



IDAHO DEPARTMENT OF WATER RESOURCES  
SOUTHERN REGION  
1341 FILLMORE ST STE 200  
TWIN FALLS ID 83301-3380  
(208) 736-3033

DIRK KEMPTHORNE  
GOVERNOR

KARL J DREHER  
DIRECTOR

### CHANGE IN ADDRESS

RECEIVED

JAN 19 2001

Department of Water Resources  
Southern Region

☐ Water Right Number(s):

43-2343, 2345-2340,

- 2364, 2365

☐ Old Mailing Address:

HC 66 Box 27

Declo, ID 83323

☐ New Mailing Address:

2100 E 800 So

Declo, ID 83323

☐ New Telephone Number:

(208) 645-2288

☐ Signature of Claimant(s):

Thayne Buck

Date:

Jan 19-01

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

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: A43-02364

Date Received: 6/ 6/1989

Receipt No: S007590

Received By: *transfer/amended*

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: THAYNE BUCK  
Address: HC 66 BOX 27  
DECLO ID

208-645-2288

83323

AND

Name: MARILYN BUCK  
Address: HC 66 BOX 27  
DECLO ID

208-645-2288

83323

2. Date of Priority: JUL 9, 1951

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 12S      | 26E   | 1       | NW     | NW     | NW     | 4   | CASSIA |
|          |       |         | SW     | NW     |        |     | CASSIA |
|          |       | 2       | SW     | NE     |        |     | CASSIA |

5. Description of diverting works:

3 WELLS TIED INTO COMMON MAINLINE, PIVOTS, HANDLINES.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 1.300 |      |        |

7. Total Quantity Appropriated is:

1.300 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 12S      | 26E   | 1       | NE  |    | NE  |     | IRR           | 39.0  |
|          |       |         | NW  |    | NE  |     | IRR           | 39.0  |
|          |       |         | SW  |    | NE  |     | IRR           | 40.0  |
|          |       |         | SE  |    | NE  |     | IRR           | 40.0  |
|          |       |         | NE  |    | NW  |     | IRR           | 39.0  |
|          |       |         | NW  |    | NW  |     | IRR           | 30.0  |
|          |       |         | SW  |    | NW  |     | IRR           | 39.0  |
|          |       |         | SE  |    | NW  |     | IRR           | 40.0  |
|          |       |         | NE  |    | SE  |     | IRR           | 40.0  |
|          |       |         | NW  |    | SE  |     | IRR           | 40.0  |
|          |       |         | SW  |    | SE  |     | IRR           | 40.0  |
|          |       |         |     |    |     |     | Section Acres | 426.0 |
|          |       | 2       | NE  |    | NE  |     | IRR           | 38.0  |
|          |       |         | NW  |    | NE  |     | IRR           | 39.0  |
|          |       |         | SW  |    | NE  |     | IRR           | 40.0  |
|          |       |         | SE  |    | NE  |     | IRR           | 39.0  |
|          |       |         |     |    |     |     | Section Acres | 156.0 |
|          |       | 12      | NW  |    | NE  |     | IRR           | 40.0  |
|          |       |         |     |    |     |     | Section Acres | 40.0  |
|          |       |         |     |    |     |     | Total Acres   | 622.0 |

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:  
NONE

14. Remarks:

PURSUANT TO APPROVED TRANSFER NO. 4585:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
3. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
4. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE

14. Remarks: Continued

ONGOING SNAKE RIVER BASIN ADJUDICATION.

5. 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.
6. COMBINED RIGHT NOS. 43-02313D, 43-02340, 43-02343, 43-02345, 43-02364 AND 43-02365 ARE LIMITED TO THE IRRIGATION OF THE COMBINED TOTAL OF 505.0 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON, A TOTAL COMBINED DIVERSION RATE OF 9.29 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,020.0 AF.
7. RIGHT NO. 43-02364 IS LIMITED TO THE IRRIGATION OF 65 ACRES IN THE PLACE OF USE DESCRBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: LICENSE

Water Right Number: 22274

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

S-ADD  
RECEIVEDSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

JUN 20 1955

## TRANSFER OF WATER RIGHT

Department of Water Resources  
Southern Region

TRANSFER NO. 4585

WATER RIGHT NO(S). 43-02313D/43-02340/43-02343/43-02345  
43-02364/43-02365

This is to certify that: THAYNE BUCK  
MARILYN BUCK  
HC 66 BOX 27  
DECLO ID 83323

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

| <u>BENEFICIAL USE</u>               | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-------------------------------------|----------------------|-----------------------|----------------------|
| Right No. 43-02313D :<br>IRRIGATION | 04/01 to 10/31       | 0.50 CFS              | 160.0 AF             |
| Right No. 43-02340 :<br>IRRIGATION  | 04/01 to 10/31       | 1.60 CFS              | 320.0 AF             |
| Right No. 43-02343 :<br>IRRIGATION  | 04/01 to 10/31       | 2.89 CFS              | 640.0 AF             |
| Right No. 43-02345 :<br>IRRIGATION  | 04/01 to 10/31       | 1.60 CFS              | 320.0 AF             |
| Right No. 43-02364 :<br>IRRIGATION  | 04/01 to 10/31       | 1.30 CFS              | 260.0 AF             |
| Right No. 43-02365 :<br>IRRIGATION  | 04/01 to 10/31       | 1.40 CFS              | 320.0 AF             |
| TOTAL:                              |                      | * 9.29 CFS            | * 2020.0 AF          |

DATE OF PRIORITY:

Right No. 43-02313D : 06/19/1948  
Right No. 43-02340 : 03/20/1950  
Right No. 43-02343 : 04/28/1950  
Right No. 43-02345 : 05/02/1950  
Right No. 43-02364 : 07/09/1951  
Right No. 43-02365 : 07/27/1951

SOURCE

GROUNDWATER

TRANSFER NO. 4585  
 WATER RIGHT NO(S). 43-02313D/43-02340/43-02343/43-02345  
 43-02364/43-02365

LOCATION OF POINT(S) OF DIVERSION: Lot 4( NWNW), Sec. 1, Township 12S, Range 26E  
 SWNW , Sec. 1, Township 12S, Range 26E  
 SWNE , Sec. 2, Township 12S, Range 26E  
 CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 12S                              | 26E        | 1          | NENE 39      | NWNE 39      | SWNE 40      |              |
|                                  |            |            | SENE 40      | NENW 39      | NWNW 30      |              |
|                                  |            |            | SWNW 39      | SENW 40      | NESE 40      |              |
|                                  |            |            | NWSE 40      | SWSE 40      |              | 426          |
|                                  |            | 2          | NENE 38      | NWNE 39      | SWNE 40      |              |
|                                  |            |            | SENE 39      |              |              | 156          |
|                                  |            | 12         | NWNE 40      |              |              | 40           |
| Total number of acres irrigated: |            |            |              |              |              | ** 622       |

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. 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.
5. 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.
- \*6. Combined Right Nos. 43-02313D, 43-02340, 43-02343, 43-02345, 43-02364 and 43-02365 are limited to the irrigation of the combined total of 505.0 acres in the place of use described above in a single irrigation season, a total combined diversion rate of 9.29 cfs and a total combined annual diversion volume of 2,020.0 af.
- \*\*7. Right No. 43-02313D is limited to the irrigation of 40 acres in the place of use described above in a single irrigation season.
- \*\*8. Right No. 43-02340 is limited to the irrigation of 80 acres in the place of use described above in a single irrigation season.
- \*\*9. Right No. 43-02343 is limited to the irrigation of 160 acres in the place of use described above in a single irrigation season.

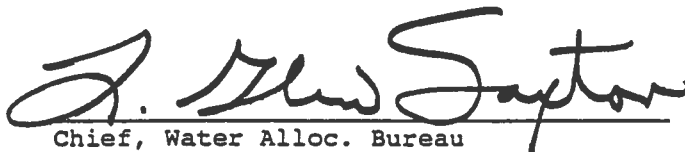
TRANSFER NO. 4585

WATER RIGHT NO(S). 43-02313D/43-02340/43-02343/43-02345  
43-02364/43-02365

CONDITIONS/REMARKS:

- \*\*10. Right No. 43-02345 is limited to the irrigation of 80 acres in the place of use described above in a single irrigation season.
- \*\*11. Right No. 43-02364 is limited to the irrigation of 65 acres in the place of use described above in a single irrigation season.
- \*\*12. Right No. 43-02365 is limited to the irrigation of 80 acres in the place of use described above in a single irrigation season.

Dated this 26<sup>th</sup> day of June, 1995.

  
Chief, Water Alloc. Bureau

Sent to S.O. JUN 12 1995

May 31, 1995

Here is the proof of ownership for  
the transaction between Thayne Buck  
and Gary Harper. If you need further  
information, let us know.

RECEIVED

JUN 2 1995

Department of Water Resources  
Southern Region Office

Thayne and Marilyn Buck  
Star Rt. Box 27  
Declo, Idaho 83323

43-2313 D, et  
T# 4585

235749

WARRANTY DEED

#25927

For Value Received

GARY B. HARPER and SUSAN HARPER, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

THAYNE BUCK and MARILYN BUCK, husband and wife

Address: Star Route Box 27  
Declo, Idaho 83323

RECEIVED

JUN 2 1995

Department of Water Resources  
Southern Region Office

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY,  
IDAHO

Section 1: NW 1/4 SE 1/4

TOGETHER WITH .495 CFS from Water License # A43-02313B.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1995 and subsequent years.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

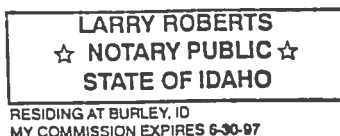
Dated: March 22, 1995

Gary B. Harper  
Gary B. Harper

Susan Harper  
Susan Harper

STATE OF IDAHO )  
COUNTY OF Cassia ) ss.

On this 22<sup>nd</sup> day of March, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared GARY B. HARPER and SUSAN HARPER, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Larry Roberts  
Notary Public  
Residing at: Burley, Idaho  
My Commission expires: 6-30-97

RECORDED AT THE REQUEST OF  
LAND TITLE & ESCHOW  
FILED  
1995 MAR 22 P 3:36  
FEE \$30.00  
DEPUTY  
LARRY ROBERTS  
NOTARY PUBLIC  
RECORDED

235

MAY 16 1995

FROM: Allen Merritt

DATE: May 12, 1995

TO: FILE: TRANSFER #4585

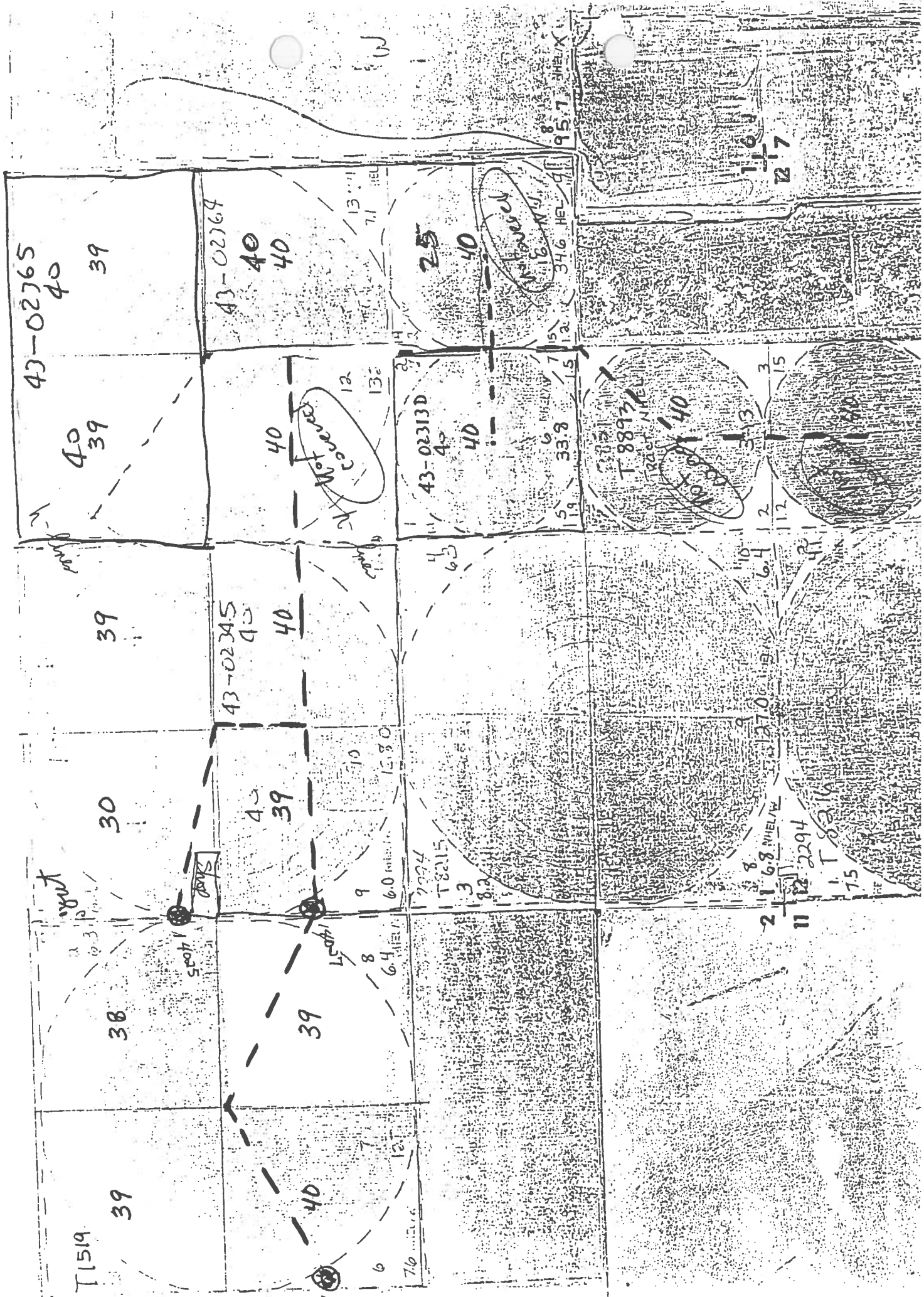
SUBJECT: REVIEW &amp; RECOMMENDATION

The transfer proposes to combine six licensed water rights which represent 505 irrigated acres and divert the rights out of a common diversion system which connect three irrigation wells. The common system serves irrigation of 622 acres. In essence a permissible place of use is proposed to be created. The additional 114 acres are covered by SRBA expansion claims not part of this transfer. The original rights were individually diverted out of separate wells.

Recommendation

I recommend that the transfer be approved with the following conditions:

- To prevent expansion these rights should be limited to a total of no more than 505 irrigated acres in any one season within the 622 acre place of use.
- The rights are subject to SRBA review.
- Measuring devices must be installed at all points of diversion.





State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

\*GUILD ANDRWS\*  
Governor PHIL BATT

April 3, 1995

R. KEITH HIGGINSON  
Director

THAYNE &/OR MARILYN BUCK  
HC 66 BOX 27  
DECLO ID 83323

Re: Application for Transfer No. 4585

Dear Applicants:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the South Idaho Press for 4/10 & 4/17/95. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Before we can forward your application to our state office for approval we must include in the file evidence of ownership of the land to which the water is appurtenant such as copies of deeds, tax records, etc. and a notarized statement from any lien holder on the property agreeing to the proposed change.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton  
Sr. Water Resource Agent

JS:MB

TO: File

DATE: April 27, 1995

FROM: Jim Stanton

SUBJECT: Thayne Buck App. for Transfer

This property is in the Raft River Critical Groundwater Area. It has been visited by SRBA staff; P/D & P/U were verified, but wells were not measured. All of the land except for maybe a couple of small corners is presently under irrigation. I do not plan to visit this property, as it would only duplicate SRBA work.

There are 505 licensed acres on this farm, but the transfer seeks to legalize irrigation on 622 acres. Claim A43-10366 covers the expanded acres, but is very suspect at this point due to CGWA restrictions. Until this claim becomes a water right, the existing rights should be limited to 505 acres per annum in order to avoid an illegal expansion.

The irrigation season is 4-1 to 10-31, not the old season as shown on the transfer. If approved, transfer should reflect the correct period of use.

T, #4585



## Farm Credit Services

1305 Albion Avenue  
P.O. Box 1168  
Burley, Idaho 83318  
208/678-3516 FAX 208/678-1302

February 10, 1995

RECEIVED

FEB 10 1995

Department of Water Resources  
220 Shoshone East  
Twin Falls, ID 83301

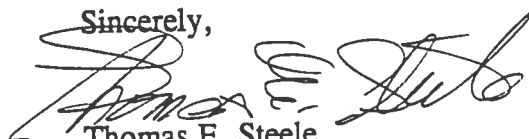
Department of Water Resources  
Southern Region

RE: Gary Harper  
Water License A43 0231B

Dear Sirs:

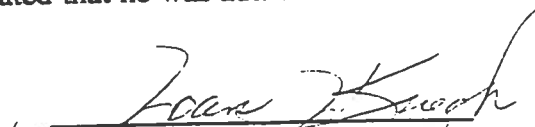
Farm Credit Services hereby consents to the transfer of .495 CFS on Right Number A430231B pursuant to the enclosed Application for Transfer of Water Right.

Sincerely,

  
Thomas E. Steele  
Sr. Credit Officer

STATE OF IDAHO       )  
                                  )ss.  
County of Cassia       )

On this 10 day of February, 1995, before me personally appeared Thomas E. Steele, known to me to be an authorized agent of the Northwest Farm Credit Services, ACA that executed the within instrument, and acknowledged to me that such corporation executed the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.

  
Notary Public for the State of Idaho  
Residing at Burley  
My commission expires 1-1-98



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

DATE OF CLOSING: 1 APR 95

FEB 10 1995

LEGAL DESCRIPTION OF PROPERTY: Township 12 S. Range 26 E. Department of Water Resources  
 Section 1, NW 1/4 of SE 1/4 of 1/4, Govt. Lot       , BM Southern Region  
 Lot       , Block       , Subdivision/Townsite       .  
 If you have additional legal descriptions, please attach separate sheet.

- [ ] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [ ] Water Right Number(s)  
Assigned by IDWR: A 43 023 13B
- [ ] Name and Address of Former Owner/Claimant(s)(Seller):  
GARY B. HARPER  
HC 66 BOX 16 DECLO ID 83323
- [ ] New Owner/Claimant (Purchaser):  
THUYNE BUCK
- [ ] New Mailing Address: HC 66 BOX 27 DECLO ID 83323
- [ ] New Telephone Number: (208) 645-2288
- [ ] Does the change in ownership result in a splitting of the water right owned/claimed? X yes    no  
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:  
0.495 CFS
- [ ] Attach proof of ownership, describe proof attached: See Transfer Copy also
- [ ] Signature of New Owner/Claimant(s) Thayne F. Buck Date 8 Feb 1995
- [ ] Signature of Former Owner/Claimant(s) Gary B. Harper Date 8 Feb 95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources  
 Copies to Former Owner and New Owner



TO: FILE

DATE: March 14, 1995

FROM: Jim Stanton

SUBJECT: Thayne Buck App. for Transfer

This transfer should be denied, as it represents a blatantly illegal expansion of groundwater use in a critical groundwater area. Claim A43-10366 covers the expanded acres. There are 505 licensed acres on this farm, but the transfer seeks to legalize irrigation on 622 acres. Until the SRBA claim is decreed, these rights should be limited to 505 acres of irrigation per annum within either the licensed tracts or within the PPU proposed on the transfer (if transfer IS approved).

SRBA staff has verified the PD's and PU on this farm, but was not able to measure the wells last year to determine pumping capacity. I do not plan to visit the property again. All of the land except maybe a couple of small corners is presently under irrigation.

The irrigation season is 4-1 to 10-31, not the old season as shown on the transfer. If approved, transfer should reflect the correct period of use.

Transfer No. 4575

MAR 07 1995 APPLICATION FOR TRANSFER OF WATER RIGHT

**Department of Water Resources  
Southern Region**

Southern Region

Name of applicant Thayne and/or Marilyn Buck Phone 645-2288

Post Office address HC 66 Box 27, Declo ID 83323

1. ☒ Change point of diversion      ☐ Add diversion point(s)      ☒ Change place of use  
☐ Change nature of use      ☐ Change period of use      ☒ Other Create PPU

2. Describe the reason for the proposed changes We want to tie all of our wells and water rights into one system to reflect the current operation and add land in the NWSE, S1 that we just purchased.

1. Right Number \_\_\_\_\_ Priority \_\_\_\_\_ Amount (cfs/ac-ft) \_\_\_\_\_ Nature of Use \_\_\_\_\_ Period of Use \_\_\_\_\_

\_\_\_\_\_ See Attached. \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_ to \_\_\_\_\_

2. Total amount of water being transferred 9,285 cubic feet per second and/or 2020 acre-feet per annum

3. Source of water Groundwater tributary to \_\_\_\_\_

4. Point(s) of Diversion: \_\_\_\_\_

5. Lands irrigated or place of use:

Total acres 622

THAYNE & MARILYN BUCK TRANSFER  
PART 1, B.1

| <u>RIGHT NUMBER</u> | <u>PRIORITY</u> | <u>AMOUNT</u> | <u>NATURE OF USE</u> | <u>PERIOD OF USE</u> |
|---------------------|-----------------|---------------|----------------------|----------------------|
| 43-02313D           | 6-19-1948       | .495 CFS      | IRRIGATION           | 3-15 TO 11-15        |
| 43-02340            | 3-20-1950       | 1.60 "        | "                    | " "                  |
| 43-02343            | 4-28-1950       | 2.89 "        | "                    | " "                  |
| 43-02345            | 5-02-1950       | 1.60 "        | "                    | " "                  |
| 43-02364            | 7-09-1951       | 1.30 "        | "                    | " "                  |
| 43-02365            | 7-27-1951       | <u>1.40 "</u> | "                    | " "                  |
|                     | TOTAL           | 9.285 CFS     |                      |                      |

**PART 1**

6. General Information:

a. Description of diversion system 3 wells that divert to a common mainline system to service pivots and handlines.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes \_\_\_\_\_ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

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

d. Remarks:

This transfer will adjust the land list to the actual acres irrigated.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_  
And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

PART 2

TRANS NO. 4585

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-02313B

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 3.20 CFS              | 880.0 AF             |

SOURCE

GROUNDWATER

Priority: 06/19/1948

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 1, Township 12S, Range 26E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|--------------|--------------|--------------|
| 12S 26E 1          | NESW 40      | NWSW 40      | SWSW 40      | 200          |
|                    | SESW 40      | NWSE 40      |              | 20           |
| 12                 | NENW 20      |              |              | 220          |

Total number of acres irrigated:

CONDITIONS/REMARKS:

1. TRANS. 1908.

, 01455 of / 20.

— of 11

PART 2

Transfer No. 4585

knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?  
No If yes, describe \_\_\_\_\_

DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 495 for Irrigation purposes from 3-15 to 11-15  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     | SW  | SW  | 1    | 12S  | 26E  | Cassia |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |    |    |    | NW 1/4 |    |    |    | SW 1/4 |    |    |    | SE 1/4 |    |    |    | Totals |
|------|------|------|--------|----|----|----|--------|----|----|----|--------|----|----|----|--------|----|----|----|--------|
|      |      |      | NE     | NW | SW | SE | NE     | NW | SW | SE | NE     | NW | SW | SE | NE     | NW | SW | SE |        |
| 12S  | 26E  | 1    |        |    |    |    |        |    |    |    |        |    |    |    |        | 40 |    |    | 40     |
|      |      |      |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|      |      |      |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|      |      |      |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|      |      |      |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |

Total acres 40

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

1. amount 2.705 for Irrigation purposes from 3-15 to 11-15  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     | SW  | SW  | 1    | 12S  | 26E  | Cassia |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |    |    |    | NW 1/4 |    |    |    | SW 1/4 |    |    |    | SE 1/4 |    |    |    | Totals |
|------|------|------|--------|----|----|----|--------|----|----|----|--------|----|----|----|--------|----|----|----|--------|
|      |      |      | NE     | NW | SW | SE | NE     | NW | SW | SE | NE     | NW | SW | SE | NE     | NW | SW | SE |        |
| 12S  | 26E  | 1    |        |    |    |    |        |    |    |    | 40     | 40 | 40 | 40 |        |    |    |    | 160    |
|      |      | 12   |        |    |    |    | 20     |    |    |    |        |    |    |    |        |    |    |    | 20     |
|      |      |      |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|      |      |      |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |
|      |      |      |        |    |    |    |        |    |    |    |        |    |    |    |        |    |    |    |        |

Total acres 180

**PART 2**

**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 43-02340

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | to                   | 1.60 CFS              |
| DOMESTIC              | to                   |                       |
|                       | Totals               | 1.60 CFS              |

SOURCE

GROUNDWATER

Priority: 03/20/1950

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 1, Township 12S, Range 26E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>   | <u>ACRES</u>   | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|----------------|----------------|--------------|--------------|
| 12S                              | 26E        | 1          | Lot 3(NENW) 40 | Lot 4(NWNW) 40 |              | 80           |
| Total number of acres irrigated: |            |            |                |                |              | 80           |

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

## A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-02343

## STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | to                   | 2.89 CFS              |
| DOMESTIC              | to                   |                       |
|                       | Totals               | 2.89 CFS              |

SOURCE

GROUNDWATER

Priority: 04/28/1950

LOCATION OF POINT(S) OF DIVERSION:SWNE , Sec. 2, Township 12S, Range 26E  
CASSIA CountyPLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>   | <u>ACRES</u>                     | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|----------------|----------------------------------|--------------|--------------|
| 12S        | 26E        | 2          | Lot 1(NENE) 40 | Lot 2(NWNE) 40                   | SWNE 40      | 160          |
|            |            |            | SENE 40        |                                  |              | 160          |
|            |            |            |                | Total number of acres irrigated: |              | 160          |

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

PART 2

TRANS NO. 4585

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-02345

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | to                   | 1.60 CFS              |

SOURCE

GROUNDWATER

Priority: 05/02/1950

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 1, Township 12S, Range 26E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 12S                              | 26E        | 1          | SWNW 40      | SENE 40      |              | 80           |
| Total number of acres irrigated: |            |            |              |              |              | 80           |

CONDITIONS/REMARKS:

PART 2

TRANS NO. 4585

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-02364

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | to                   | 1.30 CFS              |

SOURCE

GROUNDWATER

Priority: 07/09/1951

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 1, Township 12S, Range 26E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 12S                              | 26E        | 1          | SENE 40      | NESE 25      |              | 65           |
| Total number of acres irrigated: |            |            |              |              |              | 65           |

CONDITIONS/REMARKS:

PART 2

TRANS NO. 4585

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-02365

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | to                   | 1.40 CFS              |

SOURCE

GROUNDWATER

Priority: 07/27/1951

LOCATION OF POINT(S) OF DIVERSION:

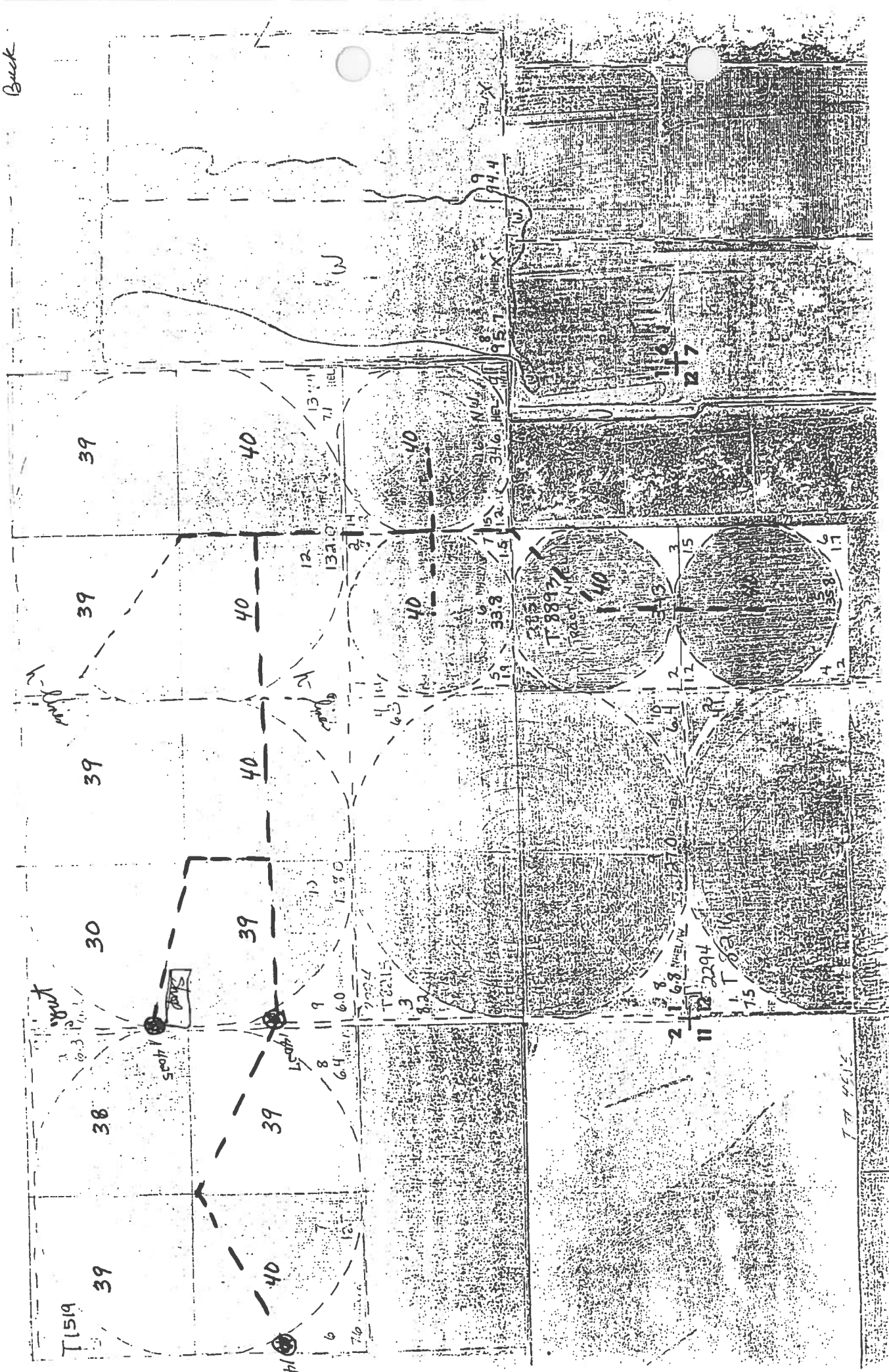
NWNW , Sec. 1, Township 12S, Range 26E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>   | <u>ACRES</u>   | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|----------------|----------------|--------------|--------------|
| 12S                              | 26E        | 1          | Lot 1(NENE) 40 | Lot 2(NWNE) 40 |              | 80           |
| Total number of acres irrigated: |            |            |                |                |              | 80           |

CONDITIONS/REMARKS:

Buck





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033  
Fax (208) 736-3035

PHILIP E. BATT  
Governor

KARL J. DREHER  
Director

June 30, 1995

THAYNE BUCK  
MARILYN BUCK  
HC 66 BOX 27  
DECLO ID 83323

RE: SRBA CLAIM NO. A43-02313B

DEAR CLAIMANT:

Pursuant to the approval of Transfer No. 4585 and notification that you presently own a portion of the property in which the above referenced adjudication claim is appurtenant, the Department has split the claim and changed the record of the original owner (HARPER) to A43-02313C, and the record of the portion that you purchased to A43-02313D. Please find enclosed a copy of the computer generated claim noting the changes.

Since this Transfer also amended claims A43-02340, A43-02343, A43-02345, A43-02364, and A43-02365, I have amended these claims and enclosed copies for your records.

Please review the records and if you have any questions or corrections, notify this office.

Sincerely,

Jeanie Robertson  
Water Right Agent

/jr  
Enclosures:

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: A43-02364  
Date Received: 5/17/1989  
Receipt No: 5007590  
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: THAYNE BUCK 208-645-2288  
Address: STAR RT.  
DECLO, ID 83323

AND/OR

Name: MARILYN BUCK 208-645-2288  
Address: STAR RT.  
DECLO, ID 83323

2. Date of Priority: JUL 09, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 12S      | 26E   | 1       | SW     | NW     |     |     | CASSIA |

5. Description of diverting works:  
WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.300  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A43-02364

Page 1

Date: 05/17/89

MICROFILMED  
MAR 03 1993

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 12S      | 26E   | 1       | SE     | NE  |     | IRR           | 40.0  |
|          |       |         | NE     | SE  |     | IRR           | 25.0  |
|          |       |         |        |     |     | Section Acres | 65.0  |
|          |       |         |        |     |     | Total Acres   | 65.0  |

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:  
NONE

14. Remarks:

15. Basis of Claim: LICENSE  
Water Right Number: 22274

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): Thayne Duch Date: June 6/90  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of TF ) SS.

Subscribed and sworn (or affirmed) before me this 6<sup>th</sup> day

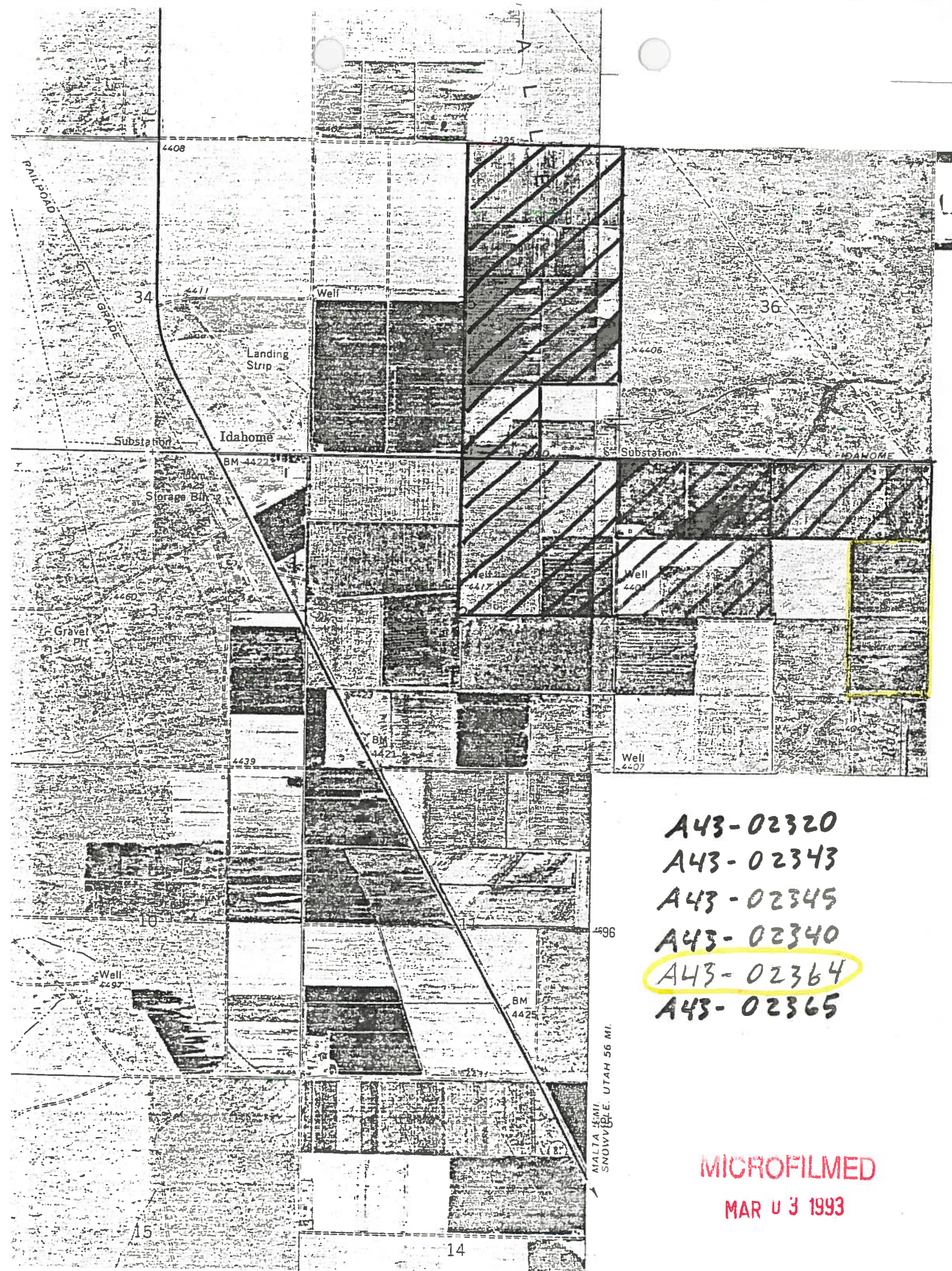
of June 19 89

Lon White  
Notary Public

Seal

Residing at TF

My Commission Expires 5/94



A43-02320  
A43-02343  
A43-02345  
A43-02340  
A43-02364  
A43-02365

MICROFILMED  
MAR 03 1993

(LW)  
sent

✓

5/17/1989

THAYNE & MARILYN BUCK  
STAR RT.  
DECLO, ID 83323

DEAR MR. & MRS. BUCK:

ENCLOSED PLEASE FIND 2 SETS OF CLAIM COPIES . KEEP ONE SET FOR YOUR RECORDS AND RETURN THE 2ND SET SIGNED AND NOTARIZED WITH A CHECK FOR THE BALANCE DUE. PLEASE CONTACT ME IF YOUR WATER RIGHTS DO NOT ACCURATELY DESCRIBE YOUR FARM, EX: ACRES BEING IRRIGATED THAT ARE NOT COVERED BY THE LICENSES. IF THIS IS THE CASE, THEN AN EXPANSION CLAIM FOR THE ADDITIONAL ACRES MAY NEED TO BE FILED.

THE FEE FOR AN IRRIGATION CLAIM IS \$50 PER CLAIM AND \$1 PER ACRE COVERED. DOMESTIC/STOCK CLAIMS ARE CHARGED A FLAT FEE OF \$25 EACH. THE FEE BREAKDOWN IS:

| IRRIGATION | ACRES | FEE  | TOTAL  |
|------------|-------|------|--------|
| A43-02320  | 280   | \$50 | \$ 330 |
| A43-02343  | 160   | 50   | 210    |
| A43-02345  | 80    | 50   | 130    |
| A43-02340  | 80    | 50   | 130    |
| A43-02364  | 65    | 50   | 115    |
| A43-02365  | 80    | 50   | 130    |
| DOMESTIC   |       |      |        |
| A43-10180  | --    | 25   | 25     |
| A43-10181  | --    | 25   | 25     |

-----  
BALANCE DUE \$1,095  
-----

SINCE THE TOTAL FEE EXCEEDS \$1,000 YOU ARE ELIGIBLE FOR AN EXTENDED PAYMENT PLAN. AT THE TIME OF PAYMENT, 1/5 OF THE TOTAL FEE IS DUE. A BILLING SCHEDULE WILL BE SET UP, AND THERE WILL BE 4 ANNUAL PAYMENTS. EACH PAYMENT WILL EQUAL 1/5 OF THE TOTAL FEE, PLUS INTEREST ON THE UNPAID BALANCE CALCULATED AT 10% PER ANNUM. EACH PAYMENT WILL BE DUE AND PAYABLE ON THE FIRST DAY OF THE SAME MONTH EACH OF THE FOLLOWING 4 YEARS.

MICROFILMED

MAR 03 1993

YOU HAVE THE OPTION OF PAYING THE TOTAL FEE OF \$1,095 OR THE  
PAYMENT PLAN AMOUNT OF \$219. PLEASE SUBMIT A CHECK FOR THE  
BALANCE DUE WITH THE SIGNED AND NOTARIZED CLAIMS.

IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT ME AT 734-3578.

SINCERELY,

LORI WHITE  
WATER AGENT

MICROFILMED  
MAR 03 1993

VERIFIED BY

1/25/01

01/25/2001

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

RIGHT NUMBER: 43-2364

NAME AND ADDRESS: MARILYN BUCK  
THAYNE BUCK  
2100 E 800 S  
DECLO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 1.3 CFS  
260 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 9.29 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 2020 AF. COMBINED RIGHT NOS.: 43-  
02313D, 43-02340, 43-02343, 43-02345, 43-02364, 43-02365, & 43-  
10366.

PRIORITY DATE: 07/09/1951

|                     |              |       |        |                      |
|---------------------|--------------|-------|--------|----------------------|
| POINT OF DIVERSION: | T12S R26E S1 | LOT 4 | SWNWNW | Within CASSIA County |
|                     | T12S R26E S1 |       | NWSWNW | Within CASSIA County |
|                     | T12S R26E S2 |       | SWSWNE | Within CASSIA County |

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| IRRIGATION            | 04-01 10-31          | 1.30 CFS<br>260.00 AFY |

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15  
AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE  
NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS  
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE  
IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED  
FOR THIS RIGHT.

PLACE OF USE:

| <u>IRRIGATION Within CASSIA County</u> |       |      |    |               |       |      |    |  |  |
|----------------------------------------|-------|------|----|---------------|-------|------|----|--|--|
| T12S R26E S1                           | LOT 1 | NENE | 39 | T12S R26E S1  | LOT 2 | NWNE | 39 |  |  |
| T12S R26E S1                           |       | SWNE | 40 | T12S R26E S1  |       | SENE | 40 |  |  |
| T12S R26E S1                           | LOT 3 | NENW | 39 | T12S R26E S1  | LOT 4 | NWNW | 30 |  |  |
| T12S R26E S1                           |       | SWNW | 39 | T12S R26E S1  |       | SENW | 40 |  |  |
| T12S R26E S1                           |       | NESE | 40 | T12S R26E S1  |       | NWSE | 40 |  |  |
| T12S R26E S1                           |       | SWSE | 40 | T12S R26E S12 |       | NWNE | 40 |  |  |
| T12S R26E S2                           | LOT 1 | NENE | 38 | T12S R26E S2  | LOT 2 | NWNE | 39 |  |  |
| T12S R26E S2                           |       | SWNE | 40 | T12S R26E S2  |       | SENE | 39 |  |  |

622 ACRES TOTAL

Water Right 43-2364

1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 65 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 622 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02313D, 43-02340, 43-02343, 43-02345, 43-02364, 43-02365, & 43-10366.

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

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

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. 43-10366 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS. PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-02313D, 43-02340, 43-02343, 43-02345, 43-02364, & 43-02365.



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

5/17/1989

2

JR

THAYNE & MARILYN BUCK  
STAR RT.  
DECLO, ID 83323

DEAR MR. & MRS. BUCK:

ENCLOSED PLEASE FIND 2 SETS OF CLAIM COPIES . KEEP ONE SET FOR YOUR RECORDS AND RETURN THE 2ND SET SIGNED AND NOTARIZED WITH A CHECK FOR THE BALANCE DUE. PLEASE CONTACT ME IF YOUR WATER RIGHTS DO NOT ACCURATELY DESCRIBE YOUR FARM, EX: ACRES BEING IRRIGATED THAT ARE NOT COVERED BY THE LICENSES. IF THIS IS THE CASE, THEN AN EXPANSION CLAIM FOR THE ADDITIONAL ACRES MAY NEED TO BE FILED.

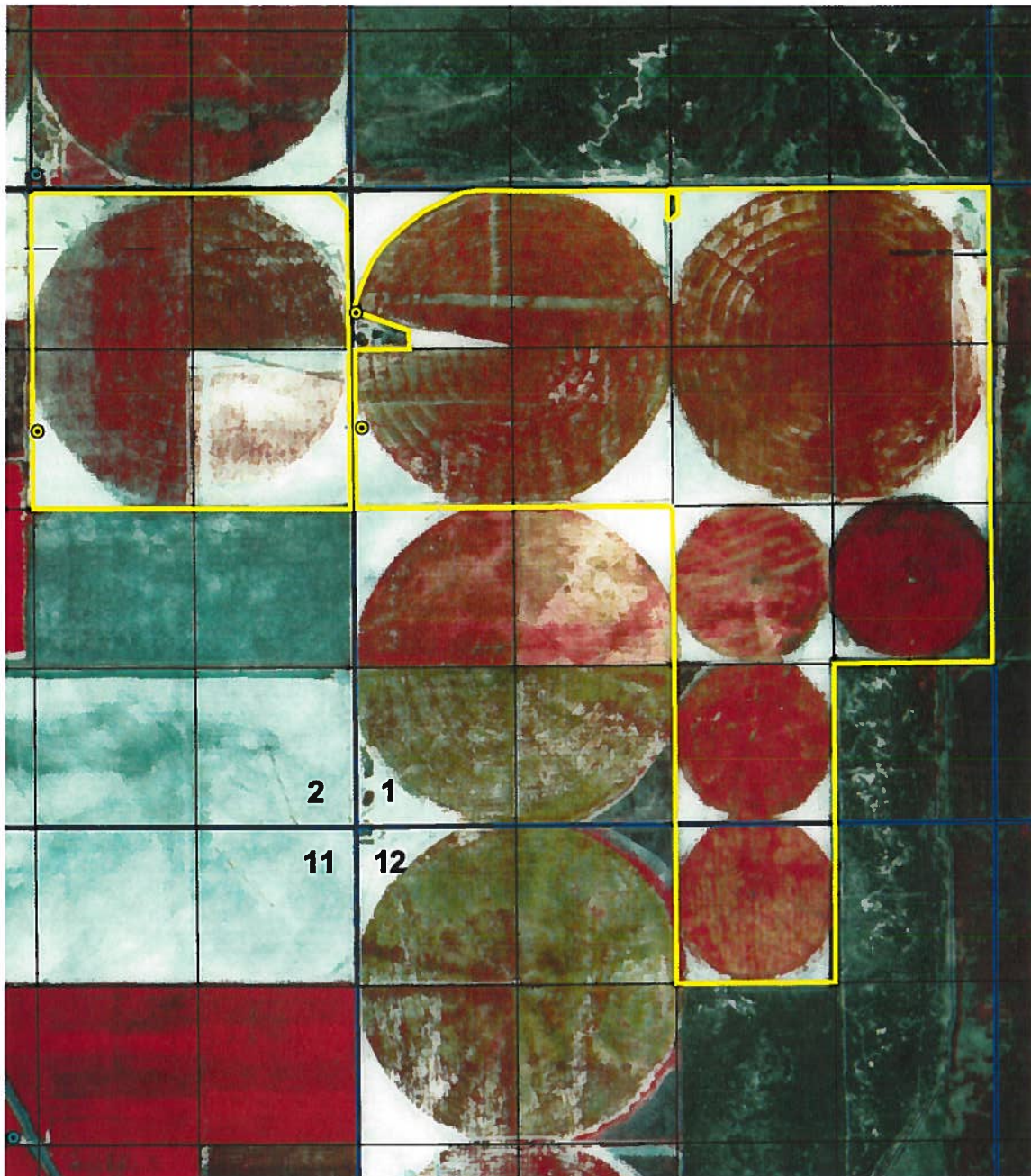
THE FEE FOR AN IRRIGATION CLAIM IS \$50 PER CLAIM AND \$1 PER ACRE COVERED. DOMESTIC/STOCK CLAIMS ARE CHARGED A FLAT FEE OF \$25 EACH. THE FEE BREAKDOWN IS:

| IRRIGATION  | ACRES | FEE  | TOTAL   |
|-------------|-------|------|---------|
| A43-02320   | 280   | \$50 | \$ 330  |
| A43-02343   | 160   | 50   | 210     |
| A43-02345   | 80    | 50   | 130     |
| A43-02340   | 80    | 50   | 130     |
| A43-02364   | 65    | 50   | 115     |
| A43-02365   | 80    | 50   | 130     |
| DOMESTIC    |       |      |         |
| A43-10180   | --    | 25   | 25      |
| A43-10181   | --    | 25   | 25      |
| BALANCE DUE |       |      | \$1,095 |

SINCE THE TOTAL FEE EXCEEDS \$1,000 YOU ARE ELIGIBLE FOR AN EXTENDED PAYMENT PLAN. AT THE TIME OF PAYMENT, 1/5 OF THE TOTAL FEE IS DUE. A BILLING SCHEDULE WILL BE SET UP, AND THERE WILL BE 4 ANNUAL PAYMENTS. EACH PAYMENT WILL EQUAL 1/5 OF THE TOTAL FEE, PLUS INTEREST ON THE UNPAID BALANCE CALCULATED AT 10% PER ANNUM. EACH PAYMENT WILL BE DUE AND PAYABLE ON THE FIRST DAY OF THE SAME MONTH EACH OF THE FOLLOWING 4 YEARS.

Idaho Department of Water Resources

43-02313D, 43-02340, 43-02343,  
43-02345, 43-02364, 43-02365, & 43-10366



0 1320 2640 Feet

RECOMMENDED PLACE OF USE  
DATA ENTRY ON JAN. 25, 2001  
TWP 12S, RNG 26E, SEC. 1, 2, & 12



- 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 AJ

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**TRANSFER OF WATER RIGHT**

TRANSFER NO. 4585  
WATER RIGHT NO(S). 43-02313D/43-02340/43-02343/43-02345  
43-02364/43-02365

This is to certify that: THAYNE BUCK  
MARILYN BUCK  
HC 66 BOX 27  
DECLO ID 83323

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

| <u>BENEFICIAL USE</u>               | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-------------------------------------|----------------------|-----------------------|----------------------|
| Right No. 43-02313D :<br>IRRIGATION | 04/01 to 10/31       | 0.50 CFS              | 160.0 AF             |
| Right No. 43-02340 :<br>IRRIGATION  | 04/01 to 10/31       | 1.60 CFS              | 320.0 AF             |
| Right No. 43-02343 :<br>IRRIGATION  | 04/01 to 10/31       | 2.89 CFS              | 640.0 AF             |
| Right No. 43-02345 :<br>IRRIGATION  | 04/01 to 10/31       | 1.60 CFS              | 320.0 AF             |
| Right No. 43-02364 :<br>IRRIGATION  | 04/01 to 10/31       | 1.30 CFS              | 260.0 AF             |
| Right No. 43-02365 :<br>IRRIGATION  | 04/01 to 10/31       | 1.40 CFS              | 320.0 AF             |
| TOTAL:                              |                      | * 9.29 CFS            | * 2020.0 AF          |

DATE OF PRIORITY:

Right No. 43-02313D : 06/19/1948  
Right No. 43-02340 : 03/20/1950  
Right No. 43-02343 : 04/28/1950  
Right No. 43-02345 : 05/02/1950  
Right No. 43-02364 : 07/09/1951  
Right No. 43-02365 : 07/27/1951

SOURCE

GROUNDWATER

TRANSFER NO. 4585  
WATER RIGHT NO(S). 43-02313D/43-02340/43-02343/43-02345  
43-02364/43-02365

LOCATION OF POINT(S) OF DIVERSION: Lot 4( NWNW), Sec. 1, Township 12S, Range 26E  
SWNW , Sec. 1, Township 12S, Range 26E  
SWNE , Sec. 2, Township 12S, Range 26E  
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 12S        | 26E        | 1          | NENE 39      | NWNE 39      | SWNE 40      |              |
|            |            |            | SENE 40      | NENW 39      | NWNW 30      |              |
|            |            |            | SWNW 39      | SENE 40      | NESE 40      |              |
|            |            |            | NWSE 40      | SWSE 40      |              | 426          |
|            |            | 2          | NENE 38      | NWNE 39      | SWNE 40      |              |
|            |            |            | SENE 39      |              |              | 156          |
|            |            | 12         | NWNE 40      |              |              | 40           |

Total number of acres irrigated: \*\* 622

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. 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.
- \* 5. 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.
- \* \*6. Combined Right Nos. 43-02313D, 43-02340, 43-02343, 43-02345, 43-02364 and 43-02365 are limited to the irrigation of the combined total of 505.0 acres in the place of use described above in a single irrigation season, a total combined diversion rate of 9.29 cfs and a total combined annual diversion volume of 2,020.0 af.
- \* \*\*7. Right No. 43-02313D is limited to the irrigation of 40 acres in the place of use described above in a single irrigation season.
- \* \*\*8. Right No. 43-02340 is limited to the irrigation of 80 acres in the place of use described above in a single irrigation season.
- \* \*\*9. Right No. 43-02343 is limited to the irrigation of 160 acres in the place of use described above in a single irrigation season.

TRANSFER NO. 4585  
WATER RIGHT NO(S). 43-02313D/43-02340/43-02343/43-02345  
43-02364/43-02365

CONDITIONS/REMARKS:

- \* \*\*10. Right No. 43-02345 is limited to the irrigation of 80 acres in the place of use described above in a single irrigation season.
- \* \*\*11. Right No. 43-02364 is limited to the irrigation of 65 acres in the place of use described above in a single irrigation season.
- \* \*\*12. Right No. 43-02365 is limited to the irrigation of 80 acres in the place of use described above in a single irrigation season.

Dated this 26<sup>th</sup> day of June, 1995.

  
Chief, Water Alloc. Bureau



IDAHO DEPARTMENT OF WATER RESOURCES  
SOUTHERN REGION  
1341 FILLMORE ST STE 200  
TWIN FALLS ID 83301-3380  
(208) 736-3033

DIRK KEMPTHORNE  
GOVERNOR

KARL J DREHER  
DIRECTOR

### CHANGE IN ADDRESS

RECEIVED  
JAN 19 2001  
Department of Water Resources  
Southern Region

☐ Water Right Number(s):

☐ Old Mailing Address:

HC 66 Box 27  
Declo, Id 83323

☐ New Mailing Address:

2100 E 800 So  
Declo, Id 83323

☐ New Telephone Number: (208) 645-2288

☐ Signature of Claimant(s):

Thayne Buck

Date:

Jan 19-01

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

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03/17/00  
19

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PROFILE REPORT

CLAIM NUMBER: A43-02364

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | MARILYN BUCK   | 07/09/1951       | IRRIGATION | 04-01 10-31           | 1.300 CFS         | 260 AF              |
| C                | THAYNE BUCK    |                  |            |                       | 1.300 CFS         | (65x4)              |
| TOTAL DIVERSION: |                |                  |            |                       | 1.300 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T12S R26E S01 Lot04 SW (NW NW) NW SW NW  
S02 SW SW NE

CASSIA County  
CASSIA County

Place of use Legal Description for: IRRIGATION

| NE                  |     |    |       | NW                  |       |       |       | SW                  |       |       |       | SE                  |       |       |       |       |
|---------------------|-----|----|-------|---------------------|-------|-------|-------|---------------------|-------|-------|-------|---------------------|-------|-------|-------|-------|
| NENE NWNE SWNE SENE |     |    |       | NENW NWNW SWNW SENW |       |       |       | NESW NWSW SWSW SESW |       |       |       | NESE NWSE SWSE SESE |       |       |       | SUM   |
| T                   | R   | S  | Lt Ac | Lt Ac               | Lt Ac | Lt Ac | Lt Ac | Lt Ac               | Lt Ac | Lt Ac | Lt Ac | Lt Ac               | Lt Ac | Lt Ac |       |       |
| 12S                 | 26E | 1  | 39    | 39                  | 40    | 40    | 39    | 30                  | 39    | 40    |       |                     | 40    | 40    | 40    | 426.0 |
| 12S                 | 26E | 2  | 38    | 39                  | 40    | 39    |       |                     |       |       |       |                     |       |       |       | 156.0 |
| 12S                 | 26E | 12 |       | 40                  |       |       |       |                     |       |       |       |                     |       |       |       | 40.0  |
| TOTAL ACRES         |     |    |       |                     |       |       |       |                     |       |       |       |                     |       |       | 622.0 |       |

POU County: CASSIA

Other Rights: NONE

Remarks: GEN PURSUANT TO APPROVED TRANSFER NO. 4585:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
3. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
4. 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.
5. 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.
6. COMBINED RIGHT NOS. 43-02313D, 43-02340, 43-02343, 43-02345, 43-02364 AND 43-02365 ARE LIMITED TO THE IRRIGATION OF THE COMBINED TOTAL OF 505.0 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON, A TOTAL COMBINED DIVERSION RATE OF 9.29 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,020.0 AF.
7. RIGHT NO. 43-02364 IS LIMITED TO THE IRRIGATION OF 65 ACRES

65/622 ppu  
Cond. Coole C18  
Prior Cond. M01  
Remarks: K06 65 Ac.  
E14 622 Ac. w/ all  
QNT E27 9.29 cfs  
(505x4) → 2020A w/a  
EXP - K03 43-10366  
USE - S03 4/1 → 10/1

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

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03/17/00

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A43-02364

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

BARCODE UPDATED  
WHOM/DATE

**R PROOF**

**CVR**

**MAPS**

**PHOTOS**

**MISC**

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