

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: **A43-04064E**

Date Received: 1/17/1989

Receipt No: X777777

Received By: _____

address change

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

1. Name: CLEFT OF THE ROCK FARMS 208-349-5716
Address: 735 CALDER AVE
AMERICAN FALLS ID 83211

2. Date of Priority: MAY 1, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	27E	36	NE	SE	NW		CASSIA
			SE	NW	SE		CASSIA
11S	27E	1	SE	SE	SE		CASSIA
		12	SE	SE	NE		CASSIA
			SE	SE	SE		CASSIA
	28E	6	SE	NW	NW		CASSIA

5. Description of diverting works:
WELLS AND PUMPS TO PIVOTS AND HANDLINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.348		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

As soon as you know your new address, mail this card to all of the people, businesses, and publications who send you mail.

For publications, tape an old address label over name and old address sections and complete new address.

JUN 29 1993

Your Name (Print or type. Last name, first name, middle initial.)						
CLEFT OF THE ROCK FARMS c/o DELMAR L. WOODWORTH						
Old Address	No. & Street		Apt./Suite No.	PO Box	RR No.	Rural Box No.
	P.O. BOX 429					
New Address	City		State	ZIP + 4		
	AMERICAN FALLS		Id.	83211-		
New Address	No. & Street		Apt./Suite No.	PO Box	RR No.	Rural Box No.
	735 CALDER AVE.					
New Address	City		State	ZIP + 4		
	AMERICAN FALLS		Id.	83211-		
Sign Here			Date new address in effect		Keyline No. (if any)	
[Signature]			30 June 93			

PS Form 3576, November 1990

RECEIVER: Be sure to record the above new address.

SD-0601-2 Last Name: CLEFT OF THE ROCK FARMS

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
-	-	-	-	-	-	-	-
-	CLEFT OF THE ROCK	FARMS					
-		C	A43-04060E	04/01/1954	GROUNDWATER	0.083	01 IRR
-		C	A43-04060G	04/01/1954	GROUNDWATER	0.249	01 IRR
-		O	A43-04063B	05/01/1955	GROUNDWATER	0.636	01 IRR
-					RENUMBERED		
-					SPLIT RIGHT		
-		C	A43-04063G	05/01/1955	GROUNDWATER	0.636	01 IRR
-		C	A43-02417E	01/31/1955	GROUNDWATER	0.243	01 IRR
-		C	A43-02418E	01/31/1955	GROUNDWATER	0.243	01 IRR
-		C	A43-04061E	05/01/1957	GROUNDWATER	0.155	01 IRR
-		C	A43-04062E	05/01/1957	GROUNDWATER	0.142	01 IRR
-		O	A43-04064D	05/01/1957	GROUNDWATER	5.820	01 IRR
-					RENUMBERED		
-		C	A43-04064E	05/01/1957	GROUNDWATER	0.348	01 IRR
-		C	A43-10642	01/31/1955	GROUNDWATER	1.460	01 IRR
-		C	A43-10643	05/01/1957	GROUNDWATER	3.506	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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: **A43-04064E**
Date Received: 1/17/1989
Receipt No: Z777777
Received By: _____

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

1. Name: CLEFT OF THE ROCK FARMS 208-349-5716
Address: PO BOX 429
AMERICAN FALLS ID 83211
2. Date of Priority: MAY 1, 1957
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	27E	36	NE	SE	NW		CASSIA
			SE	NW	SE		CASSIA
11S	27E	1	SE	SE	SE		CASSIA
		12	SE	SE	NE		CASSIA
			SE	SE	SE		CASSIA
	28E	6	SE	NW	NW		CASSIA

5. Description of diverting works:
WELLS AND PUMPS TO PIVOTS AND HANDLINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.348		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	28E	18	NE		NW		IRR	31.0
			NW		NW		IRR	31.0
			SW		NW		IRR	31.0
			SE		NW		IRR	31.0

Section Acres 124.0

Total Acres 124.0

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 REMARKS.

14. Remarks:

OTHER WR'S: A43-02417C, -02418C, -04061C, -04062C, -04063C, -04060C. THIS IS A PORTION OF THE WR# 43-04064B FOR 6.49 CFS. BASED ON AN ACREAGE PROPORTION OF IRRIGATED LANDS THIS CLAIM SHOWS 4.05 CFS, WHILE THE REMAINING PORTION IS 2.44 CFS. FULL AMOUNT FOR STOCK IS CLAIMED SINCE FEEDLOT AND RANGE LAND ARE INCLUDED IN THIS P/U. SEE ALSO TRANS. #3315.

right split from part C into parts E and F. The ratio of acres used is 124 acres for part E and 1317 for part F. The base acres from part C is 1441 acres. Part E is for all remaining acres in sec 18, T-11S, R-28E.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

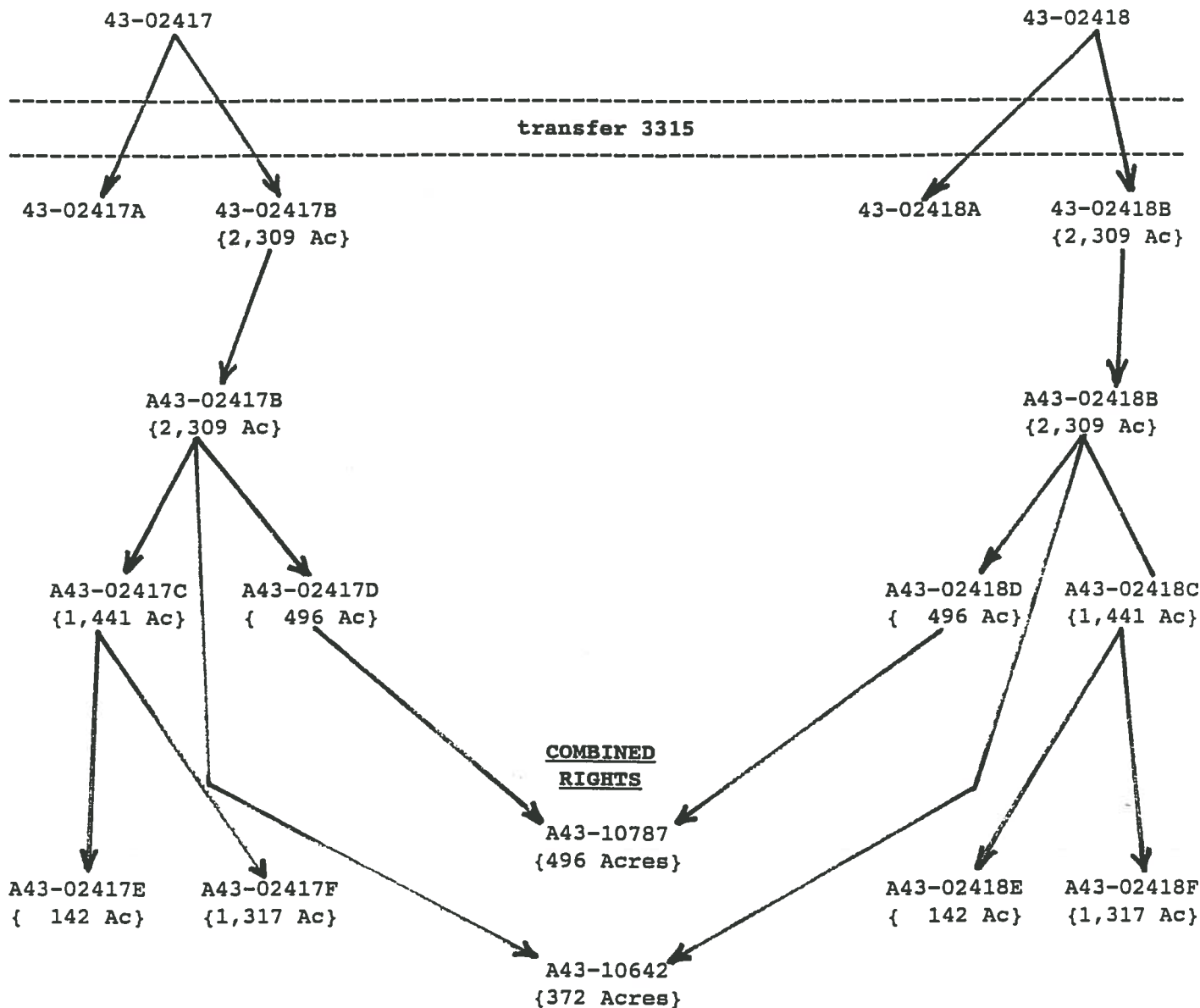
Notary Public

Seal

Residing at _____

My Commission Expires _____

WATER LICENSES SPLIT FLOW CHART
for
LICENSES 43-02417 AND 43-02418



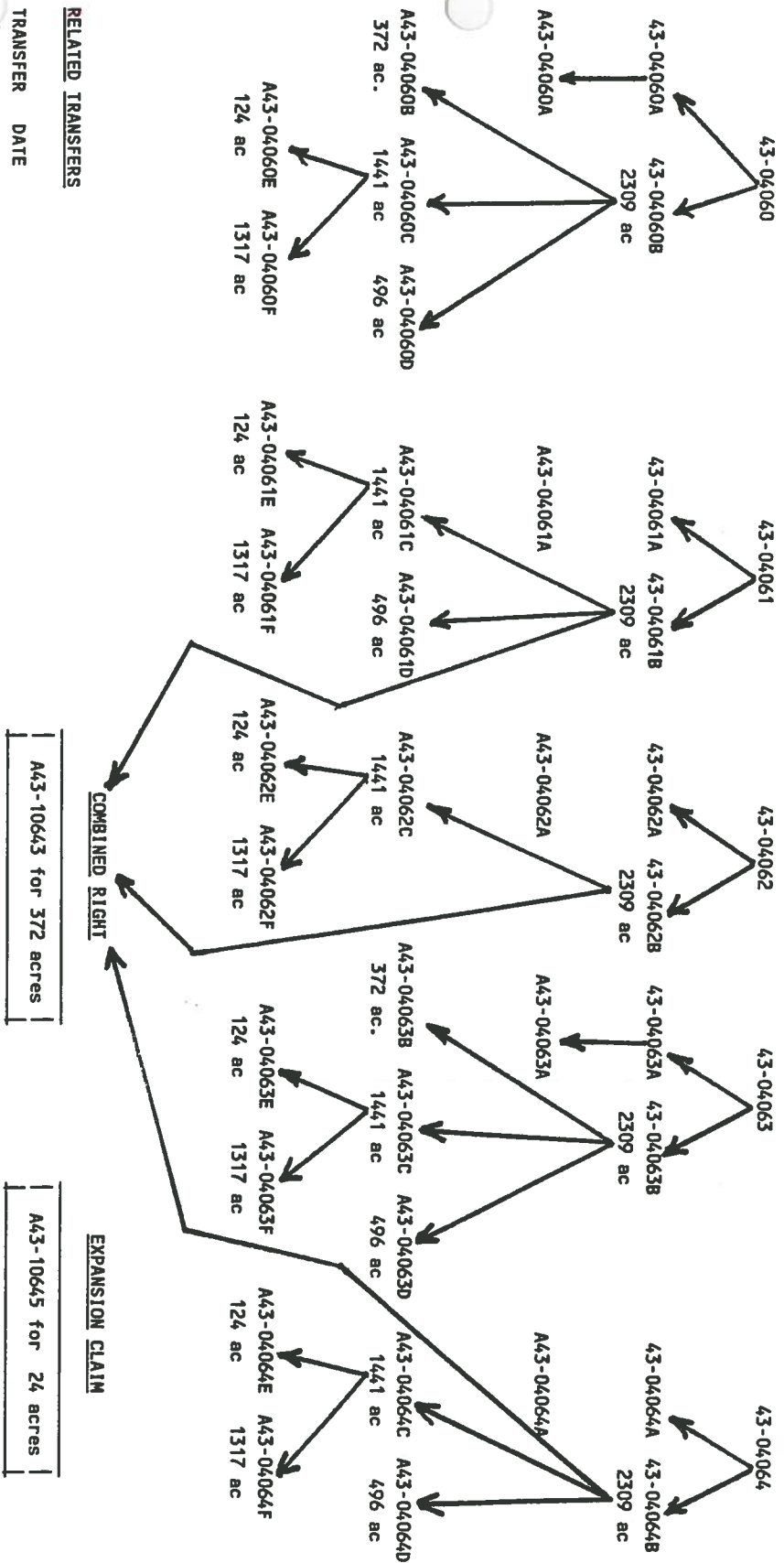
RELATED TRANSFERS

<u>TRANSFER</u> <u>NUMBER</u>	<u>DATE</u> <u>APPROVED</u>
2030	1976
2267	1978
3315	1987

Prepared by KKC
9-9-91

MICROFILMED
MAR 05 1993

STATUTORY CLAIM SPLIT FLOW CHART



TRANSFER NUMBER	DATE	APPROVED
2030	1976	
2267	1978	
3315	1987	

Prepared by RKC
9-9-91

SPLIT RIGHT CALCULATIONS

All claims are based upon the identical 1441 irrigated acres included in each of the "C" extension claims.

All splits are for the same 124 acres from each claim. Only the diversion rates vary from one claim to another, therefore one base proportional calculation will apply to all claims.

All original claims have the same "C" extension and as another owner of a different system (originally split from the water right "B" extension rights) has claimed his portion under some of the "D" extension.

This split will separate all "C" extension claims into two parts, one with an "E" extension to be owned by Cleft of Rock Farms and the other with a "F" extension to be owned by Neibaur.

(note: there will be some of the claim numbers with no "D" extension claims filed)

PROPORTIONATE SHARE CALCULATIONS

Acres to be split = 124
Base acres = 1,441

for "E" extension claims $\frac{124}{1,441} = 0.08605$

for "F" extension claims $\frac{1,317}{1,441} = 0.9139$

A43-02417E -- OWNER -- CLEFT OF ROCK FARMS

"C" extension

RECOMMENDED
DIVERSION RATE

diversion rate = 2.82 cfs * 0.08605 = 0.243 CFS

A43-02417F -- OWNER -- NEIBAUR

"C" extension

RECOMMENDED
DIVERSION RATE

diversion rate = 2.82 cfs * 0.9139 = 2.577 CFS

A43-02418E -- OWNER -- CLEFT OF ROCK FARMS

"C" extension

RECOMMENDED
DIVERSION RATE

diversion rate = 2.82 cfs * 0.08605 = 0.243 CFS

A43-02418F -- OWNER -- NEIBAUR

"C" extension

RECOMMENDED
DIVERSION RATE

diversion rate = 2.82 cfs * 0.9139 = 2.577 CFS

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A43-04060E -- OWNER -- CLEFT OF ROCK FARMS

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 0.967 cfs * 0.08605 = 0.0832 CFS

A43-04060F -- OWNER --NEIBAUR

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 0.967 cfs * 0.9139 = 0.8837 CFS

A43-04061E -- OWNER -- CLEFT OF ROCK FARMS

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 1.797 cfs * 0.08605 = 0.1546 CFS

A43-04061F -- OWNER --NEIBAUR

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 1.797 cfs * 0.9139 = 1.6422 CFS

A43-04062E -- OWNER -- CLEFT OF ROCK FARMS

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 1.65 cfs * 0.08605 = 0.1420 CFS

A43-04062F -- OWNER --NEIBAUR

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 1.65 cfs * 0.9139 = 1.508 CFS

A43-04063E -- OWNER -- CLEFT OF ROCK FARMS

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 2.465 cfs * 0.08605 = 0.2121 CFS

A43-04063F -- OWNER --NEIBAUR

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 2.465 cfs * 0.9139 = 2.2528 CFS

A43-04064E -- OWNER -- CLEFT OF ROCK FARMS

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 4.05 cfs * 0.08605 = 0.3485 CFS

A43-04064F -- OWNER --NEIBAUR

RECOMMENDED
DIVERSION RATE

"C" extension
diversion rate = 4.05 cfs * 0.9139 = 3.701 CFS

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MAR 05 1993

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 6-7-1991

LEGAL DESCRIPTION OF PROPERTY: Township 11S Range 28E
Section 18, 1/4 of 1/4 of NW 1/4, Govt. Lot , BM.
Lot , Block, , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) 43
Assigned by IDWR: A43-02417E, A43-02418E, A43-04060E, A43-04061E
A43-04062E, A43-04063E, AND A43-04064E

☐ Name and Address of Former Owner/Claimant(s)(Seller): BRAD NEIBAUER
RT 5 Box 16

☐ New Owner/Claimant (Purchaser): RUPERT ID 83350
CLEFT OF THE ROCK FARMS

☐ New Mailing Address: PO Box 429
AMERICAN FALLS ID
83211

☐ New Telephone Number: (208) 349-5716

☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
SEE ABOVE

☐ Attach proof of ownership, describe proof attached: POLICY OF TITLE INSURANCE
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Keith A. Woodward Date 7/11/91
Cleft of the Rock Farms PTR Date

☐ Signature of Former Owner/Claimant(s): Date
 Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By: KKC

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By: Claim Numbers of Split, if any: SEE ATTACHED

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MAR 05 1993

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

POLICY OF TITLE INSURANCE

13 0028 61 000078

SECURITY UNION TITLE INSURANCE COMPANY

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, SECURITY UNION TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land;
5. The invalidity or unenforceability of the lien of the insured mortgage upon the title;
6. The priority of any lien or encumbrance over the lien of the insured mortgage;
7. Lack of priority of the lien of the insured mortgage over any statutory lien for services, labor or material;
 - (a) arising from an improvement or work related to the land which is contracted for or commenced prior to Date of Policy; or
 - (b) arising from an improvement or work related to the land which is contracted for or commenced subsequent to Date of Policy and which is financed in whole or in part by proceeds of the indebtedness secured by the insured mortgage which at Date of Policy the insured has advanced or is obligated to advance;
8. The invalidity or unenforceability of any assignment of the insured mortgage, provided the assignment is shown in Schedule A, or the failure of the assignment shown in Schedule A to vest title to the insured mortgage in the named insured assignee free and clear of all liens.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title or the lien of the insured mortgage, as insured, but only to the extent provided in the Conditions and Stipulations.

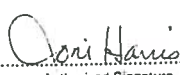
Issued by:
LAND TITLE AND ESCROW, INC.
211 West 13th Street
P. O. Box 177
Burley, Idaho 83318
(208) 678-3524

SECURITY UNION TITLE INSURANCE COMPANY

By: 
President



By: 
Secretary


Authorized Signature

ALTA LOAN POLICY (4-6-90)

Reorder Form No. 12605

MICROFILME

MAR 05 1993

LOAN

SCHEDULE A

Issued by:
LAND TITLE AND ESCROW INC.
211 West 13th Street
P.O. Box 177
Burley, Idaho 83818
(208)678-3524

FILE NO.	POLICY NO.	DATE OF POLICY	AMOUNT	PREMIUM
2084	13-0028-61-000078	June 7, 1991 at 1:17 P.M.	\$247,000.00	\$944.25

. NAME OF INSURED: NORTHWEST FARM CREDIT SERVICES, ACA

. The estate or interest in the land which is encumbered by the insured mortgage is:

FEE SIMPLE

. Title to the estate or interest in the land is vested in:

CLEFT OF THE ROCK FARMS, a partnership

. The insured mortgage and assignments thereof, if any, are described as follows:

Mortgage from Cleft of the Rock Farms, a partnership composed of Delmar L. Woodworth, Kenneth D. Woodworth; Delmar L. Woodworth and Marlene L. Woodworth, husband and wife; Kenneth D. Woodworth and Cinda S. Woodworth, husband and wife, as Mortgagors, to Northwest Farm Credit Services, ACA, as Mortgagee, dated April 22, 1991 and recorded June 5, 1991 as Instrument No. 213755 on Film No. 226, records of Cassia County, Idaho.
TO SECURE: \$247,000.00

. The land referred to in this Policy is described as follows:

PARCEL NO. 1:

TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 18: Lots 3 and 4, E½SW¼, E½

PARCEL NO. 2:

TOWNSHIP 11 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 18: Lots 1 and 2, E½NW¼ (NW¼)

This policy is valid only if Schedule B is attached.

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MAR 11 5 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

A43-04064E
CLEFT OF THE ROCK FARMS
PO BOX 429

AMERICAN FALLS ID 83211

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 05 1993

Memo

To Files for Cleft of Rocks

A43-04060 thru A43-04064

Ken Woodworth phoned and indicated that the proof of priority for these rights was submitted with the original statutory claim. I reviewed the files and found numerous affidavits on the micro-film supporting the priorities. I told him the information on file was sufficient.

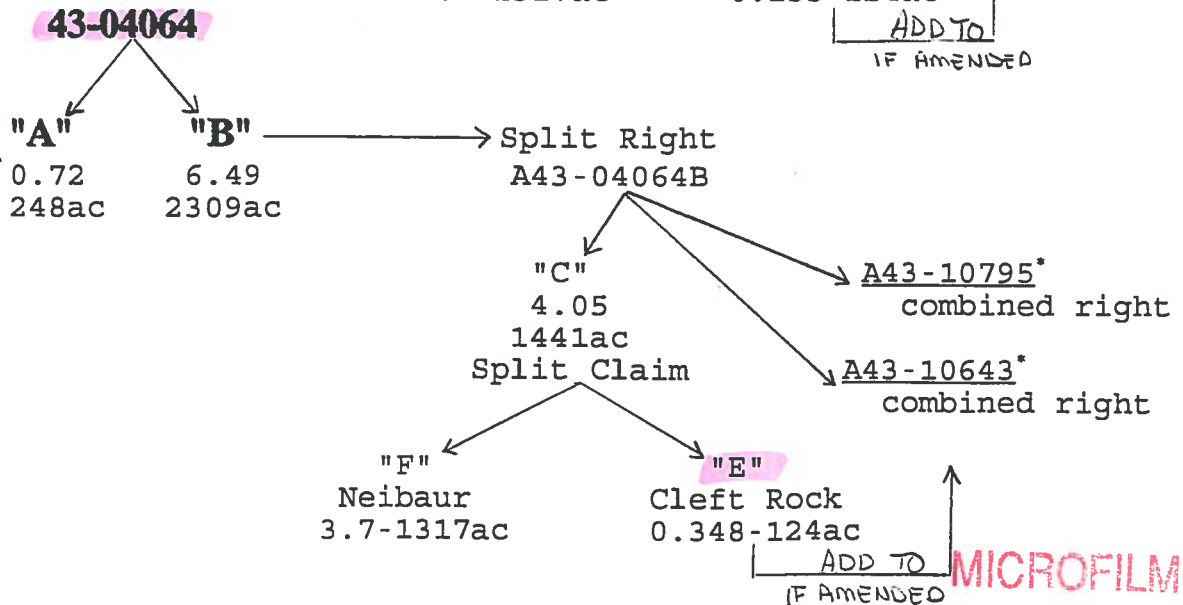
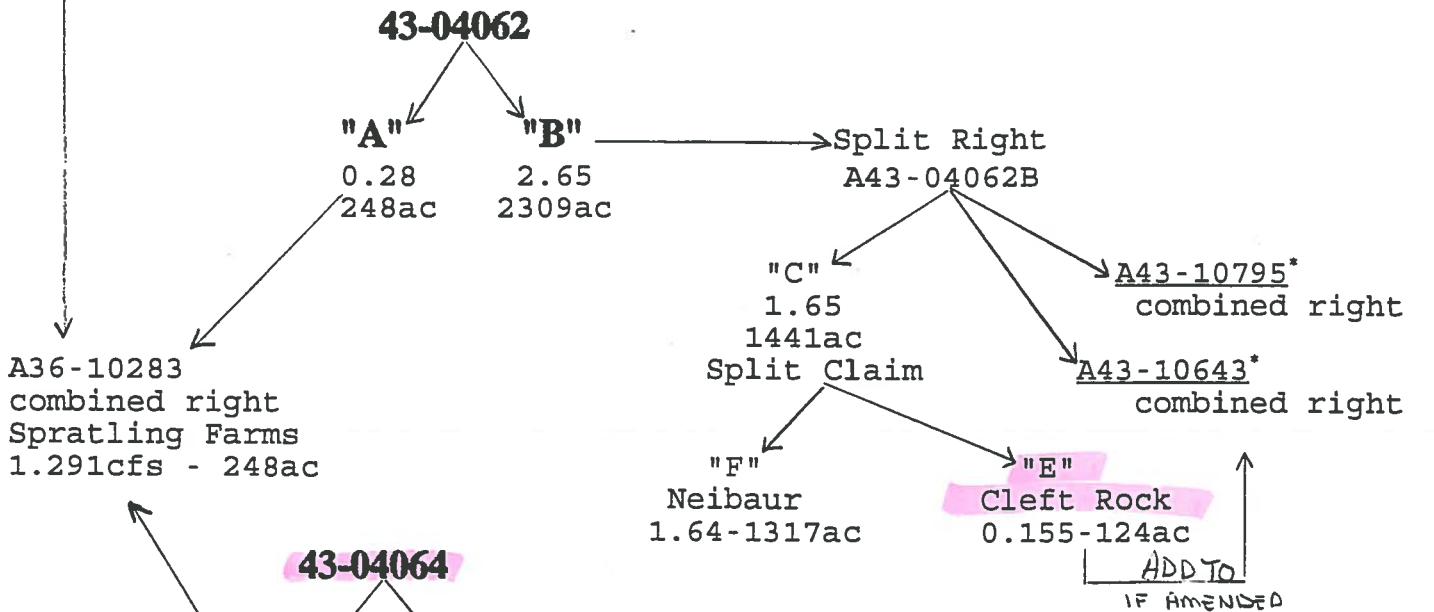
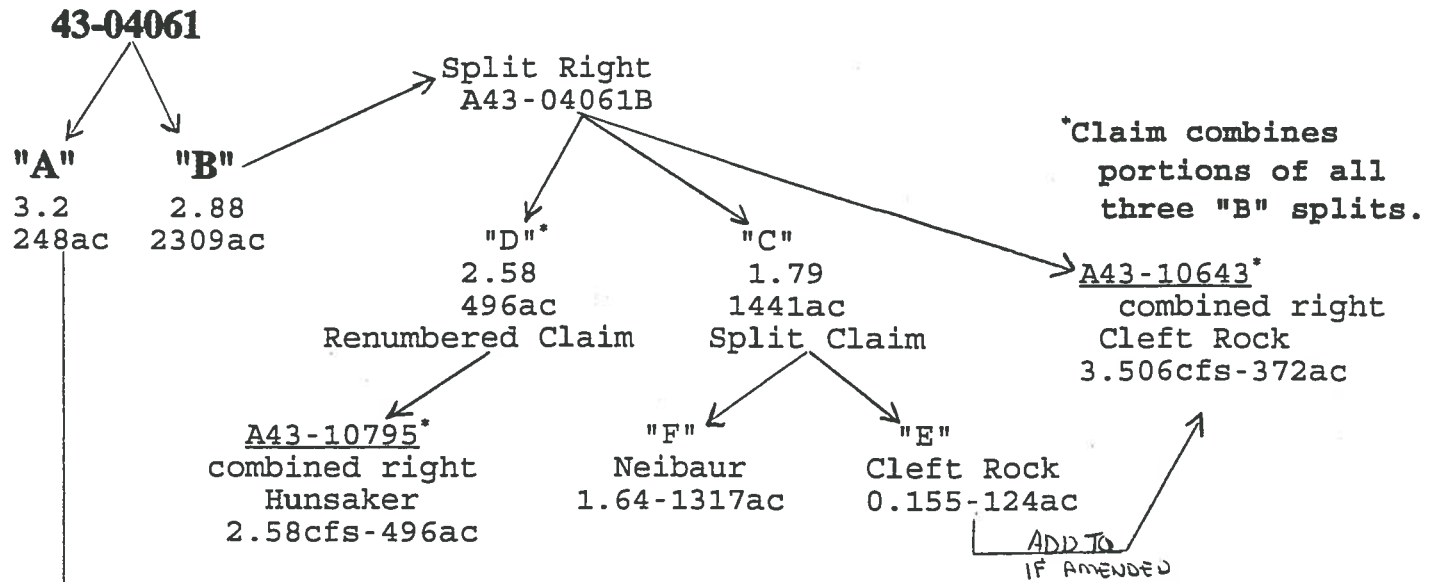
He indicated he also filed A43-10645 and would put the information together for this expansion claim.

AP

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MAR 05 1993

CLAIM SPLIT FLOW CHART



MICROFILMED

F-47 05 1983

**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: 43-4064E

CLEFT OF THE ROCK FARMS

735 CALDER AVE

AMERICAN FALLS ID 83211

Telephone Number: (208)349-5716

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

See Attachment A1 for corrections.

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:

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

DATE: 5-21-01 SIGNATURE: *Ken Woodward*
Please print your name: Ken Woodward

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

No changes 6/12/01 Jf

Attachment: A1

5-21-01

Water right numbers

43-02417E
43-02418E
43-04060E
43-04061E
43-04062E
43-04063E
43-04064E
43-04060G
43-04063G
43-10642

1: Place of use

2: Acres under Place of use should be 528 rather than 512
Need to add one acre to each of the 16 tracts listed
To correct this.

3: It is my understanding that these rights when combined with 43-10645
Allowed for 528 acres under transfers # 3839 # 3892 and #4050
See copy enclosed.

If you need to contact me please call 349-5542 or 431-1210

Ken Woodworth

Ken Woodworth
Cleft of the Rock Farms

See 43-2417E for attachments

01/04/2001

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

RIGHT NUMBER: 43-4064E

NAME AND ADDRESS: CLEFT OF THE ROCK FARMS
735 CALDER AVE
AMERICAN FALLS, ID 83211

SOURCE: GROUND WATER

QUANTITY: 0.348 CFS
147.7 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 496 AF. COMBINED RIGHT
NOS.: 43-2417E, 43-2418E, 43-4060E, 43-4061E, 43-4062E, 43-
4063E, 43-4064E.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1984 AF. COMBINED
RIGHT NOS.: 43-10642, 43-10643, 43-4060G, 43-4063G, 43-2417E,
43-2418E, 43-4060E, 43-4061E, 43-4062E, 43-4063E, 43-4064E.

PRIORITY DATE: 05/01/1957

POINT OF DIVERSION:	T11S R28E S18	SESWNE	Within CASSIA County
	T11S R28E S18	SESESE	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	0.35 CFS 147.70 AFY

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

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>							
T11S R28E S18		NENE	31	T11S R28E S18		NWNE	33
T11S R28E S18		SWNE	33	T11S R28E S18		SENE	28
T11S R28E S18		NENW	31	T11S R28E S18	LOT 1	NWNW	34
T11S R28E S18	LOT 2	SWNW	34	T11S R28E S18		SENE	30
T11S R28E S18		NESW	32	T11S R28E S18	LOT 3	NWSW	35
T11S R28E S18	LOT 4	SWSW	33	T11S R28E S18		SESW	29
T11S R28E S18		NESE	32	T11S R28E S18		NWSE	36

512 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 124 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2417E, 43-2418E, 43-4060E, 43-4061E, 43-4062E, 43-4063E, 43-4064E.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 496 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2417E, 43-2418E, 43-4060E, 43-4061E, 43-4062E, 43-4063E, 43-4064E, 43-4060G, 43-4063G, 43-10642, AND 43-10643.

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

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 43-2417E, 43-2418E, 43-4060E, 43-4061E, 43-4062E, 43-4063E, 43-4064E, 43-4060G, 43-4063G, 43-10642, 43-10643 AND 43-10645.

RIGHT NO. 43-10645 IS AN EXPANSION OF THIS RIGHT, AND OTHER RIGHTS DIVERTED FROM THE WELLS DESCRIBED IN THIS RIGHT, PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Page 1 of 32STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4050

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

02417B
Name of applicant Cleft of the Rock Farms Phone 349-5716
Post Office address P.O. Box 429, American Falls, ID 83211

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes We have no access to the wells that previously supplied this ground, but do have 2 existing wells that will now be used.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>43-02417 D</u>	<u>1-31-1955</u>	<u>0.243</u>	<u>Irrig.</u>	<u>4-1</u> to <u>10-31</u>
<u>43-02418 D</u>	<u>1-31-1955</u>	<u>0.243</u>	<u>"</u>	<u>"</u> to <u>"</u>
<u>43-04060 D</u>	<u>4-1-1954</u>	<u>0.083</u>	<u>"</u>	<u>"</u> to <u>"</u>
<u>43-04061 D</u>	<u>5-1-1957</u>	<u>0.155</u>	<u>"</u>	<u>"</u> to <u>"</u>
<u>43-04062 D</u>	<u>5-1-1955</u>	<u>0.142</u>	<u>"</u>	<u>"</u> to <u>"</u>
<u>43-04063 D</u>	<u>5-1-1955</u>	<u>0.212</u>	<u>"</u>	<u>"</u> to <u>"</u>
<u>43-04064 D</u>	<u>5-1-1957</u>	<u>0.348</u>	<u>"</u>	<u>"</u> to <u>"</u>

2. Total amount of water being transferred 1.426 cubic feet per second and/or 496 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SE	18	11S	28E	Cassia	
	SE NW	SW	NE	"	"	"	"	

5. Lands irrigated or place of use: No Change

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	28E	18					31	31	31	31									124

R PROOF

CVR

MAPS

PHOTOS

MISC

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