

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 43-2312A
Date Received: 5/15/1989
Receipt No: S007109
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

GARY B HARPER
2040 E 850 S
DECLO ID USA 83323

Phone: (208)645-2227

2. Date of Priority: 06/19/1948

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
11S	26E	26	SE	SW	SE	CASSIA	
11S	26E	35	SW	SW	SW	CASSIA	
11S	26E	35	SW	SW	SW	CASSIA	
11S	26E	25	SW	SW	SW	CASSIA	
11S	26E	26	SW	SW	SW	CASSIA	
11S	26E	26	SW	NW	NW	CASSIA	
11S	26E	27	SW	SE	NE	CASSIA	
11S	26E	26	SE	SE	NW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	5.2	1280

7. Total Quantity Appropriated is:
5.2 C.F.S. and/or 1280 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
11S	26E	25	NE	SW		IRRIGATION	33
			NW	SW		IRRIGATION	39
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	33
						Section Acres	145
11S	26E	26	NE	NE		IRRIGATION	24
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	39
			SW	SW		IRRIGATION	38
			SE	SW		IRRIGATION	39
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	620
11S	26E	27	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	320
11S	26E	34	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	33
			SE	NE		IRRIGATION	40
						Section Acres	153
11S	26E	35	NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
						Section Acres	320
12S	26E	3	NE	NE	1	IRRIGATION	31

NW	NE	2	IRRIGATION	1
SE	NE		IRRIGATION	10
			Section Acres	42
			Total Acres	1600

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

Water right no. 43-2312A is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.

Rights 43-2312A, 43-4092 and 43-10037 when combined shall not exceed a total diversion rate of 5.2 cfs.

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.

Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.

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.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

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

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

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

Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.

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

CLAIM AMENDED PER APPROVED TRANSFER #66921.

15. Basis of Claim: License

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: A43-02312A
Date Received: 5/15/1989
Receipt No: S007109
Received By: Sec

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY B. HARPER 208-645-2227
Address: STAR RT. BOX 16
DECLO, ID 83323

2. Date of Priority: JUN 19, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	26E	25	SW	SW	SW		CASSIA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.350		

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	26E	25	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

Section Acres 160.0

A43-02312A

Page 1

Date: 05/15/89

MICROFILMED
MAR 03 1993

10. Place of Use: Continued

Total Acres 160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-04141

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 20507

MICROFILMED
MAR 03 1993

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Gary B. Harper Date: 15 May 89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day

of May 19 89

Steve Cello
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7, 1994

VERIFIED BY

08/30/2001

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

RIGHT NUMBER: 43-2312A
NAME AND ADDRESS: GARY B HARPER
2040 E 850 S
DECLO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 5.2 CFS
1280 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 23.07 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 5680 AF. COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391, 43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037.

USE OF THIS RIGHT WITH RIGHT NOS. 43-04092 AND 43-10037 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.2 CFS.

PRIORITY DATE: 06/19/1948

POINT OF DIVERSION:	T11S R26E S25	SWSWSW	Within CASSIA County
	T11S R26E S26	SWNWNW	Within CASSIA County
	T11S R26E S26	SESENW	Within CASSIA County
	T11S R26E S26	SWSWSW	Within CASSIA County
	T11S R26E S26	SESWSE	Within CASSIA County
	T11S R26E S27	SWSENE	Within CASSIA County
	T11S R26E S35	SWSWSW	Within CASSIA County
	T11S R26E S35	SWSWSW	Within CASSIA County

TWO POINTS OF DIVERSION LOCATED IN T11S, R26E, S35, SWSWSW.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	5.20 CFS 1,280.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T11S R26E S25	NESW	33	T11S R26E S25 NWSW 39
T11S R26E S25	SWSW	40	T11S R26E S25 SESW 33
T11S R26E S26	NENE	24	T11S R26E S26 NWNE 40
T11S R26E S26	SWNE	40	T11S R26E S26 SENE 40
T11S R26E S26	NENW	40	T11S R26E S26 NWNW 40
T11S R26E S26	SWNW	40	T11S R26E S26 SENW 40
T11S R26E S26	NESW	40	T11S R26E S26 NWSW 39
T11S R26E S26	SWSW	38	T11S R26E S26 SESW 39
T11S R26E S26	NESE	40	T11S R26E S26 NWSE 40
T11S R26E S26	SWSE	40	T11S R26E S26 SESE 40
T11S R26E S27	NENE	40	T11S R26E S27 NWNE 40
T11S R26E S27	SWNE	40	T11S R26E S27 SENE 40
T11S R26E S27	NESE	40	T11S R26E S27 NWSE 40
T11S R26E S27	SWSE	40	T11S R26E S27 SESE 40
T11S R26E S34	NENE	40	T11S R26E S34 NWNE 40
T11S R26E S34	SWNE	33	T11S R26E S34 SENE 40
T11S R26E S35	NENW	40	T11S R26E S35 NWNW 40
T11S R26E S35	SWNW	40	T11S R26E S35 SENW 40
T11S R26E S35	NESW	40	T11S R26E S35 NWSW 40
T11S R26E S35	SWSW	40	T11S R26E S35 SESW 40
T12S R26E S3	NENE	31	T12S R26E S3 LOT 2 NWNE 1
T12S R26E S3	SENE	10	

1600 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1579 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391, 43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037.

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

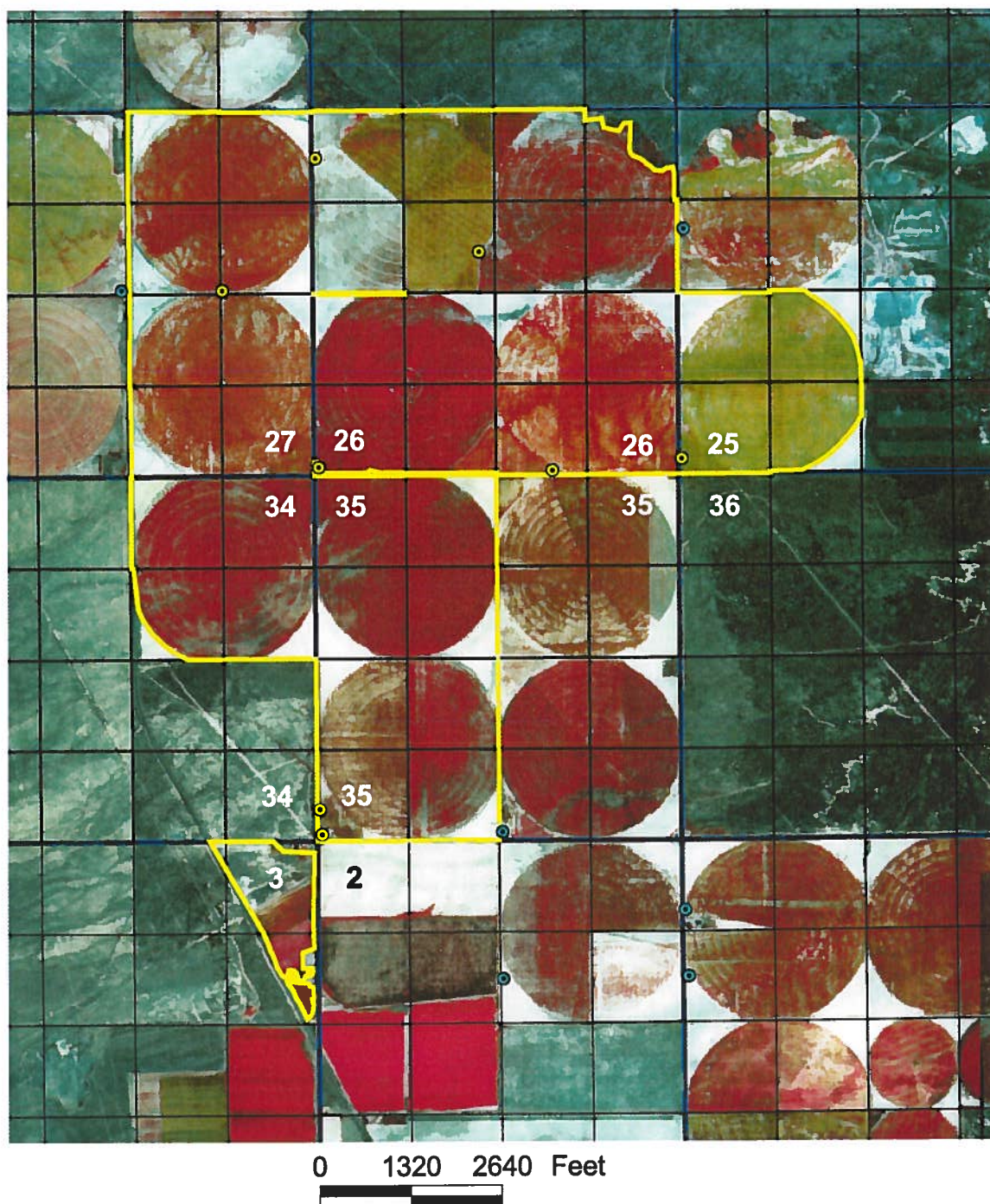
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-10037 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

43-2309, 43-2312A, 43-2385, 43-2391, 43-2564,
43-4009, 43-4091, 43-4092, 43-4141 & 43-10037



RECOMMENDED PLACE OF USE
DATA ENTRY ON AUG. 31, 2001
TWP 11S, RNG 26E, SEC. 25, 26, 27, 34, & 35
TWP 12S, RNG 26E, SEC. 3

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

Southern

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 66921**

RECEIVED
SEP 11 2001
Department of Water Resources
Southern Region

This is to certify that: GARY B HARPER
2040 E 850 S
DECLO ID 83323
(208)645-2227

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.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
43-2309	AJC/License	05/01/1948	2.30 cfs	640.0 af	1,579.0	1,579.0	GROUND WATER
43-2312A	AJC/License	06/19/1948	5.20 cfs	1280.0 af	1,579.0	1,579.0	GROUND WATER
43-2385	AJC/License	01/20/1953	3.20 cfs	640.0 af	1,579.0	1,579.0	GROUND WATER
43-2391	AJC/License	04/18/1953	2.80 cfs	560.0 af	1,579.0	1,579.0	GROUND WATER
43-2564	AJC/License	06/09/1963	2.20 cfs	840.0 af	1,579.0	1,579.0	GROUND WATER
43-4009	AJC/Beneficial Use	05/15/1953	2.00 cfs	624.0 af	1,579.0	1,579.0	GROUND WATER
43-4091	AJC/Beneficial Use	04/01/1954	2.80 cfs	622.0 af	1,579.0	1,579.0	GROUND WATER
43-4092	AJC/Beneficial Use	04/01/1954	0.23 cfs	60.0 af	1,579.0	1,579.0	GROUND WATER
43-4141	AJC/Beneficial Use	04/03/1954	2.67 cfs	414.0 af	1,579.0	1,579.0	GROUND WATER
43-10037	AJC/Beneficial Use	06/30/1985	1.55 cfs		1,579.0	1,579.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

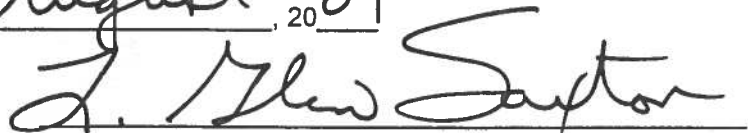
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-2309	NO	NO	YES	YES	NO	NO
43-2312A	NO	NO	YES	YES	NO	NO
43-2385	NO	NO	YES	YES	NO	NO
43-2391	NO	NO	YES	YES	NO	NO
43-2564	NO	NO	YES	YES	NO	NO
43-4009	NO	NO	YES	YES	NO	NO
43-4091	NO	NO	YES	YES	NO	NO
43-4092	NO	NO	YES	YES	NO	NO
43-4141	NO	NO	YES	YES	NO	NO
43-10037	NO	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
43-2309	43-2309	2.3 cfs	640 af	160.0	1,600.0		N/A	N/A	N/A	N/A
43-2312A	43-2312A	5.2 cfs	1280 af	320.0	1,600.0		N/A	N/A	N/A	N/A
43-2385	43-2385	3.2 cfs	640 af	160.0	1,600.0		N/A	N/A	N/A	N/A
43-2391	43-2391	2.8 cfs	560 af	140.0	1,600.0		N/A	N/A	N/A	N/A
43-2564	43-2564	2.2 cfs	840 af	210.0	1,600.0		N/A	N/A	N/A	N/A
43-4009	43-4009	2 cfs	624 af	156.0	1,600.0		N/A	N/A	N/A	N/A
43-4091	43-4091	2.8 cfs	622 af	155.5	1,600.0		N/A	N/A	N/A	N/A
43-4092	43-4092	0.23 cfs	60 af	15.0	1,600.0		N/A	N/A	N/A	N/A
43-4141	43-4141	2.67 cfs	414 af	263.5	1,600.0		N/A	N/A	N/A	N/A
43-10037	43-10037	1.55 cfs		137.0	1,600.0		N/A	N/A	N/A	N/A
TOTALS		23.07 cfs	5680 af	1579.0	1600.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of August, 2001


 Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2309
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-2309 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 05/01/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.30 CFS	640.0 AF
			2.30 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENW	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S	26E	25									33.0	39.0	40.0	33.0					145.0
11S	26E	26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S	26E	27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S	26E	34	40.0	40.0	33.0	40.0													153.0
11S	26E	35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S	26E	3	31.0	1.0		10.0													42.0
			L 1	L 2															

Total Acres: 1600

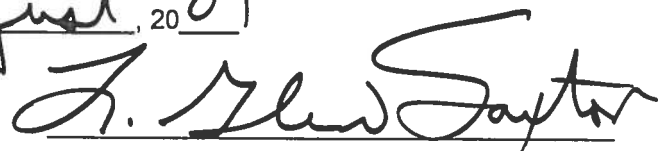
WATER RIGHT NO. 43-2309
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-2309 is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
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. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2312A

As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-2312A is now described as follows.

Right Holder: GARY B HARPER
2040 E 850 S
DECLO ID 83323

Priority Date: 06/19/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	5.20 CFS	1,280.0 AF
			5.20 CFS	1,280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S 26E 25									33.0	39.0	40.0	33.0					145.0
11S 26E 26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S 26E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S 26E 34	40.0	40.0	33.0	40.0													153.0
11S 26E 35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S 26E 3	31.0	1.0		10.0													42.0
	L1	L2															

Total Acres: 1600

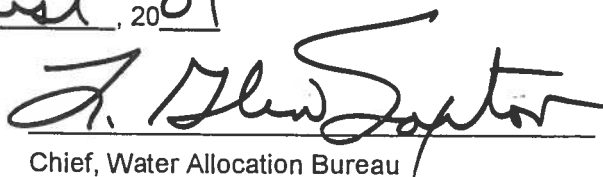
WATER RIGHT NO. 43-2312A
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-2312A is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
2. Rights 43-2312A, 43-4092 and 43-10037 when combined shall not exceed a total diversion rate of 5.2 cfs.
3. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
10. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2385
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-2385 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 01/20/1953

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.20 CFS	640.0 AF
			3.20 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENW	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S 26E 25									33.0	39.0	40.0	33.0					145.0
11S 26E 26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S 26E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S 26E 34	40.0	40.0	33.0	40.0													153.0
11S 26E 35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S 26E 3	31.0	1.0		10.0													42.0
	L1	L2															

Total Acres: 1600

WATER RIGHT NO. 43-2385
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-2385 is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
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. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2391
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-2391 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 04/18/1953

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.80 CFS	560.0 AF
			2.80 CFS	560.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S	26E	25									33.0	39.0	40.0	33.0					145.0
11S	26E	26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S	26E	27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S	26E	34	40.0	40.0	33.0	40.0													153.0
11S	26E	35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S	26E	3	31.0	1.0		10.0													42.0
			L1	L2															

Total Acres: 1600

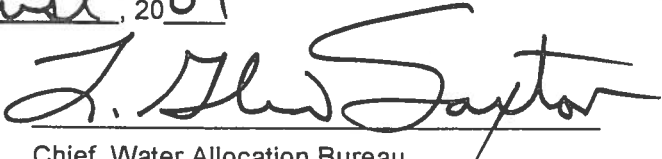
WATER RIGHT NO. 43-2391
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-2391 is limited to the irrigation of 140 acres within the place of use described above in a single irrigation season.
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. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2564
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-2564 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 06/09/1963

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	2.20 CFS	840.0 AF
			2.20 CFS	840.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENW	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S 26E 25									33.0	39.0	40.0	33.0					145.0
11S 26E 26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S 26E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S 26E 34	40.0	40.0	33.0	40.0													153.0
11S 26E 35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S 26E 3	31.0	1.0		10.0													42.0
	L1	L2															

Total Acres: 1600

CONDITIONS OF APPROVAL

1. Water right no. 43-2564 is limited to the irrigation of 210 acres within the place of use described above in a single irrigation season.
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.

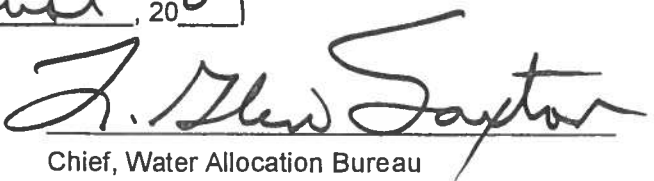
WATER RIGHT NO. 43-2564
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

3. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 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.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
10. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-4009
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-4009 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 05/15/1953

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.00 CFS	624.0 AF
			2.00 CFS	624.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S 26E 25									33.0	39.0	40.0	33.0					145.0
11S 26E 26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S 26E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S 26E 34	40.0	40.0	33.0	40.0													153.0
11S 26E 35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S 26E 3	31.0	1.0		10.0													42.0
	L1	L2															

Total Acres: 1600

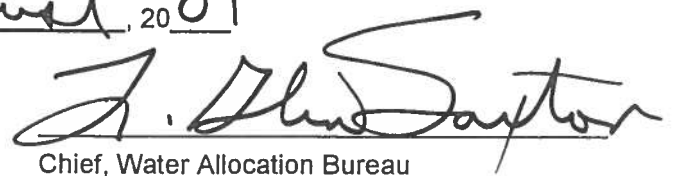
WATER RIGHT NO. 43-4009
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-4009 is limited to the irrigation of 156 acres within the place of use described above in a single irrigation season.
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. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 21st day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-4091
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-4091 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 04/01/1954

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	2.80 CFS	622.0 AF
			2.80 CFS	622.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENW	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S	26E	25									33.0	39.0	40.0	33.0					145.0
11S	26E	26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S	26E	27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S	26E	34	40.0	40.0	33.0	40.0													153.0
11S	26E	35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S	26E	3	31.0	1.0		10.0													42.0
			L 1	L 2															

Total Acres: 1600

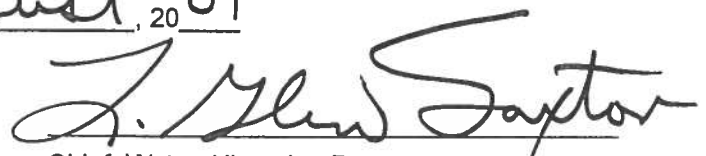
WATER RIGHT NO. 43-4091
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-4091 is limited to the irrigation of 155.5 acres within the place of use described above in a single irrigation season.
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. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-4092
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-4092 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 04/01/1954

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.23 CFS	60.0 AF
			0.23 CFS	60.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA 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	
11S 26E 25									33.0	39.0	40.0	33.0					145.0
11S 26E 26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S 26E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S 26E 34	40.0	40.0	33.0	40.0													153.0
11S 26E 35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S 26E 3	31.0	1.0		10.0													42.0
	L 1	L 2															

Total Acres: 1600

WATER RIGHT NO. 43-4092
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-4092 is limited to the irrigation of 15 acres within the place of use described above in a single irrigation season.
2. Rights 43-2312A, 43-4092 and 43-10037 when combined shall not exceed a total diversion rate of 5.2 cfs.
3. 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.
4. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
10. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-4141
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-4141 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 04/03/1954

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.67 CFS	414.0 AF
			2.67 CFS	414.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27	Twp 11S	Rge 26E	CASSIA County
GROUND WATER	SESENW	Sec. 26	Twp 11S	Rge 26E	CASSIA 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	
11S 26E 25									33.0	39.0	40.0	33.0					145.0
11S 26E 26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S 26E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S 26E 34	40.0	40.0	33.0	40.0													153.0
11S 26E 35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S 26E 3	31.0	1.0		10.0													42.0
	L1	L2															

Total Acres: 1600

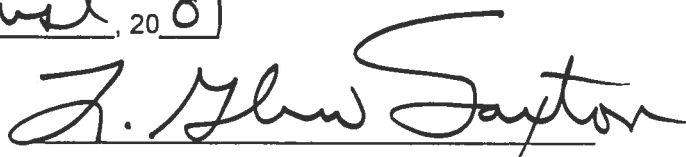
WATER RIGHT NO. 43-4141
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-4141 is limited to the irrigation of 263.5 acres within the place of use described above in a single irrigation season.
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. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-10037
As Modified by Transfer No. 66921

In accordance with the approval of Transfer No. 66921, Water Right No. 43-10037 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 03/15/1970

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	1.55 CFS
			1.55 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 26 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 25 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 26 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWNWNW	Sec. 26 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWSENE	Sec. 27 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SESENW	Sec. 26 Twp 11S Rge 26E	CASSIA 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	
11S 26E 25									33.0	39.0	40.0	33.0					145.0
11S 26E 26	24.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	38.0	39.0	40.0	40.0	40.0	40.0	620.0
11S 26E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
11S 26E 34	40.0	40.0	33.0	40.0													153.0
11S 26E 35					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
12S 26E 3	31.0	1.0		10.0													42.0
	L 1	L 2															

Total Acres: 1600

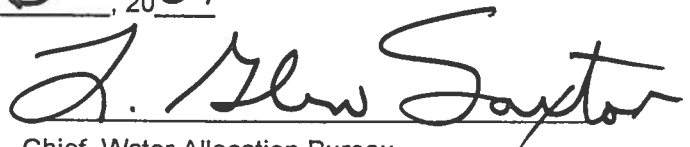
WATER RIGHT NO. 43-10037
As Modified by Transfer No. 66921

CONDITIONS OF APPROVAL

1. Water right no. 43-10037 is limited to the irrigation of 137 acres within the place of use described above in a single irrigation season.
2. Rights 43-2312A, 43-4092 and 43-10037 when combined shall not exceed a total diversion rate of 5.2 cfs.
3. 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.
4. Rights 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092, 43-4141, 43-10037 when combined shall not exceed a total diversion rate of 23.07 cfs from all authorized points of diversion, a total annual maximum diversion volume of 5680 af at the field headgate, and the irrigation of 1579 acres.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
10. Right no. 43-10037 is an expansion of right nos. 43-2309, 43-2312A, 43-2385, 43-2391, 43-2564, 43-4009, 43-4091, 43-4092 and 43-4141 pursuant to section 42-1416B, Idaho Code.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 24th day of August, 2001


Chief, Water Allocation Bureau

05/09/2001

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-2312A

GARY B HARPER

2040 E 850 S

DECL0 ID 83323

Telephone Number: (208)645-2227

RECEIVED
JUN 12 2001
Department of Water Resources
Southern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 27 May 01 SIGNATURE: Gary B. Harper
Please print your name: GARY B. Harper

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

01/19/2001

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

RIGHT NUMBER: 43-2312A

NAME AND ADDRESS: GARY B HARPER
2040 E 850 S
DECLO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 5.2 CFS
1280 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 23.07 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 5680 AF. COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391, 43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037.

USE OF THIS RIGHT WITH RIGHT NOS. 43-04092 AND 43-10037 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.2 CFS.

PRIORITY DATE: 06/19/1948

POINT OF DIVERSION:	T11S R26E S25	SWSWSW	Within CASSIA County
	T11S R26E S26	SWNWNW	Within CASSIA County
	T11S R26E S26	SESENW	Within CASSIA County
	T11S R26E S26	SWSWSW	Within CASSIA County
	T11S R26E S26	SESWSE	Within CASSIA County
	T11S R26E S27	SWSENE	Within CASSIA County
	T11S R26E S35	SWSWSW	Within CASSIA County

TWO POINTS OF DIVERSION LOCATED IN T11S, R26E, S35, SWSWSW.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	5.20 CFS 1,280.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T11S R26E S25	NESW	40	T11S R26E S25	NWSW	40
T11S R26E S25	SWSW	40	T11S R26E S25	SESW	40
T11S R26E S26	NENE	20	T11S R26E S26	NWNE	40
T11S R26E S26	SWNE	40	T11S R26E S26	SENE	40
T11S R26E S26	NENW	40	T11S R26E S26	NWNW	40
T11S R26E S26	SWNW	40	T11S R26E S26	SENW	40
T11S R26E S26	NESW	40	T11S R26E S26	NWSW	39
T11S R26E S26	SWSW	38	T11S R26E S26	SESW	39
T11S R26E S26	NESE	40	T11S R26E S26	NWSE	40
T11S R26E S26	SWSE	38.5	T11S R26E S26	SESE	39
T11S R26E S27	NENE	40.5	T11S R26E S27	NWNE	38
T11S R26E S27	SWNE	38.5	T11S R26E S27	SENE	40.5

T11S R26E S27	NESE	40.5	T11S R26E S27	NWSE	39
T11S R26E S27	SWSE	38	T11S R26E S27	SESE	39
T11S R26E S34	NENE	39	T11S R26E S34	NWNE	39
T11S R26E S34	SWNE	38	T11S R26E S34	SENE	40
T11S R26E S35	NENW	40	T11S R26E S35	NWNW	40
T11S R26E S35	SWNW	40	T11S R26E S35	SENW	40
T11S R26E S35	NESW	40	T11S R26E S35	NWSW	39
T11S R26E S35	SWSW	38	T11S R26E S35	SESW	38.5
T12S R26E S3	NENE	10	T12S R26E S3	SENE	10

1579 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1579 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391, 43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037.

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

RIGHT NO. 43-10037 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

VERIFIED BY ~~.....~~ S/8/2000

DATE: 05/08/00
PAGE: 1

TOTAL DIVERSION:	5.200 CFS	1280.00 AFA
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Stage: LICENSE

S25	SMASH			CASSIA County
S26	SMANNA	SESENI	SMASH	CASSIA County
S27	SMENE		SESENE	CASSIA County
S35	SMASH			CASSIA County

NE
- PERIOD OF ANNULATION
NW

TOTAL ACRES 1579.0

Other Rights: SEE REMARKS

- 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.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVISION RATE OF 23.07 CFS AND TO A TOTAL COMBINED ANNUAL DIVISION VOLUME OF 5680 AF. COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391, 43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1579 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391, 43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037.

AJ0749NP
No. R43-02312A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/08/00
PAGE: 2

Remarks:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP RIGHT NO. 43-10037 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

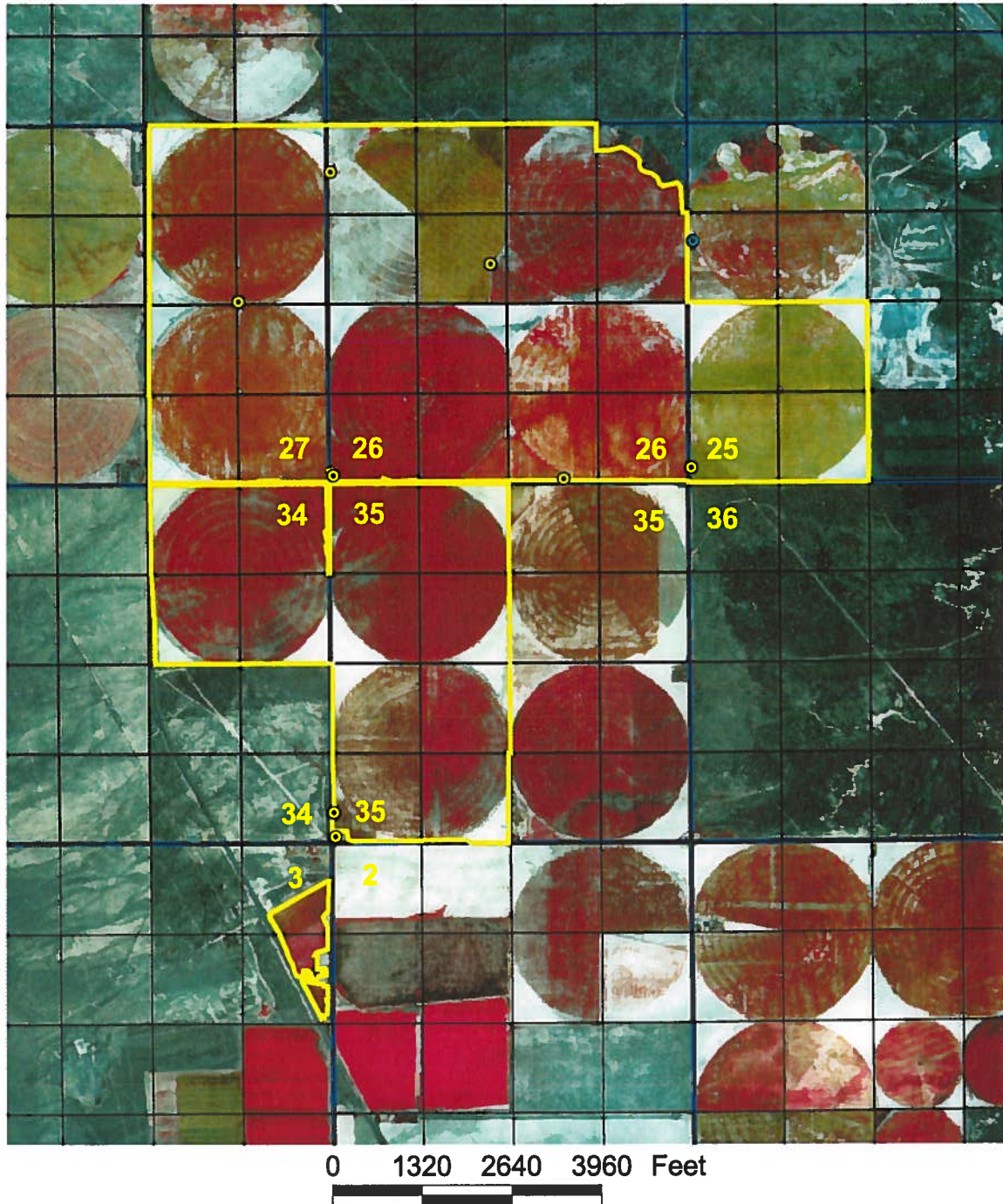
Dates: Exam Made Date: 08/29/1994 Verified Date: 05/08/2000 Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Idaho Department of Water Resources

43-02309, 43-02312A, 43-02385, 43-02391,
43-02564, 4304009, 43-04091, 43-04092,
43-04141 and 43-10037



RECOMMENDED PLACE OF USE
DATA ENTRY ON APR. 27, 2000
TWP 11S, RNG 26E, SEC. 25, 26, 27, 34, & 35
TWP 12S, RNG 26E, SEC. 3



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

Memorandum

To: Transfer #5501

CC: A43-02309, A43-02312A, A43-02385, A43-A43-02391, A43-04009,
A43-04091, A43-04092, A43-04141, A43-02564, and A43-10037

From: Jeanie Robertson

Date: 05/08/00

Re: Recommendations

These claims were claimed on individual tracts as licensed or developed, but the wells have since been tied together and are now operating under one system. I reviewed them separately, according to priority date, but recommended in a PPU of 1579 acres with eight wells.

I recommend a total of 23.07 cfs in a permissible place of use of 1579 acres, with a total combined annual volume of 5680 AF.

A43-02309 5/1/48 2.3 cfs 160 acres

PoD was a well in the SWSWSW of Section 35. The field exam was done 5/11/49 and the well measured at 2.3 cfs. (Harper refers to this well as #1A.) Another well was noted at the time, also in the SWSWSW of Section 35 and was measured at 2.7 cfs. (Harper refers to this as well #1.) The notes said it was associated with Permit 19616, which was never completed to the license process. (*I believe this well was later claimed under A43-04091)

R43-02309 2.3 cfs 640 AF 160/1579 ac ppu

A43-02312A 6/19/48 3.35 cfs 160 acres

PoDs were two wells, one in the SWSWSW of Section 25 (Harper refers to as #3A) and the other in the NWNWSW of Section 35, [not shown on system map today, transferred to another well in the SWNENE of Section 27 – see transfer #2340 approved 5/2/1979.] (Harper refers to as #4.) They were each licensed for 160 acres and 2.6 cfs. Mistakes were made on the WR database after an approved transfer was done on a portion of this right, resulting in a reduction of the wrong portion of the right and the acres in the SW ¼ of Section 27 being deleted. The water right DB has since been corrected showing 43-02312A for 5.2 cfs and 320 acres.

R43-02312A 5.2 cfs 1280 AF 320/1579 ac ppu

A43-04092 4/1/1954 4cfs 200 acres

This claim was for the same 160 acres in the SE ¼ of Section 27 that were mistakenly deleted from 43-02312A and 40 additional acres in the NE ¼ of Section 27. The PoD was the same well previously licensed under part of 43-02312A for 2.6 cfs, originally in the NWNWSW of Section 35 and later transferred to another well in the SWSENE of Section 27 - see transfer # 2340 approved 5/2/1979. (Harper refers to as #4) According to 1963 aerial photos, approximately 15 acres in the NE ¼ of Section appear irrigated, not the 40 as claimed. I can recommend additional volume for these acres, but no additional flow rate as the system from that well was measured at 2.6 cfs during a field exam done in July of 1954.

R43-04092 0.23 cfs* 60 AF 15/1579 ac ppu
 (*limited to 5.2 cfs when combined with
 43-02312A and 43-10037)

A43-02385 1/20/1953 3.2 cfs 160 acres

PoD was well in SWNWNW of Section 26 and measured at 3.2 cfs. (Harper refers to as #5)

R43-02385 3.2 cfs 640 AF 160/1579 ac ppu

A43-02391 4/18/1953 2.8 cfs 140 acres

PoD was well in SESENW of Section 26 and measured at 2.8 cfs. (Harper refers to as #6) More than 20 acres in the NENE ¼ of Section 26 may be irrigated, but only 20 were licensed and claimed.

R43-02391 2.8 cfs 560 AF 140/1579 ac ppu

A43-04009 5/15/1953 3.2 cfs 160 acres

PoD was originally for a well in the SWNE of Section 34. Information in the file states that there was a 30 hp motor in 1953 which was changed to a 60 hp in 1961. A theoretical calculation shows that a 30 hp will deliver 2 cfs and a 60 hp will deliver 3.2 cfs. For the 1953 priority date, I recommend 2 cfs on 156 acres.

R43-04009 2 cfs 624 AF 156/1579 ac ppu

A43-04091 4/1/1954 3.2 cfs 160 acres

PoD was the other well in the SWSWSW of Section 35 and measured during the field exam done for 43-02309 as 135 in. or 2.7 cfs. (Harper refers to this as #1) I recommend 155.5 irrigated acres.

R43-04091 2.7 cfs 622 AF 155.5/1579 ac ppu

A43-04141 4/3/1954 2.72 cfs 266 acres

PoD is a well in the SWSE of Section 26 and there is good evidence in the file that power was purchased in 1954 from Raft River Rural Electric Company. (Harper refers to this as #3) I measured the well at about 2.67 cfs during a field exam in late August of 1994. This claim is supplemental to 160 acres in the SW ¼ of Section 25 (part of 43-02312A) and .6 cfs could be used to bring those up to .02 cfs/acre. It also includes 103.5 acres in the SE ¼ of Section 26 and 2.07 cfs would be required at .02 cfs/ac for a total of 2.67 cfs.

May 8, 2000

R43-04141 2.67 cfs 414 AF 263.5/1579 ac ppu

A43-02564 6/9/1963 2.2 cfs 210 acres

PoD was a well in the SWSWSW ¼ of Section 26. (Harper refers to this as #2)

R43-02564 2.2 cfs 840 AF 210/1579 ac ppu

A43-10037 3/15/1970 4 cfs 140 acres

This is an Expansion claim in a Critical Groundwater Area and can be recommended under 42-1416b with a priority date of 6/30/1985 with no additional diversion rate or volume. I believe it is an expansion of 43-02312A and will recommend as such. I found 137 acres irrigated in this area.

R43-10037 *1.55 cfs - AF 137/1579 ac ppu
(limited to 5.2 cfs when combined with
43-02312A and 43-04092)

Robertson, Jean

From: Walker, Kay
Sent: Tuesday, April 11, 2000 2:44 PM
To: Robertson, Jean
Subject: License 43-02312A for Simplot

Hi, Jeanie!! I have completed the data entry corrections on Rt. 43-02312A so you will be able to print out the correct information tomorrow after the update tonight. Good catch... Kay

Robertson, Jean

From: Peppersack, Jeff
Sent: Tuesday, April 11, 2000 9:16 AM
To: Robertson, Jean; McHugh, Candice; Tuthill, Dave
Cc: Jones, Doug
Subject: RE: Memo re:43-02312



Doc2.doc

This is a data entry error for the "unchanged portion" of the transfer (part A). We will correct the database on the WR side.

Jeff

-----Original Message-----

From: Robertson, Jean
Sent: Monday, April 10, 2000 5:21 PM
To: McHugh, Candice; Peppersack, Jeff; Tuthill, Dave
Cc: Jones, Doug; Robertson, Jean
Subject: Memo re:43-02312

Memorandum

To: Jeff Peppersack, Dave Tuthill, Candice McHugh

CC: File

From: Jeanie Robertson

Date: 04/11/00

Re: 43-02312

This right was originally licensed under one number, but really for two parts. Shortly after the permit was applied for, a portion was assigned from Simplot to Power. Two sets of proof were filed and two field exams were done.

Simplot	SW ¼ of Section 25	160 ac	
	SE ¼ of Section 27	160 ac	5.2 cfs - (2 pd's, ea 2.6 cfs)

Power	SW ¼ of Section 27	157 ac	1.85 cfs (1 pd, separate from Simplot)
-------	--------------------	--------	--

In June of 1966, Power applied for a transfer which moved the point of diversion from the SWSW to the SESW of Section 27, the place of use remained unchanged.

Power sold to Skaggs and transfer 3085 moved the 1.85 cfs and 157 acres from the **SW ¼ of Section 27** to the NE ¼ of Section 21 in 1985.

It looks like the Water Right database, at the time of that transfer, split the 1.85 cfs from the 5.2 cfs part of the right and took the acres from the **SE ¼ of Section 27**. It now shows:

part A	SW ¼ Section 25	160 ac.....3.35cfs
part B	NE ¼ Section 21	157 ac.....1.85 cfs

I've talked to Doug and we're wondering if WE can right this wrong? This is a case where we can benefit the claimant! He has since filed a statutory claim (A43-04092), to get these acres back but is unaware of what happened I'm sure...

TOTAL DIVERSION: 5.200 CFS

Stage: LICENSE

CASSIA County
CASSIA County

SE

TOTAL ACRES 320.0

43-04092	43-04141	T43-02309	T43-02312A	T43-02385	T43-02391	T43-02564	T43-04009	T43-04091	T43-04092
T43-04141	T43-10037								

06/19/1948

Exam Sent to S.O.:

Field Exam Fee:

/11/00 KWALKER

new and improved

SD-0611-2 Basin: 43 Starting Water Right: 02312

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
	43-02312			00/00/0000	/			WF
X	43-02312A	SIMPLOT, J. R.	C	06/19/1948	L/	GROUNDWATER	IRR	WF
X	43-02312B	SKAGGS, LENNIE SAM SIX S RANCH, DBA	C C	06/19/1948	L/	GROUNDWATER	IRR	WF
	A43-02312	SPLIT RIGHT	C	06/19/1948	/Z	GROUNDWATER SPLIT RIGHT	IRR	AJ
X	A43-02312A	HARPER, GARY B	C	06/19/1948	L/	GROUNDWATER	IRR	AJ
X	A43-02312B	BRIGHAM YOUNG UNIVER	C	06/19/1948	L/	GROUNDWATER	IRR	AJ

* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)
 (Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu _____)

WR5809NP
No. 43-02312A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/17/99
PAGE: 1

OWNER		PRIORITY DATE	WATER USE	USE PERIOD		DIVERSION RATE	DIVERSION VOLUME
CODE	NAME & ADDRESS			FROM	TO		
C	J. R. SIMPLOT	06/19/1948	IRRIGATION	00/00	00/00	3.350 CFS	
BOISE ID							
TOTAL DIVERSION:						3.350 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R26E S25
S35

SMSW
NMSW

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE		
NE	SW	NE	NW	SW	SE	NE	SW	SE
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac
11S	26E	25	:					
			:	40	40	40	40	
TOTAL ACRES								160.0

Pou County: CASSIA

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

43-04141

Dates:

App. Received:

Priority Date:

06/19/1948

Proof Due Date:

Exam Made Date:

Exam Sent to S.O.:

Licensed Date:

06/28/1979

Misc:

Water District Number:

Field Exam Fee:

Audit:

11/06/85 05/28/88 CONVERT

WR5809NP
No. 43-023128

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/17/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LENNIE SAM SKAGGS P.O. BOX 2526 SALT LAKE CITY UT 841100000	06/19/1948	IRRIGATION	03/15 11/15	1.850 CFS	
TOTAL DIVERSION:					1.850 CFS	

C DBA SIX S RANCH
C/O LENNIE SAM
P.O. BOX 2526
SALT LAKE CITY UT 841100000

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R26E S20 NESE CASSIA County
S28 NENE CASSIA County
S29 SENE CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NENE	NUNE	SHUNE	SENE	: NENE	NUNE	SWNW	SENW	: NENE	NUNE	SWNW	SESW	: NENE	NUNE	SWSE	SESE	:	SUM
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
11S	26E	21	:	39	38	40	40	:	:	:	:	:	:	:	:	:	:	:	:
TOTAL ACRES																			157.0
																			157.0

Pou County: CASSIA

Other Water Rights With Same Point(s) of Diversion with Stage (Includes All Sources):
43-02314 43-02482 43-02500 43-02565 43-07226

Other Water Rights Listing Overlapping Place(s) of use:
43-02482 43-02500

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

Remarks: GEN TRANS. 3085. THIS RT. WHEN COMBINED WITH RTS. 43-2314B/
2482/2500/2565 SHALL NOT EXCEED 19.45 CFS.

Dates: App. Received: 06/19/1948
Proof Due Date: Priority Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 06/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 11/06/85 05/28/88 CONVERT 07/11/89 CURTIS 09/22/90 RGD8A

AJ5809NP
No. A43-02312A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/17/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY B HARPER STAR RT BOX 16 DECLD ID 83323 (208) 645-2227	06/19/1948	IRRIGATION	03-15 11-15	3.35 CFS	
TOTAL DIVERSION:					3.35 CFS	
CONSUMPTIVE USE:						480.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R26E S25

SHSWSH

CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	ENE	NENE	SENE	ENE	NENE	SHNW	SENW	SESW	NESW	NWSW	SWSW	SESE	SESE	SUM
T R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: SUM
11S 26E 25	:		:		:		:		:		:		:		: 160.0
	:		:		:		:		:		:		:		: 160.0
	:		:		:		:		:		:		:		: TOTAL ACRES
	:		:		:		:		:		:		:		: 160.0

POU County: CASSIA

Other Rights: A43-04141

Dates: Exam Made Date:

Verified Date: 11/06/1985

Objection filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 05/15/89 CLELLAND 03/30/95 POST-STD

AJ5809NP
No. A43-02312B

IOANO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/17/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRIGHAM YOUNG UNIVERSITY JOHN B STOLTON EXECUTIVE VICE PRESIDENT PROVO UT 84602 (801) 378-5625	06/19/1948	IRRIGATION	03-15 11-15	1.85 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.85 CFS	471.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R26E S20
S28
S29

NESE
NAME
SENE

SWNW

CASSIA County
CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NE	SE	NE	SW	SE	NE	SW	SE	NE	SW	SE	NE	SW	SE	SUM
T R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
11S 26E 21	:	40	:	38	:	40	:	40	:	07	:	07	:	38	:	39
11S 26E 27	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
11S 26E 28	:	31	:	31	:	31	:	31	:	31	:	31	:	31	:	31
TOTAL ACRES	:		:		:		:		:		:		:		:	1117.0

POU County: CASSIA

Other Rights: 43-02314B, 43-02482, 43-02500, 43-02565

Conditions of Approval:

Remarks: GEN TRANSFER 3085
THIS WATER RIGHT IS FOR THE IRRIGATION OF 157 ACRES WITHIN THE
PLACE OF USE DESCRIBED IN ITEM NO. 10 ABOVE.
THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-02314B, 43-02482,
43-02500, AND 43-02565 SHALL NOT EXCEED 19.45 CFS.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: C
Presumption Flag:

Audit: 05/05/89 FRITSCHL 03/30/95 POST-STD 04/14/95 RMCCARTH 04/19/95 RMCCARTH

43-02312A

Gary Harper

State of Idaho
License and Certificate of Water Right

No. 20507

Amount 5.2 second feet

No.

Priority June 19, 191

THIS IS TO CERTIFY that J. R. SIMPLOT

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 19, 1948; that Permit No. 20507 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.2 second feet, was issued thereunder on August 28, 1954, showing that said works were completed on the 27th day of June, 1953; and that on the 27th day of June, 1953,

J. R. SIMPLOT

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

~~existing~~ (subterranean flow), for the purpose of irrigation

, under Use Permit No. 20507 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 5338, on the 28th day of August, 1954;

The right hereby confirmed dates from June 19, 1948;

The Point of Diversion ^{are} located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, and in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, Tp. 11 S., R. 26 E., B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.6 cubic feet per second from each well, or a total of 5.2 cubic feet second

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated		
11 S.	26 E.	25	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40		
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40		
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40		
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40		
		27	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40		
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40		
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40		
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40		
			Number of Acres Actually Irrigated -				320

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, on the 28th day of August, 1954.

(SEAL)

E. N. HUMPHREY

Deputy State Reclamation Engineer.

43-02312

CLAIM NUMBER

A43-02312A

DATE

TRANSFER NUMBER

AGENT

CLAIMED ACRE TOTAL

GIS ACRE TOTAL

16

32

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	11S	26E	25									40	40	40	40				
GIS	11S	26E	25									40	40	40	40				
RECOM	11S	26E	25									40	40	40	40				
CLAIM	11S	26E	27																
GIS	11S	26E	27													40	40	40	40
RECOM	11S	26E	27													40	40	40	40
CLAIM																			
GIS																			
RECOM																			

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

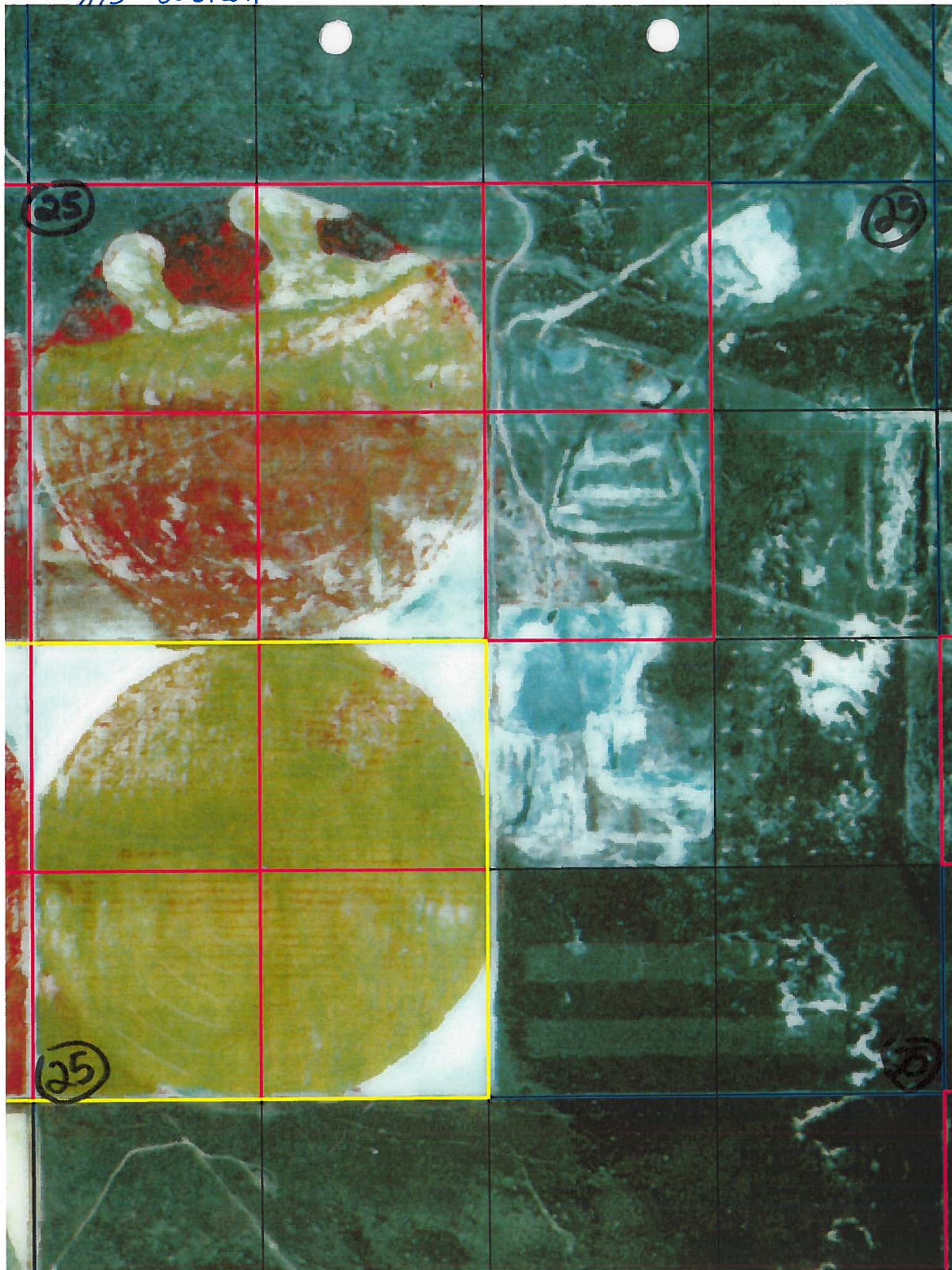
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B43-DBPOU.DBF

B43-DBPOD.DBF

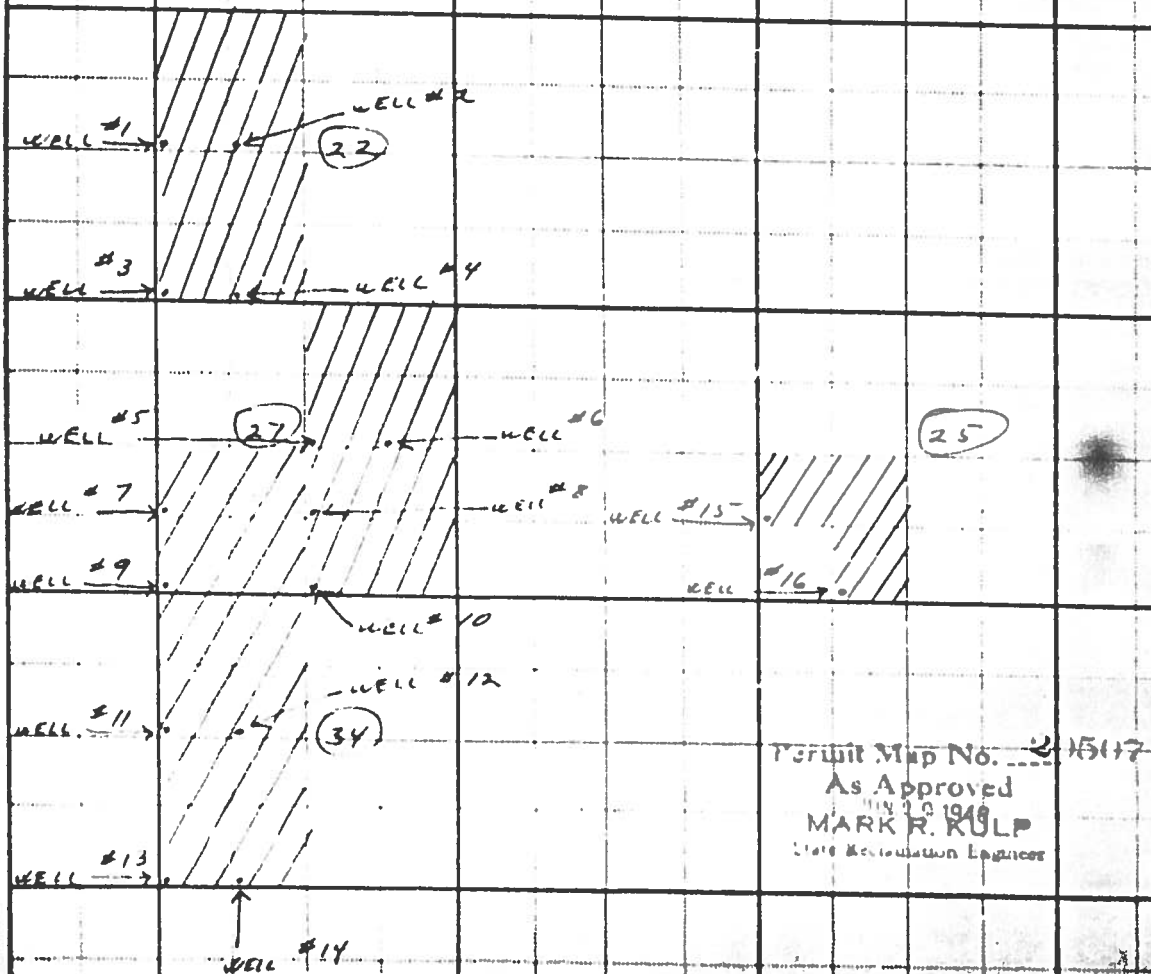
JPEG LAYOUT

A43-02312 A



NAME OF APPLICANT

App. for Permit Map



SCALE: 1 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

20507

March 27, 1953

Re: Permit No. 20507

Mr. O. A. Baum
Attorney at Law
Pocatello, Idaho

Dear Mr. Baum:

We acknowledge receipt of your letter of March 24, 1953, enclosing assignment of a portion of Permit No. 20507 from J. E. Simplot and wife to O. A. Power. Also partially filled out notice for proof of beneficial use on Mr. Power's portion of this permit.

The records in this department show that proof of completion of works is due on Permit No. 20507 on or before June 29, 1953. If it is Mr. Power's intention to make proof of completion of works and beneficial use at the same time, the notice should be made in duplicate on Form 36 enclosed setting time and place and naming the Notary Public before whom proof is to be made.

Both copies of Form 36 to be returned to this department and upon receipt we shall send a copy of the notice to the Burley Bulletin with instructions in regard to publishing.

There is a statutory fee of 50 cents required for recording the assignment.

Very truly yours,

MARK E. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20507

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20507

This proof is for Completion of Works and Beneficial Use In Water District No.

1. Name of applicant: J. R. Siaplot, 1500 Harrison Blvd., Boise, Idaho
2. Source of water supply: Subterranean from two wells
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35 & SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25
T. 11 S., R. 26 E., County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: East Wells
Pump and well specifications not given. Westinghouse 40 hp Motor. 220 V. 94 A.,
1765 RPM. No. 2-20-9152. Joshua Handy Pump. Pomona Turbine Pump No. PL 1093.
Delivery to the North through a 10" by 6" long pipe into a concrete heading to the
ditches. No protection, concrete base 6' by 6'. Well in Sec. 35, 16" diameter by
280' deep, 8" by 70' column, H=35'. Draw down unknown. 2 stage, 12" bowls. 40 HP
Fairbanks Morse Motor, 220 V. 99 A., 1765 RPM No. 588850. Fairbanks Morse Pump
No. PL-2706. No protection, concrete base 5' by 5', square.

5. Water is used for: Irrigation and domestic purposes

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE $\frac{1}{4}$ Section 27,

SW $\frac{1}{4}$ Section 25,

Twp. 11 South, Range 26 East, B. M.

See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

*Land in S. 27 is irrig. by border and corrugated
outlets in pipe line for flooding*

This examination was made on the

21

day of

July

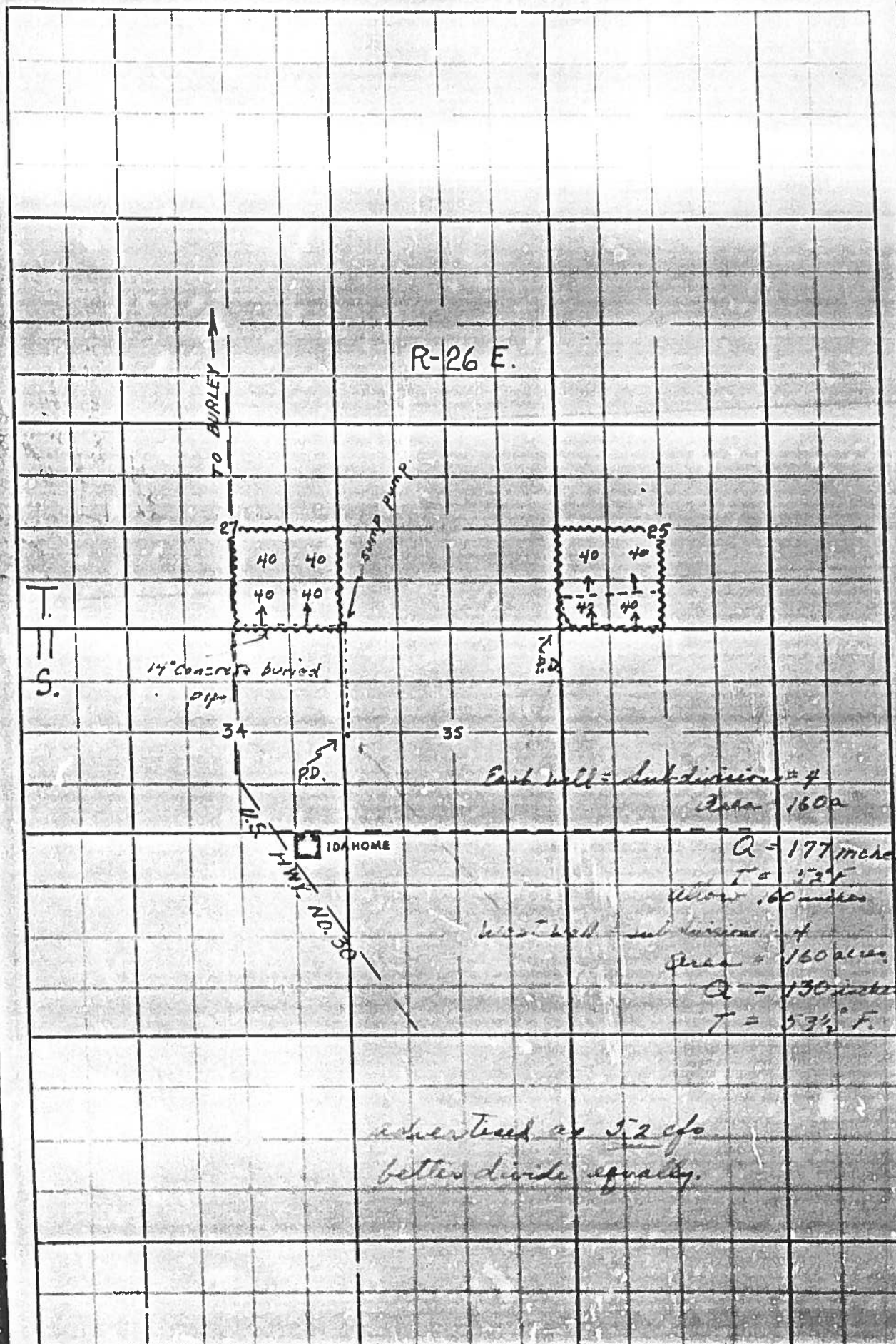
1927

(Signed)

E. H. Humphrey

Examiner

20507



August 3, 1954

RE: Permit No. 20507

Mr. J. E. Simplot
Continental Bank Building
Boise, Idaho

Dear Mr. Simplot:

The report of our field engineer on examination for completion of works and beneficial use on your Permit No. 20507 is now on file and shows that you have irrigated 160 acres in the SW $\frac{1}{4}$ Section 25, Township 11 South, Range 26 East B.M. from your well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 25.

Also that you have irrigated 160 acres in the SE $\frac{1}{4}$ of Section 27 from your well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, same Township and Range.

A Certificate of Completion of Works and License can therefore be issued for 2.6 second feet of water from each well or a total of 5.2 second feet upon receipt of the statutory fees. These amount to \$5.00 for Certificate of Completion of Works and \$16.00 license fee, the latter being at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

20507

Please notify Power in advance when you are to make inspection, so he can be on hand- as lives in Pocatello.

Form 23

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20507 (Part)

This proof is for: Completion of works and beneficial use, Water District No.

1. Name of applicant: O. A. Power, 578 Hyland Drive, Pocatello, Idaho
2. Source of water supply: Subterranean from a well.
3. Location of point of diversion: Is in the Southwest corner SW 1/4 of Section 27
T. 11 S. R. 26 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Well 300' deep, 20" diameter cased to bottom. H=48'. Lift 95'. Column 8" 5 stage 8" bowls. Pump down approximately 200'. There is no protection, no curbing, pump and motor rest on 8 by 10 timbers over the well. 50 hp U. S. Motor Serial No. 879780. Peerless Pump No. 89594. Delivery to the West through 8" pipe line 90' long into a small pond. Delivery to fields by gravity.

5. Water is used for: Irrigation and domestic purposes

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Southwest Quarter Section 27, Twp. 11 South, Range 26 East, R. M.
See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

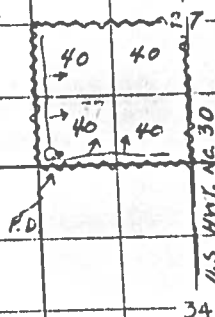
Remarks: During the inspection, the water became very muddy apparently due to a cave-in and a slight bit more water than was indicated by the meter should be allowed.

This examination was made on the 31 day of Aug 19 54
(Signed) E. H. Humphrey Examiner

20507

R-26E.

T.
H.
S.



Subdivisions = 1000

Area = 1.57 sq. mi. 1600

Q = 92.2 in. inches

T = 67°F

IDAHOME
AIRPORT

IDAHOME

September 16, 1954

RE: Permit No. 20507

Mr. O. A. Fower
578 Hyland Drive
Pocatello, Idaho

Dear Mr. Fower:

We now have on file the report of our field engineer on examination for completion of work and beneficial use on your assigned portion of Permit No. 20507.

This report shows that the well in the SW corner of the NW $\frac{1}{4}$ of Section 27, Township 11 South, Range 26 East N.M. will deliver 92 $\frac{1}{2}$ inches of water which has been used to irrigate 157 acres in that quarter section.

A Certificate of Completion of Works and License can therefore be issued for 92 $\frac{1}{2}$ inches or 1.85 second feet of water from the well upon receipt of the statutory fees. These amount to \$5.00 for Certificate of Completion of Works and \$8.00 license fee.

Very truly yours,

MARK E. GILF
State Reclamation Engineer
By

Chief Clerk

A:hll

20507

State of Idaho License and Certificate of Water Right

Water License No. 20507

Amount 1.85 second feet

Water District No. _____

Priority June 19, 1948

THIS IS TO CERTIFY that J. R. SIMPLOT

of Boise, Idaho

made application for a permit to appropriate the

public waters of the State of Idaho, dated June 19, 19 48; that Permit No. 20507 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.85 second feet, was issued thereunder on October 1, 19 51, showing that said works were completed on the 9th day of May, 19 53; and that on the 9th day of May, 19 53

O. A. POWER, Assignee of a portion of Permit No. 20507

of Pocatello

, State of Idaho

made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of a well

~~on the surface~~ (subterranean flow) for the purpose of irrigation

, under Use Permit No. 20507 of the Department of Reclamation

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 5364, on the 1st day of October, 19 54;

The right hereby confirmed dates from June 19, 19 48;

The Point of Diversion is located

in the SW 1/4 of Sec. 27, T. 12 N., R. 20 E., S. 20 N.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for a purposes, and shall not exceed 1.85 cubic feet per second.

Description and location of use:

Twp	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	26 E.	27	NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			Number of Acres Actually Irrigated -		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 1st day of October, 19 54.

(SEAL)

MARK R. KULP

State Reclamation Engineer

43 5472

State of Idaho

License and Certificate of Water Right

Water License No. 20507.....

Amount.....5.2 second feet

Water District No.....

Priority.....June 19, 1948

THIS IS TO CERTIFY that J. R. SIMPLOT

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 19, 1948; that Permit No. 20507 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.2 second feet, was issued thereunder on August 28, 1954, showing that said works were completed on the 27th day of June, 1953; and that on the 27th day of June, 1953,

J. R. SIMPLOT

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of two wells ~~under the surface~~ (subterranean flow) for the purpose of irrigation, under Use Permit No. 20507 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 9 of Licenses at page 5338, on the 28th day of August, 1954;

The right hereby confirmed dates from June 19, 1948;

The Points of Diversion indicated are in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, and in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, Tp. 11 S., R. 26 E., B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.6 cubic feet per second from each well, or a total of 5.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	26 E.	25	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
		27	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			Number of Acres Actually Irrigated -		
			320		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 28th day of August, 1954.

(SEAL)

E. M. HUMPHREY
Deputy State Reclamation Engineer.

43-2312

ADONIS H. NIELSON
NORMAN H. NIELSON
GORDON S. NIELSON

NIELSON, NIELSON & NIELSON

ATTORNEYS AND COUNSELORS AT LAW

P. O. BOX 387

BURLEY, IDAHO 83318

August 20, 1971

RECEIVED
AUG 22 1971
AREA CODE
TELEPHONE 837

Department of Water Administration

Department of Water Administration
State of Idaho
Statehouse - Annex 2
Boise, Idaho 83701

Re: License No. 20507

43-2312

Gentlemen:

In regard to the above license, we understand that this license has been divided between the J. R. Simplot Co. and O. A. Power but we do not know what lands this water has been made appurtenant to nor do we know the amount of water that has been made appurtenant to these lands which have been assigned to O.A. Power.

There is a matter being transacted between J. R. Simplot Co., O. A. Power and Lennie Sam Skaggs and we need to have this information as soon as possible.

Very truly yours,

NIELSON, NIELSON & NIELSON

By: *Norman H. Nielson*

NHN:mm

43 2312

August 26, 1971

Re: License No. 20507/43-2312 - J. R. Simplot

Norman H. Nielson
Attorney at Law
P. O. Box 367
Burley, Idaho 83318

Dear Mr. Nielson:

We received your request of August 20, 1971 for information regarding License No. 20507/43-2312. I have enclosed a copy of the two licenses which includes the information you requested.

If there are other questions concerning this matter, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bb

Enc: Copy of License

43 2312

Form 20

RECEIVED
JUN 1 1966

Department of Reclamation

Application For Transfer of Water Right

STATE OF IDAHO

County of Ada } 24.

O. A. Power

by Harley M. McDowell, attorney-in-fact, being first duly sworn, deposes and says:

That his name is Harley M. McDowell, Agent for O. A. Power that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is P. O. Box 2161 Boise, Idaho.

That he is the owner and using a certain water right, bearing date of priority of June 19, 1948, for 1.85 cubic feet per second of the waters of a well

County of Cassia, State of Idaho, decreed to ---

by decree of Judge --- of the --- Judicial District of the State of

Idaho, in and for the county of ---, in the case of ---

vs. ---, said decree bearing date of ---

(or obtained by virtue of License No. 20507, issued by the State Department of Reclamation of the State of Idaho, dated 10-1-54, 19 ---, bearing date of 6-19-48, 19 ---)

for the purpose of irrigating the following described lands situate, lying and being in Water District No. --- in the County of Cassia and State of Idaho, to-wit: SW 1/4, Section 27

Township 11 South - Range 26 East, B.M.

--- and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e. original licensee

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream in the SW 1/4 of Section 27, Township --- 11 S, Range 26 E, B. M., and conducted to the above described lands through gravity system

as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of --- cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of --- and State of Idaho, to-wit:

That reasons for desiring to make such transfer are as follows:

43 2312

That he intends to divert and convey said.....second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section.....27....., Township.....11 S....., Range.....26 E....., and thereafter conduct same to the above described land through the.....private.....ditch, as per map appended.

That his reasons for desiring to make such change are as follows:.....The well drilled under.....this original license has been abandoned because it sanded in.....

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

O. A. POWER

By: *Harley M. McDowell*
Harley M. McDowell
Attorney-in-Fact Applicant.

Subscribed and sworn to before me this.....1st.....day of.....June....., 19.....66.....

Sharon Deser
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted?.....a. we: 1.....

Where is the diversion point located?.....SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, T11S, R26E, B.M.....

Through what ditch is it now conducted?.....private ditches.....

How much land is now irrigated by the water sought to be transferred?.....157 ac.....

Give the description:.....SW $\frac{1}{4}$ Sec. 27, T11S, R26E, B.M.....

What is the total amount of water in inches, or second feet, dedicated to said land?.....160"
What kind of crops are being raised?.....Diversified crops.....
How much water per acre is now required to irrigate said land?.....1 miners inch
What will be the effect on the land now irrigated, if the use of water on it is discontinued?.....not moving
.....water to other lands just amending point of diversion, no effect.....
Give location of new point of diversion, if change is to be made.....SE 1/4 Sec. 27, T11S-R26E, B.M.
Through what ditch will it be conducted after transfer?.....private ditches.....
How much water will be required per acre to irrigate the land to which this water is transferred?.....same
.....land.....1 miners inch.....
Do you claim any other water right for the land from which you seek to abandon the use of this water?
If so, give amount, date and source.....Not abandoning use.....
Is there any other water right for the land to which you seek to make this transfer? If so, give amount,
date and source.....Permit G-28320.....same drilled well, 1.35 cfs, priority.....11/16/55
O. A. POWER
Signed.....Harley M. McDowell.....Applicant.
Harley M. McDowell
Attorney-in-Fact.

STATE OF IDAHO,

County of.....} ss.

I, ..., Watermaster of.....
Water District No., County of, State of Idaho, whose postoffice address
is, have read or heard read the foregoing affidavit and petition
of, and, of my own knowledge, believe the same to be true
as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized;
and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer
issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of
transfer prayed for) for the following reasons:.....

Watermaster, District No.

Dated at, Idaho, this day of, 19.....

Name of Applicant: O. A. POWER

TOWNSHIP 11 South - Range 26 East, B.M.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC. 27

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Scale: 2 Inches—1 Mile. Draw Map in Ink.

43 2312

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

CERTIFICATE NO. 292 OF AUTHORIZED CHANGE
IN POINT OF DIVERSION OF LICENSED WATER
RIGHT

THIS IS TO CERTIFY, That O. A. Power of Route #1, Pocatello, Idaho, is the owner of and using a certain water right of 1.85 cubic feet per second of the waters of subterranean flow, said water being obtained by virtue of License No. 20507, issued by the State of Idaho, dated October 1, 1954, bearing priority date of June 19, 1948, for the purpose of irrigating the following described lands situate, lying and being in the County of Cassia, State of Idaho, to-wit:

SW $\frac{1}{4}$, Section 27, Township 11
South, Range 26 E. B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 9 of Licenses at Page 5364;

That said O. A. Power has become the owner of said water right by purchase and by virtue of License No. 20507;

And that now, upon the application of O. A. Power, for Certificate of Change in Point of Diversion of 1.85 cubic feet per second of the waters of subterranean flow made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change said point of diversion is HEREBY GRANTED;

That said change of point of diversion will not modify in effect said water right or place of use;

Said water is to be limited at any given time to an amount actually needed and beneficially used, and shall not exceed the following amount, to-wit:

1.85 cubic feet per second
of the waters of subterranean
flow with priority of June 19,
1948;

That said water right is appurtenant to the following described lands:

SW $\frac{1}{4}$, Section 27, Township 11
South, Range 26 E.B.M.,

That the water right hereby described has heretofore been diverted from a well through gravity system with point of diversion in the SW¹/₄SW¹/₄, Section 27, Township 11 South, Range 26 E. B. M.,

That the water right hereby described will hereafter be diverted from a well through private ditch with point of diversion in the SE¹/₄SW¹/₄, Section 27, Township 11 South, Range 26 E.B.M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 22nd day of June, 1966.

(SEAL)

s/

R. KEITH HIGGINSON

R. KEITH HIGGINSON, Deputy
State Reclamation Engineer

13 2312

RECEIVED
NOV 23 1984Transfer No. 3085

Water Right No. _____

Department of Water Resources STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Lennie Sam Skaggs dba Six S Ranch Phone (801) 539-0112
 Post Office address P.O. Box 2526, Salt Lake City, Utah 84110

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
 in case of _____ vs _____
 dated in _____ in _____ county of _____
 (Name of court)
- b. License No. 20507/43-2312- issued by the Idaho Department of Water Resources
 Transfer No. 292
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
This right was acquired by the applicant by purchase of real property.
See attached copy of deed.

3. Source of water a ground water source tributary to _____

4. Date of priority June 19, 1948

5. Water is used for the following purposes:

amount 1.85 cfs for irrigation purposes from March 15 to November 15
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (month/day — both dates inclusive)

6. Total amount of water under right: a. 1.85 cubic feet per second
 &/or
 b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27
 Township 11 S. Range 26 E. B.M. in Cassia County
 Additional points of diversion, if any _____

8. Lands Irrigated or place of use:

TWP.	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 $\frac{1}{4}$	
11S	26E	27									39	40	39	39					157

Total number of acres to be irrigated 157

9. Describe any other water rights used for the same purpose as described above
43-2482
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B). Entire right is owned by applicant.

1. Amount of water a. _____ cubic feet per second
b. _____ &/or
_____ acre feet per annum
- ✓ Point of diversion _____ 1/4, Section _____ Township _____
Range _____ B.M., _____ County _____
Additional points _____

3. Place of use:

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	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 1.85 c.f.s. &/or _____ acre feet
- b. Description of diverting works Four (4) wells are pumped into a pressure system for seven (7) pivots, plus an open ditch for gravity irrigation.
- c. Describe the reasons for the proposed changes To incorporate these lands and wells into a more efficient water management system by reducing the number of wells to be pumped from and by utilizing a more efficient water distribution system. All water rights involved in this new system are as follows: 43-2314B, 43-2500, 43-2565, 43-2312 - Transfer No. 292, and 43-2482.

2. Change in point of diversion

Point of diversion NE 1/4 SE 1/4, Section 20 Township 11 S.
Range 26 E. B.M., Cassia County
Additional points NW 1/4 NE 1/4, SW 1/4 NW 1/4, Sec. 28; SE 1/4 NE 1/4, Sec. 29, T. 11 S., R. 26 E., B.M., Cassia County

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer The SW 1/4 Sec. 27, T. 11 S., R. 26 E., B.M. will be irrigated by a pivot.

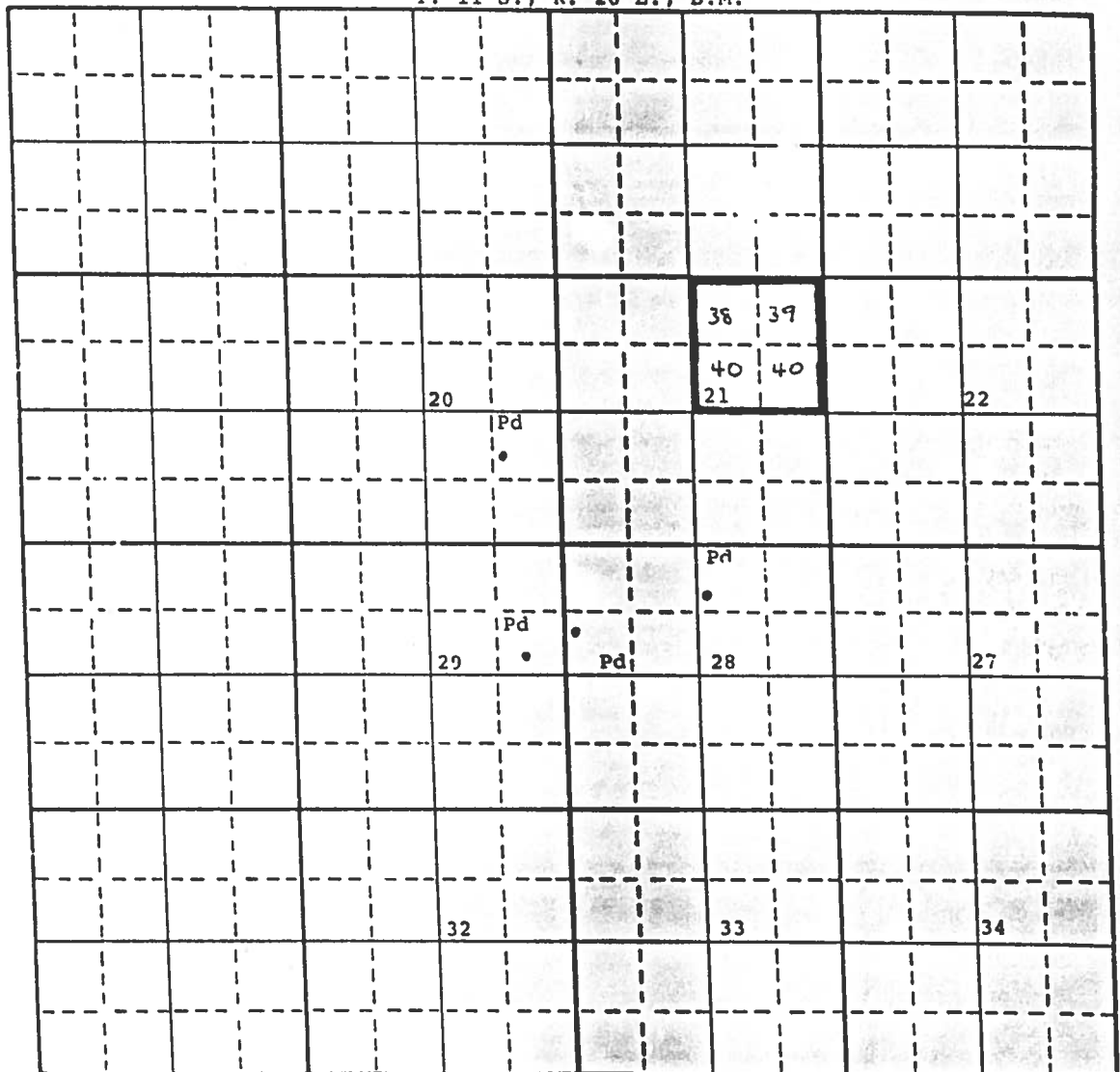
c. Describe the lands, place of use to which the right will be transferred:

TWP	RANGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	21	39	38	40	40													157

Total number of acres to be irrigated 157

4. Describe any other water rights used for the same purpose as described above
43-2482
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

T. 11 S., R. 26 E., B.M.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D REMARKS

This water right will be utilized on a part of the gravity irrigated land.

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 willfull misrepresentations made in this application may result in voiding its approval.

Thomas D. Brown
(Signature of Applicant)

Subscribed and sworn to before me this 23rd day of November, 19 84

S. M. Saylor
(Notary Public)

My commission expires June 1 1986

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 43-2312 and said application is hereby APPROVED, subject to the following limitations and conditions:
This right when combined with Right Nos. 43-2312, 43-2482, 43-2500 & 43-2565 shall not exceed 19.45 cfs.

Witness my hand this 23rd day of July, 19 85

S. M. Saylor
Chief, Operations Bureau

maga *11/23/84* FOR DEPARTMENT USE ONLY
Received by *xi* Date 11/23/84 Protest filed by None
Prelim. check by *AK* Fee 50⁰⁰
Received by *LL* Date 11/23/84
Published in South id press Copies of protest forwarded by _____
Pub. dates 11/27/84 + 12/1/84 Hearing held by _____ Date _____
Watermaster recommendation requested on NA Recommended for approval denial _____
_____ rec'd. _____ by ADM Jim

WARRANTY DEED

For Value Received

O. A. POWER and CHARLOTTE S. POWER, husband and wife,
the grantor, do hereby grant, bargain, sell and convey unto
LENNIE SAM SKAGGS and ALINE W. SKAGGS, husband and wife,
Box 2526, Salt Lake City, Utah 84110
the grantee, the following described premises, to-wit:

The Southwest Quarter of Section 27, Township 11 South,
Range 26, East Boise Meridian, excepting that portion
deeded to the State of Idaho for highway purposes.

Together with any and all water rights.

26. March 1976
Cassia County
Idaho

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S.
their heirs and assigns forever. And the said Grantors do 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 incumbrances except as above described.

and that they will warrant and defend the same from all lawful claims whatsoever.
Dated: April 29, 1971

O.A. Power
Charlotte S. Power

STATE OF IDAHO, COUNTY OF Cassia
On this 29 day of April, 1971,
before me, a notary public in and for said State, personally
appeared O.A. Power and Charlotte S. Power
husband and wife,

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

James H. Hurlburt
Notary Public

Residing at Burley,
Comm. Expires May 12, 1974

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of *Parsons Smith*
at 25 minutes past 4 o'clock P.m.,
this 29 day of March
1976, in my office, and duly recorded in Book
of Deeds at page *100 44533*

Ex-Officio Recorder

By *Reuben Varrell* Deputy.
Fees \$ *1.00*
Mail to: *Parsons Smith*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

HO. 43-2312
T# 292

Notice is ^{hereby} given that Lennie Sam Skaggs dba Six S Ranch of Salt Lake City, ✓
Utah has applied to the Department of Water Resources for a change of place of
use and change of point of diversion of a right from a groundwater source. The
right sought to be changed is evidenced by License 43-2312, Transfer No. 292, and
is recorded as follows: •

Amount: 1.85 cfs ✓

Priority: June 19, 1948 ✓

Point of Diversion: SE1SW1, Sec. 27, T11S, R26E, B.M., Cassia County

The water is used for irrigation of 157 acres within the SW1, Sec. 27, T11S, R26E
from March 15 to November 15.

TO BE CHANGED AS FOLLOWS:

Amount: 1.85 cfs

Point of Diversion: NE1SE1, Sec. 20; ✓
Sec. 28; SE1NE1, Sec. 29, T11S, R26E, B.M., Cassia County

NW1NE1, SW1NW1, ✓

The water is used for irrigation of 157 acres from March 15 to November 15
within the NE1, Sec. 21, T11S, R26E

Any protest against the approval of the above proposed change of the right
described above must be filed with the Idaho Department of Water Resources,
1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before Jan. 14, 1985.

A. KENNETH DUNN
Director

Published in South Idaho Press on December 27, 1984 and Jan. 3, 1985.

ANALYSIS

5 water rights serve a common system which has 4 interconnected wells supplying water to 7 center pivots and open ditch flood irrigation.

Each water right is intermingled ~~with~~^{with} 4 other water rights even though there were separate transfers filed on each water right.

The total rate of diversion of the 5 water rights is limited to 19.45 cfs rather than 21.85 cfs because 3 of the water rights (43-23148, 43-2500, 43-2565) used common points of diversion and subsequent licenses issued restricted combined rates to capacity of the common wells.

Since one integrated system is being used the conditions of approval are common to each of the individual transfers, i.e.

The capacity restriction of 19.45 cfs is required on all of the 5 transfers.

Irrigated acres per section before transfer

Section 21 398
NE 1/4

Section 22 72

Section 27
NW 1/4 153

SW 1/4 158

311 SUB

Section 28 336

1117 TOTAL

Irrigated Acres per section AFTER TRANSFER

7 circles $\times (4 \times 31) = 868$ ac

NE 1/4 3.21 158

1026

NW 1/4 3.21 79

1105

14

1119 TOTAL

CHECK ACRES IRRIGATED BY CENTER PIVOTS

$$A = \frac{\pi r^2}{43,560} = \text{ac}$$

Pivots	r	A	r	A
1	1319	125 ac	6	1311 125
2	1316	125	7	1321 125
3	1315	125		
4	1315	125		
5	1318	125		

875

$$7 \times 125 = 875 \text{ ac}$$

POINTS OF DIVERSION BEFORE TRANSFERS

43-2312	1%) SE 1/4 S. 27	1.85 cfs	
2314B	2%) NW NW S. 27	3.0 cfs	NW NE S. 28 2.44
2482	(2%) (NW) S. 27	1.85	SW SW S. 27 0.82
2500			
2565			

C-3	NW NE	S. 28	2.44
C-4	SW NW	S. 28	
C-5	NE SE	S. 20	
C-7 (NW)	NENE	S. 21	
C-8 (NW)	NENE	S. 21	

cfs	POINTS OF DIVERSION	AFTER TRANSFERS
1.85	43-2312	NE SE S. 20
5.44 *	43-2314B	SE NE S. 29
0.82	43-2482	NW NE, SW NW S. 28
9.00 *	43-2500	
4.74 *	43-2565	
<u>19.45</u>		
~~21.55~~		

* Total diversion cannot exceed 16.78 cfs

Memo

TO: Files 43-2312, 43-23148, 43-2482, 45-2500 & 43-256

FROM: Jim 7-16-85

RE: TRANSFER REVIEW

Transfer applications were filed separately on each of the above listed water rights.

These rights are used jointly to supply water to an integrated irrigation system and should be reviewed together.

The total sum of each ^{of the} water rights cannot be used because 3 of the rights used common wells at the time the rights were licensed, therefore, a condition is required on each of the transfers that the rights when combined shall not exceed 19.45 cfs.

SEE file 43-2312 for additional information.

DATE: 04/27/00
PAGE: 1

PAGE: 1

PAGE: 1

DIVERSION
VOLUME

1280.00 AFA

1280.00 AFA

Stage: LICENSE

CASSIA County

CASSIA County
CASSIA County
CASSIA County
CASSIA County

T	R	S	NE			NW			SW			SE			SUM		
			NENE	NNNE	SHNE	SENE	NENW	NNNW	SWNW	SENW	NESSW	NNSW	SWSW	SESW		NEESE	NNSEE
11S	26E	25	20	40	40	40	40	40	40	40	40	40	40	40	40	40	160.0
11S	26E	26	40	38	38	40	40	40	40	40	39	38	39	40	40	38	613.5
11S	26E	27	40	38	38	40	40	40	40	40	39	38	39	40	40	38	314.0
11S	26E	34	39	39	38	40	40	40	40	40	38	38	38	40	40	39	156.0
11S	26E	35	39	39	38	40	40	40	40	40	38	38	38	40	40	39	315.5
12S	26E	3	10	10	10	10	10	10	10	10	10	10	10	10	10	10	20.0
TOTAL ACRES																	1579.0

- 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 DECREEE SECTION 42-1412(6), IDAHO CODE

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED

DIVERSION RATE OF 23.07 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 5680 AF. COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391, 43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037

POD TWO POINTS OF DIVERSION LOCATED IN T11S, R26E, S35, SWSWSW.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION

OF A COMBINED TOTAL OF 1579 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-02309, 43-02312A, 43-02385, 43-02391,
43-02564, 43-04009, 43-04091, 43-04092, 43-04141 AND 43-10037.

AJ0749NP
No. R43-02312A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/27/00
PAGE: 2

Remarks:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP RIGHT NO. 43-10037 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

Dates: Exam Made Date: 08/29/1994

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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04/06/00
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PROFILE REPORT

CLAIM NUMBER: A43-02312A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY B HARPER	06/19/1948	IRRIGATION	03-15 11-15	3.350 CFS	1280
TOTAL DIVERSION:					3.350 CFS	
CONSUMPTIVE USE:					5.2 ~~22.2~~	480.00-AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R26E S25

SWSWSW

8 pod's

CASSIA 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	:	
11S	26E	25	:					:					:			40	40	40	40	:				:	160.0
																							TOTAL ACRES		160.0

POU County: CASSIA

Other Rights: A43-04141 see remarks

C18

1579APL

Dates: Exam Made Date: 8/29/94

Verified Date: 11/06/1985 Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Remarks:
"QNT" E27
"POU" E14, K06 (320Ac.)
"POD" F02 (SWSWSW S35)
"EXP" K03 (43-10037)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A43-02312A

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE								
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS								

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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04/06/00

PAGE: 1
GENERAL INFORMATION

17
CLAIM NUMBER: A43-02312A

LAST: HARPER FIRST: GARY B
ADDRESS: STAR RT BOX 16
CITY: DECLO STATE: ID ZIP: 83323
PHONE NUMBER: 208-645-2227

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER: (____) ____-____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) ____-____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A43-02312A PRIORITY DATE: 06-19-1948 STAGE: L

B. WR RECORD: # 43-02312A PRIORITY DATE: 06-19-1948 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

06-19-1948

REVIEWED BY _____

DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NUMB
							FLAG			
A43-02312A	11S	26E	25	SW	SW	SW		CASSIA		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A43-02309	NONE
A43-02564	
A43-04009	
A43-04091	
A43-04092	
A43-04141	
A43-10037	

WR RECORDS IN SAME 40 ACRE TRACT

T43-02309
T43-02312A
T43-02385
T43-02391
T43-02564
T43-04009
T43-04091
T43-04092
T43-04141
T43-10037

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NUMB
							FLAG			
43-02312A	11S	26E	35	NW	SW			CASSIA		
43-02312A	11S	26E	25	SW	SW			CASSIA		

OTHER WR RECORDS WITH SAME WR POD

T43-02309
T43-02312A
T43-02385
T43-02391
T43-02564
T43-04009
T43-04091
T43-04092
T43-04141
T43-10037

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A43-02309	NONE
A43-02564	
A43-04009	
A43-04091	
A43-04092	
A43-04141	
A43-10037	

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.				LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NB
			1/4	1/4	1/4		FLAG			
11S	26E	25	SW	SW	SW			CASSIA		

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: DATE:

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS: A43-02312A
A43-02312B

R43-02312B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	26E	25	NE	SW		HARPER, GARY B	A43-02312A / 40.0	43-02312A / 40.0	40.0		40.0
			NE	SW		HARPER, GARY B	A43-04141 / 40.0	43-04141 / 40.0			
			NE	SW		HARPER, GARY B.		T43-02385 / 33.0			
			NE	SW		HARPER, GARY B.		T43-02391 / 33.0			
			NE	SW		HARPER, GARY B.		T43-02564 / 33.0			
			NE	SW		HARPER, GARY B.		T43-04009 / 33.0			
			NE	SW		HARPER, GARY B.		T43-04091 / 33.0			
			NE	SW		HARPER, GARY B.		T43-04092 / 33.0			
			NE	SW		HARPER, GARY B.		T43-04141 / 33.0			
			NE	SW		HARPER, GARY B.		T43-10037 / 33.0			
			NE	SW		HARPER, GARY B.		T43-02309 / 33.0			
			NE	SW		HARPER, GARY B.		T43-02312A / 33.0			
11S	26E	25	NW	SW		HARPER, GARY B	A43-02312A / 40.0	43-02312A / 40.0	38.0		
			NW	SW		HARPER, GARY B	A43-04141 / 40.0	43-04141 / 40.0			
			NW	SW		HARPER, GARY B.		T43-02385 / 39.0			
			NW	SW		HARPER, GARY B.		T43-02391 / 39.0			
			NW	SW		HARPER, GARY B.		T43-02564 / 39.0			
			NW	SW		HARPER, GARY B.		T43-04009 / 39.0			
			NW	SW		HARPER, GARY B.		T43-04091 / 39.0			
			NW	SW		HARPER, GARY B.		T43-04092 / 39.0			
			NW	SW		HARPER, GARY B.		T43-04141 / 39.0			
			NW	SW		HARPER, GARY B.		T43-10037 / 39.0			
			NW	SW		HARPER, GARY B.		T43-02309 / 39.0			
			NW	SW		HARPER, GARY B.		T43-02312A / 39.0			
11S	26E	25	SW	SW		HARPER, GARY B	A43-02312A / 40.0	43-02312A / 40.0	37.0		
			SW	SW		HARPER, GARY B	A43-04141 / 40.0	43-04141 / 40.0			
			SW	SW		HARPER, GARY B.		T43-02385 / 40.0			
			SW	SW		HARPER, GARY B.		T43-02391 / 40.0			
			SW	SW		HARPER, GARY B.		T43-02564 / 40.0			
			SW	SW		HARPER, GARY B.		T43-04009 / 40.0			
			SW	SW		HARPER, GARY B.		T43-04091 / 40.0			
			SW	SW		HARPER, GARY B.		T43-04092 / 40.0			
			SW	SW		HARPER, GARY B.		T43-04141 / 40.0			
			SW	SW		HARPER, GARY B.		T43-10037 / 40.0			
			SW	SW		HARPER, GARY B.		T43-02309 / 40.0			
			SW	SW		HARPER, GARY B.		T43-02312A / 40.0			
11S	26E	25	SE	SW		HARPER, GARY B	A43-02312A / 40.0	43-02312A / 40.0	40.0		40.0

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	SW		HARPER, GARY B	A43-04141 / 40.0	43-04141 / 40.0			
			SE	SW		HARPER, GARY B.		T43-02385 / 33.0			
			SE	SW		HARPER, GARY B.		T43-02391 / 33.0			
			SE	SW		HARPER, GARY B.		T43-02564 / 33.0			
			SE	SW		HARPER, GARY B.		T43-04009 / 33.0			
			SE	SW		HARPER, GARY B.		T43-04091 / 33.0			
			SE	SW		HARPER, GARY B.		T43-04092 / 33.0			
			SE	SW		HARPER, GARY B.		T43-04141 / 33.0			
			SE	SW		HARPER, GARY B.		T43-10037 / 33.0			
			SE	SW		HARPER, GARY B.		T43-02309 / 33.0			
			SE	SW		HARPER, GARY B.		T43-02312A / 33.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A43-02312A	160.00	160.00	155.00
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POU COUNTY: CASSIA

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A43-02312A	GROUNDWATER	HARPER, GARY B	3.350	0.020		
A43-04141	GROUNDWATER	HARPER, GARY B	2.720	0.010		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A43-04141

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A(____)

REVIEWED BY: _____ DATE: _____

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 104

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A43-02312A IRRIGATION	FROM 03-15 TO 11-15	3.350 CFS	
TOTAL DIVERSION RATE/VOLUME		3.350 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
43-02312A IRRIGATION	FROM TO	3.350 CFS	
TOTAL DIVERSION RATE/VOLUME		3.350 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 3.350 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 3.350 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

1b. CALCULATIONS

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 480.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES: _____

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	3.350				480.0	
TOTAL FOR THIS RIGHT			3.350				480.0	

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: DATE:

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-02312

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 5.200	EXAMINER _____	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
43-02312B	A43-02312A	3.350	R43-02312B	1.850	43-02312A	3.350
-	A43-02312B	1.850	-		43-02312B	1.850
TOTAL CFS		5.200		1.850		5.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

R PROOF

CVR

MAPS

PHOTOS

MISC
