

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 43-4009
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: 05/15/1953

3. Source: GROUNDWATER

Trib. to: N/A

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	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	
11S	26E	35	SW SW SW	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	2	624

7. Total Quantity Appropriated is:
2 C.F.S. and/or 624 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	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
			NE	NE		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. 43-4009 is limited to the irrigation of 156 acres within the place of use described above in a single irrigation season.

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: Statutory Claim

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: A43-04009
Date Received: 3/15/1989
Receipt No: 5007109
Received By: SCC

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: MAY 15, 1953

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
		26	SW	SW	SW		CASSIA
			SE	SW	SE		CASSIA
		27	SW	SE	NE		CASSIA
		35	SW	SW	SW		CASSIA

5. Description of diverting works:
WELLS AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.200		

7. Total Quantity Appropriated is:
3.200 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	Lot	Use	Acres
11S	26E	34	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
							Section Acres	160.0
							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:
SEE WR A43-04091.

14. Remarks:
TRANS. 1574 & 2796.
ALL WR ARE PART OF THE SAME SYSTEM.
2 P/D'S IN SW,SW,SW SEC. 35.

15. Basis of Claim: STATUTORY CLAIM

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 Mar 89

Date: _____

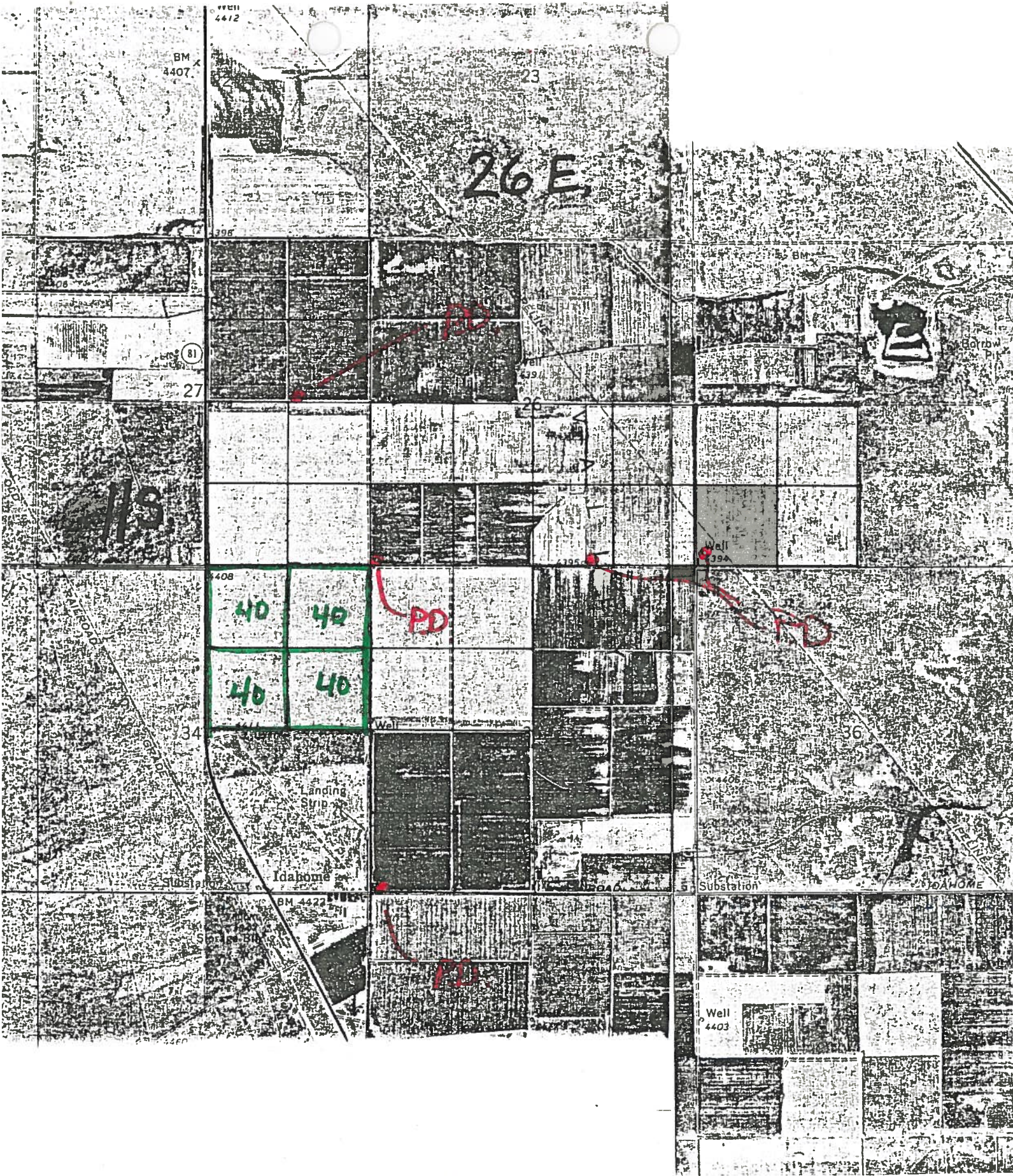
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of March 19 89

Steve Collins
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994



A43-04009

MICROFILMED
MAR 04 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-04009
GARY B. HARPER
STAR RT. BOX 16

DECLO

ID 83323

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date"**.

Please submit the required evidence supporting the priority date(s) by **February 3, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

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MAR 04 1993

RECEIVED

JAN 31 1992

Department of Water Resources
Southern Region Office

GARY HARPER

REA # 803
REA # 8095

ID # 43-04009
ID # 43-10037

1. Purchase of Power 1954
2. REA Billings 1950, 1954, 53, 56

ID # 43-10037 Transfer 2796 to 4304009

- 1- 43-10037 was drilled 1960-63 documented by DON SWAGLER, J.R. SIMPLOT FARM Manager by Telephone JAN 28, 1992.
Written document not yet recieved
2. Documented by Wymon Yarkouryk, Albion well driller, 1960-63 doesn't have files to give me log. Have not recieved his written statement as of yet.

MICROFILMED

MAR 04 1993

AGREEMENT FOR PURCHASE OF POWER

803 ✓

THIS AGREEMENT, Made this 3rd day of April, 19 54, between
the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and
Raft River Rural Electric Co.
J. R. Simplot hereinafter called the Consumer;

WITNESSETH, WHEREAS the Consumer is the owner of the following described real
estate in the County of Cassia, State of Idaho, particularly
described as follows, to-wit:

SE $\frac{1}{4}$

Section 26, Township Eleven South, Range 26,
East, of the Boise Meridan. And has a well on the SW $\frac{1}{4}$, SE $\frac{1}{4}$
of Section 26 of the said real estate and desires to irrigate the irrigable
portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the
above described real estate, electrical energy up to 100
40 KVA, and the Consumer
agrees to purchase from the Seller all electrical energy used for pumping water from
the well or wells upon said premises for irrigation purposes during the irrigation
season of each year for a period of not less than six years from the date of
this contract.

1. Service Characteristics

The electrical energy to be furnished under this contract shall be alternating
current, Three phase, sixty cycle, 240 volts.

2. Payment

The Consumer shall pay to the Seller for the electrical energy furnished at
the rates and upon the terms and conditions set forth in Schedule I which
is hereto attached and by reference made a part of this contract,

In the event that the Consumer uses no electrical energy upon the said premises
or the amount of electrical energy used by the Consumer during any irrigation season
at the purchase price or prices shown on Schedule I shall not equal
\$ 320.00 to be paid during any irrigation season, then the Consumer agrees
to pay to the Seller a minimum charge of \$ 320.00 for the irrigation season
of any year during the life of this contract. The said minimum charge to be paid on
or before the 1st day of November of the year in which no electrical energy is used for
pumping water for irrigation purposes or the amount used did not equal said minimum
charge.

Bills for electrical energy furnished under this contract shall be paid by
the Consumer to the Seller at its office at Malta, Idaho, monthly within fifteen days

after the bill is mailed to the Consumer. If the Consumer shall fail to pay any such bill within such fifteen day period, the Seller may discontinue the service hereunder, by giving to the Consumer ten days notice in writing of its intention so to do.

3. The Consumer agrees that if at any time the rate under which the Seller purchases electrical energy at wholesale is modified, the Seller may make a corresponding modification in the rates for electrical energy furnished hereunder. If the rate to the Consumer be increased by such modification, the Consumer shall have the right to cancel this contract unless the Seller shall elect to furnish the electrical energy at the rates specified in Schedule I hereinbefore referred to.

4. Continuity of Service

The Seller shall use reasonable diligence to provide a constant and uninterrupted supply of electrical energy. But if such supply shall fail, or be interrupted, or become defective, through the act of God, public enemy, by accident, strikes, labor troubles or the burning out of any transformer, generator, or other electrical equipment or for any other cause beyond the reasonable control of the Seller, the Seller shall not be liable to the Consumer for any damage that he may sustain by reason of such interruption in service.

5. Membership

The Consumer shall become a member of the Seller, shall pay the membership fee and be bound by the provisions of the Articles of Incorporation and provisions of the By-laws of the Seller and by such rules and regulations, as may from time to time be adopted by the Seller.

6. Term

This agreement shall become effective on the date of its execution and shall remain in effect for a period of six years and thereafter until terminated by either party giving to the other six month's notice in writing of its or his desire to terminate the same.

7. This contract shall be and constitute a covenant running with the above described real estate and shall be binding upon and enure to the benefit of the successors, assigns or legal representatives of the respective parties hereto. Any assignee, grantee or successor in interest of the Consumer shall be required to comply with the terms and conditions of this contract and make the payments as specified and provided herein, not theretofore made by the Consumer.

IN WITNESS WHEREOF, The Seller has caused its Corporate name to be hereunto subscribed by its manager, and the Consumer has hereunto set his hand and seal and executed these presents in triplicate the day and year first above written.

(Seal)

J R Simplot
(Consumer)

By Bob Simplot

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC,

By P E Shane
(Manager)

STATE OF IDAHO)
County of Cassia) ss

On this 10th day of April, 1954, before me, the undersigned, a Notary Public in and for said State, personally appeared P. E. Shane, known to me to be the manager of the Raft River Rural Electric Cooperative, Inc., the corporation whose name is subscribed to the within instrument, and acknowledged to me that such corporation executed the same.

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

Chloe Hansen
Notary Public for the State of Idaho,
residing at Malta, Idaho.

STATE OF IDAHO)
County of Cassia) ss

On this 3rd day of April, 1954, before me, the undersigned, A Notary Public in and for said State, personally appeared Bob Simplot, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Chloe Hansen
Notary Public for the State of Idaho,
residing at Malta, Idaho.

NAME Simplet, Bob (Temp # 1)

S. No. 2 0-213-069

FIRST READING 0000

ACCOUNT NO.

ADDRESS Declo, Idaho

FIRST DATE April 20, 1950

READING DATE

DUE DATE

DELINQUENT DATE

DELINQUENT RATING

DATE	METER READING			NET BILL	PENALTY	GROSS BILL	CREDIT OR ARREARS	AMOUNT PAID	DATE PAID	BALANCE
	PRESENT	PREVIOUS	KWH USED							
4 20	50	0	50H	500	25	500H		525	JUN 19	00H
4 20	384	50	34H	3240	167	3507H		3340	JUL 12	00H
4 20	714	384	370H	3300	165	3465H		3300	AUG 12	00H
4 20	857	714	143H	1430	72	1502H		1430	SEP 13	00H
7 20	972	857	116H	1160	59	1218H		1160	OCT 9	00H
7 20	972	972	02H	20	1	21H		21	NOV 22	00H

Water disconnected November 2, 1950 E. No. 20-213-069 Reading 077

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MAR 04 1999

S. No. 28-213-869

FIRST READING 0975

ACCOUNT NO.

NAME STEPILOT, Bob (1951)

ADDRESS

Declo, Idaho

FIRST DATE April 21, 1951

READING DATE

CUE DATE

DELINQUENT DATE

DELINQUENT RATING

30 HP 75.00

DATE	METER READING		NET BILL	PENALTY	GROSS BILL	CREDIT OR APPEARS	AMOUNT PAID	DATE PAID	BALANCE
	PRESENT	CHG. USED							
1 20	1001	376C	86H	13	872H		2.60C	JUN 12	00H
1 20	1976	9001C	976H	442	9027H		86.50C	JUL 16	00H
1 20	2145	1376C	179H	78	1462H		13.90C	AUG 14	00H

Water disconnected November 1, 1951 S. No. 28-213-869 Reading 2195

FORM 1

3. 10. 25-100-304

FIRST READING 1000

ACCOUNT NO.

NAME STEPHEN, Bob

ADDRESS 1001 S

READING DATE 10/10/50

FIRST DATE APR 15, 1954

DELINQUENT DATE

DELINQUENT NAME

DATE	PRESENT	METER READING	LAST READING	NET BILL	PENALTY	GROSS BILL	CREDIT OR AMOUNT	AMOUNT PAID	DATE
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20	1836	14000	426H	4360	018	4678H		4360	12
20	2020	18360	5004H	9504	476	9978H		9204	12
58	5888	59200	2572H	18430	922	19354H		18430	12
20	7334	58650	1449H	11734	550	12304H		11734	12
20	9160	73340	1835H	24110	706	24816H		24110	12
20	10148	91690	277H	8968	448	9410H		8968	12

Water 1st received November 1, 1954 2. 25-100-304 Reading 100

21460 71042

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MAR 0 4 1993

NAME STEVEN. TOR

ADDRESS Route 3, Haddam, Conn.

READING DATE

FIRST DATE MAY 3, 1955

CUE DATE

S. No. 25-266-374
FIRST READING 0116

ACCOUNT NO.

DELINQUENT DATE

DELINQUENT RATING

DATE	METER READING		GROSS BILL	PENALTY	CREDIT OR ARREARS	AMOUNT PAID	DATE PAID	BALANCE
	PRESENT	PREVIOUS						

1	1337	1460	11918	11246	558	11808		
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1	3401	1337	20648	16484	824	17508		
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1	4907	3401	15068	13136	637	13793		
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1	6013	4907	11118	10746	520	11504		
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1	7326	6013	13088	11948	597	12545		
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Notes disconnected Nov. 1, 1955 S. No. 20-265-804 Reading 1325

71800
62570

MICROFILMED

MAR 04 1983

RMJ

S. No. 25-265-804

ACCOUNT NO. 803

NAME STRHOT, Bob

FIRST DATE MAY 15, 1956

FIRST READING 7326

ADDRESS Star Route
DeCl, Idaho

READING DATE

40 HZ (10,000) 440250

DELINQUENT DATE

DELINQUENT RATE NO

DATE	METER READING		RWH USED	NET BILL	PENALTY	GROSS BILL	CREDIT ON ARREARS	AMOUNT PAID	DATE PAID	BALANCE
	PRESENT	PREVIOUS								
JUN 1	8201	7326	875H	8750	458	9198H		8750		
JUL 1	10552	8201	2058H	16412	821	17233H		16412		
AUG 1	1279	853	1025H	10256	513	10769H		10769		
SEP 1	3207	1279	1928H	15668	783	16451H		15668	SEP 8 56	00H
OCT 1	3301	3207	94H	940	47	987H		940	OCT 10 56	00H
NOV 1	3305	3301	05H	50		30H		50	NOV 15 56	00H
DEC 1	3325	3305	19H	4000	200	4200H		4000	DEC 10 56	00H
JAN 1	3360	3325	35H	4000	200	4200H		4000	JAN 10 57	00H
60340 60375 320 92075										

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STATEMENT

RAFT RIVER RURAL ELECTRIC COOP., INC.

P. O. BOX 617

PHONE 645-2405

MALTA, IDAHO 83342

J R SIMPLOT CO
BOX 181
HEYBURN IDAHO 83336

9 30 69 200902

- | | | |
|---------------------|---------------------|---------------------|
| 1. RESIDENTIAL | 2. IRRIGATION POWER | 4. OTHER RECEIVABLE |
| 3. SMALL COMMERCIAL | 3. LARGE POWER | 7. PAYMENTS |
| 6. STOCK FUNDS | 4. INTEREST | 8. ADJUSTMENTS |
| 5. PUBLIC BIDS | 5. NOTES RECEIVABLE | 9. SALES TAX |

STATEMENT DUE UPON RECEIPT - DELINQUENT AFTER 10 DAYS

I INDICATES ESTIMATED
METER READING

SERVICE OR REFERENCE NO.	METER READING		KWH USED	DEMAND	READING CODE	AMOUNT
	PREVIOUS	PRESENT				
8-30-69			BALANCE FORWARD			8,789.66
092669					17	8,561.21CR
092669					67	228.45CR
000409	5979	6479	500		1 1	11.25
YL00					1	3.00
004028	2222	2762	64,800	211	2	502.61
004029	2905	3461	5,560	20	2	45.02
090105	2838	3744	36,240	95	2	258.08
090104	4498	5762	60,672	111	2	384.02
008070	8758	9610	34,080	132	2	285.36
008095	1595	1680	4,080	91	2	34.68
008045	15868	22386	6,488	17	2	46.20
008072	154	169	726	7	2	6.12
004027	6810	8867	164,560	236	2	976.52
004036	50736	52677	1,941	27	2	16.50
011466					6	3.25

24

10 DAYS AND OVER	10 DAYS	10 DAYS	CURRENT

MAY 15 1969

RAFT RIVER RURAL ELECTRIC COOP., INC.
PHONE 645-2405

P. O. BOX 617

PHONE 645-2405

MALTA, IDAHO 83342

J R SIMPLOT CO
BOX 181
HEYBURN IDAHO 83336

7 31 69

1. RESIDENTIAL
SMALL COMMERCIAL
STOCK PUMPS
PUBLIC BLDG.

2. IRRIGATION POWER	6. OTHER RECEIVABLE
3. LARGE POWER	7. PAYMENTS
4. INTEREST	8. ADJUSTMENTS
5. NOTES RECEIVABLE	9. SALES TAX

STATEMENT DUE UPON RECEIPT - DELINQUENT AFTER 10 DAYS

STATEMENT DUE UPON RECEIPT - DELINQUENT AFTER 10 DAYS						AMOUNT
SERVICE OR REFERENCE NO.	METER READING		F.W. USED	DEMAND	METER CODE	
	PREVIOUS	RECUR				
5-30-69			BALANCE FORWARD			7,353.24
071769					17	2,178.14CR
071769					67	2,562.39CR
YL00					1	3.00
000409	4979	5479	500		1	11.25
004020	253	1321	120.160	218	2	794.77
090105	4789	1427	69.240	88	2	399.58
008045	91722	5075	13.353	18	2	79.09
090106	79644	81945	2.301	19	2	19.56
090104	2206	3320	53.472	111	2	351.62
008070	5726	7103	55.080	132	2	379.86
008095	411	983	27.454	102	2	225.55
008072	119	124	240	7	2	2.04
004027	3964	5202	99.040	236	2	681.68
004036	39219	44246	5.027	29	2	42.73
011107					6	14.77

PHONE 645-2405

J R SIMPLOT CO
BOX 181
HEYBURN IDAHO 83338

6 30 69

200902

1. RESIDENTIAL	2. IRRIGATION POWER	4. OTHER RECEIVABLE
SMALL COMMERCIAL	3. LARGE POWER	7. PAYMENTS
STOCK RUMPS	4. INTEREST	8. ADJUSTMENTS
PUBLIC BLDGS.	5. NOTES RECEIVABLE	9. SALES TAX

! INDICATES ESTIMATED
METER READING

SERVICE OR REFERENCE NO.	METER READING		KWH USED	DEMAND	METER CODE	METER READING
	PREVIOUS	PRESENT				
5-31-69			BALANCE FORWARD			4,176.56
010783					8	279.28
010786					8	225.99
010787					8	46.70
YL00					1	3.00
000409	2143	4979	2,836		1	C. Smith donated 32.27
004028	9697	253	66,720	222	2	C. Smith 524.49
090106	75805	79644	3,839	22	2	R. Reed 32.63
008096	42	411	17,712	102	2	A. Anderson 150.55
008045	79134	91722	12,588	18	2	" 74.64
004036	33357	39219	5,862	29	2	C. Smith 49.83
004029	2423	2839	1,180	18	2	" 9.86
090105	3240	4789	61,980	90	2	R. Reed 368.82
090104	883	2206	63,504	111	2	C. Smith 396.77
008070	5015	5726	28,440	136	2	C. Smith 241.74
008072	113	119	285	7	2	" 2.45

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 30th day of December, 1970, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and J. R. Simplot Company hereinafter called the Consumer.

WITNESSETH, WHEREAS the Consumer is the owner of the following described real estate in the County of Cassia, State of Idaho particularly described as follows, to-wit:

NE $\frac{1}{4}$

Section 34, Township 11 South, Range 26, East, of the Boise Meridan. And has a well on the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34 of the said real estate and desires to irrigate the irrigable portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the above described real estate, electrical energy up to 100 KVA, and the Consumer agrees to purchase from the Seller all electrical energy used for pumping water from the well or wells upon said premises for irrigation purposes during the irrigation season of each year for a period of not less than eight years from the date of this contract.

1. Service Characteristics

The electrical energy to be furnished under this contract shall be alternating current, three phase, sixty cycle, 480 volts.

2. Payment

The Consumer shall pay to the Seller for the electrical energy furnished at the rates and upon the terms and conditions set forth in Schedule IP-2 which is hereto attached and by reference made a part of this contract,

In the event that the Consumer uses no electrical energy upon the said premises or the amount of electrical energy used by the Consumer during any irrigation season at the purchase price or prices shown on Schedule IP-2 shall not equal \$ 220.00 to be paid during any irrigation season, then the Consumer agrees

after the bill is mailed to the Consumer. If the Consumer shall fail to pay any such bill within such fifteen day period, the Seller may discontinue the service hereunder, by giving to the Consumer ten days notice in writing of its intention to do so.

3. The Consumer agrees that if at any time the rate under which the Seller purchases electrical energy at wholesale is modified, the Seller may make a corresponding modification in the rates for electrical energy furnished hereunder. If the rate to the Consumer be increased by such modification, the Consumer shall have the right to cancel this contract unless the Seller shall elect to furnish the electrical energy at the rates specified in Schedule IP-2 herein before referred to.

4. Continuity of Service

The Seller shall use reasonable diligent to provide a constant and uninterrupted supply of electrical energy. But if such supply shall fail, or be interrupted, or become defective, through the act of God, public enemy, by accident, strikes, labor troubles or the burning out of any transformer, generator, or other electrical equipment or for any other cause beyond the reasonable control of the Seller, the Seller shall not be liable to the Consumer for any damage that he may sustain by reason of such interruption in service.

5. Membership

The Consumer shall become a member of the Seller, shall pay the membership fee and be bound by the provisions of the Articles of Incorporation and provisions of the By-Laws of the Seller and by such rules and regulations, as may from time to time be adopted by the Seller.

6. Term

This agreement shall become effective on the date of its execution and shall remain in effect for a period of eight years and thereafter until terminated by either party giving to the other four month's notice in writing of its or his desire to terminate the same.

7. This contract shall be and constitute a covenant running with the

J. R. Simplot by Cline Preston
(Consumer)

By _____

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By Edwin C. Schlender
(Manager)

STATE OF IDAHO)
) ss
County of Cassia)

On this 30th day of December, 1970, before me, the undersigned, a Notary Public in and for said State, personally appeared _____
Edwin C. Schlender, known to me to be the Manager of the Raft River Rural Electric Cooperative, Inc., the corporation whose name is subscribed to the within instrument, and acknowledge to me that such corporation executed the same.

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

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.
My Commission Expires 6/1/75

STATE OF IDAHO)
) ss
County of Cassia)

On this 30th day of December, 1970, before me, the undersigned, a Notary Public in and for said State, personally appeared _____
Cline Preston for
J. R. Simplot Company, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I Have hereunto set my hand and affixed my official

VERIFIED BY *JP 8/30/06*

08/30/2001

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

RIGHT NUMBER: 43-4009
NAME AND ADDRESS: GARY B HARPER
2040 E 850 S
DECLO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 2 CFS
624 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.

PRIORITY DATE: 05/15/1953

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:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	2.00 CFS 624.00 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

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.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 156 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

Houthern

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

RECEIVED
SEP 01 2001
Department of Water Resources
Southern District

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)

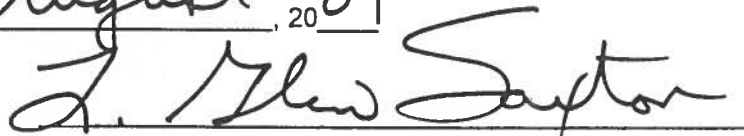
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add P.O.D</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-2309	NO	NO	YES	YES	NO	NO
43-2312A	NO	NO	YES	YES	NO	NO
43-2385	NO	NO	YES	YES	NO	NO
43-2391	NO	NO	YES	YES	NO	NO
43-2564	NO	NO	YES	YES	NO	NO
43-4009	NO	NO	YES	YES	NO	NO
43-4091	NO	NO	YES	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

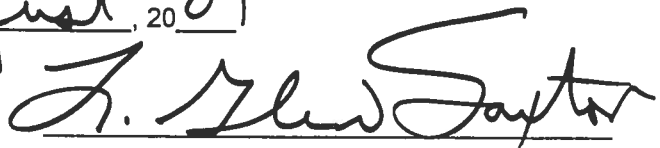
WATER RIGHT NO. 43-2309
As Modified by Transfer No. 66921

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	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	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. 43-2312A
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
			L 1	L 2															

Total Acres: 1600

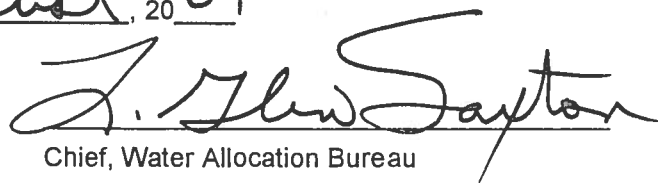
WATER RIGHT NO. 43-2385
As Modified by Transfer No. 66921

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	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

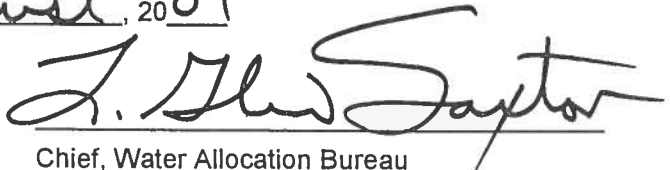
WATER RIGHT NO. 43-2391
As Modified by Transfer No. 66921

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
	L 1	L 2															

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.

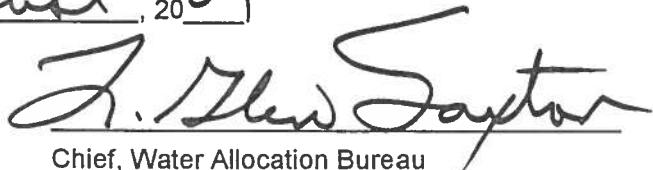
WATER RIGHT NO. 43-2564
As Modified by Transfer No. 66921

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	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

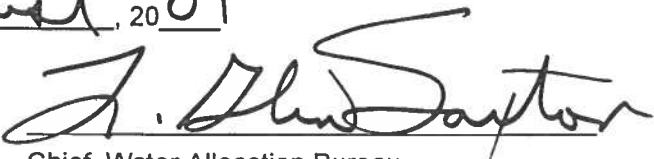
WATER RIGHT NO. 43-4009
As Modified by Transfer No. 66921

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 24th 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

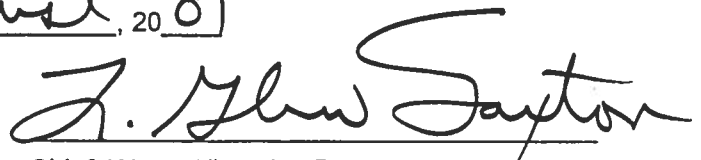
WATER RIGHT NO. 43-4141
As Modified by Transfer No. 66921

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
	L1	L2															

Total Acres: 1600

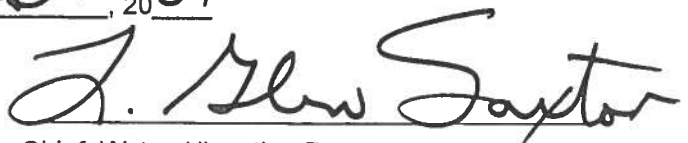
WATER RIGHT NO. 43-10037
As Modified by Transfer No. 66921

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

**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: 43-4009

GARY B HARPER

2040 E 850 S

DECLO ID 83323

Telephone Number: (208) 645-2227

RECEIVED
JUN 12 2001
Department of Water Resources

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: 9 June 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

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

RIGHT NUMBER: 43-4009

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

SOURCE: GROUND WATER

QUANTITY: 2 CFS
624 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.

PRIORITY DATE: 05/15/1953

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	2.00 CFS 624.00 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	SENE	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

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.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 156 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

VERIFIED BY 5/18/2020

AJ0749NP
No. R43-04009

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

DATE: 05/08/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY B HARPER	05/15/1953	IRRIGATION	03-15 11-15	2.000 CFS	624.00 AFA
TOTAL DIVERSION:					2.000 CFS	624.00 AFA

Water Source: GROUNDWATER
Tributary to:
Stage: BENEFICIAL USE

Point(s) of Diversion:	T11S R26E S25 S26 S27 S35	SWSW SWNW SWSE SWSW	SESEW SESW SESE SESE	SWSW SWSW SWSW SWSW	SESEW SESW SESE SESE	CASSIA County CASSIA County CASSIA County CASSIA County
------------------------	------------------------------------	------------------------------	-------------------------------	------------------------------	-------------------------------	--

Place of use Legal Description for: IRRIGATION														
T	R	S	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE
11S 26E 25	:	20	40	40	40	40	40	40	40	40	40	40	40	40
11S 26E 26	:	40	38	38	40	40	40	40	40	40	40	40	40	40
11S 26E 27	:	40	38	38	40	40	40	40	40	40	40	40	40	40
11S 26E 34	:	39	39	38	40	40	40	40	40	40	40	40	40	40
11S 26E 35	:	10	10	40	40	40	40	40	40	40	40	40	40	40
12S 26E 3	:	10	10	40	40	40	40	40	40	40	40	40	40	40
TOTAL ACRES													1579.0	

POU County: CASSIA
Other Rights: SEE REMARKS

Conditions of Approval:
C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
- DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
- ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks: ANT
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, SWSW.
POU1 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. R43-04009

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

DATE: 05/08/00
PAGE: 2

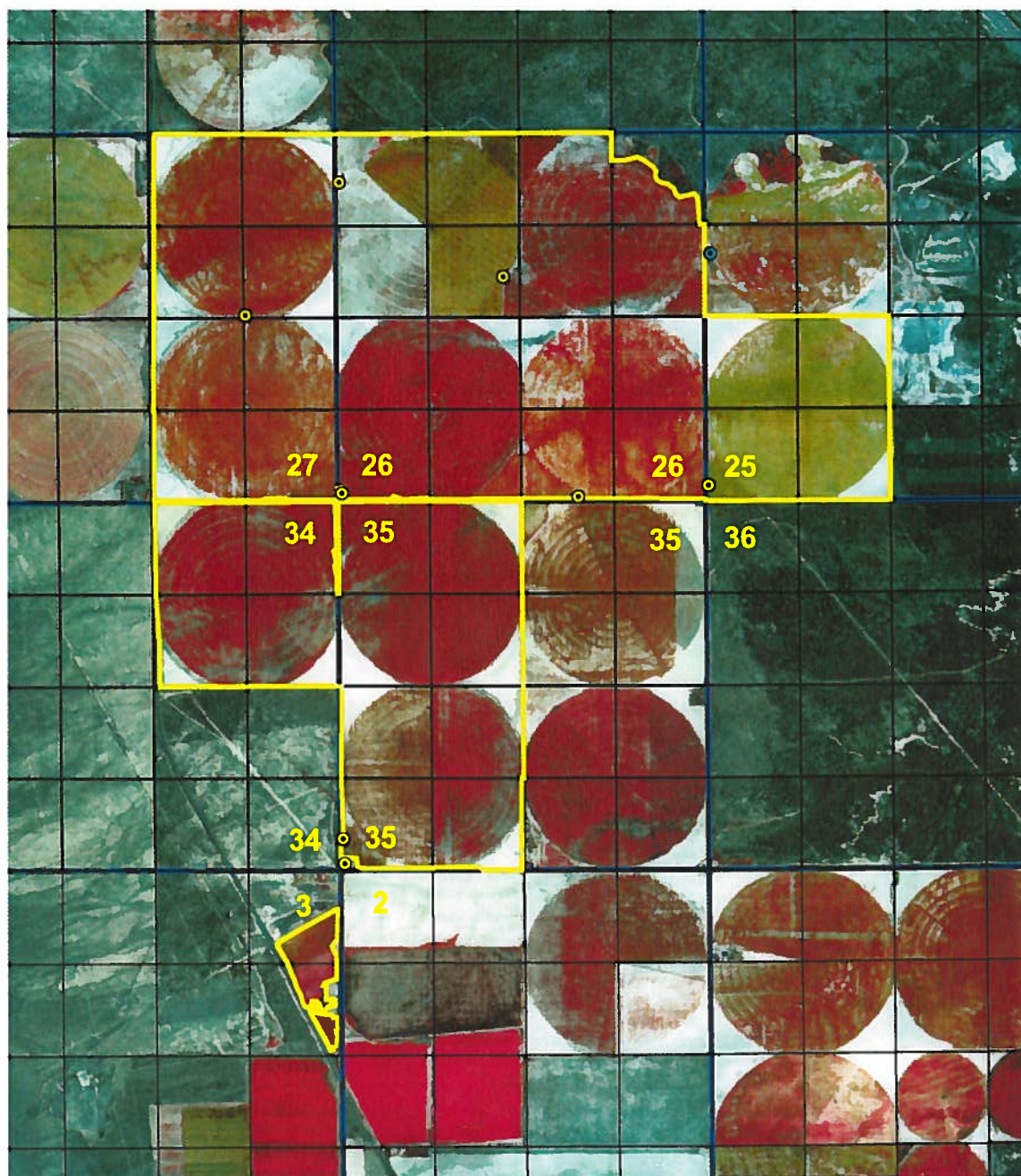
Remarks: THIS RIGHT IS LIMITED TO THE IRRIGATION OF 156 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

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)

CLAIM NUMBER A43-04009 DATE _____
 _____ AGENT _____

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 160
 GIS ACRE TOTAL 156

	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	34	40	40	40	40													160
GIS	11S	26E	34	39	39	38	40													
RECOM	11S	26E	34	39	39	38	40													156
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

Idaho Department of Water Resources
 Estimated Pumping Rate Documentation Form
 Flow Analysis Performed by: **Scott King**

ed 1/3/2000

Date: **01/05/2000**

Record ID	17	Measured Flow:	3.12 cfs
Water Right No.	A43-04009	Designed Flow:	
Name	Gary Harper	HP/Eff Flow:	
pod	11S26E25SWSWSW	Sprinkler Flow:	
year:		Pivot/System Flow:	
Flow Measurement:	1400 gpm =	3.12 cfs	"In 1954 when first pumped"
Curve/Pump Design:	gpm =		
Horsepower / Efficiency Method			
Horsepower	hp		
PWL	ft		
Disch Psi	psi		
PUMP Eff Estimate	%		
TDH	0 ft		
OHP	hp		
Flow	gpm =		
System Method:			
No Lines		Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$	
Birds per line		C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size	in	A=	0.00000 ft^2 Nozzle area
Nozzle pressure	psi	h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks	%	=	0.000 gpm Flow per nozzle
Total Flow	0 gpm =		
Pivot / System rating	gpm =		

Comments / Data Supplied:

1/5/2000 SNK

From form: "When I bought this farm, well seemed to pump maybe 900 gpm. Well driller worked on it and split the casing in two and put a liner in and never pumped good again so it was abandoned and water rights transferred to another well." Also: "I bought this farm in 83. Aurora pump worked on it that year. Pump head was 17AC8-4 Stage 12, Pump 190 ft water level 85 ft."

Idaho Department of Water Resources
Adjudication Bureau

December 6, 1999

A4304009

HARPER GARY B

11S26E25SWSWSW

This claim lists 5 PODs.
This claim was not on
Doug's new selection
file. Why not?
SKing
12/27

RECEIVED

DEC 23 1999

Department of Water Resources

Data Submission for Estimating Well Pumping Capacity

This form is for documenting historic flow rate from a well based on available information including: flow measurements, pump curves or specifications, system characteristics such as motor horsepower, depth to water, discharge pressure, and irrigation system characteristics. The department is attempting to quantify the maximum rate of flow diverted and put to beneficial use in the years prior to November 1987.

If you have any questions regarding this data request, please contact either Scott King (208) 327-7897 or Cindy Bird (208) 327-5450. You may also dial the adjudication hotline (1-800-451-4129) and ask for Scott or Cindy. If you prefer to discuss these questions with us instead of completing the form, your call is welcomed. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

1) Rate of Flow measurements: 1400 gpm (cfs or gpm) *IN 1954 when first pumped*

Please give approximate date, person or entity performing measurement, description of measuring device and any other applicable data. Examples may include measurements made as part of an energy efficiency survey, which are often provided as a service through your electric utility.

*When I bought this farm, well seemed to pump maybe 900 gpm
Well driller worked on it and split the casing in two & put
a liner in and never pumped good again so it was abandoned
and water rights transferred to another well*

2) Pump characteristic curves or specifications: Please include copy of pump curve, or state designed pumping capacity, rated flow and head, and approximate year of pump installation. Other helpful items may include the pump manufacturer, model number, and number of stages.

*I bought this farm in 83. Aurora Pump worked on it that year
Pump head was 17AC8 - 4 Stage 12. Pump 190' water level 85'*

1574
13-4009P
Identification No. 24-4002
Claim No. 42723
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-223a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

- Name of claimant Bannock Hotel Company and Bannock Motor Inn, Inc.
post office address Box 2777, Boise, Idaho 83701
- The point of diversion is in SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 34 Township 11 South
Range 26 East B.M. located on well (3 wells)
(name of source)
tributary to _____ in Cassia County.
- Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - Date of priority claimed May 15, 1953 amount 3.2 c.f.s. or _____ acre feet
amount _____ c.f.s. or _____ acre feet
amount _____ c.f.s. or _____ acre feet
Total claimed 3.2 c.f.s. or _____ acre feet.
- Explain the purpose for which the water has been used and the time during the year when you have used the right claimed.
 - use irrigation period of use from April 1 to October 31 (both dates inclusive)
 - use livestock water period of use from October 1 to February 1 (both dates inclusive)
 - use _____ period of use from _____ to _____ (both dates inclusive)
 - use _____ period of use from _____ to _____ (both dates inclusive)

description of diverting works:

Diverting water through dam and or headgate material is composed of _____
length is _____ feet, height is _____ feet,
width at top is _____ feet, explain any increase in diversion capacity
since structure was first built giving dates and estimated capacities if known _____

Is the diverted water flowing or pumped pumped; depth of well is _____
feet, diameter of well is 16 inches, type of pump is U.S. motor, Worthington turbine pump
size of pump is 200 in. name and address of well driller is _____

interest in the U.S. are (if known)

150 head cattle at various times

name of town supplied

giving dates and quantities

Remarks: Please explain any details of your claim which you feel need clarification or additional explanation.

all attached information and certifies that all statements are true and accurate to the best of his knowledge.

LAMOCK HOTEL COMPANY AND LAMOCK MOTOR INN

BY:

(Signature of Claimant) L. E. NAUGHT, SECRETARY

42

On this 26th day of August

Notary Public residing at Boise, Idaho

9/12/70

For Department Use Only

DONALD

Expt. to Fredby.

Forwarded to
transmit by

Date _____

Confidential

Dr. 2164 ✓

95 9565



open discharge to sod ditches

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

Explain any significant increase in area irrigated since first use. Give dates and acreages if known.

IN THE MATTER OF;

AFFIDAVIT

State of Idaho
County of Cassia

Gordan Hansen

being first duly sworn,

deposes and says: That he is personally acquainted with a well that was drilled in the Southwest corner of the East Half Northeast Quarter, Section 34, Township Eleven South, Range 26 ERM; that it was drilled in about 1949; that prior to time well sanded in it was used for irrigation of crops on this land; other wells were then drilled on this land; about 160 acres were irrigated; the crops grown were row crops, hay and grain; as near as I remember the well produced about 100". Permits were granted to drill the well. I traded the land in about 1959 to Albert Anderson.

Gordan Hansen
(signature)

Subscribed and sworn to before me this 26th day of August 1968

William H. Passer
(Notary Public)

Residing at Burley, Idaho

My commission expires 7-20-70

۱۰۰

AFFIDAVIT

)

being first du'y sworn,

deposes and says: That he is acquainted with water from a well in the Southwest corner of the East Half of the Northeast Quarter of Section 34, Township Eleven South, Range 26 ERM. That he personally farmed the land and applied water from the well to row crops, potatoes, hay, grain. This well sanded in and others were drilled. About 300" were used to irrigate 160 acres so nearly as I remember. It was in 1949-1950 that I farmed the place. I have observed it since that time since I live in the area.

(signature)

Subscribed and sworn to before me this 26th day of August 19 68.

26 Day of August 19 68
William A. Parsons
(Notary Public)

Residing at Burley, Idaho

My commission expires 7-20-70

۱) ۲) ۳) ۴) ۵)

AFFIDAVIT

))

being first duly sworn,

EE

1

1

ver

Wm. A. Anderson

1968

Della Mae Jackson
(Notary Public)

1997

5

AFFIDAVIT

State of Idaho
County of Cassia

WILBUR HAXBY

being first duly sworn,

deposes and says: That he is over the age of 21 years and resides in
Hayburn, Idaho; that he is acquainted with the two wells located in
the Southwest Quarter of the Northeast Quarter (SW¹NE⁴) of Section
34, Township 11 South, Range 26 East, Boise Meridian, Cassia County,
Idaho; that during the years 1954 and 1955 he was the chief irrigator
of agricultural crops grown upon this land; that at the time he was
such irrigator there were two wells, each produced about 180 inches
of water and during this time one sanded in and one was in the process
of being sanded in; that the crops grown on this land during the said
years were potatoes, beans, barley, and wheat.

That this affidavit is given in support of certain applications being made by the present owners before the Dept. of Reclamation;

(signature)

Subscribed and sworn to before me this day of August 19 68.

(Notary Public

Residing at Burley, Idaho

My commission expires 2-1-71



RAFT RIVER ELECTRIC COOPERATIVE, INC.

Phone 645-2405

Owned By Those We Serve

MALTA

November 20, 1968

RECEIVED

NOV 21 1968

Department of Reclamation

Mr. Dean R. Reynolds
Department of Reclamation
State House, Annex 2
Boise, Idaho 83707

Dear Mr. Reynolds:

After talking with you on the telephone, I have searched in our records and now I am in doubt as to which service you want information on.

Service # 808 is in Bob Simplot's name and has been since 1953. There was two years - 1961 and 1962 Gordon Construction ran this one in place of the one on their place.

In 1953 #808 was a 30 HP and was changed to a 60 HP when Gordon Construction used it beginning in 1961.

It probably would have been better if I had gone to the contract for description, then I would have known just which one you were interested in. As a result I have made out a report on Service #808 and the ones Gordon Construction used, description of both are on the report. This report is enclosed.

Sincerely,

Lois Whitaker
Lois Whitaker
Cashier, Secretary

43 4009

WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

Log No.
Rec. 19...
Well No. 11-1000
Permit No. of Reclamation
1-20541
DO NOT FILL IN

Owner Gordon Construction Co. Driller Frank P. Conley
Address Bowling, Idaho Address Malta, Idaho Lic. No. 76
Location of Well: SW 1/4 NE 1/4 Sec. 34, T. 11 N/S, R. 26 E/W BM Cassia County.
and 150 feet N/S, and 20 feet E/W from SW corner of SW 1/4 NE 1/4 Sec. 34, T. 11 N/S
Water will be used for irrigation Total depth of well 460
Size of drilled hole 16" to 330, 10" from 330 to 460 Weight of casing per linear foot 32.5
Thickness of casing 3/16 Casing Material plate
e.g. pipe, concrete, wood.
Diameter, length and location of casing 16" P.O.D. from 10' to 313'
(Casing 12" in diameter and under give inside diameter; casing over 12" in diameter give outside diameter.)
Number and size of perforations 2475 located 45 feet to 296 feet
from surface of ground.
Other Perforations:
If flowing well, give flow in c.f.s. or g.p.m. and shut in pressure
If nonflowing well, give depth of standing water from surface 46'
If flowing well, describe control works
(Type and size of valve, etc.)
On pumping test delivery was g.p.m. or c.f.s. Drawdown was feet
Length of time pumped during check was hr. min. Water temp. °Fahrenheit
Date of commencement of well June 5, 1954 Date of Completion of well June 26, 1954
Type of well rig Speed Star '71 Drill Rig

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—Seals, Grouting, Etc.
16"	1' above	313'	314'	14" side hole down to 207', and gravel packed

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

43 1009

WELL LOG

From Feet	To Feet	Type of Material	Drilling Time		Water bearing formation Yes or No	Casing Perforated Yes or No
			Hrs.	Min.		
0	10	top soil, desert ash	2		No	No
10	20	" " " "	2		"	"
20	30	" " " "	2		"	"
30	38	" " " "	1	30	"	"
38	48	soft crumbly yellow clay	2		"	"
48	55	" " " "	1	30	"	Yes
55	64	mucky sand, some fine gravel	1		"	"
64	78	soft white clay - 1st water	1		Yes	"
78	85	sandy soft clay	1		"	"
85	95	solid reddish clay & fine gravel	2		No	"
95	105	" " " "	2		"	"
105	115	" " " "	2		"	"
115	125	" " " "	2		"	"
125	130	" " " "	1		"	"
130	140	packed granitic brown clay	3		"	"
140	153	" " " "	4		"	"
153	160	cemented gravel	4		"	"
160	165	soft & sandy		30	Yes	"
165	175	crumbly yellow clay	2		No	"
175	185	" " " "	2		"	"

If more space is required use Sheet No. 2

WELL DRILLERS STATEMENT

This well was drilled under my jurisdiction and the above information is true and correct to the best of my knowledge and belief.

Signed

Frank R. Conley

By

Dated July 19, 1954

License No. 76

Subscribed and sworn before me this day of 19

Notary Public

My Commission expires

Residing at

NOTARY PUBLIC NOT NECESSARY
IN NEW YORK STATE

43 4009

SHEET NO. 2

Well Driller *James P. G.*Well Location *SW 1/4 Sec 4, T12N, R12E*

WELL LOG

From Feet	To Feet	Type of Material	Drilling Time		Water-bearing formation Yes or No	Casing Perforated Yes or No
			Hrs.	Min.		
185	195	crumbly yellow clay	2		No	
195	207	" "	2		"	
207	217	red clay & some gravel	3		Yes	
217	220	" "		30	"	
220	230	red clay	1		No	
230	240	" "	1		"	
240	250	" "	1		"	
250	260	" "	1		"	
260	265	" "		30	"	
265	275	soft, sandy clay	1		Yes	
275	283	" "	1		"	
283	286	sand & gravel run-in	2	30	"	
286	290	hard red clay & rock	1	30	No	
290	296	" "	2		"	No
296	308	" " " "	4		"	
308	318	blue clay and gravel	2	30	"	
318	325	" " "	2		"	
325	330	blue sand	1		Yes	
330	340	sandy blue clay		30	No	
340	350	solid sandy blue clay	1		"	
350	360	" " " "	1	30	"	
360	365	" "		30	"	
365	375	fine clay	1	30	"	
375	385	" "	1	30	"	
385	395	" "	1	30	"	
395	405	" "	1	30	"	
405	415	" "	1	30	"	
415	425	" "	1	30	"	
425	435	" "	1	30	"	
435	448	" "	2		"	

Well Driller

Well Location

[illegible]

WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

Log No. _____
Rec. NOV 2 1917
Well No. 118
Permit No. 30541

(DO NOT FILL IN)

Owner Wm. A. Hanson Address Burling - but land in 118
Driller Wm. A. Hanson Address Idaho Lic. No. 118
Location of Well NE 1/4 1/4 Sec. 34 T. 11 S. R. 26 E. Case Co.,
and 72 feet N/S, and 11 feet E/W from _____ Corner of 1/4 1/4 Sec.
Size of Drilled Hole 18 Total depth of Well 72
Give depth of standing water from surface 46 Water Temp. 68 Farenheit
On pumping test delivery was 46 g.p.m. or _____ c.f.s. Drawdown was 130 feet
Size of pump and motor used to make the test 60 Horsepower
Length of time pumped during check was 3 hr. _____ minutes
If flowing well, give flow in c.f.s. _____ or g.p.m. _____ and shut in pressure _____
If flowing well, describe control works _____
Water will be used for Ex. 118 (TYPE AND SIZE OF VALVE, ETC.)
Thickness of casing 1/2 Weight of casing per linear foot 11
Casing material Steel (E.G. PIPE, CONCRETE, WOOD)
Diameter, length and location of casing _____
(CASING 12" IN DIAMETER AND UNDER GIVE INSIDE DIAMETER, CASING OVER 12" IN DIAMETER GIVE OUTSIDE DIAMETER.)
Number and size of perforations _____ located _____ feet to _____ feet
from surface of ground, _____
Other perforations _____
Date of commencement of well May Date of completion of well July
Type of well rig 71 20 118

CASING RECORD

DIAM. CASING	FROM FEET	TO FEET	LENGTH	REMARKS - SEALS, GROUTING, ETC.

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

Reason - this log is not in accordance
plan for this well to be 118 - 118
118 - but because not too at present time

WELL LOG

From Feet	To Feet	Type of Material	Drilling Time		Water-bearing Formation Ans. Yes or No	Casing Perforated Ans. Yes or No
			Hrs.	Min.		
5	7	Sandy Soil				
7	10	Gravel				
10	20	Sandy Clay				
20	32	Hard Pan				
32	40	Clay				
40	60	Sand				
60	75	Sandy & Red Gravel				
75	100	Clay				
100	110	Coarse Sand				
110	115	Clay				
115	120	Gravel				
120	125	Sand				
125	130	Clay				
130	140	Sand				
140	150	Clay				
150	160	Soft & Sandy				
160	175	Red Gravel				
175	185	Red Clay				
185	195	If more space is required use Sheet No. 2				

WELL DRILLER'S STATEMENT

This well was drilled under my jurisdiction and the above information is true and correct to the best of my knowledge and belief.

Signed

By *M. Wagonmaster*

Dated

Oct 28

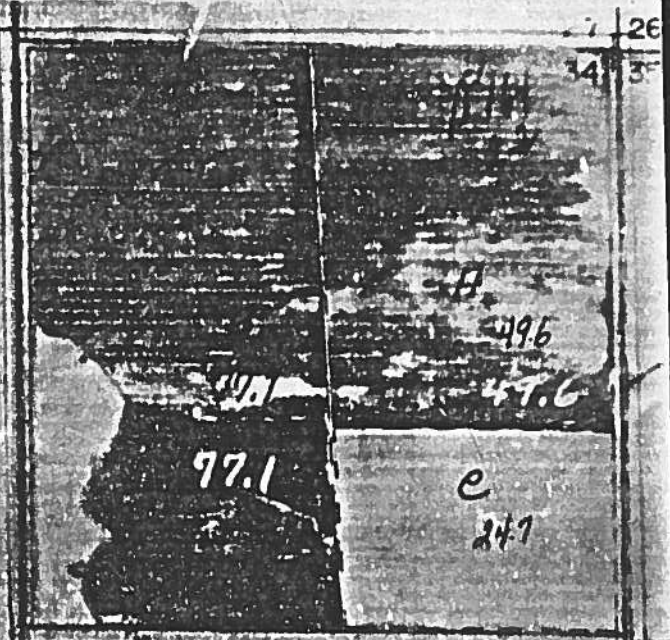
19 *57*

License No.

118

B 27
B 34

Photo Taken
9-9-62 -



7 26
34 35

Section 34
T11 R 28 26
Leo P. Henschel
HSC Survey

34
3

S 312
2.2

34 35
35 36

N 215

43 4009

RECEIVED

Department of Reclamation

IRRIGATION HOOK-UP 1953

File

NAME	ADDRESS	Consumers Well No.	CONTRACT		CAPACITORS		F.V. IRP CMC		HOOK-UP		Motor	Cn. No.
			Date Written	Term (Years)	HP	Size	Date Under	Rate	Name Flat	Measured KVA		
4/1/53 L. V. Tamm Hill	Star Route Declo, Idaho		1-3-53	5	50	10	3-9-53	240.00	4-21-52	50	10	X
6/14/53 Clarence D. Bishop			3-5-53	10	50	10	3-26-53	240.00	3-10-53			
12-53 Lester Thompson	Malta, Idaho		1-1-53	5	15	5	1-18-53	120.00	2-7-53	15	10	X
5-12-53 Lester Thompson	Malta, Idaho		3-2-53	5	7 1/2	2 1/2	5-22-53	80.00	2-7-53	7 1/2	10	X
4/7/53 Dean O. Hansen	Malta, Idaho		2-28-53	5	10	5	6-18-53	80.00	3-1-53	10	10	X
6/14/53 Dean O. Hansen	Malta, Idaho					5 HP		40.00		5		X
4-21-53 Lester Gummell, Jr.	Bridge, Idaho		2-10-53	5	40	7 1/2	4-17-53	320.00	2-5	40	10	X
4/14/53 Dr. Lee	Malta, Idaho		2-28-53	5	30	7 1/2	2-21-53	210.00	2-8-53	30	10	X
11/27/53 Gordon Const. Co.	Parley, Idaho	diverted 80.00	5-2-53	10	40	7 1/2	5-2-53	320.00	3-2-53	40	10	Member ship
4/12/53 V. Alvin Kempton	Albion, Idaho		1-16-49	5	25	7 1/2	3-21-53	210.00	3-7-53	30	10	Member ship
4/9/53 Bill Korbs			3-11-53	10	40	7 1/2	3-23-53	320.00	3-11-53		10	Member ship
5/27/52 S. B. Lagan			3-16-53	10	30	5	3-11-53	160.00	3-16-53	20	10	

RECEIVED

8045

Form 0-55-1
Page 1

AGREEMENT FOR PURCHASE OF POWER

Department of Reclamation

THIS AGREEMENT, Made this 6th day of July, 19 80, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and Gordon Construction Company hereinafter called the Consumer.

WITNESSETH, WHEREAS the Consumer is the owner of the following described real estate in the County of Cassia, State of Idaho, particularly described as follows, to-wit:

NE 1/4

Section 34, Township 11 South, Range 28, East, of the Boise Meridian. And has a well on the SW 1/4 NE 1/4 of Section 34 of the said real estate and desires to irrigate the irrigable portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the above described real estate, electrical energy up to 60 KVA, and the Consumer agrees to purchase from the Seller all electrical energy used for pumping water from the well or wells upon said premises for irrigation purposes during the irrigation season of each year for a period of not less than five years from the date of this contract.

1. Service Characteristics

The electrical energy to be furnished under this contract shall be alternating current, three phase, sixty cycle, 440 volts.

2. Payment

The Consumer shall pay to the Seller for the electrical energy furnished at the rates and upon the terms and conditions set forth in Schedule I which is hereto attached and by reference made a part of this contract.

In the event that the Consumer uses no electrical energy upon the said premises or the amount of electrical energy used by the Consumer during any irrigation season at the purchase price or prices shown on Schedule I shall not equal \$ 133.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 133.00 for the irrigation season of any year during the life of this contract. The said minimum charge to be paid on or before the 1st day of November of the year in which no electrical energy is used for pumping water for irrigation purposes or the amount used did not equal said minimum charge.

Bills for electrical energy furnished under this contract shall be paid by the Consumer to the Seller at its office at Malta, Idaho, monthly within fifteen days

Corner Well

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 22 day of Apr. 1, 1964, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and Anderson Brothers, c/o Vincent Anderson hereinafter called the Consumer.

WITNESSETH, WHEREAS the Consumer is the owner of the following described real estate in the County of Cassia, State of Idaho particularly described as follows, to-wit:

NE 1/4

Section 34, Township 11 South, Range 26, East, of the 3rd Meridian. And has a well on the SW 1/4 NE 1/4 of Section 34 of the said real estate and desires to irrigate the irrigable portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the above described real estate, electrical energy up to 25 HP KVA, and the Consumer agrees to purchase from the Seller all electrical energy used for pumping water from the well or wells upon said premises for irrigation purposes during the irrigation season of each year for a period of not less than eight years from the date of this contract.

1. Service Characteristics

The electrical energy to be furnished under this contract shall be alternating current, three phase, sixty cycle, 120/240 volts.

2. Payment

The Consumer shall pay to the Seller for the electrical energy furnished at the rates and upon the terms and conditions set forth in Schedule IP-2 which is hereto attached and by reference made a part of this contract.

In the event that the Consumer uses no electrical energy upon the said premises or the amount of electrical energy used by the Consumer during any irrigation season at the purchase price or prices shown on Schedule IP-2 shall not equal \$ 110.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 110.00 for the irrigation season of any year during the life of this contract. The said minimum charge to be paid on or before the 1st of November of the year in which no electrical energy is used for pumping water for irrigation purposes or the amount used did not equal said minimum charge.

Bills for electrical energy furnished under this contract shall be paid by the Consumer to the Seller at its office at Malta, Idaho, monthly within fifteen days

~~East Hill~~
AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 22nd day of April, 1954, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and Antenor Brothers d/b Vasek Antenor, hereinafter called the Consumer.

WITNESSETH, WHEREAS the Consumer is the owner of the following described real estate in the County of Cassia, State of Idaho particularly described as follows, to-wit:

E 1/4

Section 34, Township 11 South, Range 26 East, of the Boise Meridian. And has a well on the SW 1/4 NE 1/4 of Section 34 of the said real estate and desires to irrigate the irrigable portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the above described real estate, electrical energy up to 25 ~~20~~ HP KVA, and the Consumer agrees to purchase from the Seller all electrical energy used for pumping water from the well or wells upon said premises for irrigation purposes during the irrigation season of each year for a period of not less than eight years from the date of this contract.

1. Service Characteristics

The electrical energy to be furnished under this contract shall be alternating current, three phase, sixty cycle, 120/240 volts.

2. Payment

The Consumer shall pay to the Seller for the electrical energy furnished at the rates and upon the terms and conditions set forth in Schedule IP-2 which is hereto attached and by reference made a part of this contract.

In the event that the Consumer uses no electrical energy upon the said premises or the amount of electrical energy used by the Consumer during any irrigation season at the purchase price or prices shown on Schedule IP-2 shall not equal \$ 110.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 110.00 for the irrigation season of any year during the life of this contract. The said minimum charge to be paid on or before the 1st of November of the year in which no electrical energy is used for pumping water for irrigation purposes or the amount used did not equal said minimum charge.

Bills for electrical energy furnished under this contract shall be paid by the Consumer to the Seller at its office at Malta, Idaho, monthly within fifteen days

27-158

INDEXED

North well

Form C-153-1
Page 1

RECEIVED

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 22nd day of April, 19 84^D, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and Anderson Brothers c/o Vanessa Anderson hereinafter called the Consumer.

WITNESSETH, WHEREAS the Consumer is the owner of the following described real estate in the County of Cassia, State of Idaho particularly described as follows, to-wit:

NE 1/4

Section 34, Township 11 South, Range 26 East, of the Boise Meridian. And has a well on the SW 1/4 NE 1/4 of Section 34 of the said real estate and desires to irrigate the irrigable portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the above described real estate, electrical energy up to 25 ~~30~~ HP KVA, and the Consumer agrees to purchase from the Seller all electrical energy used for pumping water from the well or wells upon said premises for irrigation purposes during the irrigation season of each year for a period of not less than eight years from the date of this contract.

1. Service Characteristics

The electrical energy to be furnished under this contract shall be alternating current, three phase, sixty cycle, 120/240 volts.

2. Payment

The Consumer shall pay to the Seller for the electrical energy furnished at the rates and upon the terms and conditions set forth in Schedule IP-2 which is hereto attached and by reference made a part of this contract.

In the event that the Consumer uses no electrical energy upon the said premises or the amount of electrical energy used by the Consumer during any irrigation season at the purchase price or prices shown on Schedule IP-2 shall not equal \$ 110.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 110.00 for the irrigation season of any year during the life of this contract. The said minimum charge to be paid on or before the 1st of November of the year in which no electrical energy is used for pumping water for irrigation purposes or the amount used did not equal said minimum charge.

Bills for electrical energy furnished under this contract shall be paid by the Consumer to the Seller at its office at Malta, Idaho, monthly within fifteen days

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that the Bannock Hotel Company and the Bannock Motor Inn Inc. of Boise, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion of the water of a subterranean source as claimed under Claim No. 43-4009. The filing claims the use of 3.2 cubic feet per second with a priority of May 15, 1953. The point of diversion of the claim is three wells in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 34, T. 11 S, R. 26 E, B.M. and the place of use is in the NE $\frac{1}{4}$, sec. 34, T. 11 S, R. 26 E, B.M.

The transfer proposes to transfer the point of diversion to two points in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 34, T. 11 S, R. 26 E, B.M. with the same quantity, priority, and place of use as that of the original right.

On the 30th day of September, 1968 at 10:30 a.m., at the Department of Reclamation Statehouse, Annex 2, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer

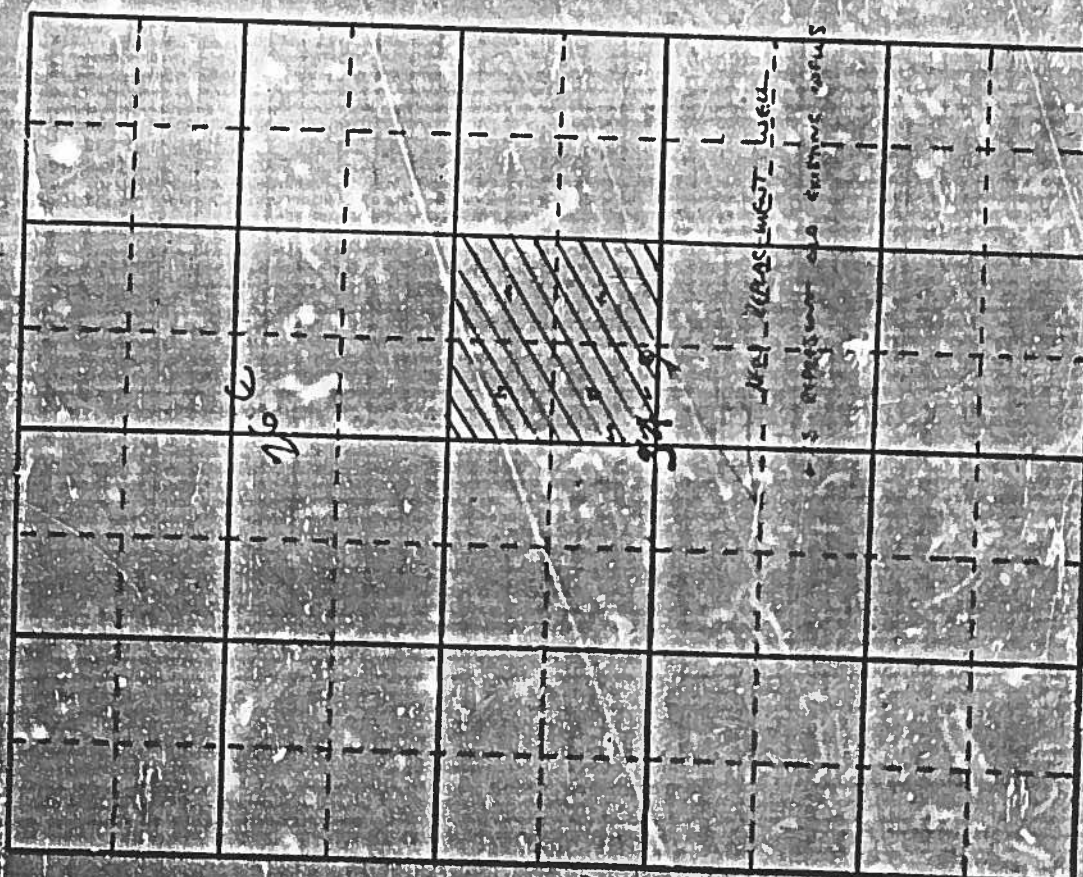
Published in the South Idaho Press on September 12 and September 19, 1968.

NO. 43-189
NOTICE OF PROPOSED
TRANSFER OF WATER RIGHT
Notice is hereby given that the
Bannock Hotel Company and the
Bannock Motor Inn, Inc. of Boise,
Idaho has applied to the State
Reclamation Engineer of the State
of Idaho for a certificate author-
izing them to change the point of
diversion of the waters of a sub-
terranean source as claimed un-
der Claim No. 43-4009. The filing
claims the use of 3.2 cubic feet
per second with a priority of May
15, 1953. The point of diversion
of the claim is three wells in the
SW $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 34, T. 11 S, R. 26
E.B.M. and the place of use is in
the NE $\frac{1}{4}$, sec. 34, T. 11 S, R. 26
E.B.M.
The transfer proposes to trans-
fer the point of diversion to two
points in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 34,
T. 11 S, R. 26 E.B.M. with the
same quantity, priority, and place
of use as that of the original
right.
On the 30th day of September,
1968 at 10:30 a.m. at the Depart-
ment of Reclamation, Statehouse,
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State Reclamation Engineer, or
his authorized agent, the oppor-
tunity will be given to any and
all persons to appear and present
for his consideration any reason
or reasons why a certificate
should not be issued authorizing
such transfer.
R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho
Press September 12, 1968.

RECEIVED

SEP 10 1968

Department of Reclamation



Permit No. TRANSFER 157A
 Name of Applicant BANKS & HILL CO
 Source of Water SUBSIDIZED
 a tributary of _____
 Location of P.D. 3 1/2 W 1/4 S 34
 OPERATING through 1967 S.A.
SW 1/4 SEC 34 11S 26E
 Water is used for IRRIGATION
 Quantity of water claimed: 3.2 cfs
 Type of measuring device installed or method of measurement
 of diversion works 3 DEEP WELL TIE
OPWS DISCHARGES - THREE
DITCHES

Land to be irrigated or place of use:		Description	
TWP.	RGE.	SEC.	
11S	26E	34	Net 1/4

Total acreage

Other rights and acreage covered: (Indicate amounts, section covered by subdivision; also show land covered or decreed, and the map.

NONE

WATER
W.P.M.S
W.T.M.N
S.A. CO.
AS
 general description
SEE NOTES
6000
150

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR }
TRANSFER OF WATER RIGHT 43-4009 }

MEMORANDUM DECISION

An application for transfer of water right under Claim No. 43-4009 was filed with the Department of Reclamation on August 26, 1968. This transfer sought to change the point of diversion of 3.2 cubic feet per second of water from three existing wells located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, Township 11 South, Range 26 East, B. M., to one new well to be drilled within said SW $\frac{1}{4}$ NE $\frac{1}{4}$. The water is used for the irrigation of 160 acres of land located in the NE $\frac{1}{4}$ Section 34, Township 11 South, Range 26 East, B. M., and for stockwatering. The right to be transferred is described by a claim of water right and associated documents filed with the Department of Reclamation. Notice of the application for transfer was published in the South Idaho Press on September 12th and 19th, 1968. No protests were received against approval of the application. The water is presently diverted from wells within a designated "Critical Ground Water Area."

The transfer was filed at the insistence of the Department of Reclamation prior to the drilling and use of the new well. In order to complete the transfer the applicant was required to file the Claim to a water right with the department, since the water right originally was not developed under the statutory process and not recorded.

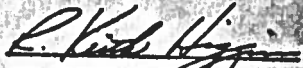
The State Reclamation Engineer after having reviewed the application for transfer renders the following decision:

1. Action by the State Reclamation Engineer upon Transfer 43-4009 does not in anyway establish the validity of the claimed right nor the extent to which a water right may have been developed, as claimed by the applicant, but only intends to allow Claim 43-4009 to be modified by the transfer. The amount of water and the extent of the beneficial use for irrigation and stockwatering will depend upon and be limited by the amount of water right of that water right by the court.

2. That the transfer be approved subject to the following conditions;

- a. That a measuring device capable of recording total production in acre-feet or gallons be installed on the well and that such meters be subject to inspection by the department.
- b. That the three existing wells from which the water is being transferred be closed and capped and used for no other purpose under any right associated with this transfer.
- c. That no more water may be diverted from the well in question than the irrigation requirements of 160 acres of land. Pending final adjudication of the rights, such use will be limited to .0 acre-feet of water per acre of land per season, or 640 acre feet per season

Dated this 3rd day of January, 1969,


R. KEITH HIGGINSON
State Reclamation Engineer

CSA:kh

43 4009

REPORT OF WELL DRILLER State of Idaho

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:
Name J. B. Loring, Jr.
Address Simplex Industries, Inc.

Owner's Permit No. 43-1000
NATURE OF WORK (check): Replacement well ☒
New well ☐ Deepened ☐ Abandoned ☐

Water is to be used for:

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☐
Dug ☐ Other ☐

(explain)
CASING SCHEDULE: Threaded ☐ Welded ☐
20 "Diam. from 0 ft. to 373 ft.
18 "Diam. from 338 ft. to 378 ft.
12 "Diam. from 332 ft. to 398 ft.
10 "Diam. from 764 ft. to 1385 ft.

Thickness of casing: 1/4 Material:
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☒ No ☐ Type of
perforator used:

Size of perforations: 1/8 " by 3 "
1000 perforations from 338 ft. to 378 ft.
720 perforations from 378 ft. to 390 ft.
600 perforations from 390 ft. to 402 ft.
600 perforations from 402 ft. to 465 ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐
Manufacturer's name

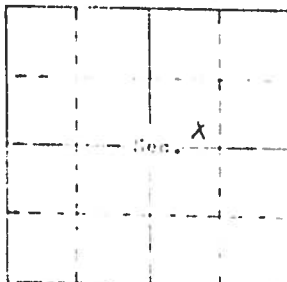
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No ☐ size of gravel Gravel
placed from ft. to ft. Surface seal
provided? Yes ☒ No ☐ To what depth?
18 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐
No ☐ Type of water:
Depth of strata ft. Method of sealing
strata off:

Surface casing used? Yes ☐ No ☐
Cemented in place? Yes ☐ No ☐

Locate well in section



LOCATION County

Size of drilled hole: 20 Total
depth of well: 1415 Standing water
level below ground: 127 Temp.
Fahr. Test delivery: gpm
or cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:

Length of time of test: Hrs. Min.
Drawdown: ft. Artesian pressure: ft.
above land surface Give flow cfs
or gpm. Shutoff pressure:
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH MATERIAL WATER
FROM TO YES OR NO
FEET FEET

0	18	San Joaquin clay	
18	22	gravel	
22	16	clay & sand	
90	142	light yellow clay	
142	200	yellowish clay	
200	202	yellowish clay with gravel	
202	235	clay	
235	305	clay gravel & sand	
305	328	clay gravel & sand	
328	362	clay gravel & sand	
362	369	clay	
369	398	clay gravel & sand	
398	710	clay gravel & sand	
710	1307	clay gravel & sand	
1307	1385	clay gravel & sand	
1385	1405	clay gravel & sand	
1405	1415	clay gravel & sand	

Work started:
Work finished: 11/16/69
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: J. B. Loring, Jr.
Address: Simplex Industries, Inc.
Signed by: J. B. Loring, Jr.
License No. 167 Date: Jan 20, 1970

Replacement

43 4009

Transfer No. 1574

APPROVED

1. Name of Right Holder Bannock Motel Company and Bannock Motor Inn, Inc.

Post office address Box 2777, Boise, Idaho 83701

2. Right obtained by: *Clinic No. 43-4009*

A. Decree to Claim Right _____ in Case of _____
(Name)

vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____

b. License No. _____ Issued by the State of Idaho, Department of Reclamation.

3. Source of water well tributary to _____
(Name of stream or source)

4. Date of Priority May 15, 1953

5. Amount of water a. 3.2 c.f.s. and/or

b. _____ acre feet/annum

6. Water is used for Irrigation from April 1 to October 31
Livestock water October 1 February 1

7. Original location of point of diversion is SW 1/4 NE 1/4 of Section 34

Township 11 S, Range 26 E, B.M., in Cassia County;

Additional points of diversion, if any 3 wells - same subdivision

8. Lands presently irrigated or place of use:

[illegible]

Total number of acres presently irrigated 160

4009

D. CHANGE IN POINT OF DIVERSION

- ## 11. CHANGE IN PLACE OF USE

- [illegible]

Total number of acres to be irrigated 13 4009

13 4009

TOWNSHIP 11 SOUTH - RANGE 26 EAST, S.M.

Sec. 20 - New well

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

b. Do you intend to make the transfer permanent? _____
c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans: _____

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

BANNOCK HOTEL COMPANY AND BANNOCK MOTOR INN, INC.

BY: [Signature]
L. E. Haight, Secretary (signature of applicant)

Subscribed and sworn to before me this 24th day of August, 19 69

[Signature]
(notary public)

My commission expires 8/12/70

(RECEIVED) AUG 25 1969

ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER

APPROVED

This is to certify that I have examined Application for Transfer of Water Rights No. 1574
and said application is hereby **APPROVED**

1. Approval of said application is subject to the following limitations and conditions:

Approval subject to conditions set forth in memorandum decision dated January 2, 1969

2. Denial of said application is for the following reasons: _____

Witness my hand this 3rd day of January, 19 69

[Signature]
State Reclamation Engineer

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY B HARPER	05/15/1953	IRRIGATION	03-15 11-15	2.000 CFS	624.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11S R26E S25

S25	SHSUSH		CASSIA County
S26	SHNNNN	SESENN	CASSIA County
S27	SHSENE		CASSIA County
S35	SHSUSH	SHSUSH	CASSIA County

Place of use Legal Description for: IRRIGATION

[illegible]

POU County: CASSIA

Other Rights: SEE REMARKS

Conditions of Approval:

- 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 4-2-14(2)(6), IDAHO CODE

Remarks: QNT

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.

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

POU1

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. R43-04009

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 156 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

13:24:25
04/06/00
67

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A43-04009

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY B HARPER	05/15/1953	IRRIGATION	~~04-01-10-31~~ 3-15 11-15	3.200 CFS	624
TOTAL DIVERSION:					3.200 CFS	
CONSUMPTIVE USE:					2	~~480.00 AFA~~

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T11S R26E S25	SWSWSW	SESWSW	CASSIA County
	S26	SWSWSW	SESWSW	CASSIA County
	S27	SWSWSW	SESWSW	CASSIA County
	S35	SWSWSW	SESWSW	CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	Ac	Lt	Ac	Lt	Ac	T	R	S	Ac	Lt	Ac	Lt	Ac	T	R	S	Ac	Lt	Ac	Lt	Ac	SUM
11S	26E	34	40	40	40	40																		160.0
TOTAL ACRES																							160.0	

POU County: CASSIA

Other Rights: SEE WR A43-04004

Remarks: GEN TRANS. 1574 & 2796.
ALL WR ARE PART OF THE SAME SYSTEM.
2 P/D'S IN SW,SW,SW SEC. 35.

Dates: Exam Made Date: 8/29/94

Verified Date: 06/18/1985

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Remarks:
"QNT" E27
"POD" F02 (SWSWSW Sec 35)
"POU" E14, K06 (156 Ac)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:16:16
04/06/00

PAGE: 15
QUICKLOOK INFORMATION

66
CLAIM NUMBER: A43-04009

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	Y							
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:16:16
04/06/00

PAGE: 1
GENERAL INFORMATION

52
CLAIM NUMBER: A43-04009

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? DATABASE Y FIELD EXAMINER Y() N()

CLAIM REMARKS: GEN TRANS. 1574 & 2796.
ALL WR ARE PART OF THE SAME SYSTEM.
2 P/D'S IN SW,SW,SW SEC. 35.

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: # A43-04009 PRIORITY DATE: 05-15-1953 STAGE: S

B. WR RECORD: # 43-04009 PRIORITY DATE: 05-15-1953 STAGE: S

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:

____ - ____ - ____

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			
A43-04009	11S 26E	25	SW	SW	SW			CASSIA		
A43-04009	11S 26E	26	SW	SW	SW			CASSIA		
A43-04009	11S 26E	26	SE	SW	SE			CASSIA		
A43-04009	11S 26E	27	SW	SE	NE			CASSIA		
A43-04009	11S 26E	35	SW	SW	SW			CASSIA		

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

A43-02309 NONE

A43-02312A

A43-02564

A43-04091

A43-04092

A43-04141

A43-10037

*** 16 WR RECORDS IN SAME 40 ACRE TRACT

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			
43-04009	11S 26E	26		SW	SE			CASSIA		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

43-04141

A43-02309

NONE

T43-02309

A43-02564

T43-02312A

A43-04091

T43-02385

A43-04092

T43-02391

A43-04141

T43-02564

A43-10037

T43-04009

T43-04091

T43-04092

T43-04141

T43-10037

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.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NB
11S	26E	25	SW	SW	SW			CASSIA		
11S	26E	26	SW	SW	SW			CASSIA		
11S	26E	26	SE	SW	SE			CASSIA		
11S	26E	27	SW	SE	NE			CASSIA		
11S	26E	35	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: A43-04009

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	26E	34	NE	NE		HARPER, GARY B	A43-04009 / 40.0	43-04009 / 40.0	43.0		
			NE	NE		HARPER, GARY B.		T43-02385 / 40.0			
			NE	NE		HARPER, GARY B.		T43-02391 / 40.0			
			NE	NE		HARPER, GARY B.		T43-02564 / 40.0			
			NE	NE		HARPER, GARY B.		T43-04009 / 40.0			
			NE	NE		HARPER, GARY B.		T43-04091 / 40.0			
			NE	NE		HARPER, GARY B.		T43-04092 / 40.0			
			NE	NE		HARPER, GARY B.		T43-04141 / 40.0			
			NE	NE		HARPER, GARY B.		T43-10037 / 40.0			
			NE	NE		HARPER, GARY B.		T43-02309 / 40.0			
			NE	NE		HARPER, GARY B.		T43-02312A / 40.0			
11S	26E	34	NW	NE		HARPER, GARY B	A43-04009 / 40.0	43-04009 / 40.0	40.0		40.0
			NW	NE		HARPER, GARY B.		T43-02385 / 40.0			
			NW	NE		HARPER, GARY B.		T43-02391 / 40.0			
			NW	NE		HARPER, GARY B.		T43-02564 / 40.0			
			NW	NE		HARPER, GARY B.		T43-04009 / 40.0			
			NW	NE		HARPER, GARY B.		T43-04091 / 40.0			
			NW	NE		HARPER, GARY B.		T43-04092 / 40.0			
			NW	NE		HARPER, GARY B.		T43-04141 / 40.0			
			NW	NE		HARPER, GARY B.		T43-10037 / 40.0			
			NW	NE		HARPER, GARY B.		T43-02309 / 40.0			
			NW	NE		HARPER, GARY B.		T43-02312A / 40.0			
11S	26E	34	SW	NE		HARPER, GARY B	A43-04009 / 40.0	43-04009 / 40.0	40.0		40.0
			SW	NE		HARPER, GARY B.		T43-02385 / 33.0			
			SW	NE		HARPER, GARY B.		T43-02391 / 33.0			
			SW	NE		HARPER, GARY B.		T43-02564 / 33.0			
			SW	NE		HARPER, GARY B.		T43-04009 / 33.0			
			SW	NE		HARPER, GARY B.		T43-04091 / 33.0			
			SW	NE		HARPER, GARY B.		T43-04092 / 33.0			
			SW	NE		HARPER, GARY B.		T43-04141 / 33.0			
			SW	NE		HARPER, GARY B.		T43-10037 / 33.0			
			SW	NE		HARPER, GARY B.		T43-02309 / 33.0			
			SW	NE		HARPER, GARY B.		T43-02312A / 33.0			
11S	26E	34	SE	NE		HARPER, GARY B	A43-04009 / 40.0	43-04009 / 40.0	43.0		
			SE	NE		HARPER, GARY B.		T43-02385 / 40.0			
			SE	NE		HARPER, GARY B.		T43-02391 / 40.0			
			SE	NE		HARPER, GARY B.		T43-02564 / 40.0			
			SE	NE		HARPER, GARY B.		T43-04009 / 40.0			
			SE	NE		HARPER, GARY B.		T43-04091 / 40.0			
			SE	NE		HARPER, GARY B.		T43-04092 / 40.0			
			SE	NE		HARPER, GARY B.		T43-04141 / 40.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	NE		HARPER, GARY B.		T43-10037 / 40.0			
			SE	NE		HARPER, GARY B.		T43-02309 / 40.0			
			SE	NE		HARPER, GARY B.		T43-02312A / 40.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A43-04009	160.00	160.00	166.00
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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

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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: SEE WR A43-04091.

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()

PLACE OF USE REVIEW SHEET CONTINUED

CLAIM NUMBER: A43-04009

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A(____)

REVIEWED BY: _____ DATE: _____

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A43-04009 IRRIGATION	FROM 04-01 TO 10-31	3.200 CFS	
TOTAL DIVERSION RATE/VOLUME		3.200 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
43-04009 IRRIGATION	FROM 04-01 TO 10-31	3.200 CFS	
43-04009 STOCKWATER	FROM 10-01 TO 02-01		
TOTAL DIVERSION RATE/VOLUME		3.200 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()

PAGE: 9

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

60

CLAIM NUMBER: A43-04009

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 3.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 3.200 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 ()

DIVERSION AMOUNT REVIEW SHEET CONTINUED

CLAIM NUMBER: A43-04009

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD FROM TO		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	04-01	10-31	3.200	_____		_____	480.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT				_____		_____		_____

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: 43-04009

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	3.200	_____	

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A43-04009	3.200	-		43-04009	3.200
TOTAL CFS		3.200				3.200

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
Y	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

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