cfs		76.0	76.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

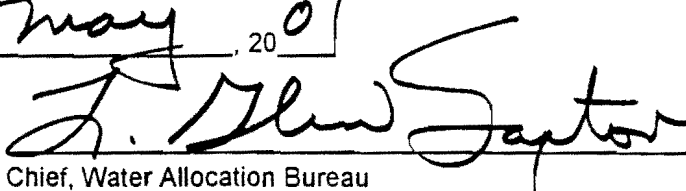
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-8408	YES	YES	YES	NO	NO	NO
63-2983	YES	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-8408	63-8408B	0.18 cfs	92.5 af	25.0	25.0	63-8408A	1.25 cfs	642.1 af	165.0	165.0
63-2983	63-2983B	0.38 cfs	112.5 af	25.0	25.0	63-2983A	0.76 cfs	229.5 af	51.0	51.0
TOTALS		0.50 cfs	112.5 af	25.0	25.0		2.01 cfs	742.5 af	165.0	165.0

Detailed Water Right Description(s) attached

Dated this 17th day of May, 2001


Chief, Water Allocation Bureau

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5733
66100

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant BRUCE C. BARTLETT Phone (208) 459-7965Post Office address 22166 Homedale RD., Caldwell, ID 83605

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 Split rights into A and B portions
2. Describe the reason for the proposed changes Split rights into an A and B portion, with the A portions staying with Sunset Hills Corp. The A portion will retain the use of the 10 and 30 Hp wells and irrigation of 165 acres of land. The B portion will be put into Bartlett ownership to be sold. The B portion will retain the 75 Hp well and irrigation of 25 acres used on different lands.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-08408A</u>	<u>1/24/1977</u>	<u>1.25/607.9</u>	<u>IRRIGATION</u>	<u>3/15</u> to <u>11/15</u>
<u>63-02983A</u>	<u>2/25/1954</u>	<u>.76 CFS</u>	<u>IRRIGATION</u>	<u>3/15</u> to <u>10/31</u>
<u>63-08408B</u>	<u>1/24/1977</u>	<u>.18/87</u>	<u>IRRIGATION</u>	<u>3/15</u> to <u>11/15</u>
<u>63-02983B</u>	<u>2/25/1954</u>	<u>.38 CFS</u>	<u>IRRIGATION</u>	<u>3/15</u> to <u>10/31</u>

2. Total amount of water being transferred 2.01 (A)
.56 (B) cubic feet per second and/or _____ acre-feet per annum.3. Source of water GROUNDWATER tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SW	33	4N	4W	CANYON	10 HP WELL (FOR A PORTION)
	SW	SE	SW	33	4N	4W	CANYON	30 HP WELL (FOR A PORTION)
	NE	NE	SW	33	4N	4W	CANYON	75 HP WELL (FOR B PORTION)

5. 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	
63-08408A																			
03N	04W	5			40	15				40					40	30		165 ACRES	
63-02983A																			
03N	04W	5			40	11												51 ACRES	
63-08408B																			
04N	04W	33								16			9					25 ACRES	
63-02983B																			
04N	04W	33								16			9					25 ACRES	

PART 1

6. General Information:

a. Description of diversion system 63-08408A & 63-02983B - 2 wells, 30 hp and 10 hp diverted to a pond and relifted by a 150 hp pump to sprinklers. The B portion of these rights will have 1-75 hp well to sprinklers.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes NO 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:

There will be 2 seperate systems. The A system will irrigate 165 acres from the 10 hp and 30 hp well. The B system will irrigate 25 acres from the 75 hp well.

d. Remarks:

This change will allow the withdrawl of 76 acres from the membership of Sunset Hills Corp. to irrigate 25 acres of iirigation from 1 well (the 75 hp well) at a diversion rate of .56 cfs. This will allow the sale of the 76 acres to an outside party.

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 _____.

WR5809NP

No. 63-08408

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT PROFILE REPORT

DATE: 03/13/00

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRUCE C. BARTLETT RT. 6 BOX 223 CALDWELL ID 83605	01/24/1977	IRRIGATION	03/15 11/15	1.430 CFS	694.90 AFA
TOTAL DIVERSION:					1.430 CFS	694.90 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.850 CFS

Point(s) of Diversion: T04N R04W S33 NESW SESW CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
03N	04W	5	:			40	40	:				40	:					:	40	39			:	199.0	
																							TOTAL ACRES	199.0	

Pou County: CANYON

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN This right when combined with Right No. 63-2983 shall not exceed 0.02 cfs/acre nor more than 4.5 acre feet/acre.

Dates: App. Received: 01/24/1977 Priority Date: 01/24/1977
 Proof Due Date: 03/01/1982 Proof Made Date: 02/03/1982
 Exam Made Date: 06/08/1984 Exam Sent to S.O.:
 Licensed Date: 01/30/1989

Misc: Water District Number: Field Exam Fee:

Audit: 11/20/87 05/01/88 CONVERT

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 (PART B) 63-08408

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

1. amount .18 CFS/87 AFA for IRRIGATION purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NE	SW	33	4N	4W	CANYON	75 HP WELL

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	
04N	04W	33									16			9					25 ACRES

Total acres 25 ACRES

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) (PART A) 63-08408

1. amount 1.25 CFS/609.7 AF for IRRIGATION purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SW	33	4N	4W	CANYON	30 HP WELL
	SW	SE	SW	33	4N	4W	CANYON	10 HP WELL

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	
03N	04W	5			40	15				40					40	30			165 ACRES

Total acres 165 ACRES

WR5809NP
No. 63-02983

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/29/00
PAGE: 1

OWNER		PRIORITY	WATER USE	USE PERIOD		DIVERSION	DIVERSION
CODE	NAME & ADDRESS	DATE		FROM	TO	RATE	VOLUME
C	BRUCE BARTLETT RT. 6 CALDWELL ID 83605	02/25/1954	IRRIGATION DOMESTIC	03/15	10/31 00/00 00/00	1.140 CFS	
TOTAL DIVERSION:						1.140 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04N R04W S33

SESW

CANYON County

Place of use Legal Description for: IRRIGATION

																NE				NW				SW				SE												
			NENE		NWNE		SWNE		SENE		:	NENW		NWNW		SWNW		SENW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM		
---	---	---	:	-----	-----	-----	-----	-----	-----	:	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	:	-----	-----	-----	-----	-----	-----	-----	-----	:	-----	-----	-----	-----	-----	-----	:	-----		
03N	04W	5	:					40	36	:										:									:								:	76.0		
																														TOTAL ACRES				76.0						

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: CANYON

Remarks: GEN TRANS. 1651.

Dates: App. Received: Priority Date: 02/25/1954
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

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 (PART B) 63-02983

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

1. amount .38 CFS for IRRIGATION purposes from 3/15 to 10/31
 (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
	NE	NE	SW	33	4N	4W	CANYON	75 HP WELL

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	
4N	4W	33									16			9					25 ACRES

Total acres 25 ACRES

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) (PART A) 63-02983

1. amount .76 CFS for IRRIGATION purposes from 3/15 to 10/31
 (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
	SW	SE	SW	33	4N	4W	CANYON	10 HP WELL
	SW	SE	SW	33	4N	4W	CANYON	30 HP WELL

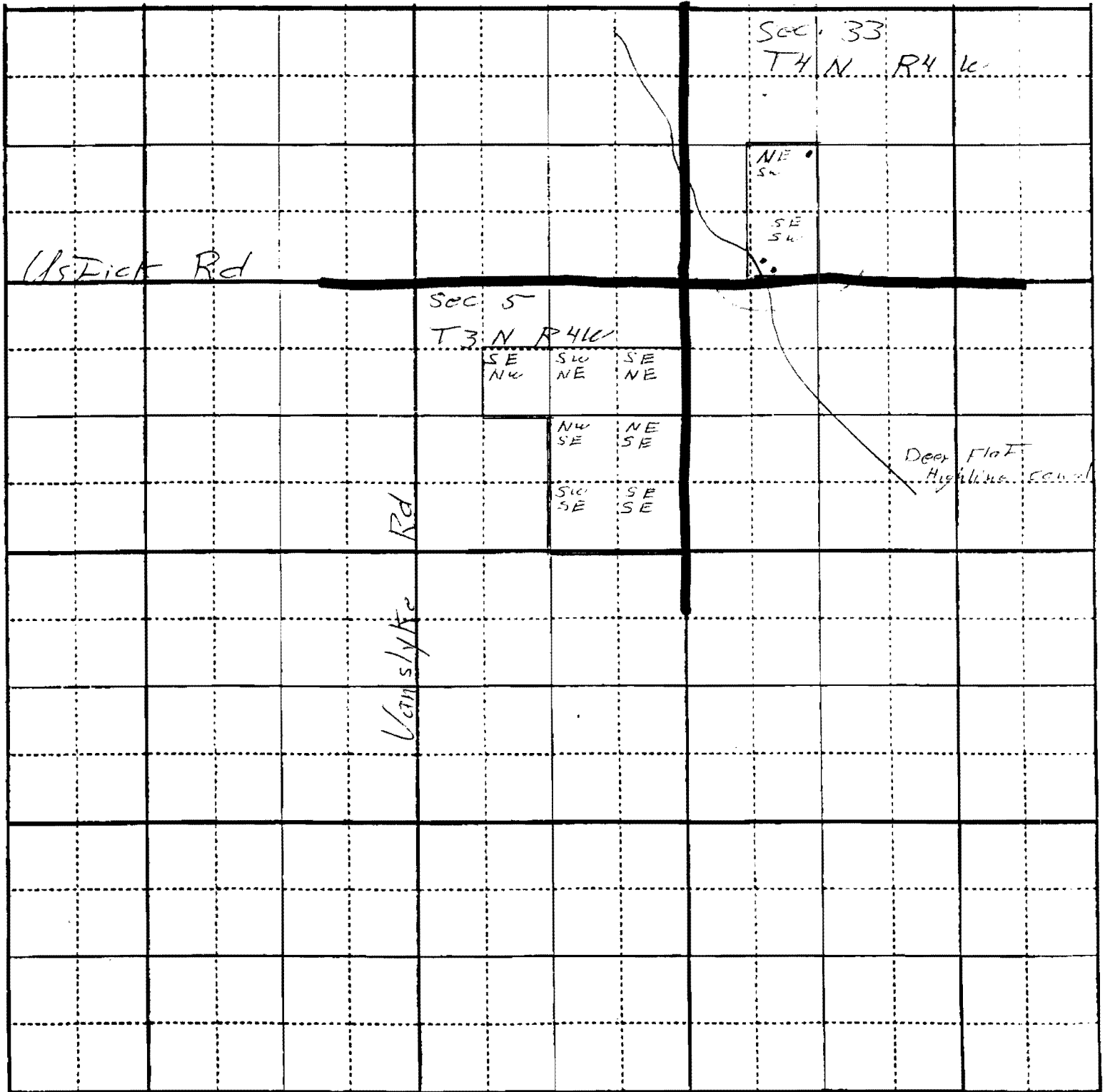
3. Lands irrigated or place of use:

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	
3N	4W	5			40	11													51 ACRES

Total acres 51 ACRES

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.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	_____	_____	_____	_____ 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 14th day of March, 1900.
Thomas M. Baetz
 (Signature of Applicant)
Lori Graves
 (Notary Public)
 My commission expires 6/18/04

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DAN Date 3-13-2000 Protest filed by _____

Prelim. check by _____ Fee \$100.00 _____

Receipted by DAN Date 3-13-2000 10026204

Published In PRESS TRIBUNE Copies of protest forwarded by _____

Pub. dates 5-18 + 25-00 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

AJ5809NP
No. A63-02983

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/29/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUNSET HILLS WATER CORP C/O BRUCE C BARTLETT RT 6 22166 HOMEDALE RD CALDWELL ID 83605 (208) 459-7965	02/25/1954	IRRIGATION	03-15 10-31	1.140 CFS	
					TOTAL DIVERSION:	1.140 CFS
					CONSUMPTIVE USE:	266.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04N R04W S33

SWSESW

CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
03N	04W	5	:			40		36	:									:	76.0
																		TOTAL ACRES	76.0

POU County: CANYON

Other Rights: 63-08408

Remarks: GEN TRANS. 1651.

THIS RIGHT WHEN COMBINED WITH 63-08408 SHALL PRODUCE NO MORE THAN
.02 CFS PER ACRE NOR MORE THAN 4.5 AFA.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 06/15/92 THORNTON 03/30/95 POST-STD

Attachment A
63-02983

HLG

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: **A63-08408**
Date Received: 12/26/1989
Receipt No: W007249
Received By: _____

*Rec'd from
SO on 6-12-92*

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

1. Name: SUNSET HILLS CORP 208-459-7965
Address: RT 6
22166 HOMEDALE RD
CALDWELL ID 83605

2. Date of Priority: JAN 24, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	04W	33	NE	NE	SW		CANYON
			SW	SE	SW		CANYON

5. Description of diverting works:
2 WELLS, 12" 75 & 30 HP, 150 HP BOOSTER, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.430		

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

8. Total consumptive use is 696.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	04W	5	NW	NE		IRR	39.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	04W	5	SE	NW		IRR	40.0
			NE	SE		IRR	40.0
Section Acres							199.0
Total Acres							199.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
63-02983

14. Remarks:
SAME POD AS 63-02983.
This right when combined with Right No. 63-2983 shall not exceed 0.02 cfs/acre nor more than 4.5 acre feet/acre.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

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 A63-8408Date Received 12-26-89Receipt Number WC07249

RECEIVED

DEC 26 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) SUNSET HILLS CORP. Phone (208) 459-7905Mailing Address RT6 22166 Homedale Rd Caldwell, Idaho Zip 836052. Date of Priority (Only one (1) per claim) 1/24/19773. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 4W Section 33,NE 1/4 of NE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of CanyonAdditional points of diversion if any: SW SE SW Sec 33 T4N R4W

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. (1) 12 inch casing,75 HP motor (2) 12 inch casing
30 HP motorenclosed sprinkler irrigation
system 150 HP booster pump

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 7/15 to 11/15 amount 1.43 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.43 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 696.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) none

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	4W	5		39	40	40				40					40				199

Total number of acres irrigated 199

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-2983 or None ()

14. Remarks:

Same P.D. as 63-8776
This when combined with 63-2983
shall not provide more than .02 cfs per acre
nor more than 4.5 AFE.

Last Name Hillset Hill Corp. Ident No. 63-8408

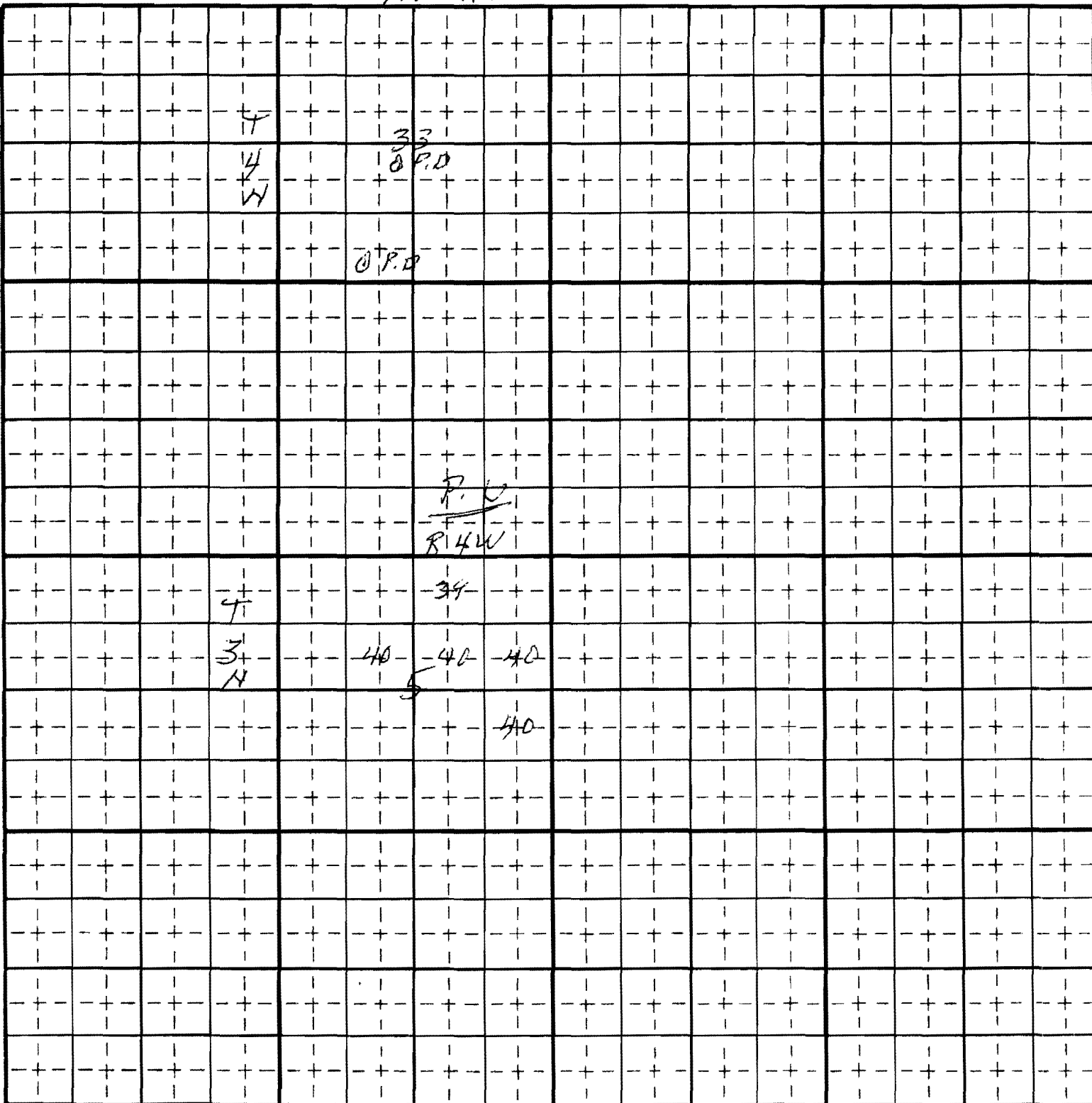
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Copies: White State, Yellow Claimant
AUG 24 1992

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

Scale: 2 inches equals 1 mile

P.D. R4W



Last Name Hills
SUNSET HILLS CORP

Ident No. 63-8405

MICROFILMED
Copies: White-State, Yellow-Claimant
AUG 24 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-8408
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

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

For Organizations: I do solemnly swear or affirm that I am President
Title

of Sunset Hill corp , that I have signed the foregoing
Organization
document in the space below as Pres. of Sunset Hill corp.
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent James C. Bennett Pres
Title and Organization Sunset Hills Hill Corp Date 12-19-82

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

Subscribed and sworn (or affirmed) before me this 19 day of December 19 82

SEAL

Notary Public John X. Moyer
Residing at 15470 Homedale Rd
Caldwell, Ida 83405
My Commission Expires _____

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Sunset Hill Corp ent. Number 63-8408

MICROFILMED
Copies White State Yellow Claimant
AUG 24 1992

Bruce C. Bartlett

Town-ship	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
✓ 03-	29	46	1.32	285		SE	SW	Sec	32	T4N	R4W								
✓ 4N	4W	32									30			40	5			25	100
✓ 03-	2983		1.14	255		(SE	SW	33	T4N	R4W)									
43N	4W	5			40	36													76
03-	3358		1.94	255		NE	SW	32	T4N	R4W)									
✓ 4N	4W	32									22			38					60
03-	8408		(NE	NE SW, SW	SE SW	33	T4N	R4W)	1.43	255									
43N	4W	5		39	40	40			40						40				199
403-9	350	A	(NW	NW	SE	Sec	32	T4N	R4W)	1.80	255								
✓ 4N	4W	32													11	33	36		80
03-	8776		(NE	NE	SW	Sec	33	T4N	R4W)	1.54	255								
43N	4W	5															39		39
03-	2881		.84	255	10/6/	1951													
43N	4W	5															25	30	55
03-	033	1.44	255	2/23/55													30		30
43N	4W	32																	
3N	4W	5		39	(40)	(36)			40						40		(39)	30	268
		C	3.95	255															
4N	4W	32									30			40	11	33	36	25	180
		C	total	255	3.5						(22)			(38)	16		(30)		448
											40			40	56	33	75	520	448

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AUG 24 1992

Water Right Number - 63-08408

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
BARTLETT

BRUCE C.

1 - RT. 6 BOX 223

2 -

3 -

City- CALDWELL

State- ID Zip- 83605

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/24/1977 14 WESTERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
04N 04W 33 NE SW (27) CANYON
SE SW (27) CANYON+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.430 694.90+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.430 694.90 2.850+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
03N 04W 5 SW NE 40.0 01 IRRIGATION (27) CANYON
03N 04W 5 SE NE 40.0 01 IRRIGATION (27) CANYON
03N 04W 5 SE NW 40.0 01 IRRIGATION (27) CANYON
03N 04W 5 NE SE 40.0 01 IRRIGATION (27) CANYON
03N 04W 5 NW SE 39.0 01 IRRIGATION (27) CANYON

Total Acres: 199.0

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
This right when combined with Right No. 63-2983 shall not
exceed 0.02 cfs/acre nor more than 4.5 acre feet/acre.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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AUG 24 1992

Water right number - 63-08408

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - -
016 - See remarks for additional conditions of approval.

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

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

+ - - Audit Fields - 11/20/87 05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 03/01/1982	Field Exam Made - 06/08/1984	Field Exam Fee -
Approved/Denied - 03/04/1977	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 02/03/1982	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 01/30/1989	Appl Received - 01/24/1977	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	

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AUG 24 1992

CLAIMANT'S NAME

Sunset Hills Corp.

CLAIM IDENT. NO.

AG-3-08408

DATE RECEIVED

12-26-89

RECEIPT #

W0007249

AMOUNT \$

249 applied

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Required Info? *
2. Is a priority date entered? ☒ YES ☐ NO ☐ Required Info? *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ Required Info? *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ Required Info? *
- (b) Is a tributary to entered? (if required) ☐ YES ☒ NO N/A ☐ Required Info? *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ Required Info? *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ Required Info? *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ Required Info? *
- Is the period of use included? ☒ YES ☐ NO ☐ Required Info? *
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ Required Info? *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ Required Info? *
8. If required is a consumptive use entered? ☐ YES ☒ NO N/A ☐ Required Info? *
- Is the consumptive use correct? ☐ YES ☒ NO N/A ☐ Required Info? *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 ☐ YES ☒ NO N/A ☐ Required Info? *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ Required Info? *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ Required Info? *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ Required Info? *
13. Are other water rights listed or "none" indicated?
(See Item No.'s 16 & 17 for checking other water rights) ☒ YES ☐ NO ☐ Required Info? *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☒ NO N/A ☐ Required Info? *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ Required Info? *
16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? ☐ YES ☒ NO N/A ☒ Required Info? *
- (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? ☐ YES ☒ NO N/A ☐ Required Info? *
- (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.
18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☒ NO N/A ☐ Required Info? *
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ Required Info? *
20. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Required Info? *
21. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ Required Info? *
22. Is the fee enclosed correct? ☐ YES ☒ NO Exempt ☐ Required Info? *

MICROFILMED

AUG 24 1992

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

RIGHT NUMBER: 63-8408A

NAME AND ADDRESS: SUNSET HILLS IRRIGATION CO
16645 PLUM RD
CALDWELL ID 83607

~~SUNSET HILLS CORP~~
~~C/O BRUCE BARTLETT~~
~~RT-6~~
~~22166 HOMEDALE RD~~
~~CALDWELL ID 83605~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.250 CFS

The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.

PRIORITY DATE: 01/24/1977

POINT OF DIVERSION:

T04N R04W S33 SWSESW Within CANYON County

T04N R04W S33 SWSESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.250 CFS
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T03N R04W S05	SWNE	40.00	T03N R04W S05	SENE	15.00
T03N R04W S05	SENE	40.00	T03N R04W S05	NESE	40.00
T03N R04W S05	NWSE	30.00			

165 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Wilder Irrigation District.

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.

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

Right No. 63-2983A is also diverted through points of diversion described above. Right No. 63-8776 is also diverted through the most westerly point of diversion described above.

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.

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

Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

After specific notification by the Department, the right holder shall measure the diversion 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 use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

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

In Re SRBA	)	Water Rights: 63-2881A, 63-2983A
	)	63-8408A, 63-8776
Case No. 39576	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE
_____	)	PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- XX Substitution of Party
- ☐ IC § 42-222 transfer
 - ☐ Point of diversion ☐ Place of use
 - ☐ Period of use ☐ Nature of use
 - ☐ Split of water right ☐ Change in ownership
 - ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: August 24, 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on August 24, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	XX regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

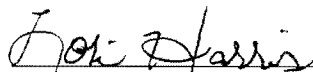
Clive Strong	☐ overnight mail
Off ice of the Attorney General	XX regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

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

3. Copies to all parties to the subcase:

Sunset Hills Irrigation Co.	☐ overnight mail
16645 Plum Rd.	XX regular mail
Caldwell ID 83607	☐ hand-delivered
	☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 24, 2007

SUNSET HILLS IRRIGATION CO
16645 PLUM RD
CALDWELL ID 83607

Re: Water Right Nos. 63-2881A, 63-2983A, 63-8408A, 63-8776

Dear Sirs:

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

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

Sincerely,

A handwritten signature in black ink that reads "Lori Harris". The signature is written in a cursive, flowing style.

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

cc: Roxanne Brown-SPF Water Engineering

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

RECEIVED

AUG 16 2001

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
AD 63-2881A		N			
AD 63-2983A		N			
AD 63-8408A		N			
AD 63-8776		N			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Sunset Hills Corp. or Sunset Hills Water Corp
4. New Owner/Claimant(s) Sunset Hills Irrigation Co.
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 16645 Plum Rd.
- City, State and ZIP Code Caldwell, ID 83607
- New Telephone Number (208) _____
5. Date you acquired the property name correction only

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Paul M. Butler
(include title if applicable) _____

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

For Office Use Only			
Received by <u>[Signature]</u>	Date <u>8-16-07</u>	Fee <u>N/A</u>	
Received by _____	Date _____	Receipt No. _____	
Processed by <u>[Signature]</u> AJ	Date <u>8-20-07</u>	WR _____	Date _____



Department of State.

CORPORATION REINSTATEMENT CERTIFICATE

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, do hereby certify that

SUNSET HILLS IRRIGATION COMPANY

a corporation organized under the laws of the State of Idaho forfeited its corporate powers or its right to do business in the State of Idaho on December 1, 1988

I FURTHER CERTIFY That the corporation has on December 13, 1988 been reinstated on the records of this office, and that its corporate powers or its right to do business in the State of Idaho are hereby restored.

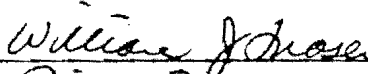
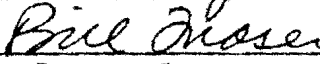
Dated: December 13, 1988



Pete T. Cenarrusa

SECRETARY OF STATE

By: *Larry J. Park*

No. C 70498	Due no later than July 31, 2007 Annual Report Form		2. Registered Agent and Office NO PO BOX																		
Return to: SECRETARY OF STATE 450 NORTH FOURTH STREET PO BOX 83720 BOISE, ID 83720-0080	1. Mailing Address - Correct in this box, if applicable SUNSET HILLS IRRIGATION COMPANY 1004 LAPOINTE ST BOISE, ID 83706		WILLIAM J FRASER 1004 LAPOINTE ST BOISE, ID 83706 CARY W. REASER																		
NO FILING FEE IF RECEIVED BY DUE DATE			3. New Registered Agent Signature CARY W. REASER																		
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors. <table border="1"> <thead> <tr> <th>Office held</th> <th>Name</th> <th>Street or P.O. Address</th> <th>City</th> <th>State</th> <th>Zip</th> </tr> </thead> <tbody> <tr> <td>PRES.</td> <td>RON BITNER</td> <td>16645 PLUM RD.</td> <td>CALDWELL</td> <td>ID</td> <td>83607</td> </tr> <tr> <td>SEC</td> <td>BILL FRASER</td> <td>1004 LAPOINTE ST.</td> <td>BOISE</td> <td>ID</td> <td>83706</td> </tr> </tbody> </table> 				Office held	Name	Street or P.O. Address	City	State	Zip	PRES.	RON BITNER	16645 PLUM RD.	CALDWELL	ID	83607	SEC	BILL FRASER	1004 LAPOINTE ST.	BOISE	ID	83706
Office held	Name	Street or P.O. Address	City	State	Zip																
PRES.	RON BITNER	16645 PLUM RD.	CALDWELL	ID	83607																
SEC	BILL FRASER	1004 LAPOINTE ST.	BOISE	ID	83706																
5. Organized Under the Laws of: IDAHO C 70498		6.  Signature <u>Bill Fraser</u> Date <u>5-13-07</u> Name (Typed or Printed) <u>BILL FRASER</u> Title <u>SEC.</u>																			

Issued 05/01/2007

Do Not Tape or Staple

200707000748



SPF Water Engineering, LLC
water resource consultants

RECEIVED

AUG 16 2007

WATER RESOURCES
WESTERN REGION

August 14, 2007

IDWR Western Region
2735 Airport Way
Boise, ID 83705

Subject: Notice of Change in Water Right Ownership
Water Right/Subcase No(s) 63-2881A, 63-2983A, 63-8408A, 63-8776

Dear Western,

Enclosed on behalf of Sunset Hills Irrigation Co., is a *Notice of Change in Water Right Ownership* document. There is no fee for these changes.

Like many small companies, Sunset Hills has filed documents with the Dept. of Water Resources in the past with inconsistent names. In this case, the name of the corporation is recorded as "Sunset Hills Irrigation Company". Documents have been filed with IDWR in the name of "Sunset Hills Corp." or "Sunset Hills Water Corp.", both in care of Bruce Bartlett. Mr. Bartlett is no longer the president of Sunset Hills Irrigation Co.; correspondence should be sent to the address of the current president, as shown on the enclosed form.

Please let me know if additional information is needed to support this change.

Sincerely,

Roxanne Brown
Water Rights Specialist

Cc: Ron Bitner

Enclosures
Change in Ownership form
Corporation Reinstatement Certificate
2007 Annual Report

SPF file number: 465.0020

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
\$01.11⁰
0004858390 FEB 02 2007
MAILED FROM ZIP CODE 83705

RECEIVED
FEB 08 2007
WATER RESOURCES
WESTERN REGION

RECEIVED
FEB 08 2007
WATER RESOURCES
WESTERN REGION

63-2881A

63-8776

63-2983A

63-8408A

07/25/2006

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

RIGHT NUMBER: 63-8408A

NAME AND ADDRESS: SUNSET HILLS WATER CORP
C/O BRUCE C BARTLETT
22166 HOMEDALE RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.250 CFS

The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.

PRIORITY DATE: 01/24/1977

POINT OF DIVERSION:

T04N R04W S33 SWSESW Within CANYON County

T04N R04W S33 SWSESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.250 CFS

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R04W S05	SWNE	40.00	T03N R04W S05	SENE	15.00
T03N R04W S05	SENE	40.00	T03N R04W S05	NESE	40.00
T03N R04W S05	NWSE	30.00			

165 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

07/25/2006

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

Use of this right is combined with water from Wilder Irrigation District.

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.

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

Right No. 63-2983A is also diverted through points of diversion described above. Right No. 63-8776 is also diverted through the most westerly point of diversion described above.

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.

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

Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

After specific notification by the Department, the right holder shall measure the diversion 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 use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-8408A

WATER RIGHT NUMBER: 63-8408A

Owner Type Name and Address
Current Owner SUNSET HILLS WATER CORP
C/O BRUCE C BARTLETT
22166 HOMEDALE RD
CALDWELL, ID 83605
(208)459-7965
Original Owner ~~BRUCE C BARTLETT~~
~~22166 HOMEDALE RD~~
~~CALDWELL, ID 83605~~
~~(208)459-7965~~
Original Owner ~~ARROW FARMS INC~~
~~, ID~~

*Reviewed by
Kay Walker
7/25/04*

Priority Date: 01/24/1977

Basis: License

Status: Active

Source

GROUND WATER

*AS licensed
use "S39"*

TributaryBeneficial Use

IRRIGATION

From To
03/15 to 11/15

Diversion Rate

1.250 CFS

Annual Volume

642.10 AF

Total Diversion:

1.250 CFS

642.10 AF

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SW1/4SE1/4SW1/4

Sec. 33, Twp 04N, Rge 04W, B.M.

GROUND WATER

CANYON County

SW1/4SE1/4SW1/4

Sec. 33, Twp 04N, Rge 04W, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	04W	5	40.0	15.0	40.0	40.0	40.0	30.0											165.0

Total Acres: 199

Conditions of Approval:

1. ~~XBT~~ Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

EXP

W59

63-29834

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8408A

- 539*
- ok quantity*
- EXP*
2. ~~101~~ The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
 3. *WB4* The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.
 4. *R65* This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
 5. *T09* 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.
 6. *065* The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
 7. *T17* Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
 8. *01Q* After specific notification by the Department, the right holder shall measure the diversion 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.
 9. *104* If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Remarks:

Comments:

1. pskaggs 5/17/2001 11:35:41 AM Transferred Right
 Comment: This is now an approved transfer, transfer number = 66100

Water Supply Bank:

$$\text{Acres} = \frac{\text{Total Limit}}{165} = \begin{cases} 2983A = 51 = 0.76 \text{ cfs} \\ 8408A = 165 = 1.25 \text{ cfs} \end{cases}$$

$$39 = 8776 = 0.54$$

$$\frac{55}{259} = 2881A = 0.84$$

$$\text{Sub area} = 7(40's) \\ 280$$

$$\begin{array}{l} 51 \text{ ac} @ 0.76 = 0.0149 \\ 165 \text{ ac} @ 1.25 = 0.0075 \\ 39 \text{ ac} @ 0.54 = 0.0138 \\ 55 \text{ ac} @ 0.84 = 0.0152 \\ \hline 3.39 \text{ cfs total} \end{array} \left. \begin{array}{l} \\ \\ \\ \end{array} \right\} 201 \text{ for } 165 \text{ ac} = 0.012$$

$$\underline{\quad\quad\quad} \\ 259 \text{ ac}$$

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8408A

02/02/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2983A	Claim	03N	04W	5	SW	NE	70L	IRRIGATION	40/51	SUNSET HILLS WATER CORP
3408A	Claim	03N	04W	5	SW	NE		IRRIGATION	40/199	SUNSET HILLS WATER CORP
2983A	Claim	03N	04W	5	SE	NE	70L	IRRIGATION	11/51	SUNSET HILLS WATER CORP
3408A	Claim	03N	04W	5	SE	NE		IRRIGATION	15/199	SUNSET HILLS WATER CORP
3408A	Claim	03N	04W	5	SE	NW		IRRIGATION	40/199	SUNSET HILLS WATER CORP
3408A	Claim	03N	04W	5	NE	SE		IRRIGATION	40/199	SUNSET HILLS WATER CORP
9244	Water Right	03N	04W	5	NE	SE		~~DOMESTIC~~		BRUCE C BARTLETT
3408A	Claim	03N	04W	5	NW	SE		IRRIGATION	30/199	SUNSET HILLS WATER CORP

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8408

WATER RIGHT NUMBER: 63-8408

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRUCE C BARTLETT 22166 HOMEDALE RD CALDWELL, ID 83605 (208)459-7965

Priority Date: 01/24/1977

Basis: License

Status: Active Transferred

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.430 CFS	694.90 AF
	<u>Total Diversion:</u>	1.430 CFS	694.90 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 33, Twp 04N, Rge 04W, B.M.
CANYON County		
GROUND WATER	NE1/4SW1/4	Sec. 33, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	04W	5			40.0	40.0				40.0					40.0	39.0			199.0

Total Acres: 199

Conditions of Approval:

1. This right when combined with Right No. 63-2983 shall not exceed 0.02 cfs/acre nor more than 4.5 acre feet/acre.
2. 016 See remarks for additional conditions of approval.

Remarks:

1. psdaggs 5/17/2001 11:35:29 AM Approved Transfer 66100
 Comment: Approved transfer 66100 is associated with all or part of this Right and the following records.
 Claim 63-2983A 0.76 cfs 229.5 afa 51 total acres
 Claim 63-2983B 0.38 cfs 112.5 afa 25 total acres
 Claim 63-8408A 1.25 cfs 642.1 afa 165 total acres
 Claim 63-8408B 0.18 cfs 92.5 afa 25 total acres

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8408

Priority: January 24, 1977 Amount: 1.43 CFS 694.9 AFA

This is to certify, that BRUCE C. BARTLETT
RT. 6 BOX 223

CALDWELL, ID 83605 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated January 24, 1977, and has submitted proof to the Department of Water Resources on February 3, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 2.85 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	1.43 cfs	694.9 afa

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 33, Township 4N, Range 4W
SESW , Sec. 33
Canyon County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
3N	4W	5	SWNE 40	SENE 40	SESW 40	NESE 40	199
			NWSE 39				

Total number of acres irrigated: 199

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with Right No. 63-2983 shall not exceed 0.02 cfs/acre nor more than 4.5 acre feet/acre.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 30th day of JANUARY, 1989.

Director

Director

FEB 09 1989

RECEIVED
MAY 19 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
JAN 26 1988

63-8408
Permit No.

Department of Water Resources

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Total capacity from wells 2 & 3 in ^{2.85} ~~2.86~~ cfs
See annular calculations ^{2.85}
 $199 \times .02 = 3.98 \text{ cfs}$ Except ^{2.85} ~~2.86~~ for this right.

b) Volume Calculations for Irrigation:

^{245 days} 4.5 AK/AC
 $V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 199 \times 4.5 = 895.5$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.86 \times 245 \times 1.9835 = 1390$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 895.5$

c) Volume Calculations for Other Uses:

none

2. Overlap Review

a) Other water rights with same place of use: 63-2983, 63-2388, 63-9244

b) Other water rights with same point of diversion: 63-8776, 63-2983

c) Analysis:

$63-2983 = 1.14$ $.02 \times 199 = 3.98 \text{ cfs}$
 $63-8408 = 2.86$
4.00

FEB 09 1989

63-9244 - no overlap - pld shown on permit was not developed.
63-2388 - Bureau of Reclamation; Boise River - use R32
63-2983 - same system w/plu overlap - Lic. for 1.14 cfs from pld in SESW, Sec. 33 - see copy of Bond. 1651 attached - limit Capacity when combined to 1.94 cfs
this pld
as most recently measured.

MICROFILMED

RECOMMENDED AMOUNTS

10 day

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
63-8408	1/24/77	2.85	1-24-1977	2-3-1982	2.85 cfs

4. Permit Holder: Bruce C. Bartlett

Address: Rt 65 Caldwell, Ida 83605

5. Source: Groundwater tributary to

6. Beneficial Use Period of Use Rate of Diversion Annual Volume

	From	To	Q (cfs)	V (afa)
<u>Irrigation</u>	<u>3/15</u>	<u>11/15</u>	<u>1.24</u>	<u>553.5</u>

Allowable Maximums:

7. Point(s) of Diversion: ✓

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
<u>#2</u>		<u>NE</u>	<u>NE</u>	<u>SW</u>	<u>33</u>	<u>4N</u>	<u>4W</u>	<u>Canyon</u>
<u>#3</u>		<u>SW</u>	<u>SE</u>	<u>SW</u>	<u>33</u>	<u>4N</u>	<u>4W</u>	

8. Place(s) 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	
34N	4W	5			40	40				40					40	39		199	

Total Acres 199

9. Recommended Conditions/Remarks: 933

The maximum combined rate of diversion under this Rt. 9 Rt. 63-2983 (from the well in the SE SW, Sec. 33, Twp. 4N, Rge. 4W) shall not exceed 1.94 cfs. THIS RIGHT WHEN COMBINED WITH 63-2983 SHALL NOT EXCEED 0.02 cfs/ac NOR MORE THAN 4.5 ac-ft/ac.

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature John K. Meyer Date 8/21/84

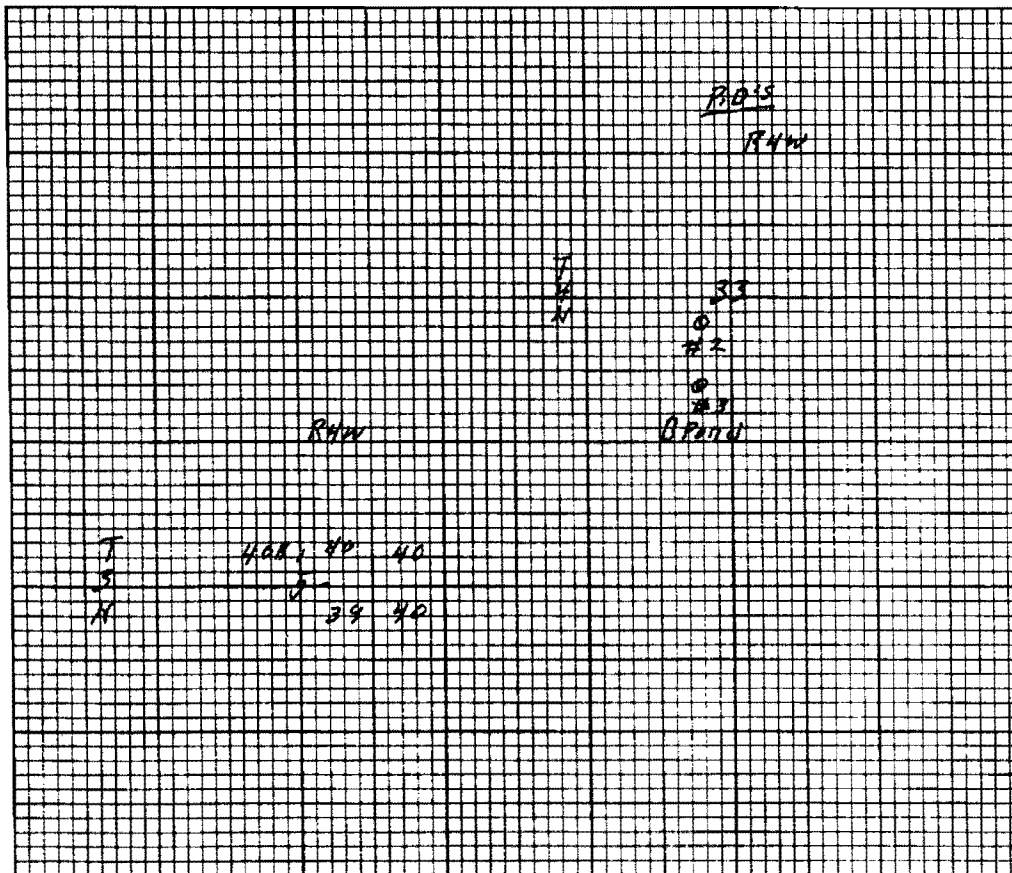
Checked in Regional Office by 665 Date 11/16/86

Approved in State Office by Jim Date 5/18-86

FEB 09 1989

- [illegible]

10. Other water rights on these lands 63-2983
11. Other water right diverted from same p.d. 63-8776
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

☒ None
☐ Other

16. Examiner's/Consultant's Signature John K. Meyer Date 8/21/84

Consultant's License Number _____

IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date

MICROFILMED
FEB 09 1989

CONSULTANT SEAL

OVERLAP

P/D: 63-8776 BOTH P/D's #2 & #3 TOTAL = 2.85 cfs
63-2983 ONE P/D 1.14 cfs #3
63-8406 BOTH P/D's #2 & #3
P/U: 63-8406

ADJUST RATE OF DIVERSION BY:

1. RATE @ P/D #3 = 1.94 cfs
less RT 63-2983 @ 1.14 cfs
less RT. 63-8776 @ .80 cfs
.47
.33 cfs

Total Rate for Rt :

1. Rate @ #2 P/D = 0.91 cfs
plus ^{adj} Rate @ #3 = 0.80 cfs
less RT. 8776 1.71 cfs
.47
1.24 cfs

P/U overlap: ADJUSTMENT

NO ADJUSTMENT NECESSARY ALLOW ACRES FOWN'D
IRRIGATED. ~~was~~

VOLUME:

RT. 63-2983 @ 76 ac = $76 \times 4.5 = 342$ AFA
RT 63-8408 @ 199 ac = $199 \times 4.5 = 895.5$ AFA
ADJUST FOR RT. 63-2983 = $895.5 - 342.0 = 553.5$

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2

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Form 219-Supp.
6/83

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: John H. NoyesDate 6/8/84Owner: Bruce BartlettPermit No. 63-8776 + 63-8408

Description of well &/or measuring site

- Include any clarifications of the sketch

- Include legal description if more than one p.d. is described in the Field Report

Well - 12" casing - 200 ft deep - P.D. NENE SW
Sec. 33 T4N R4W

Measured inside diameter of pipe in inches 0.066"(A) 6.065"Size of Annubar used in test 6.065"State ID No. 091403

Model No. of Annubar Meter Used 75
(Model No. = 75 for 6" and larger)
(Model No. = 73 for 4")

Size Eagle Eye Meter Used 0-10State ID No. 091470Date of Last Calibration of Meter 4/27/83Observed inches of H₂O read on Meter(B) 9.2

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) .961

Select C based on Annubar Model No.

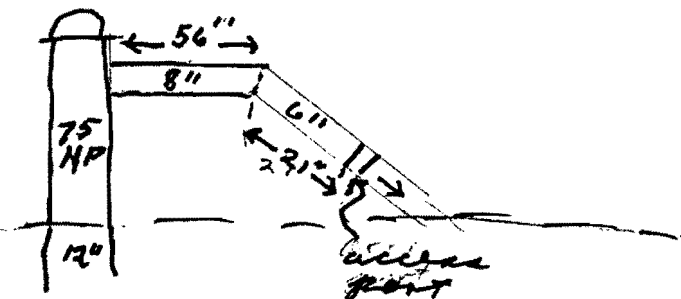
If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

(C) 3.85

CALCULATION: $K \frac{(A^2)}{448.8} (\sqrt{B}) C = 0.909 \approx 0.91 \text{ cfs}$.9197 cfs measured

SKETCH (If not shown on Field Report):



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K = .961

A² = 36.7842 $\sqrt{B}$ = 3.0331

C = 3.85

$$Q = \frac{.961 \times 36.7842 \times 3.0331 \times 3.85}{448.8} = .9197$$

#3

Form 219-Supp.
6/83

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State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENTMeasured by: John K. Noyes Date: 6/8/89
Owner: Bruce Bartlett Permit No. 63-8776-63-8408

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

Hall - 12 casing - 200 ft deep - P.D. SWSESW Sec 33
T4N R9WMeasured inside diameter of pipe in inches 0.08" (A) 7.981"Size of Annubar used in test 7.981 State ID No. 091414Model No. of Annubar Meter Used 75
(Model No. = 75 for 6" and larger)
(Model No. = 73 for 4")Size Eagle Eye Meter Used 10-80 State ID No. 091476Date of Last Calibration of Meter 4/27/83Observed inches of H₂O read on Meter (B) 12"Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure) (K) 1.0256

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

(C) 3.85
1.9412 cfs measured
875 GPMCALCULATION: $K \frac{(A^2)(\sqrt{B})}{448.8} C =$

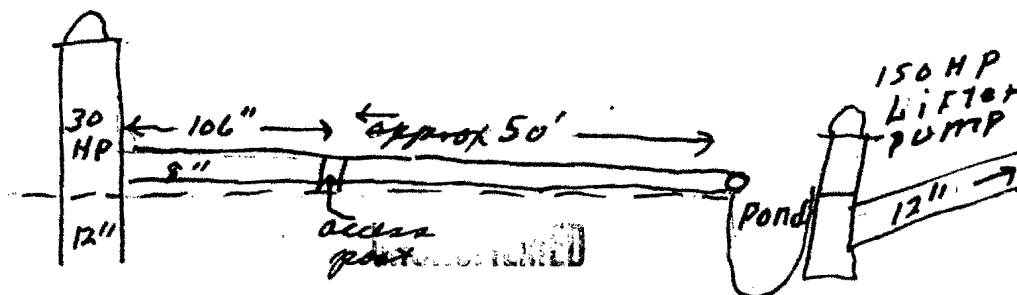
SKETCH (If not shown on Field Report):

$$K = 1.0256 \quad Q = \frac{1.0256 \times 63.6963 \times 3.4641 \times 3.85}{448.8} = 1.9412$$

$$R^2 = 63.6963$$

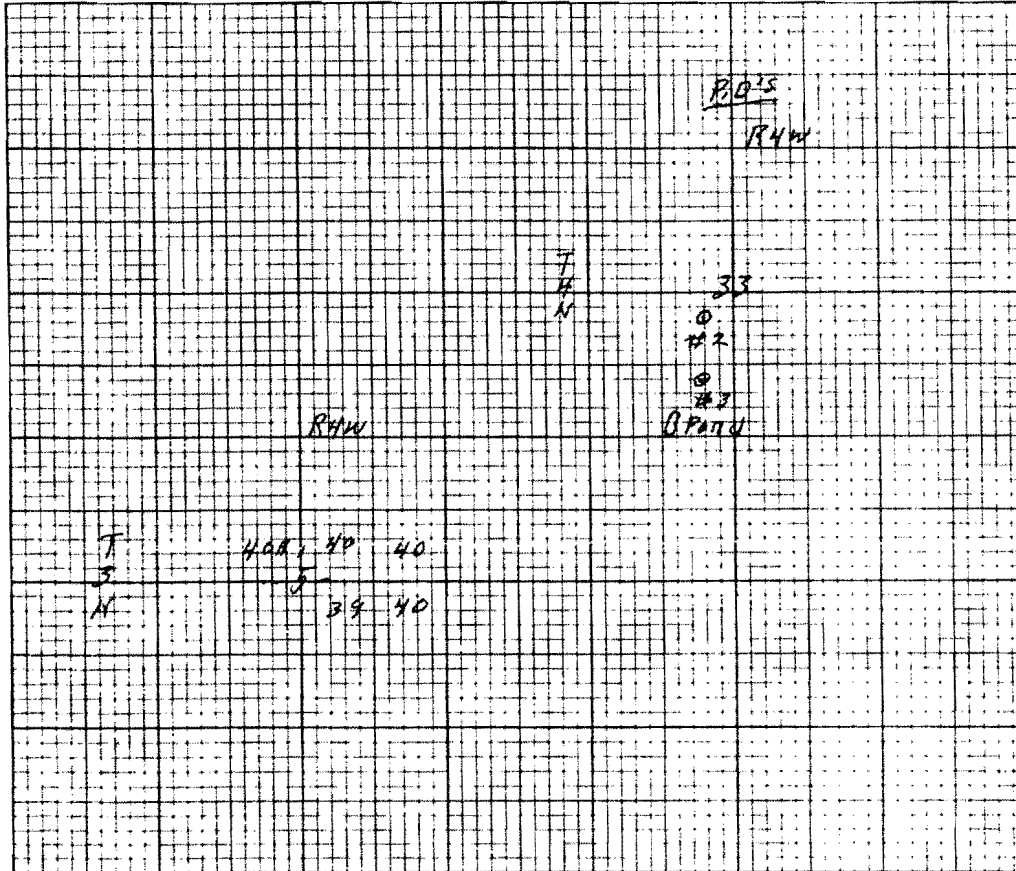
$$\sqrt{B} = 3.4641$$

$$C = 3.85$$



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10. Other water rights on these lands 63-2983
11. Other water right diverted from same p.d. 63-8776
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

- ☒ None
- ☐ Other

16. Examiner's/Consultant's Signature Jane K. Meyer Date 8/21/84

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

MICROFILMED

FEB 09 1989

CONSULTANT SEAL

0000 13-07

RHW

TUCKER

Boehner

BOEHNER

#1

PD 63-93508-B

C557

654A

482

658A

6.9-A

H

21.3

A

21.0

B

7.6

C

4.8

D

3.9

63-93508

(33)

N

0.0

B

35.9

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RED JUL 1989

2

18.9

3233

514

For Right

63-8408

63-8776

#3

PD 51-100

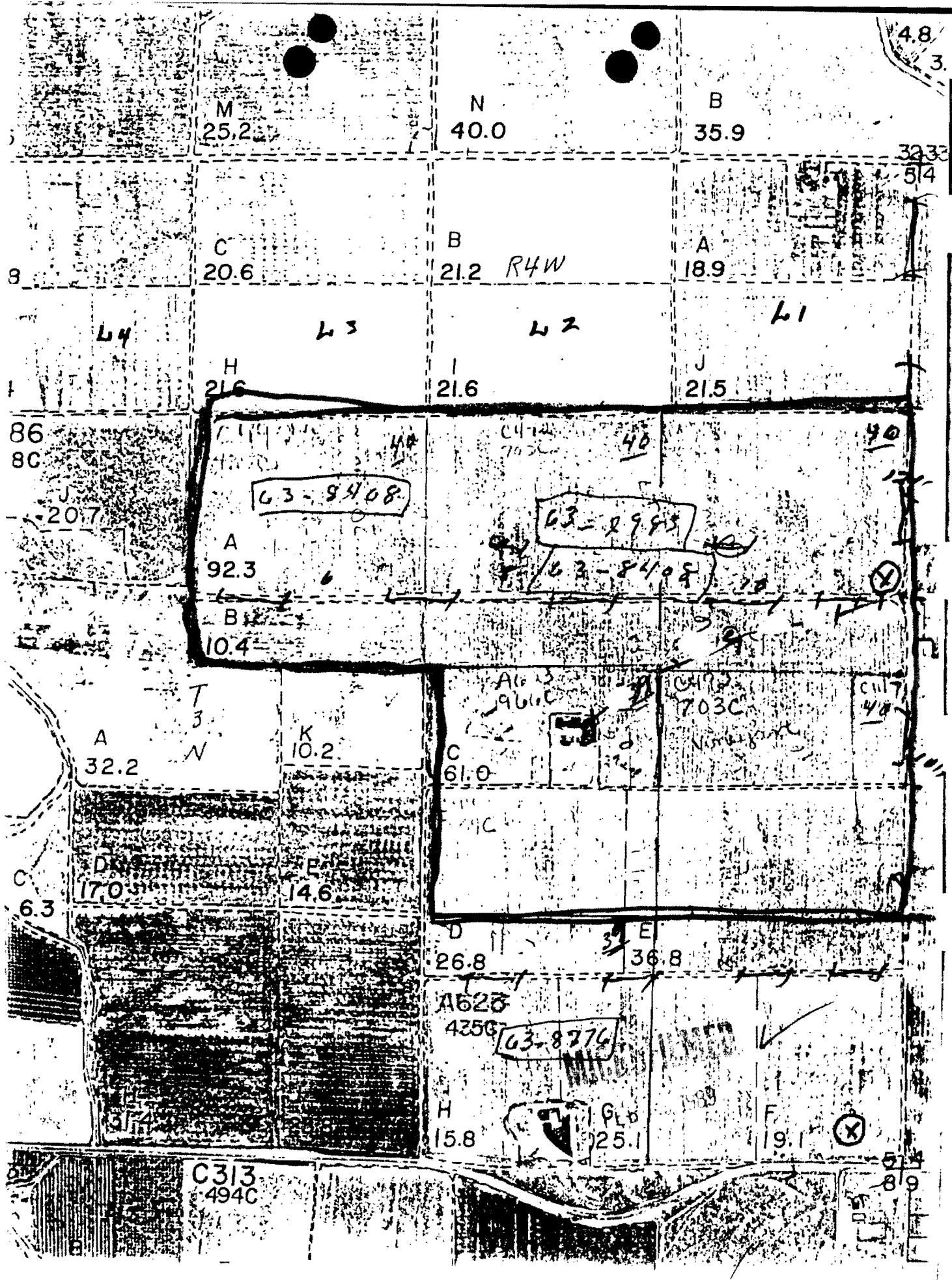
STICK

40

→

1A

0"



M
25.2

N
40.0

B
35.9

C
20.6

B
21.2 R4W

A
18.9

H
21.6

I
21.6

J
21.5

A
92.3

B
10.4

A
32.2

K
10.2

C
61.0

D
26.8

E
36.8

H
15.8

G
25.1

F
19.1

D
17.0

E
14.6

C313
494C

A628
435C

63-8776

63-8408

63-2983

63-8408

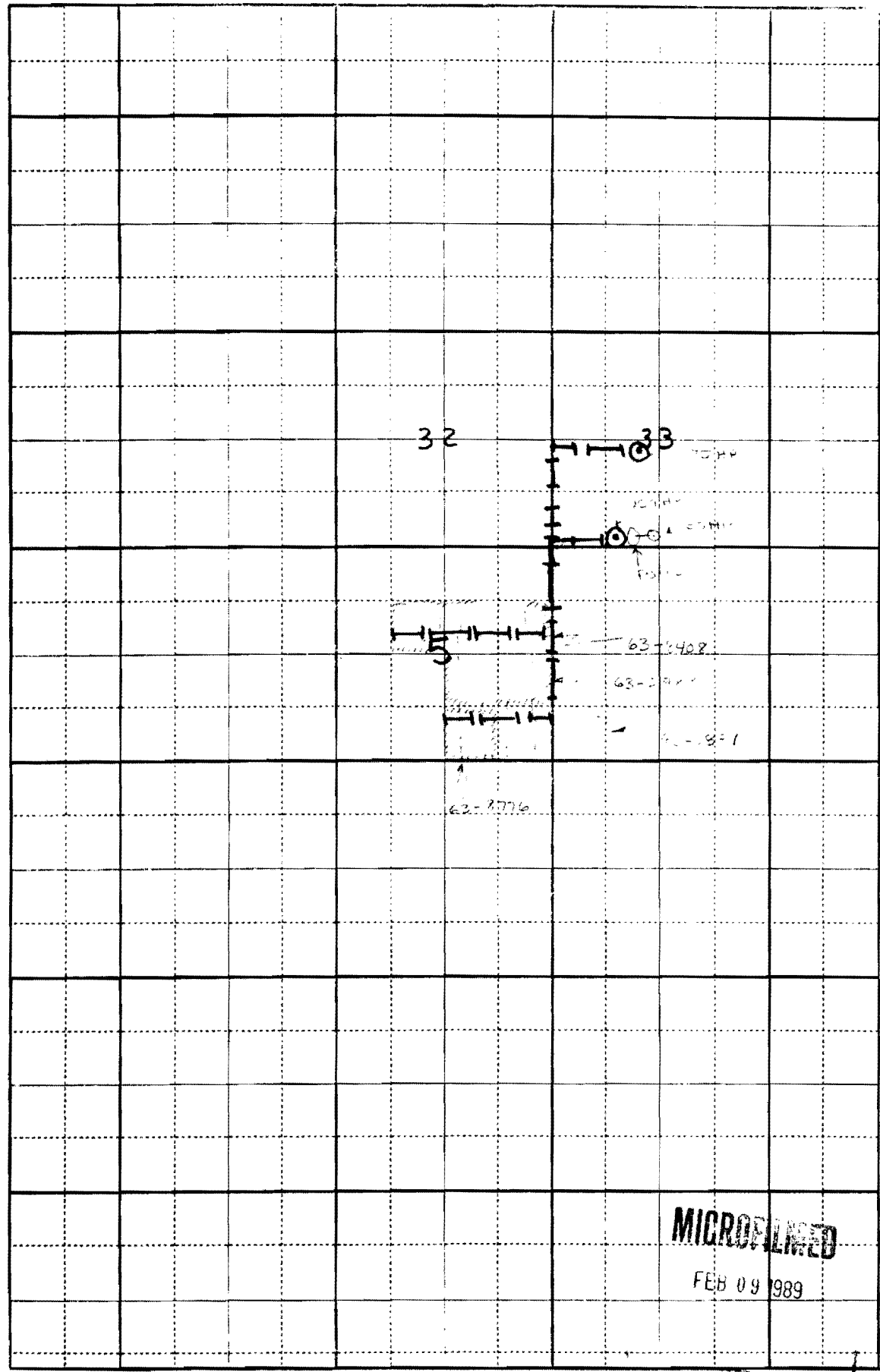
4.8
3

3233
514

89

NAME OF APPLICANT IRRIGATION SYSTEM

Form No. 1



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FEB 09 1989

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

Identification No. _____

Application No. 63-8408

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Bruce C. Bartlett Phone: _____
post office address Route 6, Caldwell, Idaho 83605
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 5 Township 3N
Range 4W B.M. Canyon County; additional points of diversion if any: _____
NESW, SESW, Sec. 33, T4N, R4W
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 2.86 for Irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.86 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. drilled well, pump, motor, sprinkler
irrigation
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo., Day) (Mo., Day)
- c. Proposed well diameter is 12 inches; proposed depth of well is 600 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered: _____
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water: _____
(5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	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	
3N	4W	5			40	40			40						40	40			200

Total number of acres to be irrigated 200

c. Describe any other water rights used for the same purposes as described above.

License No 63-2983

9. a. Who owns the property at the point of diversion Applicant

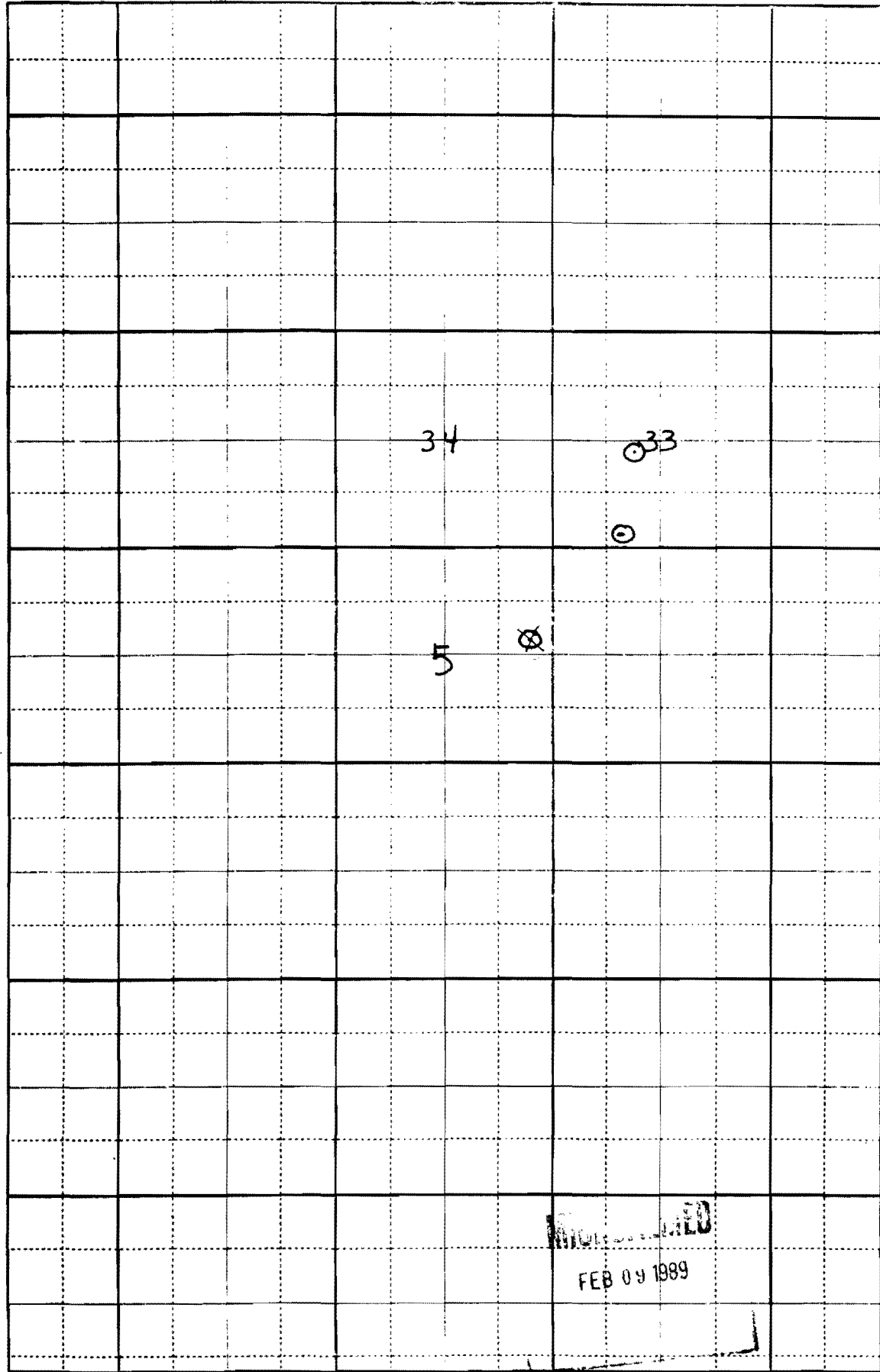
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

NAME OF APPLICANT Permit 63-8408

Form No. 0



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SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

Receipt Details for ID W007249

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
12/26/1989 11:37:41 AM	12/26/1989	Western	\$898.00	Check
Payer		BRUCE C. BARTLETT		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
15706			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIMS

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$898.00	ADJUDICATION CLAIMS	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2881	A	\$129.00	Claim
63	2946		\$150.00	Claim
63	2983		\$126.00	Claim
63	8408		\$149.00	Claim
63	8776		\$89.00	Claim
63	9244		\$25.00	Claim
63	9350	A	\$130.00	Claim
63	3033	A	\$50.00	Claim
63	3358	A	\$25.00	Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 26, 2003

BEVERLY FRASER
BILL FRASER
1004 LA POINTE ST
BOISE ID 83706

RE: Notice of Change of Water Right Ownership No. 63-8408A

Dear Property Owners:

This office has reviewed your Notice of Change of Water Right Ownership for the property with the above reference water right number. However, we are returning this to you at this time.

In order to further review this ownership change adequately, we need you to submit a map from Sunset Hills Water Corp., or an aerial photo of the property, indicating which 30 acres are irrigated.

Please submit the above information and we may be able to complete this ownership change. We apologize for any inconvenience this may have caused.

In addition, the other claim numbers listed on the ownership change form do not apply to the property description submitted on the deed.

If you have any questions concerning this letter, please contact this office at 334-2190. Thank you for your patience and cooperation, as we have had several water right changes to process.

Sincerely,

Adjudication Section
Western Region

DH: dh

Enclosures

Denise,

3/19/03

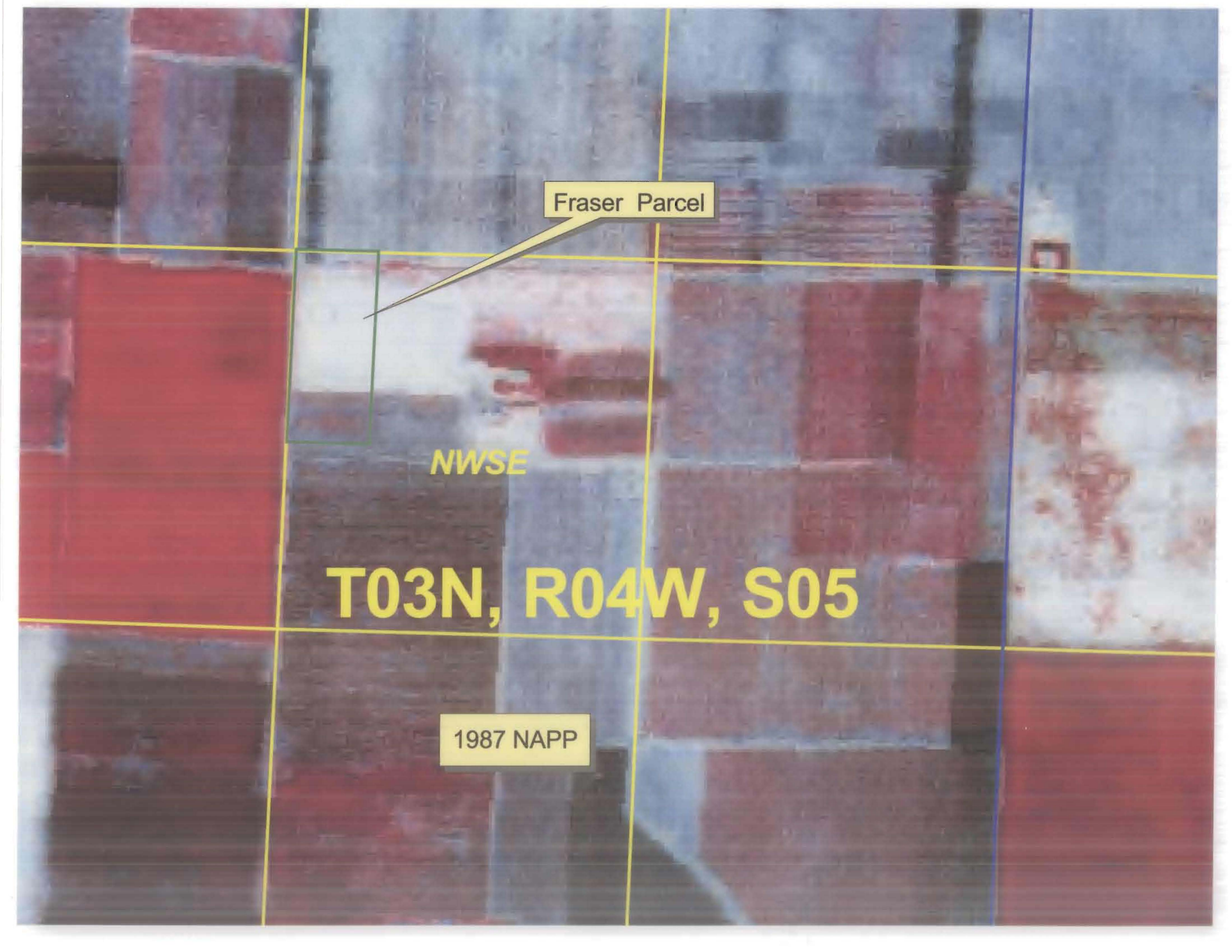
Need to send Ltr back REQUESTING more
INFORMATION. 63-8408A only!

- OWNERSHIP OF the land is not an issue
but the WATER RIGHT IS NOT CLEAR
AS TO WHERE THE 30 ACRES ARE WITHIN
THE NWSE TRACT SERVED BY 63-8408A'S
CURRENT OWNER - SUNSET HILLS WATER CORP.
- They need to get a map from Sunset Hills
WATER CORP THAT SHOWS THE LOCATION
OF THE AREA WITHIN THE 40 ACRE
TRACT WHERE THEY PROVIDE WATER TO
THE 30 ACRES. (SOME-WHERE IS A
10 ACRE PARCEL WITHIN THAT IS NOT
PROVIDED WATER FROM SUNSET HILLS WATER
CORP.

The other rights listed in ownership
claim do not apply.

Thanks Ron

P.S. I chkd ^{with} ALLOCATION AGENT Kay Walker - they didn't
have a map showing actual area served by Sunset Hills water corp.



Fraser Parcel

NWSE

T03N, R04W, S05

1987 NAPP

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

**RECEIVED
MAR 12 2003
WATER RESOURCES
WESTERN REGION**

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	<u>63-8408 A</u>	<u>Y</u>	_____	_____	_____
_____	<u>63-2881A</u>	_____	_____	<u>63-2983B</u>	_____
_____	<u>63-2881B</u>	_____	_____	<u>63-8408B</u>	_____
_____	<u>63-2983A</u>	_____	_____	<u>63-8776</u>	_____

**APPROPRIATE PORTION OF ENTITLEMENT TO SURFACE WATER
FROM WILDER
IRRIGATION DIST**

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) BRUCE BARTLETT + SUNSET HILLS IRRIGATION COMPANY
22166 HOMEDALE RD. CALDWELL 83605
4. New Owner/Claimant(s) BEVERLY + BILL FRASER
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1004 LA POINTE ST
- City, State and ZIP Code BOISE IDAHO 83706
- New Telephone Number () 208-867-2255
5. Date you acquired the property 3-28-03

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

William J. Fraser
Beverly H. Fraser

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

For Office Use Only

Received by DH Date 3-12-03 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

PC48900

INSTRUMENT NO. 200312176
WARRANTY DEED

WJF
BH

FOR VALUE RECEIVED Bruce C. Bartlett, a married man, as his sole and separate property

the Grantor, does hereby grant, bargain, sell and convey unto William J. Fraser and Beverly H. Fraser, husband and wife

the Grantees, whose address is 1004 LaPointe St., Boise, ID 83706

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of ~~one~~ ^{two} (2) pages.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2003 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: February 27, 2003

Bruce C. Bartlett
Bruce C. Bartlett

STATE OF IDAHO

COUNTY OF CANYON

On this 28th day of February in the year 2003, before me, a Notary Public, personally appeared Bruce C. Bartlett known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

McK Huggins
Notary Public
Residing at Caldwell
My commission expires 12/21/2004

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83605

CANYON COUNTY RECORDER
CMcLaughlin
APR 1 2003

RECORDED

FEB 28 PM 2 23

200312176

PIERCE, FENNER & SMITH - CALDWELL
TYPE Deed FEE 9.00

Exhibit "A"

Ref
WJA
BHJ

This parcel is a portion of the North Half of the Northwest Quarter of the Southeast Quarter of Section 5, Township 3 North, Range 4 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the Northwest corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

North 89° 17' 24" East along the North boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 303.00 feet; thence

South 0° 34' 15" West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 706.98 feet to a point on the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter; thence

South 89° 20' 43" West along said South boundary a distance of 302.99 feet to the Southwest corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

North 0° 34' 15" East along said West boundary a distance of 706.69 feet to the POINT OF BEGINNING.

TOGETHER WITH the use of an ingress-egress easement described in deed recorded as Instrument No. 200045391, records of Canyon County, Idaho; and also includes the use of an ingress-egress easement lying in the Northwest Quarter of the Southeast Quarter of Section 15, Township 3 North, Range 4 West of the Boise Meridian described as follows:

BEGINNING at the Southeast corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

South 89° 20' 43" West along the South boundary of the said North Half of the Northwest Quarter of the Southeast Quarter a distance of 668.54 feet to the Southeast corner of the Northwest Quarter of the Northwest Quarter of the Southeast Quarter of said Section 5; thence

North 0° 33' 34" East along the East boundary of said Northwest Quarter of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet; thence

South 89° 30' 43" West parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 365.53 feet; thence

(continued)

South 0° 34' 15" West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet to a point which lies 302.99 feet East of the Southwest corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

North 89° 20' 43" East along the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 257.00 feet; thence

Southeasterly 117.82 feet along the arc of a curve to the left having a central angle of 90° 00' 15", a radius of 75.00 feet and a long chord which bears South 45° 40' 03" East, 106.07 feet; thence

North 89° 20' 43" East parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 150.00 feet; thence

Northeasterly 86.94 feet along the arc of a curve to the left having a central angle of 66° 24' 57", a radius of 75.00 feet, and a long chord which bears North 56° 08' 14" East a distance of 82.15 feet; thence

North 89° 20' 43" East parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 482.69 feet to a point on the East boundary of the South Half of the Northwest Quarter of the Southeast Quarter of said Section 5; thence

North 0° 32' 53" East along said East boundary a distance of 30.00 feet to the POINT OF BEGINNING.

AND ALSO TOGETHER WITH an easement for underground irrigation pipeline over, under and across the North 10 feet of the East 360 feet of the West 663 Feet of the Northwest Quarter of the Southeast Quarter of Section 5, Township 3 North, Range 4 West of the Boise Meridian, Canyon County, Idaho.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8408A V1

WATER RIGHT NUMBER: 63-8408A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUNSET HILLS WATER CORP C/O BRUCE C BARTLETT 22166 HOMEDALE RD CALDWELL, ID 83605 (208)459-7965
Original Owner	BRUCE C BARTLETT 22166 HOMEDALE RD CALDWELL, ID 83605 (208)459-7965
Original Owner	ARROW FARMS INC ID

Priority Date: 01/24/1977

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.250 CFS	642.10 AF
	<u>Total Diversion:</u>	1.250 CFS	642.10 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4SW1/4	Sec. 33, Twp 04N, Rge 04W, B.M.
CANYON County		
GROUND WATER	SW1/4SE1/4SW1/4	Sec. 33, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	04W	5			40.0	15.0				40.0					40.0	30.0			165.0

Total Acres: 165

Conditions of Approval:

1. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.

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2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. X57 Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. T09 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.

Remarks:Comments:

1. PSKAGGS 5/17/2001 11:35:58 AM Transferred Right
 Comment: This is now a approved transfer, transfer number = 66100

Dates and Other Information:

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