

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: **A43-10238**

Date Received: 5/24/1989

Receipt No: M003693

Received By: _____

AMENDED

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

AMENDED

1. Name: SUNSET RANCH, INC. 208-678-4194
Address: C/O DONALD F. JOHNSON
P.O. BOX 761
BURLEY ID 83318

2. Date of Priority: MAR 15, 1934

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	26E	25	SE	SW	NE		CASSIA
			SE	SE	NE		CASSIA
	27E	30	SW	SW	NW	2	CASSIA

5. Description of diverting works:
3 WELLS MANIFOLD W/ SURFACE WATERS, MAINLINE, PIVOTS, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	6.490		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 1932.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER/ 150 HEAD OF BEEF CATTLE

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
12S	26E	24	NE		SE		IRR	40.0	
			NW		SE		IRR	40.0	
			SW		SE		IRR	40.0	
			SE		SE		IRR	40.0	
							Section Acres	160.0	
		25	NE		NE		IRR	40.0	
			NW		NE		IRR	40.0	
			SW		NE		IRR	40.0	
			SE		NE		IRR	40.0	
							Section Acres	160.0	
		27E	19	NW		SW	3	IRR	51.0
				SW		SW	4	IRR	51.0
				SE		SW		IRR	40.0
									Section Acres
		30	NE		NW		IRR	40.0	
			NW		NW	1	IRR	51.0	
SW			NW	2	IRR	51.0			
SE			NW		IRR	40.0			
					Section Acres	182.0			
					Total Acres	644.0			

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

14. Remarks:

*****IDWR NOTE

CLAIM AMENDED PURSUANT TO TRANSFER #3841 2/24/92 ADM

15. Basis of Claim: BENEFICIAL USE

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

25-Feb-1992 08:23

Sunset Ranch Inc.
P.O. Box 761
Burley ID 83318

RE: Amendment of SRBA Claim A43-02422 and A43-10238

Dear Claimants:

Pursuant to the approval of Transfer No. 3841 your above referenced Notice of Claim(s) in the Snake River Basin Adjudication (has/have) been amended to conform with the transfer. Please find enclosed a printout of the way the claim record has been modified. Please look the modified record over carefully to be sure it correctly reflects your intended change. If you have questions please feel free to contact this office.

Sincerely

Allen Merritt, P.E.
Water Right Supervisor

Encl:

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IN AND FOR THE COUNTY OF TWIN FALLS,

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Address: C/O DONALD F. JOHNSON
P.O. BOX 761
BURLEY, ID 83318 208-678-4194

2. Date of Priority: MAR 15, 1934

3. Source: GROUNDWATER Trib. to:

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		30	SW	SW	NW		CASSIA

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8. Total consumptive use is 1932.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 150 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
12S	26E	24	NE	SE		IRR	40.0	
			NW	SE		IRR	40.0	
			SW	SE		IRR	40.0	
			SE	SE		IRR	40.0	
		Section Acres						160.0
		25	NE	NE		IRR	40.0	
			NW	NE		IRR	40.0	
			SW	NE		IRR	40.0	
	SE		NE		IRR	40.0		
	Section Acres						160.0	
	27E	19	NW	SW		IRR	51.0	
			SW	SW		IRR	51.0	
			SE	SW		IRR	40.0	
			Section Acres					
		30	NE	NW		IRR	40.0	
			NW	NW		IRR	51.0	
SW			NW		IRR	51.0		
SE			NW		IRR	40.0		
Section Acres						182.0		
Total Acres						644.0		

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

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A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

14. Remarks:

THIS CLAIM COMBINED WITH ALL OTHER CLAIMS SHALL NOT EXCEED 0.02 CFS PER ACRE AND THE SURFACE WATER RIGHTS SHALL BE UTILIZED FIRST, WHEN AVAILABLE.

THIS CLAIM IS SOMEWHAT BASED UPON TWO STAT. CLAIMS 43-04148 & 43-04056. THE SYSTEM IS MANIFOLD TO INCLUDE ALL RIGHT BOTH GROUNDWATER AND SURFACE WATER. THERE ARE 3 WELL 1 IN THE SW OF THE NE OF SECTION 25 AND 2 IN THE SW OF THE SW OF THE NW OF SECT. 30.

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14. Remarks: Continued

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 Organizations:

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 10, 1989

Sunset Ranch, Inc.
C/O Donald F. Johnson
P.O. Box 761
Burley, Idaho 83318

RE: Snake River Basin Adjudication
Claims #A43-00193, #A43-00194, #A43-00195, #A43-02422,
#A43-10238 - Cassia

Dear Mr. Johnson:

We are forwarding to you data entered copies of the claims you submitted for your property in Cassia County. During review of the claims it was noted that item #8, Total Consumptive Use, was blank. For your legal description the Department recommends 3 acre feet per annum(afa). The following list indicates the consumptive use for each claim based upon the number of irrigated acres claimed.

A43-00193	-	564 acres	-	1692 afa
A43-00194	-	564 acres	-	1692 afa
A43-00195	-	564 acres	-	1692 afa
A43-02422	-	162 acres	-	486 afa
A43-10238	-	644 acres	-	1932 afa

If these amounts agree with your actual usage please keep the copies of these claim in your files. However if this does not agree with your actual usage, please correct the amount and explain at item #14, "Remarks". Then sign the claim(s) having your signature notarized and return the claim as "Amended" to the Department of Water Resources Southern Region Office, 2148 Fourth Avenue East, Twin Falls, ID 83301.

Do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,

Anna Baumhoff
Agent, Adjudication Section

AB:ab:south
Enclosures:

Claims #A43-00193, A43-00194, A43-00195, A43-02422,
A43-10238.

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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
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Receipt No: MO03693
Received By: AB

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P.O. BOX 761
BURLEY, ID 83318
208-678-4194

2. Date of Priority: MAR 15, 1934

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4. Point of Diversion:

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STOCKWATER	01/01	12/31	0.050		

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8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 150 HEAD BEEF CATTLE

A43-10238

Page

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
12S	26E	24	NE		SE		IRR	40.0	
			NW		SE		IRR	40.0	
			SW		SE		IRR	40.0	
			SE		SE		IRR	40.0	
				Section Acres				160.0	
		25	NE		NE		IRR	40.0	
	NW			NE		IRR	40.0		
	SW			NE		IRR	40.0		
	SE			NE		IRR	40.0		
				Section Acres				160.0	
		27E	19	NW		SW		IRR	51.0
	SW				SW		IRR	51.0	
	SE				SW		IRR	40.0	
				Section Acres				142.0	
		30	NE		NW		IRR	40.0	
NW			NW		IRR	51.0			
SW			NW		IRR	51.0			
SE			NW		IRR	40.0			
			Section Acres				182.0		
			Total Acres				644.0		

11. Place of use in counties: CASSIA

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

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A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

14. Remarks:

THIS CLAIM COMBINED WITH ALL OTHER CLAIMS SHALL NOT EXCEED 0.02 CFS PER ACRE AND THE SURFACE WATER RIGHTS SHALL BE UTILIZED FIRST, WHEN AVAILABLE.

|
THIS CLAIM IS SOMEWHAT BASED UPON TWO STAT. CLAIMS 43-04148 & 43-04056. THE SYSTEM IS MANIFOLD TO INCLUDE ALL RIGHT BOTH GROUNDWATER AND SURFACE WATER. THERE ARE 3 WELL 1 IN THE SW OF THE NE OF SECTION 25 AND 2 IN THE SW OF THE SW OF THE NW OF SECT. 30.

A43-10238

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MAR 04 1993

14. Remarks: Continued

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: 1

For Organizations:

I do solemnly swear or affirm that I am Pres. of
Sunset Ranch Inc. , that I have signed the foregoing
Organization
document in the space below as Pres. of
Title
Sunset Ranch Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

Donald F. Johnson
Signature of Authorized Agent

Pres. Sunset Ranch Inc.
Title and Organization

5-24-89
Date

State of Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of May 19 89

Anna Baunhoff
Notary Public

Seal

Residing at _____

My Commission Expires December 7, 1994
Anna Baunhoff, Notary Public
Residing at Boise, Idaho

A43-10238

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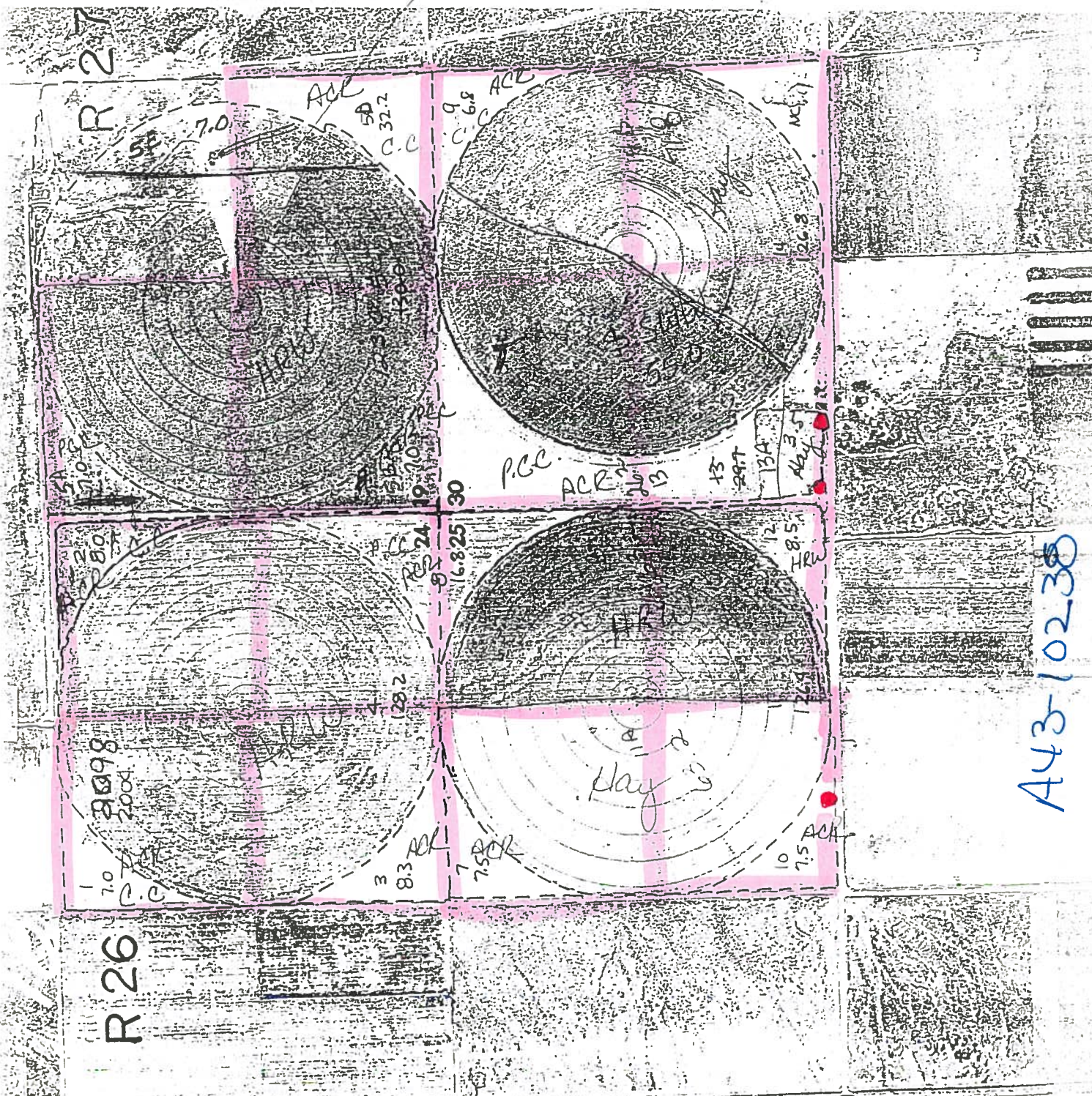
MAR 04 1993

02.22
5-19, 24
25, 30

1-12

100

290'



443-10238

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MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:48:11
11/19/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A43-10238

LAST: SUNSET RANCH, INC.
ADDRESS: C/O DONALD F. JOHNSON

P.O. BOX 761

CITY:

BURLEY

PHONE NUMBER: 208-678-4194

FIRST:

STATE: ID ZIP: 83318

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE Y
FIELD EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM COMBINED WITH ALL OTHER CLAIMS SHALL NOT EXCEED 0.02 CFS PER ACRE AND THE SURFACE WATER RIGHTS SHALL BE UTILIZED FIRST, WHEN AVAILABLE.

THIS CLAIM IS SOMEWHAT BASED UPON TWO STAT. CLAIMS 43-04148 & 43-04056. THE SYSTEM IS MANIFOLD TO INCLUDE ALL RIGHT BOTH GROUNDWATER AND SURFACE WATER. THERE ARE 3 WELL 1 IN THE SW OF THE NE OF SECTION 25 AND 2 IN THE SW OF THE SW OF THE NW OF SECT. 30.

See transfer
analyses by
Tutthill, 1982-83 and
Jones, 1990-91 in
A43-2#22

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CONTACT PERSON: Don Johnson PHONE NUMBER: () - -

DATE OF FIELD EXAM: ___/___/___ APPOINTMENT MADE: Y() N() TIME: ___:___ A() P()

ACCOMPANIED BY: _____ PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A43-10238 PRIORITY DATE: 03-15-1934 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER FIELD
Y Y

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(✓) N()
IF YES EXPLAIN.

REMARKS: *Send proof of priority pamphlet*

===== RECOMMENDED PRIORITY DATE: =====

REVIEWED BY _____

DATE _____

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A43-10238	12S	26E	25	SW	SW	NE		CASSIA
A43-10238	12S	26E	30	SW	SW	NW		CASSIA

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A43-04056
R PREFIX
NONE

WR RECORDS IN SAME 40 ACRE TRACT
43-04056
43-04148

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	DUE TO SOURCE DISCREPANCY?	DATABASE	FIELD EXAMINER
(Y/N)	(Y/N)	Y	
		Y	

REMARKS:

Groundwater source is consistent. Transfer submitted 11/90 proposes to correct P/D description of Sec 25 well. Field exam reveals

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---

SOURCE: _____

REVIEWED BY: _____

TRIB: _____

DATE: _____

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MAR 04 1993

A. ROOT WATER RIGHT NUMBERS: A43-10238
A43-10636

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	27E	19	SE	SW		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC.	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC.	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC.	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.	43-00015	43-00015			
						SUNSET RANCH INC.	43-04148	43-04148	37.0		
12S	27E	30	NE	NW		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC.	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC.	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC.	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.	43-00015	43-00015			
						SUNSET RANCH INC.	43-04148	43-04148	35.0		
12S	27E	30	NW	NW		SUNSET RANCH, INC.	A43-10238 /51.0	-			
						WILLIAMS, EST. OF W. E.	43-02422	43-02422	54		
12S	27E	30	SW	NW		SUNSET RANCH, INC.	A43-10238 /51.0	-			
						SUNSET RANCHES	A43-10239	-			
						WILLIAMS, EST. OF W. E.	43-02422	43-02422	52		
12S	27E	30	SE	NW		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC.	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC.	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC.	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.	43-00015	43-00015			
						SUNSET RANCH INC.	43-04148	43-04148	34.0		
12S	26E	24	NE	SE		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC.	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC.	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC.	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.	43-00015	43-00015			
						WILLIAMS, DELLA	43-04056	43-04056	33.0		
12S	26E	24	NW	SE		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC.	A43-00193 /40.0	-			
						SUNSET RANCH, INC.	A43-00194 /40.0	-			
						SUNSET RANCH, INC.	A43-00195 /40.0	-			
						GARNER, G. E.	43-02009	43-02009			
						SUNSET RANCH INC.	43-04148	43-04148	40.0		
12S	26E	24	SW	SE		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC.	A43-00193 /40.0	-			
						SUNSET RANCH, INC.	A43-00194 /40.0	-			
						SUNSET RANCH, INC.	A43-00195 /40.0	-			
						WILLIAMS, DELLA	43-04056	43-04056	40.0		

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12S 26E 25 NE	SUNSET RANCH, INC.	A43-10238	/40.0	-	/	37.0
	SUNSET RANCH, INC.	A43-00193	/40.0	43-00193	/	
	SUNSET RANCH, INC.	A43-00194	/40.0	43-00194	/	
	SUNSET RANCH, INC.	A43-00195	/40.0	43-00195	/	
	CASSIA CREEK IRRIGATION CO.			43-00015	/	
	WILLIAMS, EST. OF W. E.			43-02422	/40.0	
12S 26E 24 SE	SUNSET RANCH, INC.	A43-10238	/40.0	-	/	34.0
	SUNSET RANCH, INC.	A43-00193	/40.0	43-00193	/	
	SUNSET RANCH, INC.	A43-00194	/40.0	43-00194	/	
	SUNSET RANCH, INC.	A43-00195	/40.0	43-00195	/	
	SUNSET RANCH, INC.	A43-02422	/ 5.0	43-02422	/ 5.0	> 40
	CASSIA CREEK IRRIGATION CO.			43-00015	/	
	SUNSET RANCH INC.			43-04148	/35.0	
12S 26E 25 NW	SUNSET RANCH, INC.	A43-10238	/40.0	-	/	38.0
	WILLIAMS, DELLA			43-04056	/40.0	
12S 26E 25 SW	SUNSET RANCH, INC.	A43-10238	/40.0	-	/	40.0
	WILLIAMS, DELLA			43-04056	/40.0	
12S 26E 25 SE	SUNSET RANCH, INC.	A43-10238	/40.0	-	/	38.0
	SUNSET RANCH, INC.	A43-00193	/40.0	43-00193	/	
	SUNSET RANCH, INC.	A43-00194	/40.0	43-00194	/	
	SUNSET RANCH, INC.	A43-00195	/40.0	43-00195	/	
	CASSIA CREEK IRRIGATION CO.			43-00015	/	
	WILLIAMS, EST. OF W. E.			43-02422	/32.0	> 40
	SUNSET RANCH INC.			43-04148	/ 8.0	
12S 27E 19 NW	SUNSET RANCH, INC.	A43-10238	/51.0	-	/	54
	WILLIAMS, DELLA			43-04056	/40.0	
12S 27E 19 SW	SUNSET RANCH, INC.	A43-10238	/51.0	-	/	54
	WILLIAMS, EST. OF W. E.			43-02422	/ 5.0	> 15
	SUNSET RANCH INC.			43-04148	/10.0	
TOTAL ACRES		A43-10238	644.00		436	406-00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

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MAR 04 1993

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

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MAR 04 1993

A. AJ CLAIMED USES:

PURPOSES
A43-10238 IRRIGATION
A43-10238 STOCKWATER

MONTH/DAY
FROM 01-01 TO 12-31
FROM 01-01 TO 12-31

DIVERSION QUANTITY
6.490 CFS
.050 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

6.490 CFS

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y () N ()

AJ TOTAL CLAIMED DIVERSION RATE: 6.490 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y
FIELD DATABASE EXAMINER

B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y () N () IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A43-10238	GROUNDWATER	SUNSET RANCH, INC.	6.490	0.010		
A43-00193	CASSIA CREEK	SUNSET RANCH, INC.	3.900	0.006		
A43-00195	CASSIA CREEK	SUNSET RANCH, INC.	1.200	0.002		
A43-02422	GROUNDWATER	SUNSET RANCH, INC.	3.100	0.019		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A43-10238	STOCKWATER	SUNSET RANCH, INC.	FROM 01-01 TO 12-31	.050 CFS	
A43-10239	STOCKWATER	SUNSET RANCHES	FROM 01-01 TO 12-31	.050 CFS	
A43-10239	DOMESTIC	SUNSET RANCHES	FROM 01-01 TO 12-31	.040 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from P/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y () N ()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y () N () ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1932.0 AF/A

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

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y () N ()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
TOTAL FOR THIS RIGHT				

REVIEWED BY: _____

DATE: _____

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-10238

DATABASE
5.660

TOTAL DIVERSION RATE OF WR SPLITS

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A43-04148	A43-10238	6.490	-	-	43-04148	1.480
A43-04056	A43-10238	6.490	-	-	43-04056	3.200
A43-02306B	A43-10636	1.700	-	-	-	-
A43-04117	A43-10636	1.700	-	-	43-04117	0.300
A43-04231	A43-10636	1.700	-	-	43-04231	0.680

TOTAL CFS

18.080

5.660

DIVERSION RATE REVIEW

FIELD
EXAMINERDATABASE
NDO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

REMARKS:

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MAR 04 1999

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:48:11
11/19/90

PAGE: 15
QUICKLOOK INFORMATION

CLAIM NUMBER: A43-10238

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

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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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

A43-10238
SUNSET RANCH, INC.
C/O DONALD F. JOHNSON
P.O. BOX 761
BURLEY ID 83318

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

METER RECORD

Meter No.

Meter Reading 1724

Meter Reading

Date In _____

Date Out _____

Meter
Reading

Meter Reading

WILLIAMS, Bob
Malta
Idaho

MINIMUM 40 IN

 $\times 10$

METER READING	USED	NET CHARGE	METER CARD	PENALTY APPEARS	AMOUNT PAID	DATE	BALANCE DUE
Brought Forward							
JAN							
FEB							
MARCH							
APRIL							
MAY	951	227.00					
	57	44.50				31 63	67.30 M
					67.30	JAN 14 63	00 M
JUNE	175	224.00					
	57	44.50				JUN 30 63	67.00 M
					67.00	JUL 11 63	00 M
JULY	585	1450.00					
	27	44.50				JUL 30 63	147.50 M
					147.50	AUG 13 63	00 M
AUG.	745	1171.00					
	27	44.50				AUG 30 63	152.80 M
					152.80	SEP 16 63	00 M
SEPT.	825	851.00					
	27	44.50				SEP 30 63	114.14 M
					114.14	OCT 15 63	00 M
OCT.							
	57	44.50				OCT 31 63	59.64 M
NOV							
							89.20
							50.
Meter disconnected November 5, 1963 Reading 6679 B. 2.7 Apply Long Payment 11/63 3721- 36760 -9550 64470							
DEC.							

Affidavit of Bob E. Williams

H.C. 61 Box 1160 MALTA, IDAHO 83342

I HEREBY TESTIFY THAT IN AUGUST OF 1961 WAYMAN VARBROUGH DRILLED A WELL IN SW 1/4 NE 1/4 SECTION 25 RANGE 26 TOWNSHIP 12 SOUTH E.B.M. SAID WELL WAS 200 FEET DEEP WITH A 16" CASING. A 40 HP U.S. MOTOR WAS INSTALLED ON A WINTHROUGH PUMP BY WITHERSPOON. WATER WAS OPEN DISCHARGE INTO THE HIGHLINE DITCH AND IRRIGATES ABOUT 200 ACRES. HAY AND GRAIN WERE THE CROPS GROWN. AN ADDITIONAL 180 TO 200 ACRES WAS ALSO IRRIGATED WHICH WAS NATIVE PASTURE FOR OUR COW HERD OF 360 CATTLE. FORTY FEET TO THE EAST OF THIS WELL WAS A HAND DUG WELL WHICH WAS PUMPED BY A TRACTOR AND A PERLESS P.T.O. PUMP. THIS WELL PUMPED ABOUT 80 INCHES.

Bob E. Williams 2-26-92
BOB E. WILLIAMS DATE

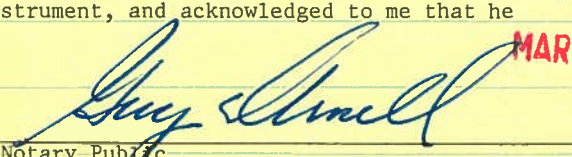
STATE OF IDAHO, COUNTY OF CASSIA

On this 26th day of February, 1992, before me, a notary public in and for said

State, personally appeared BOB E. WILLIAMS, known to me to be the person whose

name is subscribed to the within instrument, and acknowledged to me that he

executed the same.


Notary Public
Residing at Burley, Idaho
My Commission expires: JUNE 8, 1993

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MAR 04 1993

12343

DEVELOP

Service 10. 12. 1961

Form C-153-1
Page 1

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, made this 9th day of August, 1961, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller Robert E. Williams and ~~#####~~ 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^{NE} 1/4 of NW^{NE} 1/4

Section 25, Township 12 South, Range, 26, of the Boise Meridian. And has a well on the SE^{NE} 1/4 of NW^{NE} 1/4 of Section 25 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 40 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, 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 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 \$ 165.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 165.00 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

MICROFILMED

MAR 04 1993

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 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 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.

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MAR 04 1993

State of Idaho, County of Cassia)
I hereby certify that this instrument was filed for record at request of)
at _____ minutes past _____ o'clock)
A.M. this _____ day of _____ A.D. 1961 in my office and)
as No. _____)
Duly recorded on Film No. _____)
Fees: _____)
By _____)
(Seal)

Re: R.R.R.E.C.
Malta

Robert E. Williams
(Consumer)

By _____

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By Edwin C. Schlender
(Manager)

STATE OF IDAHO)
County of Cassia) ss

On this 9th day of August, 19 61, 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 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.

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.

STATE OF IDAHO)
County of Cassia) ss

On this 29th day of Nov, 1961, before me, the undersigned, A Notary Public in and for said State, personally appeared Robert E. Williams, 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.

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.

MAR 04 1993

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 24th day of February, 19 55, between
the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and
W. E. Williams & Wife 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:

Section 30, Township 12 South, Range 27,
East, of the Boise Meridian. And has a well on the SW¹ NW¹
of Section 30 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 30 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, 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 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
\$ 240.00 to be paid during any irrigation season, then the Consumer agrees
to pay to the Seller a minimum charge of \$ 240.00 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

MAR 04 1993

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 five 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.

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MAR 04 1955

W E Williams
(Consumer)

(Seal)

By Mrs H. E. Williams

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By P. E. Shano
(Manager)

STATE OF IDAHO }
County of Cassia } ss

On this 28 day of Feb, 1955, before me, the undersigned, a Notary Public in and for said State, personally appeared P. E. Shano, 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.

Henry Thompson
Notary Public for the State of Idaho,
residing at MALTA, IDAHO, Idaho.

STATE OF IDAHO }
County of Cassia } ss

On this 25 day of Feb, 1955, before me, the undersigned, A Notary Public in and for said State, personally appeared W. E. Williams & wife, 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.

Henry Thompson
Notary Public for the State of Idaho,
residing at MALTA, IDAHO, Idaho.

MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Sunset Ranch Inc. Phone 678-4194Post Office address P.O. Box 761, Burley, ID 83318

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 Correct P/D errors on claims
2. Describe the reason for the proposed changes One old well has too much sand - keeps ruining bowls
I want to move to a better location & case the well better to keep most of the sand out

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>A43-02422</u>	<u>2-15-1955</u>	<u>3.10 cfs</u>	<u>Irrig.</u>	<u>2-15</u> to <u>11-15</u>
<u>A43-10238</u>	<u>3-15-1934</u>	<u>6.49 cfs</u>	<u>"</u>	<u>1-1</u> to <u>12-31</u>
		<u>0.05 cfs</u>	<u>Stockwater</u>	<u>"</u> to <u>"</u>
				to

2. Total amount of water being transferred 6.49 cubic feet per second and/or _____ acre-feet per annum3. 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
	SW	SW	NW	30	125	27E	Cassia	
	SE	SE	NE	25	"	26E	"	
	SE	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	

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Total acres _____

PART 1

6. General Information:

a. Description of diversion system 3 connected wells & pumps, sprinklers

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

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

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

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MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A43-02422 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 2-15-1955

5. Water is used for the following purpose:

amount 3.10 cfs for Irrig. purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.10 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	30	12S	27E	Cassia	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
12S	26E	24																5	5
	27E	19											44 5						5
		25	40				32												72
		30						41 40	42 40										80

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Total acres 162

9. Describe any other water rights used for the same purpose as described above _____

A43-10238

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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MAR 04 1993

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A43-10238 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 3-15-1939

5. Water is used for the following purpose:

amount 6.49 cfs for Irrig. purposes from 1-1 to 12-31
(cfs/ac-ft)
amount 0.05 cfs for Stockwater purposes from 1-1 to 12-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.49 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NE	25	12S	26E	Cassia	
	SW	SW	NW	30	"	"		

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
12S	26E	24													40	40	40	40	160
		25	40	40	40	40													160
	27E	19									40	40	40	40					160
		30					40	40	40	40									160

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MAR 04 1993

Total acres 644

9. Describe any other water rights used for the same purpose as described above A43-02422

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

MICROFILMED
MAR 04 1993

Total acres _____

R26E R27E

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

113° 22' 30"
42° 22' 30"

BURLEY 29 MI.
BOZEMAN 3 MI.

R. 26 E. 306

R. 27 E.

307

20'

4693000m N

4692

4691

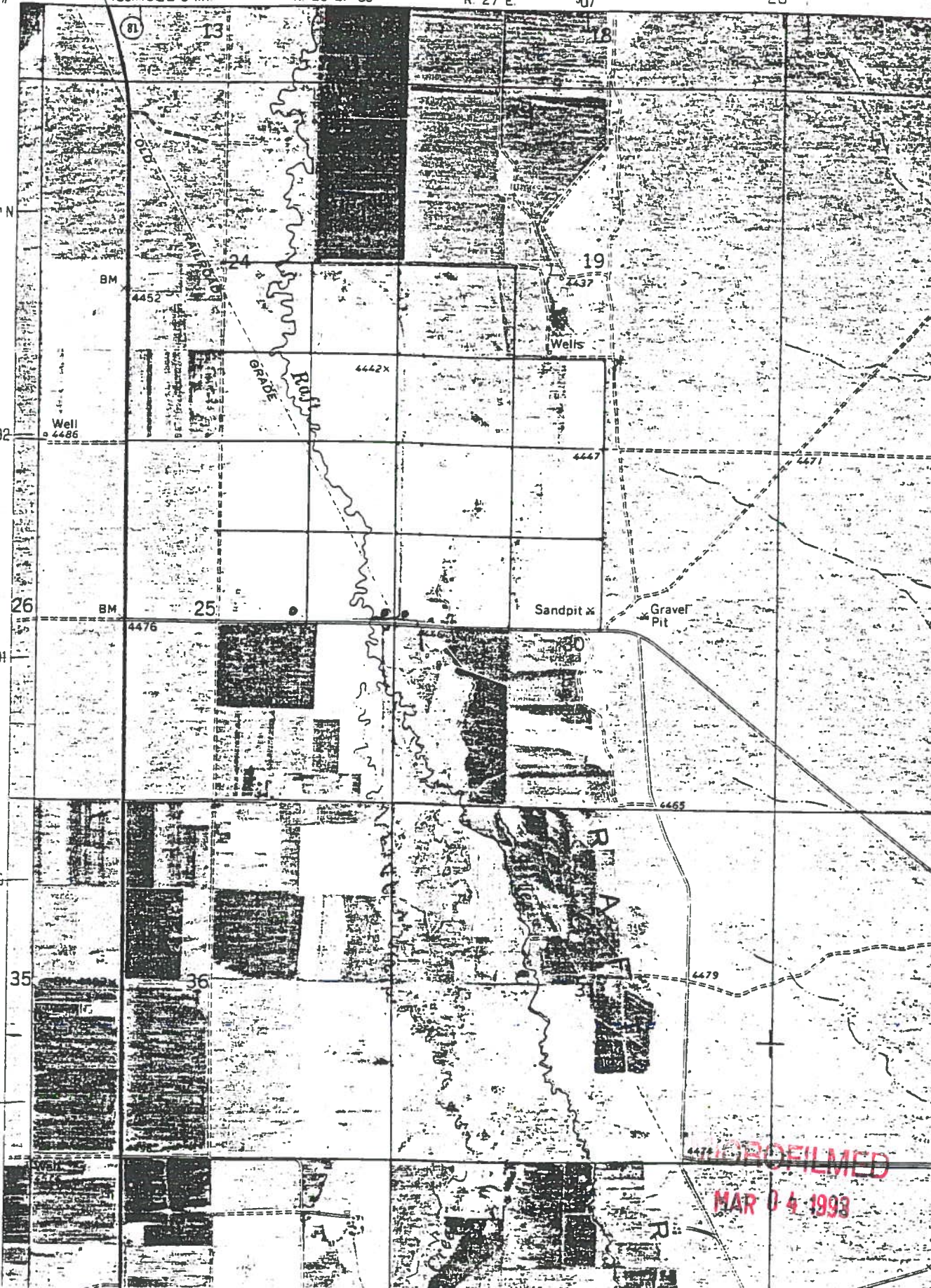
4690

20'

4689

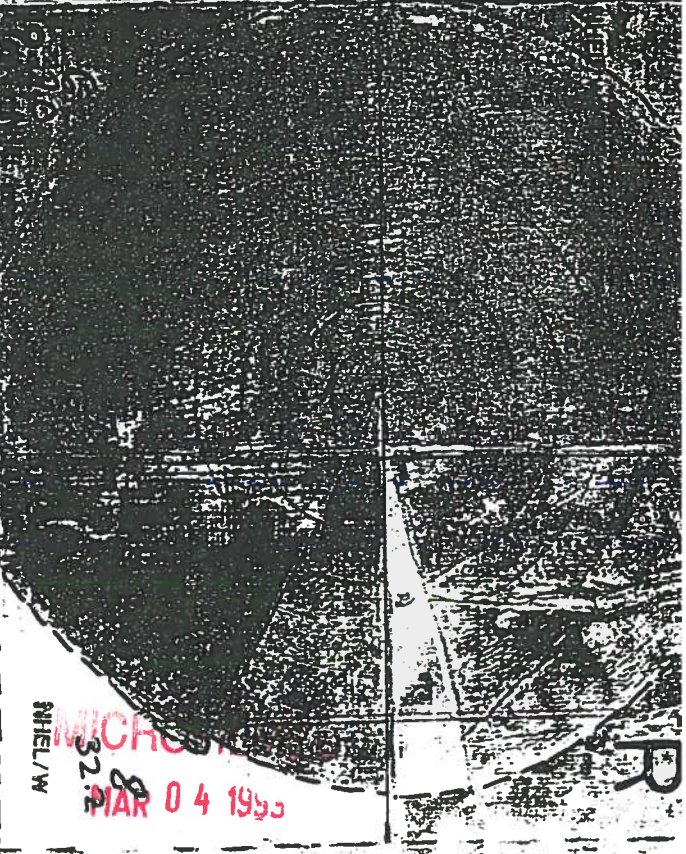
T. 12 S.

T. 13 S.

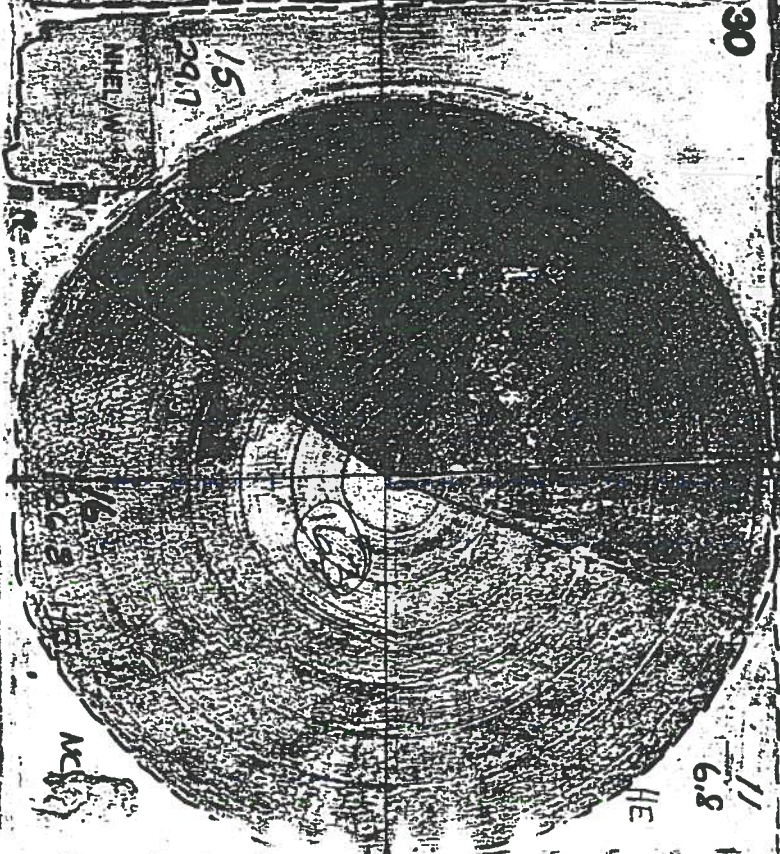
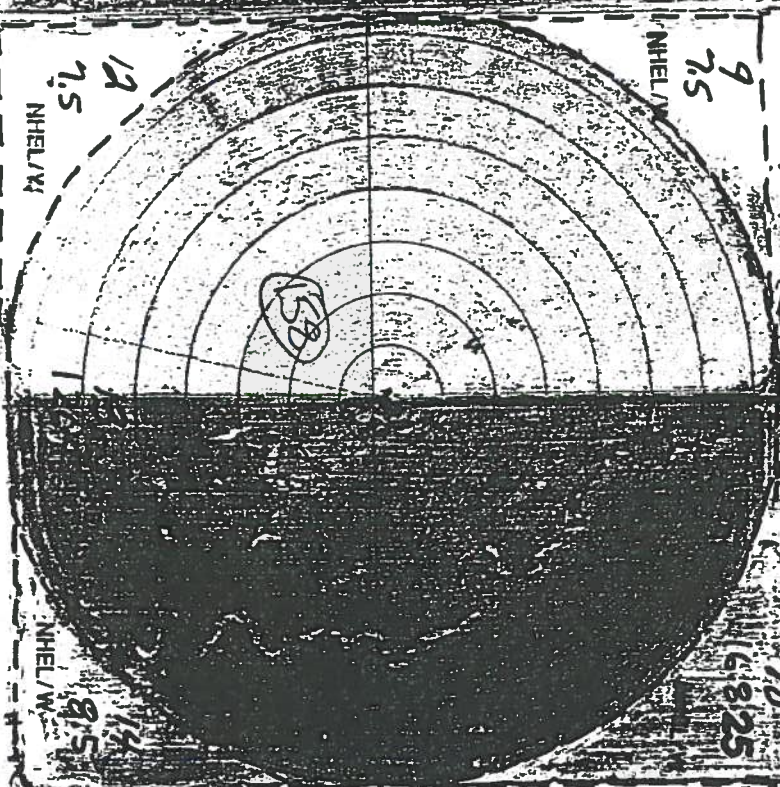


MICROFILMED
MAR 04 1993

R
26



MICRO
32.2
MAR 04 1955



877

877



True North

CASSIA

N. 0° 08' E.

N. 0° 08' E.

N. 0° 20' W.

N. 0° 37' W.

WEST

N. 89° 53'

80.31

Sec. 18

Sec. 17

N. 89° 50' W.

N. 89° 51'

40.28

80.46

Sec. 19

Sec. 20

N. 89° 24' W.

N. 89° 45'

40.235

80.47

Sec. 30

Sec. 29

N. 89° 29' W.

N. 89° 46'

40.27

80.85

Sec. 31

Sec. 32

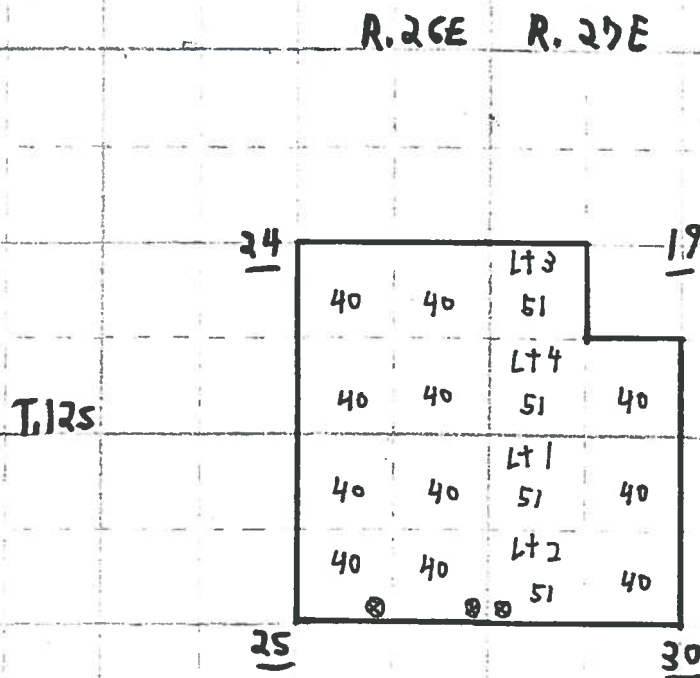
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MAR 04 1993

W.C. N. 89° 13' W. 1.82 CHS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



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

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MAR 04 1993

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Donald F. Johnson
(Signature of Applicant)

Subscribed and sworn to before me this 14th day of November, 19 90.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 3 attachments

Received by J. Stanton Date 11-14-90 Protest filed by _____

Prelim. check by _____ Fee \$50. 50/28/4

Receipted by JS Date 11-14-90

Published in So. ID. Press Copies of protest forwarded by _____

Pub. dates 5/31 + 6/7/91 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MICROFILMED**MAR 04 1993**

LAND LIST ATTACHMENT

Description and location of place of use:

Sunset Ranch Transfer
Filed 11/14/90

[illegible]

Total number of acres irrigated _____

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MAR 04 1965

5/13/91
DRJ

Transfer Analysis for Sunset Ranch RBA #'s A 43-2422, -10238

- 1982 Transfer by Sunset Ranch (#26) was withdrawn by applicants after evidence of expansion was found to Dave Tutthill.

- This transfer is essentially the same but is based on ^{SRBA} claims of license and beneficial use.

- Beneficial use claim ⁽⁻¹⁰²³⁸⁾ cites 1934 p which loosely follows statutory claim 43-4148 + 43-4056, for groundwater diversions of 6.49 cfs (more than stat claim total 4.0

⁽¹⁹⁶⁰⁾
- Licensing exam¹ for -2422 did not mention other groundwater irrigations. Tutthill's request for evidence of priority and irrigation were not fulfilled.

- Transfer proposes to change point of diversion and correct SR claim information only.

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MAR 04 1993

5/13/91 Transfer Analysis Continued
DRJ

- Sum of acreage:

License & Stat. claims = 431

SRBA claims = 644

ASCS Map = 617

- ASCS Map indicates NESW 19 as part system, but not owned by Sunset or not included here.

Recommendations

- Approve transfer to add point diversion to license.

- Acknowledge modification of SRBA claims to add p/d

- Withhold approval of SRBA claim ie defer action to SRBA process

MICROFILMED

MAR 04 1993

COPY

2001 NOV 23 PM 1:23

FILED
TWIN FALLS CO., IDAHO

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

In Re SRBA)
Case No. 39576)
SUBCASE NO. 43-2422, 43-10238,
43-12960
NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER

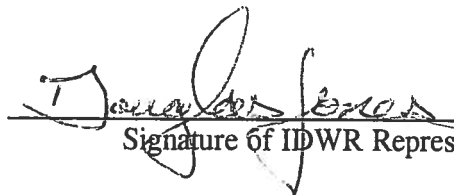
An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership	☐ Split of Water Right
☒ Point of Diversion	☐ Place of Use
☐ Period of Use	☐ Nature of Use

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

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

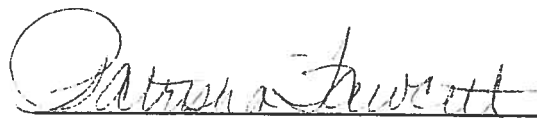
Dated: 11/16/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/23, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Sunset Ranch Inc
PO Box 761
Burley ID 83318
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

11/15/2001

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

7001 NOV 23 PM 1:23

RIGHT NUMBER: 43-2422
NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

IDAHO
CASSIA COUNTY, IDAHO
FILED

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.100 CFS
648.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 6.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
1804 AF. COMBINED RIGHT NOS.: 43-02422, 43-10238, & 43-12960.

PRIORITY DATE: 02/15/1955

POINT OF
DIVERSION:

T12S R26E S25 SESWNE Within CASSIA County
T12S R26E S25 SESENE Within CASSIA County
T12S R27E S30 SWSWNW Lot 2 Within CASSIA County
T12S R27E S30 SENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3.100 CFS 648.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S24	NESE	32.0	T12S R26E S24	NWSE	28.0
T12S R26E S24	SWSE	28.0	T12S R26E S24	SESE	39.0
T12S R26E S25	NENE	40.0	T12S R26E S25	NWNE	33.0
T12S R26E S25	SWNE	29.0	T12S R26E S25	SENE	38.0
T12S R27E S19 Lot 3	NWSW	51.0	T12S R27E S19 Lot 4	SWSW	51.0
T12S R27E S19	SESW	41.0	T12S R27E S30	NENW	41.0
T12S R27E S30 Lot 1	NWNW	52.0	T12S R27E S30 Lot 2	SWNW	50.0
T12S R27E S30	SENW	32.0			

585 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
43-00193, 43-00194, 43-00195, 43-02422, 43-10238, & 43-12960.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 162 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

11/15/2001

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

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.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER CANNOT BE DELIVERED TO THE RIGHT HOLDER.

IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE, THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED WITHOUT AN APPROVED TRANSFER PURSUANT TO SECTION 42-222, IDAHO CODE, OR APPROVAL OF THE DEPARTMENT IF A TRANSFER IS NOT REQUIRED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-12960 IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

11/15/2001

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.200 CFS
1,156.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 6.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
1804 AF. COMBINED RIGHT NOS.: 43-02422, 43-10238, & 43-12960.

PRIORITY DATE: 09/01/1961

POINT OF
DIVERSION:

T12S R26E S25 SESWNE Within CASSIA County
T12S R26E S25 SESENE Within CASSIA County
T12S R27E S30 SWSWNW Lot 2 Within CASSIA County
T12S R27E S30 SENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3.200 CFS 1,156.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S24	NESE	32.0	T12S R26E S24	NWSE	28.0
T12S R26E S24	SWSE	28.0	T12S R26E S24	SESE	39.0
T12S R26E S25	NENE	40.0	T12S R26E S25	NWNE	33.0
T12S R26E S25	SWNE	29.0	T12S R26E S25	SENE	38.0
T12S R27E S19 Lot 3	NWSW	51.0	T12S R27E S19 Lot 4	SWSW	51.0
T12S R27E S19	SESW	41.0	T12S R27E S30	NENW	41.0
T12S R27E S30 Lot 1	NWNW	52.0	T12S R27E S30 Lot 2	SWNW	50.0
T12S R27E S30	SENW	32.0			

585 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 289 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
43-00193, 43-00194, 43-00195, 43-02422, 43-10238, & 43-12960.

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

11/15/2001

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

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.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE, THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED WITHOUT AN APPROVED TRANSFER PURSUANT TO SECTION 42-222, IDAHO CODE, OR APPROVAL OF THE DEPARTMENT IF A TRANSFER IS NOT REQUIRED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 43-12960 IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

11/15/2001

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

RIGHT NUMBER: 43-12960

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.440 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1804 AF. COMBINED RIGHT NOS.: 43-02422, 43-10238, & 43-12960.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

T12S R26E S25 SESWNE Within CASSIA County
T12S R26E S25 SESENE Within CASSIA County
T12S R27E S30 SWSWNW Lot 2 Within CASSIA County
T12S R27E S30 SENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.440 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S24	NESE	32.0	T12S R26E S24	NWSE	28.0
T12S R26E S24	SWSE	28.0	T12S R26E S24	SESE	39.0
T12S R26E S25	NENE	40.0	T12S R26E S25	NWNE	33.0
T12S R26E S25	SWNE	29.0	T12S R26E S25	SENE	38.0
T12S R27E S19 Lot 3	NWSW	51.0	T12S R27E S19 Lot 4	SWSW	51.0
T12S R27E S19	SESW	41.0	T12S R27E S30	NENW	41.0
T12S R27E S30 Lot 1	NWNW	52.0	T12S R27E S30 Lot 2	SWNW	50.0
T12S R27E S30	SENW	32.0			

585 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 134 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00193, 43-00194, 43-00195, 43-02422, 43-10238, & 43-12960.

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

11/15/2001

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

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.

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE, THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED WITHOUT AN APPROVED TRANSFER PURSUANT TO SECTION 42-222, IDAHO CODE, OR APPROVAL OF THE DEPARTMENT IF A TRANSFER IS NOT REQUIRED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SUNSET RANCH INC
PO BOX 761
BURLEY ID 83318

RE: SRBA Claim(s) 43-2422, 43-10238, 43-12960

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69318

RECEIVED

NOV 16 2001

Department of Water Resources
Southern Region

This is to certify that: SUNSET RANCH INC
PO BOX 761
BURLEY ID 83318
(208)678-4194

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

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
43-12960	AJC/Beneficial Use	06/30/1985	1.44 cfs		134.0	585.0	GROUND WATER
43-2422	AJC/License	02/15/1955	3.10 cfs	648.0 af	162.0	585.0	GROUND WATER
43-10238	AJC/Beneficial Use	09/01/1961	3.20 cfs	1156.0 af	289.0	585.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-12960	NO	NO	NO	YES	NO	NO
43-2422	NO	NO	NO	YES	NO	NO
43-10238	NO	NO	NO	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
43-12960	43-12960	1.44 cfs		134.0	585.0		N/A	N/A	N/A	N/A
43-2422	43-2422	3.10 cfs	648.0 af	162.0	585.0		N/A	N/A	N/A	N/A
43-10238	43-10238	3.20 cfs	1156.0 af	289.0	585.0		N/A	N/A	N/A	N/A
TOTALS		6.30 cfs	1804.0 af	N/A	585.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2422
As Modified by Transfer No. 69318

In accordance with the approval of Transfer No. 69318, Water Right No. 43-2422 is now described as follows.

Right Holder: SUNSET RANCH INC
 PO BOX 761
 BURLEY ID 83318

Priority Date: 02/15/1955

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	3.10 CFS	648.0 AF
			3.10 CFS	648.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SESNW	Sec. 30 Twp 12S	Rge 27E	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	
12S	26E	24													32.0	28.0	28.0	39.0	127.0
12S	26E	25	40.0	33.0	29.0	38.0													140.0
12S	27E	19									51.0	51.0	41.0						143.0
12S	27E	30					41.0	52.0	50.0	32.0	L3	L4							175.0
								L1	L2										

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-2422 is limited to the irrigation of 162.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- 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.
- 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.

WATER RIGHT NO. 43-2422
As Modified by Transfer No. 69318

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 13th day of November, 2001



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-10238**As Modified by Transfer No. 69318**

In accordance with the approval of Transfer No. 69318, Water Right No. 43-10238 is now described as follows.

Right Holder: SUNSET RANCH INC
PO BOX 761
BURLEY ID 83318

Priority Date: 09/01/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.20 CFS	1,156.0 AF
			3.20 CFS	1,156.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENEW	Sec. 30 Twp 12S	Rge 27E	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	
12S 26E 24													32.0	28.0	28.0	39.0	127.0
12S 26E 25	40.0	33.0	29.0	38.0													140.0
12S 27E 19										51.0	51.0	41.0					143.0
12S 27E 30					41.0	52.0	50.0	32.0		L3	L4						175.0
						L1	L2										

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-10238 is limited to the irrigation of 289.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- 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.
- 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.

WATER RIGHT NO. 43-10238
As Modified by Transfer No. 69318

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(8), 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 13th day of November, 2001



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-12960
As Modified by Transfer No. 69318

In accordance with the approval of Transfer No. 69318, Water Right No. 43-12960 is now described as follows.

Right Holder: SUNSET RANCH INC
 PO BOX 761
 BURLEY ID 83318

Priority Date: 06/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	1.44 CFS	
			1.44 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENEW	Sec. 30 Twp 12S	Rge 27E	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	
12S	26E	24																	127.0
12S	26E	25	40.0	33.0	29.0	38.0													140.0
12S	27E	19									51.0	51.0	41.0					143.0	
12S	27E	30					41.0	52.0	50.0	32.0	L3	L4							175.0
							L1	L2											

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-12960 is limited to the irrigation of 134.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- 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.
- 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.

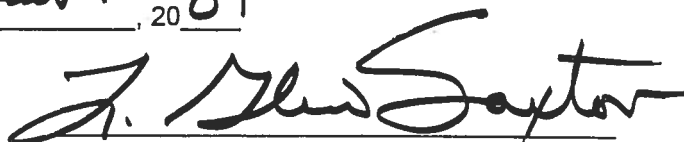
WATER RIGHT NO. 43-12960
As Modified by Transfer No. 69318

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 13th day of November, 2001



Chief, Water Allocation Bureau



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNI
GOVERNOR

KARL J. DREHER
DIRECTOR

December 18, 2000

SUNSET RANCHES, INC.
C/O DON JOHNSON
PO BOX 761
BURLEY ID 83318

RE: Adjudication Claims A43-02422, A43-10238

Dear Mr. Johnson,

I have been working on the recommendations for your claims and realized another claim may be needed. You originally filed two groundwater claims. A43-02422, priority date 2/15/1955, was based on a license for 3.1 cfs on 162 acres. A43-10238 was a beneficial use claim, priority date 3/15/1934, for 6.49 cfs on 644 acres.

The 1987 aerial photos show approximately 620 irrigated acres. An analysis of the 1962 and 1968 aerial photos show approximately 191 were irrigated at that time. Of the 620 irrigated acres as of 1987, allowing the 162 licensed acres from 1955, leaves a difference of 29 acres, which can be recognized under 43-10238 with a 1962 priority date and a diversion rate of 0.58 cfs. The remaining 429 acres can only be recognized as an **expansion claim**, under Idaho Code 1416.b. These claims have a priority date of 6/30/1985, with no additional diversion rate or volume allowed. You will be limited to a total of 3.68 cfs and 764 AFA on the 620 acres.

In order for the extra 429 acres to be recommended, you must file a new expansion claim, which requires a filing fee of \$50.00. Please give me a call at your earliest convenience to set up an appointment, if you wish to file this claim. Our recommendations are scheduled to be mailed out in January, so this must be done as soon as possible. If you are planning to come to Twin, please call ahead to make sure I will be available to help you.

If you have any questions or wish to make an appointment, please give me a call at the office.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

Robertson, Jean

From: Robertson, Jean
Sent: Wednesday, July 05, 2000 3:05 PM
To: King, Scott
Subject: RE: A43-10238 Sunset Ranch (Don Johnson)

Hi Scott,

I've looked this one over and it seems the only evidence of priority they've submitted is an agreement for purchase of power as of 8/9/61 for a well with a 40hp pump in the SENE of Section 25, and an affidavit stating that a well was drilled in Aug. of 1961 in the SWNE of Section 25. Nothing to support the 1934 claimed priority date... There was an approved transfer (#3841) in 1992 which "corrected" the pod for one of the wells in section 25 and added another one in section 25. It also raised some questions as to the validity of A43-10238. Please do try to get some measurements or documentation for these wells, if possible, as I think we may have a problem here... thanks, Jeanie

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

From: King, Scott
Sent: Thursday, June 29, 2000 6:21 PM
To: Robertson, Jean
Subject: A43-10238 Sunset Ranch (Don Johnson)

Jeanie,

When you get a moment, please review the above file and 43-02422 and call me. Has Johnson submitted any data to support claimed priority or flow rate for any or all of the 3 wells? The fall 1962 photography appears to limit the extent of development of the BU claim to not much more than the license (-02422). I'm wondering what you have on this claim before I pursue the well flow rate issue.

This one is quite interesting. In the early 1980s, Dave T. put the nix on an early transfer because 1968 photography clearly indicated illegal expansion. This resulted in an additional BU claim filing. But when looking at the 1962 photos, my eye tells me there is more in '68 than in '62. I see something in the 200 to 225 acre range for license and BU claim, and not the 644 total claimed in AJ.

The 1960 field exam for -02422 indicates only one 30-hp well developed, although the application was for several wells. I'm also concerned that there were two wells added after 1960, and likely after 1962. In the 1983 filing for 43-04148, the three wells were 200-hp, 125-hp, and 150-hp. When were the other two wells added?

I'm out Fri and Mon. Can you either call me Wednesday, or shoot an e-mail.

Thank you!

Scott

43-10238

Affidavit of BOB E. WILLIAMS

H.C. 61 Box 1160 MALTA, IDAHO 83342

I HEREBY TESTIFY THAT IN AUGUST OF 1961
WAYMAN VARBROUGH DRILLED A WELL IN
SW 1/4 NE 1/4 SECTION 25 RANGE 26 TOWNSHIP 12 SOUTH
E.B.M. SAID WELL WAS 200 FEET DEEP WITH
A 16" CASING. A 40 HP U.S. MOTOR WAS INSTALLED
ON A WINTHROUGH PUMP BY WITHERSPOON.
WATER WAS OPEN DISCHARGE INTO THE HIGHLINE DITCH
AND IRRIGATED ABOUT 200 ACRES. HAY AND GRAIN
WERE THE CROPS GROWN. AN ADDITIONAL 180 TO
200 ACRES WAS ALSO IRRIGATED WHICH WAS NATIVE
PASTURE FOR OUR COW HERD OF 360 CATTLE.
FORTY FEET TO THE EAST OF THIS WELL WAS A HAND DUG
WELL WHICH WAS PUMPED BY A TRACTOR AND A
PEERLESS P.T.O. PUMP. THIS WELL PUMPED ABOUT
80 INCHES.

Bob E. Williams

2-26-92

BOB E. WILLIAMS

DATE

STATE OF IDAHO, COUNTY OF CASSIA

On this 26th day of February, 1992, before me, a notary public in and for said
State, personally appeared BOB E. WILLIAMS, known to me to be the person whose
name is subscribed to the within instrument, and acknowledged to me that he
executed the same.

Guy Small
Notary Public
Residing at Burley, Idaho
My Commission expires: JUNE 8, 1993

T=451

-162

289 Ac.

allowed as B.U.

under 43-10238

24

39

47

25

39

51

10

(24)

(19)

(25)

(30)

4

27

40

43

18

39

45

62 photo

NAME	ACCOUNT NUMBER	CONTACT			HP	DEL	PAID	STATION	DATE
		DATE	TIME	MIN					
Anderson, Ross H.	50028	4-14-54	9	81	10	80	4/12/54		
Anderson, Ross D.	50030	4-14-54	1	80	10	80	4/12/54		
Anderson, Ross	50027	4-13-54	9	80	10	80	4/12/54		
Anderson, Ross	50033	4-14-54	9	80	75	60	4/12/54		
Anderson, Ross	50060	5-25-54	9	120	15	120	5/10/54		
Anderson, Ross	50001	5-25-54	9	120	15	120	5/10/54		
Anderson, Ross	50015	5-25-54	9	120	40	320	5/11/54		
Anderson, Ross	50016	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50017	4-19-54	1	320	40	320	3/27/54		
Anderson, Ross	50018	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50019	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50020	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50021	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50022	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50023	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50024	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50025	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50026	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50027	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50028	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50029	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50030	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50031	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50032	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50033	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50034	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50035	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50036	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50037	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50038	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50039	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50040	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50041	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50042	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50043	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50044	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50045	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50046	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50047	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50048	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50049	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50050	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50051	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50052	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50053	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50054	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50055	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50056	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50057	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50058	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50059	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50060	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50061	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50062	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50063	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50064	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50065	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50066	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50067	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50068	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50069	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50070	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50071	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50072	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50073	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50074	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50075	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50076	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50077	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50078	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50079	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50080	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50081	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50082	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50083	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50084	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50085	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50086	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50087	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50088	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50089	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50090	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50091	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50092	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50093	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50094	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50095	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50096	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50097	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50098	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50099	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50100	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50101	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50102	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50103	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50104	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50105	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50106	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50107	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50108	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50109	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50110	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50111	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50112	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50113	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50114	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50115	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50116	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50117	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50118	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50119	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50120	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50121	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50122	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50123	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50124	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50125	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50126	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50127	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50128	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50129	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50130	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50131	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50132	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50133	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50134	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50135	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50136	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50137	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50138	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50139	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50140	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50141	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50142	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50143	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50144	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50145	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50146	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50147	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50148	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50149	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50150	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50151	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50152	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50153	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50154	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50155	4-19-54	1	400	60	400	3/27/54		
Anderson, Ross	50156	4-19-54	1	400	60	400	3/27/54		

NAME	ADDRESS	MINIMUM CONTRACT MINIMUM	CONTRACT Date Written	Term (Years)	Capacities Silo Ordered	HOOK-UP CHD Date Paid	Name H P	Measured VI
Wight, Harvey		18098	1-22-54	nine	M 10			
Williams, W. B.		1501	2-21-55	nine	I 30	2/19/56		
Wrenchell, L. V.		14020	3-1-54	seven	I 70	5-14-56		
Wright Brothers		1505	1-13-54	three	I 30	4-2-56		
Wright Brothers		1909	1-13-54	five	M 10	5-4-56		
Wright Brothers		1907	1-13-54	one	M 70	5-4-56		
Wright Brothers		1908	1-13-54	one	M 70	5-4-56		
Wright Brothers		1902	1-21-55	five	I 100	5-4-56		
Wright Brothers		1901	2-15-54	six	I 125	5-4-56		
Wright, Alva		14025	1-6-54	two	I 75	5-4-56		
Wright, L. W.		24030	5-1-54	one	M 5	5-4-56		
Wright, R. D.		120.00	2-9-54	one	M 25	5-4-56		

Contract cancelled
in favor of wife

7-17-56
1150

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.43-10238
(Trans #3841)

1. WELL OWNER Name <u>Sunset Ranches Inc.</u> Address <u>Box 761 Burley Idaho</u> Owner's Permit No. <u>43-90-5-028 OK</u>		7. WATER LEVEL Static water level <u>72</u> feet below land surface Flowing? ☐ Yes ☐ No G.P.M. flow <u>760</u> Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>55</u> °F. Quality <u>good</u> Describe artesian or temperature zones below																																																																																			
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☒ Pump ☐ Bailer ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>1000</u></td><td><u>100'</u></td><td><u>12</u></td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>1000</u>	<u>100'</u>	<u>12</u>																																																																												
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>16</td><td>0</td><td>4</td><td>top soil</td><td></td><td></td></tr><tr><td>16</td><td>4</td><td>16</td><td>Dark Blue Clay</td><td></td><td>X</td></tr><tr><td>16</td><td>16</td><td>42</td><td>large gravel</td><td></td><td>X</td></tr><tr><td>16</td><td>42</td><td>84</td><td>clay + gravel</td><td></td><td>X</td></tr><tr><td>16</td><td>84</td><td>110</td><td>clean gravel pen</td><td>X</td><td></td></tr><tr><td>16</td><td>110</td><td>126</td><td>large gravel</td><td>X</td><td></td></tr><tr><td>16</td><td>126</td><td>189</td><td>good gravel</td><td>X</td><td></td></tr><tr><td>16</td><td>189</td><td>240</td><td>small gravel</td><td>X</td><td></td></tr><tr><td>16</td><td>240</td><td>250</td><td>Brown sandy clay</td><td></td><td>X</td></tr><tr><td>14</td><td>255</td><td>285</td><td>small gravel</td><td>X</td><td></td></tr><tr><td>14</td><td>285</td><td>290</td><td>+ sand</td><td></td><td></td></tr><tr><td>14</td><td>290</td><td>300</td><td>sand</td><td></td><td></td></tr></tbody></table> 14" liner has shoe on top		Bore Diam.	Depth		Material	Water		From	To	Yes	No	16	0	4	top soil			16	4	16	Dark Blue Clay		X	16	16	42	large gravel		X	16	42	84	clay + gravel		X	16	84	110	clean gravel pen	X		16	110	126	large gravel	X		16	126	189	good gravel	X		16	189	240	small gravel	X		16	240	250	Brown sandy clay		X	14	255	285	small gravel	X		14	285	290	+ sand			14	290	300	sand		
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____		RECEIVED FEB 15 1991 Department of Water Resources Southern Region Office																																																																																			
5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>250</u> inches</td><td><u>16</u> inches</td><td><u>1</u> feet</td><td><u>250</u> feet</td></tr><tr><td><u>250</u> inches</td><td><u>14</u> inches</td><td><u>230</u> feet</td><td><u>290</u> feet</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☒ Knife ☐ Torch ☐ Gun Size of perforation <u>5/16</u> inches by <u>2</u> inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>900</u> perforations</td><td><u>80</u> feet</td><td><u>190</u> feet</td></tr><tr><td><u>900</u> perforations</td><td><u>150</u> feet</td><td><u>190</u> feet</td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>20</u> Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port <u>Pipe Auger entry casing</u>				Thickness	Diameter	From	To	<u>250</u> inches	<u>16</u> inches	<u>1</u> feet	<u>250</u> feet	<u>250</u> inches	<u>14</u> inches	<u>230</u> feet	<u>290</u> feet									Number	From	To	<u>900</u> perforations	<u>80</u> feet	<u>190</u> feet	<u>900</u> perforations	<u>150</u> feet	<u>190</u> feet																																																					
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location. <table border="1"><tr><td>N</td><td></td><td></td></tr><tr><td>W</td><td></td><td>E</td></tr><tr><td></td><td></td><td></td></tr><tr><td>S</td><td></td><td></td></tr></table> Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Cassia</u> <u>SE 1/4 NE 1/4 Sec. 25, T. 12 S. R. 26 E.</u>		N			W		E				S			10. Work started <u>11-15-90</u> finished <u>1-10-91</u>																																																																							
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11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were compplied with at the time the rig was removed. Firm Name <u>Chesley Drilling</u> Firm No. <u>428</u> Address <u>Burley Ida</u> Date <u>1-15-90</u> Signed by (Firm Official) <u>Bill Chesley</u> and (Operator) <u>Bill Chesley</u>																																																																																					

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Service No. 14042

Form C-153-1
Page 1

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, made this 9th day of August, 1961, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller Robert E. Williams and ~~Robert E. Williams~~ 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: SE¹/₄ of NE¹/₄

Section 25, Township 12 South, Range, 26, of the Boise Meridian. And has a well on the SE¹/₄ of NE¹/₄ of Section 25 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 40 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, 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 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 \$ 165.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 165.00 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

43-10235

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 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 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.

A Idaho, County of Cassia) ss.
by certify that this instrument was filed for record at request of
minutes past 12 in my office and
A.D., 1961 No. 1234
M. this 15 day of August 1961
ly recorded on Film No. 270
By Billy J. Beall Deputy
(Seal)
: R.R.R.E.C.
Malta

Robert E. Williams
(Consumer)

By _____

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By Edwin C. Schlender
(Manager)

STATE OF IDAHO)
County of Cassia) ss

On this 9th day of August, 19 61, 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 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.

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.

STATE OF IDAHO)
County of Cassia) ss

On this 29th day of Nov, 1961, before me, the undersigned, A Notary Public in and for said State, personally appeared Robert E. Williams, 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.

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNI
GOVERNOR

KARL J. DREHER
DIRECTOR

July 12, 2001

SUNSET RANCH INC
C/O DON JOHNSON
PO BOX 761
BURLEY ID 83318

RE: NOTICE OF ERROR 43-10238

Dear Mr. Johnson,

I have reviewed the file regarding your notice of error on the priority date of this right. I can find nothing that proves the 1934 claimed priority date. The affidavit from Mr. Williams states that the well was drilled in 1961 and the power company records also reflect this date. The original statutory filing for 43-4056 (on which this claim was somewhat based) stated that the well was pumped with gas before 1961, but no well log or any real evidence of pumping capacity or other information about this was provided.

If you can provide any additional information, even during the **Objection** period, I may be able to change my recommendation, but at this point I am leaving the recommended priority date as 9/01/1961. It is doubtful that the recommended diversion rate of 3.2 cfs was developed in 1934 and probably fewer acres would be recognized as of that date. If you wish to pursue the 1934 date, a smaller diversion rate and acre limitation may be recognized, but an additional claim would be needed to identify the extra diversion rate and additional acres developed with the new well in 1961.

If you have any further questions, feel free to call the office for an appointment.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie'.

Jeanie Robertson
Sr. Water Resource Agent

05/10/2001

NOTICE OF ERROR
REPLY

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

Return this reply form to IDWR by the deadline date printed below if you want 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: ~~43-12960~~ 43-10238

SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318
Telephone Number: (208)678-4194

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

priority date of 1934 ~~is~~

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:

this 1934 ~~is~~ is consistent with written aviclaent of witnesses + well logs

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

DATE: 7-3-01

SIGNATURE:

Donald F. Johnson

Please print your name:

Donald F. Johnson

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

03/07/2001

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 3.2 CFS
1156 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 6.3 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1804 AF. COMBINED RIGHT NOS.: 43-
02422, 43-10238, & 43-12960.

PRIORITY DATE: 09/01/1961 8/9/61

POINT OF DIVERSION:	T12S R26E S25	SESWNE	Within CASSIA County
	T12S R26E S25	SESENE	Within CASSIA County
	T12S R27E S30 LOT 2	SWSWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	3.20 CFS 1,156.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T12S R26E S24	NESE	32	T12S R26E S24 NWSE 28
T12S R26E S24	SWSE	28	T12S R26E S24 SESE 39
T12S R26E S25	NENE	40	T12S R26E S25 NWNE 33
T12S R26E S25	SWNE	29	T12S R26E S25 SENE 38
T12S R27E S19 LOT 3	NWSW	51	T12S R27E S19 LOT 4 SWSW 51
T12S R27E S19	SESW	41	T12S R27E S30 NENW 41
T12S R27E S30 LOT 1	NWNW	52	T12S R27E S30 LOT 2 SWNW 50
T12S R27E S30	SENW	32	

585 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 74 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00193, 43-00194, 43-00195, 43-02422,
43-10238, & 43-12960.

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

Water Right 43-10238

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.

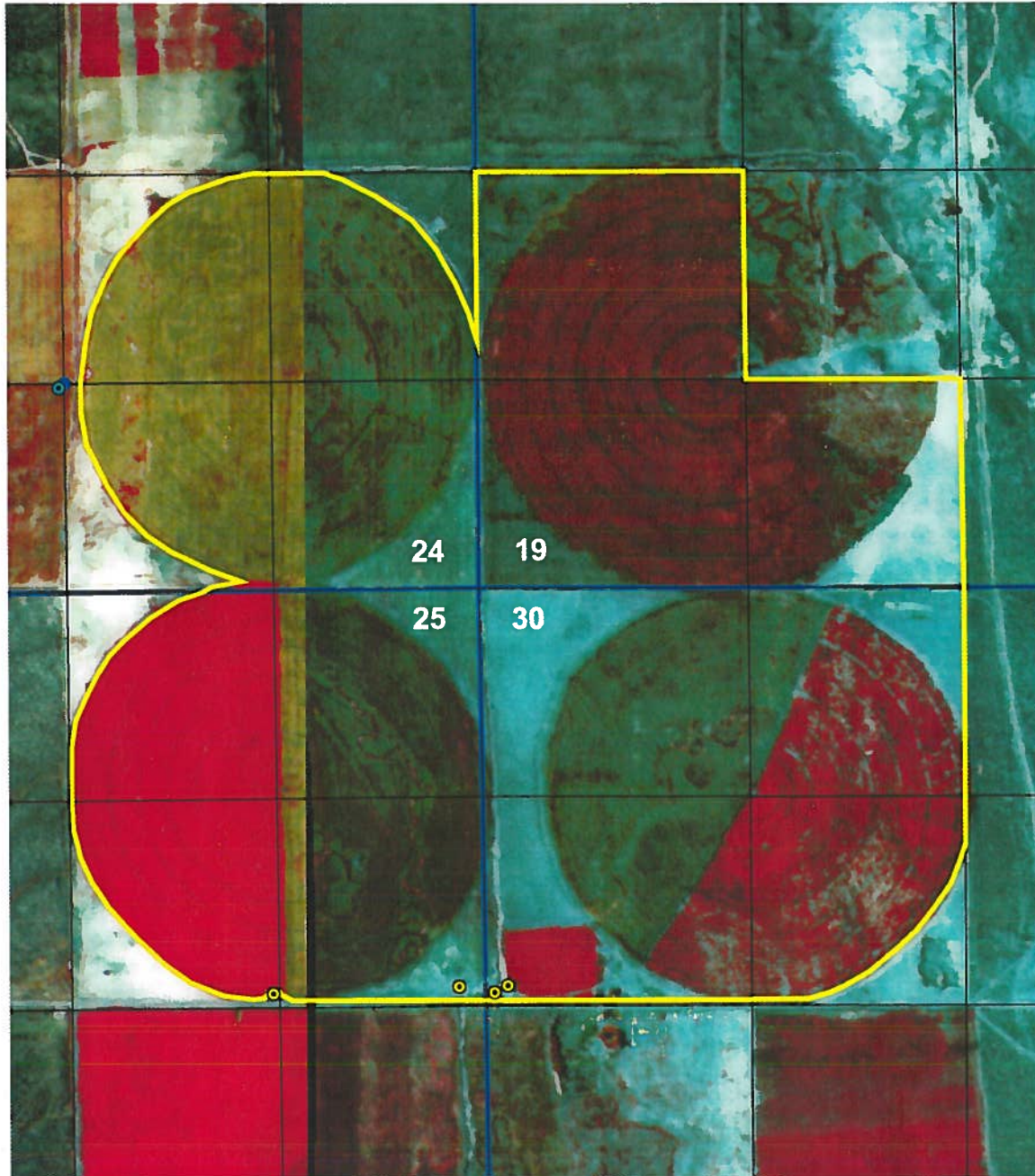
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 43-12960 IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

43-00193, 43-00194 43-00195,
43-02422, 43-10238, & 43-12960



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON MAR. 8, 2001
TWP 12S, RNG 26E, SEC. 24 & 25
TWP 12S, RNG 27E, SEC. 19 & 30



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

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

VERIFIED BY

8/2/27/01

02/27/2001

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.58 CFS
116 AFY

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-00193, 43-
00194, 43-00195, 43-02422, & 43-10238.

PRIORITY DATE: 08/01/1961

POINT OF DIVERSION:	T12S R26E S25	SESWNE	Within CASSIA County
	T12S R26E S25	SESENE	Within CASSIA County
	T12S R27E S30 LOT 2	SWSWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.58 CFS 116.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>							
T12S R26E S24		NESE	32	T12S R26E S24		NWSE	39
T12S R26E S24		SWSE	39	T12S R26E S24		SESE	39
T12S R26E S25		NENE	40	T12S R26E S25		NWNE	40
T12S R26E S25		SWNE	40	T12S R26E S25		SENE	40
T12S R27E S19	LOT 3	NWSW	51	T12S R27E S19	LOT 4	SWSW	51
T12S R27E S19		SESW	41	T12S R27E S30		NENW	41
T12S R27E S30	LOT 1	NWNW	52	T12S R27E S30	LOT 2	SWNW	51
T12S R27E S30		SENW	41				

637 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 29 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 637 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00193, 43-00194, 43-00195, 43-02422, &
43-10238.

USE OF THIS RIGHT WITH RIGHT NO. 43-02422 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 191 ACRES IN A SINGLE
IRRIGATION SEASON.

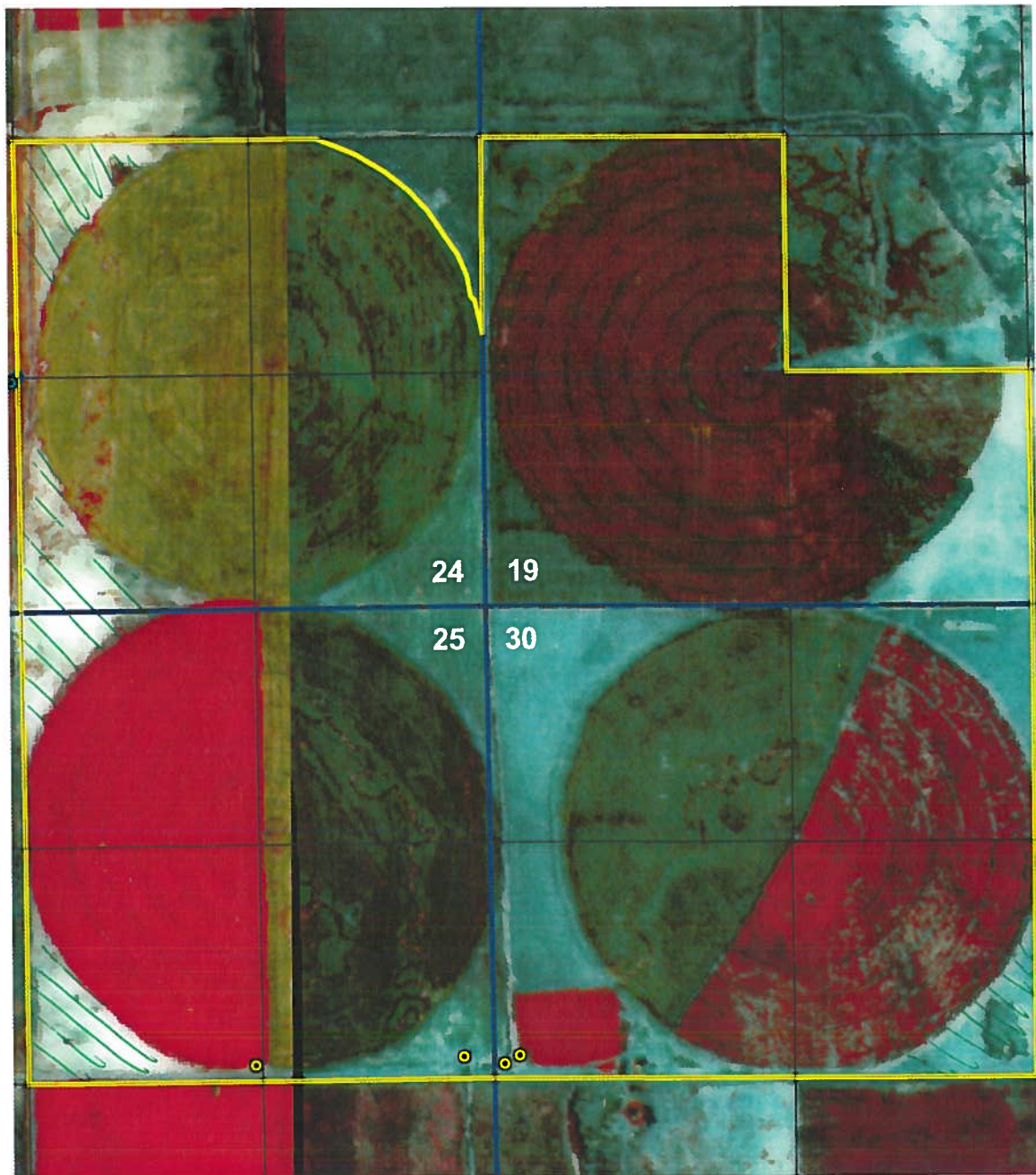
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Idaho Department of Water Resources

43-00193, 43-00194, 43-00195, 43-02422, & 43-10238



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON FEB. 27, 2001
TWP 12S, RNG 26E, SEC. 24 & 25
TWP 12S, RNG 27E, SEC. 19 & 30



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

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

12/21/2000

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.58 CFS
116 AFY

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-00193, 43-
00194, 43-00195, 43-02422, 43-10238, & 43-_____.

PRIORITY DATE: 08/01/1961

POINT OF DIVERSION:	T12S R26E S25	SESWNE	Within CASSIA County
	T12S R26E S25	SESENE	Within CASSIA County
	T12S R27E S30	LOT 2 SWSWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.58 CFS 116.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>							
T12S R26E S24		NESE	32	T12S R26E S24		NWSE	39
T12S R26E S24		SWSE	39	T12S R26E S24		SESE	39
T12S R26E S25		NENE	40	T12S R26E S25		NWNE	40
T12S R26E S25		SWNE	40	T12S R26E S25		SENE	40
T12S R27E S19	LOT 3	NWSW	51	T12S R27E S19	LOT 4	SWSW	51
T12S R27E S19		SESW	41	T12S R27E S30		NENW	41
T12S R27E S30	LOT 1	NWNW	52	T12S R27E S30	LOT 2	SWNW	51
T12S R27E S30		SENW	41				

637 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 29 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 637 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00193, 43-00194, 43-00195, 43-02422,
43-10238, & 43-_____.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:
Water Right 43-10238

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:01:14
07/06/00
6

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-10238

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUNSET RANCH INC	03/15/1934 9/1/1961	IRRIGATION STOCKWATER	3-15/11-15 01-01-12-31 01-01-12-31	~~58~~ 6.490 CFS 0.050 CFS	~~1932.00 AFA~~ 116 A (29X4)
TOTAL DIVERSION:					6.490 CFS	
CONSUMPTIVE USE:					3.2	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T12S R26E S25 SESWNE SESENE
R27E S30 Lot02(SWSWNW)

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
12S	26E	24	:					:					:					:	32	40	39	39	:	160.0
12S	26E	25	:	40		40		40	40				:					:					:	160.0
12S	27E	19	:					:					:	43	41	41		:					:	142.0
12S	27E	30	:					:	41	52	51	41	:	03-51	04-51		40	:					:	182.0
TOTAL ACRES																							644.0	

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

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER/ 150 HEAD OF BEEF CATTLE

EXP

Cond. Codes:
C18, N05, N08

Other Rights: A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI + app. claim

Remarks: GEN *****IDWR NOTE

CLAIM AMENDED PURSUANT TO TRANSFER #3841 2/24/92 ADM

Copy to comments

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Remarks:

POU1 K06 29Ac.
E14 637Ac.
E11 191Ac. w/all
QNT E28 .02cfs
w/all

191 Ac. irrigated in '62
-162 Ac. lit. 13-02422
29Ac. B.U.

29X.02/Ac. = 0.58 cfs

29X4 = 116 AF

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:56:00
01/24/00
52

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A43-10238

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUNSET RANCH INC	03/15/1934	IRRIGATION STOCKWATER	3/15-7/1/15 01-01 12-31 01-01 12-31	6.490 CFS 0.050 CFS	1156 A (289 x 4)
TOTAL DIVERSION:					6.490 CFS	1932.00 AFA
~~CONSUMPTIVE USE:~~					3.2	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T12S R26E S25 SESWNE SESENE
R27E S30 Lot02(SWSWNW)

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENE NWNE SWNE SENE	:	NENW NWNW SWNW SENW	:	NESW NWSW SWSW SESW	:	NESE NWSE SWSE SESE	:	SUM			
12S	26E	24	:	:	:	:	:	:	:	:	40	40	40	40	: 160.0	
12S	26E	25	:	40	40	40	40	:	:	:	:	:	:	:	: 160.0	
12S	27E	19	:	:	:	:	:	:	03-51	04-51	40	:	:	:	: 142.0	
12S	27E	30	:	:	:	:	40	01-51	02-51	40	:	:	:	:	: 182.0	
														TOTAL ACRES	644.0	

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

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER/ 150 HEAD OF BEEF CATTLE

Other Rights: A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

Remarks: GEN *****IDWR NOTE
CLAIM AMENDED PURSUANT TO TRANSFER #3841 2/24/92 ADM

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

289 / 585 PPU
Cond. Code C18
Remarks: K06 2
POU1 E14 58
QNT E27 6.32
1804
(451A x 4) EXP K03
- 1296

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:51:48
01/24/00

PAGE: 17
QUICKLOOK INFORMATION

51
CLAIM NUMBER: A43-10238

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

BARCODE UPDATED
WHOM/DATE

R PROOF

CVR

MAPS

PHOTOS

MISC

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—

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—

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IDAHO
CASSIA
Report ID: ASCS-156EZ

U.S. Dept. of Agriculture
Agri. Stab. & Conserv. Svc.
Abbreviated 156 Farm Record

FARM 2098
Prepared: 12/27/9
Crop Year: 9
Page:

OPERATOR: Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
82-0341428 E SUNSET RH INC % DON JOHNSON PO BOX 761 BURLEY ID 83318	676.0	657.7	657.7	657.7	NONE	ACTIVE

CRP: .0
IFM: N
RECON. REF. NO.: A00639
DFAV NORMAL PLANTED ACRES: 65.0

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	P&CP		YIELD	
						YEAR		YEAR	NI
WHEAT	1	416.9	.0			93	415.8	94	33
						92	418.3	85	37
						91	416.0		
						90	414.3		
						89	419.9	94	85
						88	410.4	85	93
IAM		416.0							
NAW		.9							

No. of Tracts: 1 Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	W	CW	FW	PC	AW	MW	RW	HG	CWTE	CWNA	PCW
2004	676.0	617.7 657.7	617.7 657.7	Y	Y	Y	Y	N	N								N
IDENTIFIER S-24.25 T-12 R-26 S-19.30 T-12 R-27 DD-22																	
OWNER 1 - SUNSET RH INC																	
8971	-	40.0	23.9	23.9													
		owner	JR simplot														

R 26

1
7.0

2099
2004

AN
8.0

3
1.0

R 2

40.2

AMEL

3

38.7

4
8.3

AMEL/W

9
7.5

NHEL

16
24
16.8 25

30

AN

15
29.7

NHEL/W

7
106.1

HEL/W

8
16.1

11
6.8

NW
HEL

2
23.9

NHEL

HEL

12
7.5

NHEL/W

13
126.9

14
8.5

NHEL/W

16
126.8

NHEL

NW
HEL



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

A43-10238

February 10, 2000

Second Notice

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

RE: Information about historical water diversion flow rate

Dear Wateruser:

This past December IDWR sent a letter to you requesting your assistance in providing information about flow rates from certain diversions (copy attached). These letters are being sent to claimants with identified rights that have not previously been confirmed (measured) either through the licensing process or by decree. IDWR desires to make the most accurate recommendation to the SRBA Court and this requires your participation and cooperation, pursuant Idaho Code §42-1410.

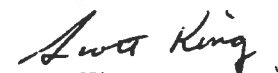
One advantage of providing good, verifiable information to us is that the flow rate that we recommend will be the full measure of your water right as developed. Another benefit is that disputes over the recommendation are minimized. Lastly, documentation for flow rate will likely be dated and may support evidence of priority determination.

In the absence of good information about historical diversion flow rates IDWR may conclude any of three less desirable alternatives:

- 1) Recommend disallowal of right.
- 2) Recommend a flow rate limited to a licensed rate, if a licensed diversion is part of the system, but with additional diversion volume if the use and diversion capacity is documented to have occurred before 1963.
- 3) Recommend the right as an expansion in a critical ground water area, §42-1416B I.C., which limits the flow rate AND volume to the licensed quantity. This provision also sets the priority at 6/30/1985, regardless of development date between 1963 and 1985.

Thank you for your attention to this matter and we look forward to your quick response and documentation relating to this request. Water Resource Agents from the department may be contacting you in the near future should field work be required to finalize recommendations. Inquiries related to this diversion rate information request should be made to Scott King or Cindy Bird at (208) 327-7900. Inquiries about other aspects of your claim should be made to the Southern Region Office (208) 736-3033.

Sincerely,


Scott King

Enclosures

A43-00193
A43-00194
A43-00195
A43-02422
A43-10238

+ expansion claim
yet to be filed

CLAIM NUMBERS

DATE

AGENT

TRANSFER NUMBER

HOMESTEAD ENTRY NO.

CLAIMED ACRE TOTAL

GEOGRAPHIC INFO ACRES

644
637

	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	12S	26E	24													40	40	40	40
GIS	12S	26E	24													32.3	39.5	39.3	39.2
RECOM	12S	26E	24													32	39	39	39
CLAIM	12S	26E	25	40	40	40	40												
GIS	12S	26E	25	39.5	39.5	39.5	39.6												
RECOM	12S	26E	25	40	40	40	40												
CLAIM	12S	27E	19									51	51	40					
GIS	12S	27E	19									51	51	41					
RECOM	12S	27E	19									51	51	41					
CLAIM	12S	27E	30					40	51	51	40								
GIS	12S	27E	30					41.1	51.5	51.2	41								
RECOM	12S	27E	30					41	52	51	41								

B43-POU.SHP

SHAPE NOS.

43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

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: **A43-10238**
Date Received: 5/24/1989
Receipt No: M003693
Received By: _____

AMENDED

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

AMENDED

1. Name: SUNSET RANCH, INC. 208-678-4194
Address: C/O DONALD F. JOHNSON
P.O. BOX 761
BURLEY ID 83318

2. Date of Priority: MAR 15, 1934

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	26E	25	SE	SW	NE		CASSIA
			SE	SE	NE		CASSIA
	27E	30	SW	SW	NW	2	CASSIA

5. Description of diverting works:
3 WELLS MANIFOLD W/ SURFACE WATERS, MAINLINE, PIVOTS, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	6.490		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 1932.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER/ 150 HEAD OF BEEF CATTLE

MICROFILMED

MAR 4 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	26E	24	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				160.0
		25	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			Section Acres				160.0
	27E	19	NW	SW	3	IRR	51.0
			SW	SW	4	IRR	51.0
			SE	SW		IRR	40.0
			Section Acres				142.0
		30	NE	NW		IRR	40.0
			NW	NW	1	IRR	51.0
			SW	NW	2	IRR	51.0
			SE	NW		IRR	40.0
			Section Acres				182.0
			Total Acres				644.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

14. Remarks:

*****IDWR NOTE

CLAIM AMENDED PURSUANT TO TRANSFER #3841 2/24/92 ADM

15. Basis of Claim: BENEFICIAL USE

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

R. KEITH HIGGINSON
Director

25-Feb-1992 08:23

Sunset Ranch Inc.
P.O. Box 761
Burley ID 83318

RE: Amendment of SRBA Claim A43-02422 and A43-10238

Dear Claimants:

Pursuant to the approval of Transfer No. 3841 your above referenced Notice of Claim(s) in the Snake River Basin Adjudication (has/have) been amended to conform with the transfer. Please find enclosed a printout of the way the claim record has been modified. Please look the modified record over carefully to be sure it correctly reflects your intended change. If you have questions please feel free to contact this office.

Sincerely

A handwritten signature in dark ink, appearing to read 'Allen Merritt'.

Allen Merritt, P.E.
Water Right Supervisor

Encl:

MICROFILMED

MAR 04 1993

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: A43-10238
Date Received: 5/24/1989
Receipt No: M003693
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUNSET RANCHES, INC
Address: C/O DONALD F. JOHNSON
P.O. BOX 761
BURLEY, ID 83318 208-678-4194

2. Date of Priority: MAR 15, 1934

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	26E	25	SW	SW	NE		CASSIA
		30	SW	SW	NW		CASSIA

5. Description of diverting works:
3 WELLS MANIFOLD W/ SURFACE WATERS, MAINLINE, PIVOTS, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	6.490		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 1932.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 150 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
12S	26E	24	NE		SE		IRR	40.0	
			NW		SE		IRR	40.0	
			SW		SE		IRR	40.0	
			SE		SE		IRR	40.0	
				Section Acres				160.0	
		25	NE		NE		IRR	40.0	
	NW			NE		IRR	40.0		
	SW			NE		IRR	40.0		
	SE			NE		IRR	40.0		
				Section Acres				160.0	
		27E	19	NW		SW		IRR	51.0
	SW				SW		IRR	51.0	
	SE				SW		IRR	40.0	
				Section Acres				142.0	
		30	NE		NW		IRR	40.0	
NW			NW		IRR	51.0			
SW			NW		IRR	51.0			
SE			NW		IRR	40.0			
			Section Acres				182.0		
			Total Acres				644.0		

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

14. Remarks:

THIS CLAIM COMBINED WITH ALL OTHER CLAIMS SHALL NOT EXCEED 0.02 CFS PER ACRE AND THE SURFACE WATER RIGHTS SHALL BE UTILIZED FIRST, WHEN AVAILABLE.

THIS CLAIM IS SOMEWHAT BASED UPON TWO STAT. CLAIMS 43-04148 & 43-04056. THE SYSTEM IS MANIFOLD TO INCLUDE ALL RIGHT BOTH GROUNDWATER AND SURFACE WATER. THERE ARE 3 WELL 1 IN THE SW OF THE NE OF SECTION 25 AND 2 IN THE SW OF THE SW OF THE NW OF SECT. 30.

14. Remarks: Continued

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 Organizations:

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 10, 1989

Sunset Ranch, Inc.
C/O Donald F. Johnson
P.O. Box 761
Burley, Idaho 83318

RE: Snake River Basin Adjudication
Claims #A43-00193, #A43-00194, #A43-00195, #A43-02422,
#A43-10238 - Cassia

Dear Mr. Johnson:

We are forwarding to you data entered copies of the claims you submitted for your property in Cassia County. During review of the claims it was noted that item #8, Total Consumptive Use, was blank. For your legal description the Department recommends 3 acre feet per annum(afa). The following list indicates the consumptive use for each claim based upon the number of irrigated acres claimed.

A43-00193	-	564 acres	-	1692 afa
A43-00194	-	564 acres	-	1692 afa
A43-00195	-	564 acres	-	1692 afa
A43-02422	-	162 acres	-	486 afa
A43-10238	-	644 acres	-	1932 afa

If these amounts agree with your actual usage please keep the copies of these claim in your files. However if this does not agree with your actual usage, please correct the amount and explain at item #14, "Remarks". Then sign the claim(s) having your signature notarized and return the claim as "Amended" to the Department of Water Resources Southern Region Office, 2148 Fourth Avenue East, Twin Falls, ID 83301.

Do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,

Anna Baumhoff
Agent, Adjudication Section

AB:ab:south
Enclosures:

Claims #A43-00193, A43-00194, A43-00195, A43-02422,
A43-10238.

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MAR 04 1993

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: A43-10238
Date Received: 5/24/1989
Receipt No: MO03693
Received By: XB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUNSET RANCHES, INC
Address: C/O DONALD F. JOHNSON
P.O. BOX 761
BURLEY, ID 83318
208-678-4194

2. Date of Priority: MAR 15, 1934

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 150 HEAD BEEF CATTLE

A43-10238

Page

MICROFILME

MAR 04 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12S	26E	24	NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					160.0
		25	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			Section Acres					160.0
	27E	19	NW		SW		IRR	51.0
			SW		SW		IRR	51.0
			SE		SW		IRR	40.0
			Section Acres					142.0
		30	NE		NW		IRR	40.0
			NW		NW		IRR	51.0
			SW		NW		IRR	51.0
			SE		NW		IRR	40.0
			Section Acres					182.0
			Total Acres					644.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

14. Remarks:

THIS CLAIM COMBINED WITH ALL OTHER CLAIMS SHALL NOT EXCEED 0.02 CFS PER ACRE AND THE SURFACE WATER RIGHTS SHALL BE UTILIZED FIRST, WHEN AVAILABLE.

|
THIS CLAIM IS SOMEWHAT BASED UPON TWO STAT. CLAIMS 43-04148 & 43-04056. THE SYSTEM IS MANIFOLD TO INCLUDE ALL RIGHT BOTH GROUNDWATER AND SURFACE WATER. THERE ARE 3 WELL 1 IN THE SW OF THE NE OF SECTION 25 AND 2 IN THE SW OF THE SW OF THE NW OF SECT. 30.

A43-10238

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MAR 04 1993

MAR 04 1993

A43-10230

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MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:48:11
11/19/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A43-10238

LAST: SUNSET RANCH, INC.
ADDRESS: C/O DONALD F. JOHNSON

P.O. BOX 761

CITY: BURLEY

PHONE NUMBER: 208-678-4194

FIRST:

STATE: ID ZIP: 83318

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE Y
FIELD EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM COMBINED WITH ALL OTHER CLAIMS SHALL NOT EXCEED 0.02 CFS PER ACRE AND THE SURFACE WATER RIGHTS SHALL BE UTILIZED FIRST, WHEN AVAILABLE.

THIS CLAIM IS SOMEWHAT BASED UPON TWO STAT. CLAIMS 43-04148 & 43-04056. THE SYSTEM IS MANIFOLD TO INCLUDE ALL RIGHT BOTH GROUNDWATER AND SURFACE WATER. THERE ARE 3 WELL 1 IN THE SW OF THE NE OF SECTION 25 AND 2 IN THE SW OF THE SW OF THE NW OF SECT. 30.

See transfer
analyses by
Tutthill, 1982-83 and
Jones, 1990-91 in
A43-2422

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MAR 04 1993

CLAIM NUMBER: A43-10238

Don Johnson

PHONE NUMBER: () - -

APPOINTMENT MADE: Y() N()

TIME: _____ A(____) P(____)

ACCOMPANIED BY:

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

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MAR 04 1993

A. AJ CLAIM: # A43-10238 PRIORITY DATE: 03-15-1934 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER
Y

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()

REMARKS:

Send proof of priority pamphlet

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

MICROFILMED
MAR 04 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A43-10238	12S	26E	25	SW	SW	NE		CASSIA
A43-10238	12S	26E	30	SW	SW	NW		CASSIA

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A43-04056 NONE

WR RECORDS IN SAME 40 ACRE TRACT

43-04056
43-04148

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	<u> R </u>

REMARKS:

Groundwater source is consistent. Transfer submitted 11/90 proposes to correct P/D description of Sec 25 well. Field exam reveals

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MAR 04 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---

SOURCE: _____

REVIEWED BY: _____

TRIB: _____

DATE: _____

MICROFILMED

MAR 0 4 1993

A. ROOT WATER RIGHT NUMBERS:
A43-10238
A43-10636

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	27E	19	SE	SW		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.		43-00015			
						SUNSET RANCH INC.		43-04148	37.0		
12S	27E	30	NE	NW		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.		43-00015			
						SUNSET RANCH INC.		43-04148	35.0		
12S	27E	30	NW	NW		SUNSET RANCH, INC.	A43-10238 /51.0	-			
						WILLIAMS, EST. OF W. E.		43-02422	54		
12S	27E	30	SW	NW		SUNSET RANCH, INC.	A43-10238 /51.0	-			
						SUNSET RANCHES	A43-10239	-			
						WILLIAMS, EST. OF W. E.		43-02422	52		
12S	27E	30	SE	NW		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.		43-00015			
						SUNSET RANCH INC.		43-04148	34.0		
12S	26E	24	NE	SE		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC	A43-00195 /40.0	43-00195			
						CASSIA CREEK IRRIGATION CO.		43-00015			
						WILLIAMS, DELLA		43-04056	33.0		
12S	26E	24	NW	SE		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC	A43-00193 /40.0	43-00193			
						SUNSET RANCH, INC	A43-00194 /40.0	43-00194			
						SUNSET RANCH, INC	A43-00195 /40.0	43-00195			
						GARNER, G. E.		43-00015			
						SUNSET RANCH INC.		43-04148	40.0		
12S	26E	24	SW	SE		SUNSET RANCH, INC.	A43-10238 /40.0	-			
						SUNSET RANCH, INC	A43-00193 /40.0	-			
						SUNSET RANCH, INC	A43-00194 /40.0	-			
						SUNSET RANCH, INC	A43-00195 /40.0	-			
						WILLIAMS, DELLA		43-04056	40.0		

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MAR 04 1993

12S 26E 25 NE NE	SUNSET RANCH, INC. SUNSET RANCH, INC SUNSET RANCH, INC SUNSET RANCH, INC CASSIA CREEK IRRIGATION CO. WILLIAMS , EST. OF W. E.	A43-10238 /40.0 A43-00193 /40.0 A43-00194 /40.0 A43-00195 /40.0	- 43-00193 43-00194 43-00195 43-00015 43-02422 /40.0	37.0
12S 26E 24 SE SE	SUNSET RANCH, INC. SUNSET RANCH, INC SUNSET RANCH, INC SUNSET RANCH, INC SUNSET RANCH, INC. CASSIA CREEK IRRIGATION CO. SUNSET RANCH INC.	A43-10238 /40.0 A43-00193 /40.0 A43-00194 /40.0 A43-00195 /40.0 A43-02422 / 5.0 43-00015 43-04148 /35.0	- 43-00193 43-00194 43-00195 43-02422 / 5.0 43-00015 43-04148 /35.0	34.0
12S 26E 25 NW NE	SUNSET RANCH, INC. WILLIAMS , DELLA	A43-10238 /40.0	- 43-04056 /40.0	38.0
12S 26E 25 SW NE	SUNSET RANCH, INC. WILLIAMS , DELLA	A43-10238 /40.0	- 43-04056 /40.0	40.0
12S 26E 25 SE NE	SUNSET RANCH, INC. SUNSET RANCH, INC SUNSET RANCH, INC SUNSET RANCH, INC CASSIA CREEK IRRIGATION CO. WILLIAMS , EST. OF W. E. SUNSET RANCH INC.	A43-10238 /40.0 A43-00193 /40.0 A43-00194 /40.0 A43-00195 /40.0 43-00015 43-02422 /32.0 43-04148 / 8.0	- 43-00193 43-00194 43-00195 43-00015 43-02422 /32.0 43-04148 / 8.0	38.0
12S 27E 19 NW SW	SUNSET RANCH, INC. WILLIAMS , DELLA	A43-10238 /51.0	- 43-04056 /40.0	54
12S 27E 19 SW SW	SUNSET RANCH, INC. WILLIAMS , EST. OF W. E. SUNSET RANCH INC.	A43-10238 /51.0	- 43-02422 / 5.0 43-04148 /10.0	54
TOTAL ACRES A43-10238		644.00	436	406.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?
DUE TO POU DISCREPANCY? (Y/N)

FIELD
EXAMINER
DATABASE
Y

MICROFILMED
MAR 04 1993

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

MICROFILMED
MAR 04 1993

A. AJ CLAIMED USES:

PURPOSES	FROM	MONTH/DAY	DIVERSION QUANTITY
A43-10238 IRRIGATION	01-01 TO 12-31		6.490 CFS
A43-10238 STOCKWATER	01-01 TO 12-31		.050 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			6.490 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

MICROFILMED

MAR 04 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 6.490 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD

DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A43-10238	GROUNDWATER	SUNSET RANCH, INC.	6.490	0.010		
A43-00193	CASSIA CREEK	SUNSET RANCH, INC	3.900	0.006		
A43-00195	CASSIA CREEK	SUNSET RANCH, INC	1.200	0.002		
A43-02422	GROUNDWATER	SUNSET RANCH, INC.	3.100	0.019		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A43-10238	STOCKWATER	SUNSET RANCH, INC.	FROM 01-01 TO 12-31	.050 CFS	
A43-10239	STOCKWATER	SUNSET RANCHES	FROM 01-01 TO 12-31	.050 CFS	
A43-10239	DOMESTIC	SUNSET RANCHES	FROM 01-01 TO 12-31	.040 CFS	

MICROFILMED

MAR 04 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1932.0 AF/A

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

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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MAR 04 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
TOTAL FOR THIS RIGHT				

REVIEWED BY: _____

DATE: _____

MICROFILMED
MAR 04 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP

FORFEIT/ABANDON

ADDITIONAL DIV. AMOUNT

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-10238

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

DATABASE	EXAMINER	CFS
5.660		

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A43-04148	A43-10238	6.490	-		43-04148	1.480
A43-04056	A43-10238	6.490	-		43-04056	3.200
A43-02306B	A43-10636	1.700	-		-	
A43-04117	A43-10636	1.700	-		43-04117	0.300
A43-04231	A43-10636	1.700	-		43-04231	0.680

TOTAL CFS

18.080

5.660

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)	DATABASE	FIELD EXAMINER
IF NO, is the written review sheet attached? (Y/N)	N	

REMARKS:

MICROFILM
MAR 04 1999

=====

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

=====

MICROFILMED
MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:48:11
11/19/90

PAGE: 15
QUICKLOOK INFORMATION

CLAIM NUMBER: A43-10238

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

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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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

A43-10238
SUNSET RANCH, INC.
C/O DONALD F. JOHNSON
P.O. BOX 761
BURLEY ID 83318

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

14042

WILLIAMS, Bob
Malta
Idaho

MINIMUM 40 HP

X 10

METER RECORD

Meter No. 30-684-839

Meter No.

Date In April 30, 1963 Date Out

Meter Reading 1724

Meter Reading

Date In

Date Out

Meter Reading

Meter Reading

METER READING	USED	NET CHARGE	METER CARD	PENALTY APPEARS	AMOUNT PAID	DATE	BALANCE DUE
Brought Forward							
JAN							
FEB							
MARCH							
APRIL							
MAY 19 51	227	22 70					
	27	44 60				31 63	67 30 M
JUNE 1 78	224	22 40			67 30	JAN 14 63	00 M
	27	44 60				JUN 30 63	67 00 M
					67 00	JUL 11 63	00 M
JULY 5 43	1450	145 00					
	27	44 60				JUL 30 63	147 30 M
AUG. 7 45	1171	117 10			147 30	AUG 15 63	00 M
	27	44 60				AUG 30 63	153 80 M
					153 80	SEP 16 63	00 M
SEPT. 1 78	1171	117 10					
	27	44 60				SEP 30 63	114 14 M
					114 14	OCT 15 63	00 M
OCT. 1 78	1171	117 10					
	27	44 60				NOV 15 63	00 M
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Affidavit of Bob E. Williams

H.C. 61 Box 1160 MALTA, IDAHO 83342

I HEREBY TESTIFY THAT IN AUGUST OF 1961 WAYMAN VARBROUGH DRILLED A WELL IN SW 1/4 NE 1/4 SECTION 25 RANGE 26 TOWNSHIP 12 SOUTH E.B.M. SAID WELL WAS 200 FEET DEEP WITH A 16" CASING. A 40 HP U.S. MOTOR WAS INSTALLED ON A WINTAROUGH PUMP BY WITHERSPOON. WATER WAS OPEN DISCHARGE INTO THE HIGHLINE DITCH AND IRRIGATED ABOUT 200 ACRES. HAY AND GRAIN WERE THE CROPS GROWN. AN ADDITIONAL 180 TO 200 ACRES WAS ALSO IRRIGATED WHICH WAS NATIVE PASTURE FOR OUR COW HERD OF 360 CATTLE. FORTY FEET TO THE EAST OF THIS WELL WAS A HAND DUG WELL WHICH WAS PUMPED BY A TRACTOR AND A PERLESS P.T.O. PUMP. THIS WELL PUMPED ABOUT 80 INCHES.

Bob E. Williams 2-26-92
BOB E. WILLIAMS DATE

STATE OF IDAHO, COUNTY OF CASSIA

On this 26th day of February, 1992, before me, a notary public in and for said

State, personally appeared BOB E. WILLIAMS, known to me to be the person whose

name is subscribed to the within instrument, and acknowledged to me that he

executed the same.

Guy Small
Notary Public
Residing at Burley, Idaho
My Commission expires:

JUNE 8, 1993

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MAR 04 1993

12343

INDEXED

Service 10. 12. 22

Form C-153-1
Page 1

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, made this 9th day of August, 1961, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, Robert E. Williams and ~~#####~~ 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^{NE} 1/4 of NW^{NE} 1/4

Section 25, Township 12 South, Range, 26, of the Boise Meridan. And has a well on the SE^{NE} 1/4 of NW^{NE} 1/4 of Section 25 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 40 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, 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 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 \$ 165.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 165.00 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

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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 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 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.

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State of Idaho, County of Cassia I do hereby certify that this instrument was filed for record at request of
 12.1.1963 minutes past 10 o'clock
 A.M. this 15 day of April 1963 as Inst. No. 1234
 duly recorded on Film No. 1234
 By Frank B. Seall Office Recorder
Betty Deputy
 Fees 20 (Seal)

Re: R.R.R.E.C.
Mcalta

Robert E. Williams
(Consumer)

By _____

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By Edwin C. Schleuder.
(Manager)

STATE OF IDAHO)
) ss
County of Cassia)

On this 9th day of August, 19 61, 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 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.

Gene Bauser
Notary Public for the State of Idaho,
residing at Malta, Idaho.

STATE OF IDAHO)
) ss
County of Cassia)

On this 29th day of Nov, 1961, before me, the undersigned, A Notary Public in and for said State, personally appeared Robert E. Williams, 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.

Gene Baxter
Notary Public for the State of Idaho,
residing at Wichita, Kansas

MAR 04 1993

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 24th day of February, 19 55, between
the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and
W. B. Williams & Wife 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:

Section 30, Township 12 South, Range 27,
East, of the Boise Meridian. And has a well on the SW $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 30 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 30 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, 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 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
\$ 240.00 to be paid during any irrigation season, then the Consumer agrees
to pay to the Seller a minimum charge of \$ 240.00 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

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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 five 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.

MICROFILMED

MAR 04 1955

W E Williams
(Consumer)

(Seal)

By Mrs M. E. Williams

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By P. E. Shano
(Manager)

STATE OF IDAHO }
County of Cassia } ss

On this 28 day of Feb, 1955, before me, the undersigned, a Notary Public in and for said State, personally appeared P. E. Shano, 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.

Henry Thompson
Notary Public for the State of Idaho,
residing at MALTA, IDAHO, Idaho.

STATE OF IDAHO }
County of Cassia } ss

On this 25 day of Feb, 1955, before me, the undersigned, A Notary Public in and for said State, personally appeared W. E. Williams & wife, 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.

Henry Thompson
Notary Public for the State of Idaho,
residing at MALTA, IDAHO, Idaho.

MAR 04 1993

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Sunset Ranch Inc. Phone 678-4194
Post Office address P.O. Box 761, Burley, ID 83318

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 Correct P/D errors on claims
2. Describe the reason for the proposed changes One old well has too much sand - keeps ruining bowls
I want to move to a better location & case the well better to keep most of the sand out

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>A43-102422</u> | <u>2-15-1955</u> | <u>3.10 cfs</u> | <u>Irrig.</u> | <u>2-15</u> to <u>11-15</u> |
| <u>A43-10238</u> | <u>3-15-1934</u> | <u>6.49 cfs</u> | <u>"</u> | <u>1-1</u> to <u>12-31</u> |
| <u> </u> | <u> </u> | <u>0.05 cfs</u> | <u>Stockwater</u> | <u>"</u> to <u>"</u> |
| <u> </u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> to <u> </u> |
| 2. Total amount of water being transferred | | <u>6.49</u> | cubic feet per second and/or | <u> </u> acre-feet per annum |
| 3. Source of water | | <u>Groundwater</u> tributary to <u> </u> | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use: No Change

[illegible]

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4 1993
Total acres _____

PART 1

6. General Information:

a. Description of diversion system 3 connected wells & pumps, sprinklersb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes N/A No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

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

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

MICROFILMED
MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A43-02422 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 2-15-1955

5. Water is used for the following purpose:

amount 3.10 cfs for Irrig. purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.10 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	30	12S	27E	Cassia	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
12S	26E	24																5	5
	27E	19											44 5						5
		25	40			32													72
		30						41 40	42 40										80

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Total acres 162

9. Describe any other water rights used for the same purpose as described above _____

A43-10238

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

MICROFILMED
MAR 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A43-10238 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 3-15-1939

5. Water is used for the following purpose:

amount 6.49 cfs for Irrig. purposes from 1-1 to 12-31
(cfs/ac-ft)
amount 0.05 cfs for Stockwater purposes from 1-1 to 12-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.49 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NE	25	12S	26E	Cassia	
	SW	SW	NW	30	"	"		

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
12S	26E	24													40	40	40	40	160
		25	40	40	40	40													160
	27E	19									40	40	40	40					160
		30					40	40	40	40									160

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MAR 04 1993

Total acres 644

9. Describe any other water rights used for the same purpose as described above A43-02422

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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MAR 24 1993

R26E R27E

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

113° 22' 30"
42° 22' 30"

BURLEY 29 MI.
IDAHO ME 3 MI.

R. 26 E. 106

R. 27 E.

107

20'

4693000m N

4692

4691

4690

4689

T. 12 S.

T. 13 S.

20'

35

36

37

38

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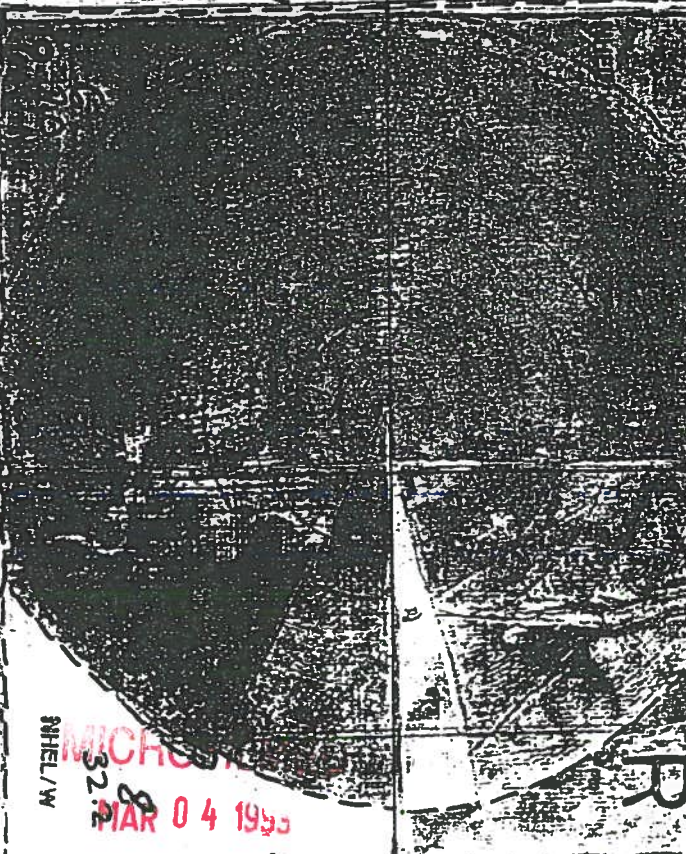
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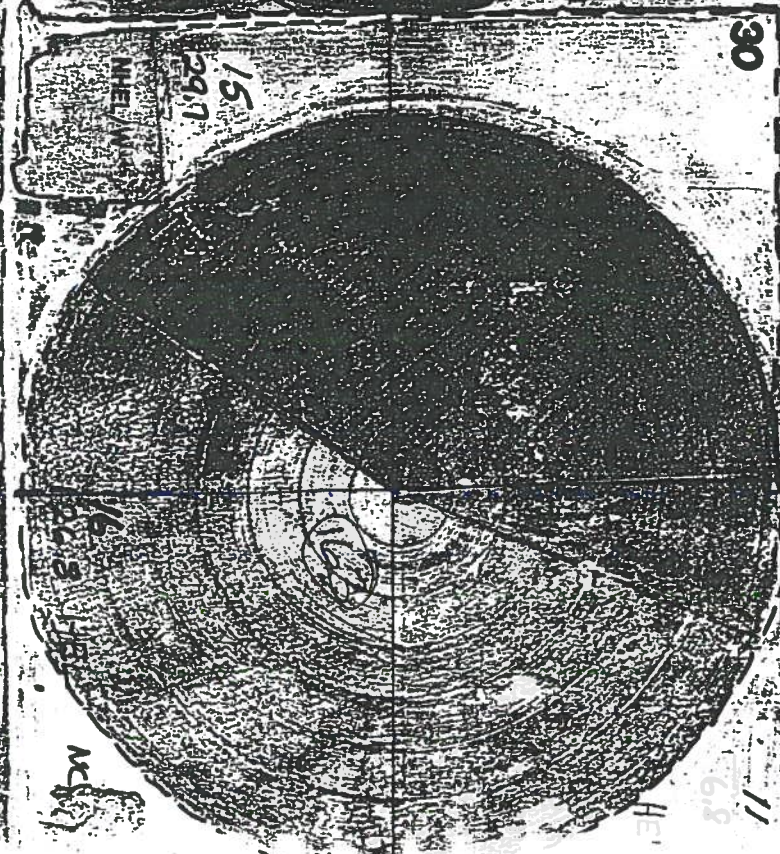
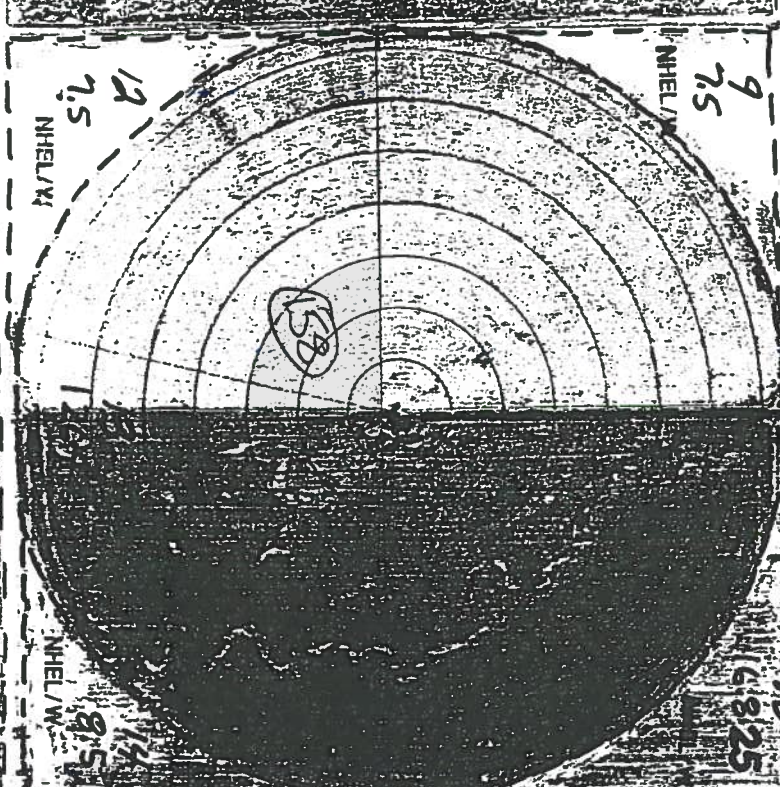
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MICHO
MAR 04 1993

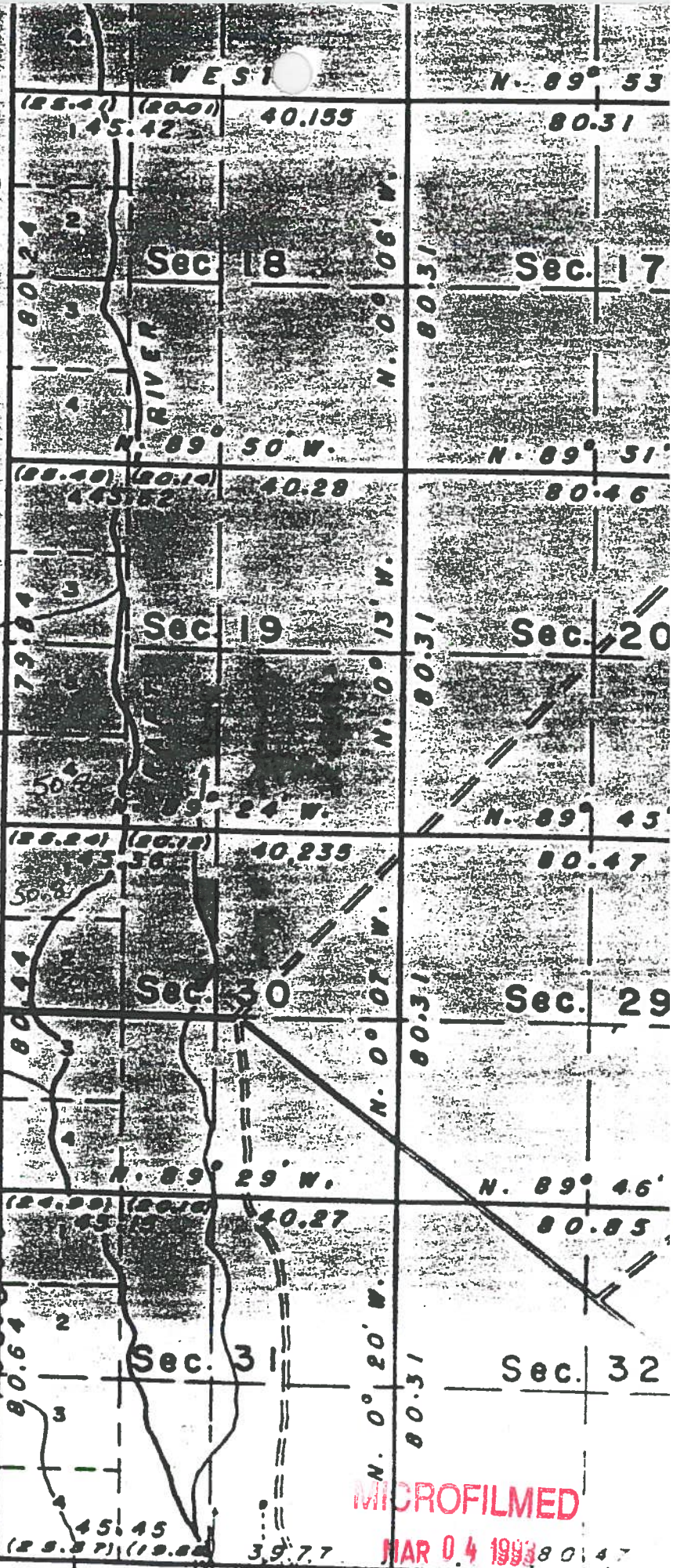


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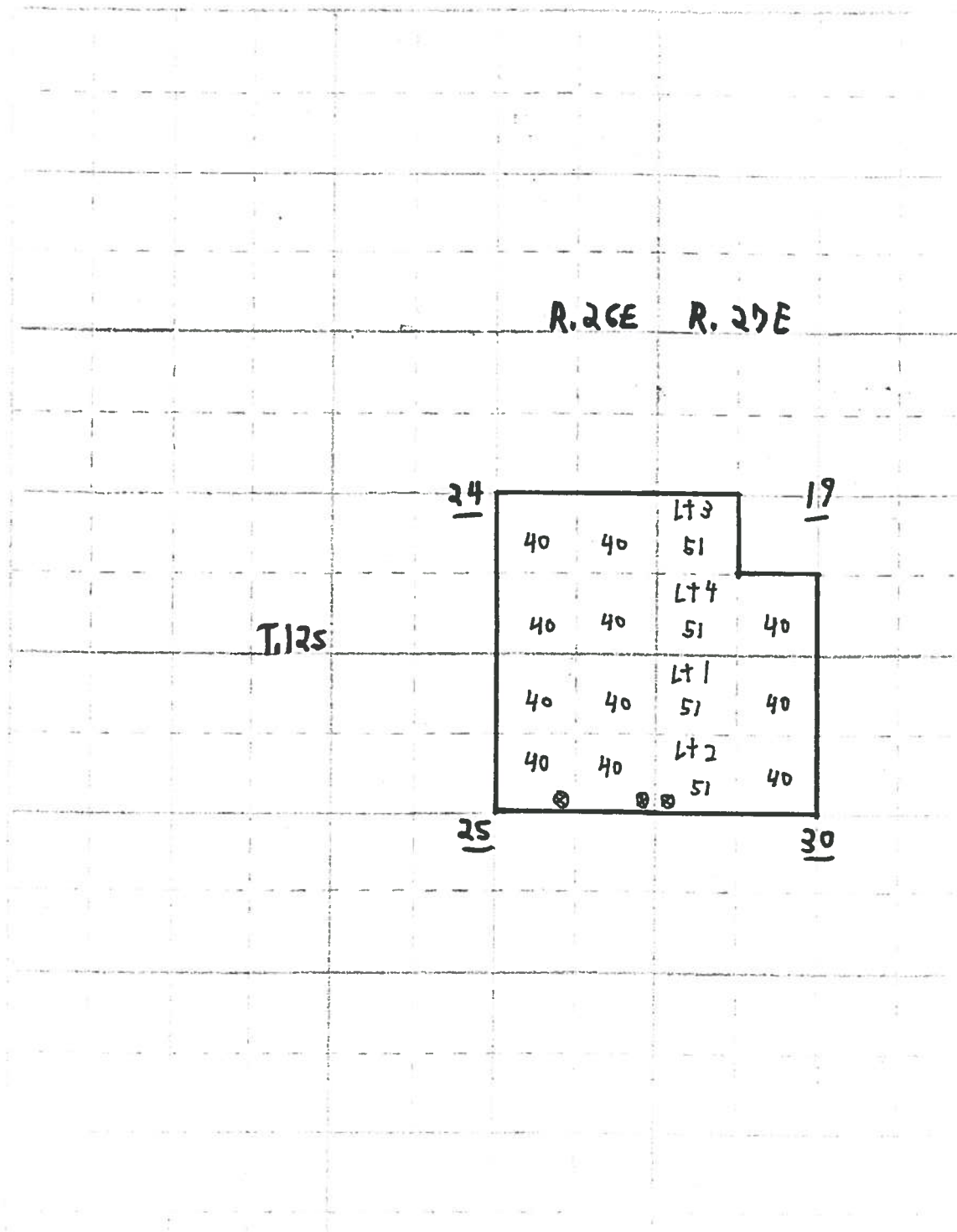
True Meridian

CASSIA CR. N. 0° 08' E. N. 0° 20' W. N. 0° 37' W.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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

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MAR 04 1993

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Donald F. Johnson
(Signature of Applicant)

Subscribed and sworn to before me this 14th day of November, 1990.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 3 attachments

Received by J. Stanton Date 11-14-90 Protest filed by _____

Prelim. check by _____ Fee \$50. 50/28/4

Receipted by JS Date 11-14-90

Published in So. ID. Press Copies of protest forwarded by _____

Pub. dates 5/31 + 6/7/91 Hearing held by _____ Date _____

Watermaster recommendation requested on NA Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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MAR 04 1993

LAND LIST ATTACHMENT

Description and location of place of use:

Sunset Ranch Transfer
Filed 11/14/90

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
	26E	24																5	
4122	26E	25	40			32													
	27E	19																	
	27	30					40	40											
		24													13	35			
		25				8													
4148		19									10	1							
		30				3		4											
		24													40	40			
4056		25		40	40														
		19									40								
		24													40	13	40	40	133
Total		25	40	40	40	40													160
		19									40	10	1						51
		30					3	40	40	4									87
																			431

Total number of acres irrigated _____

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MAR 04 1995

5/13/91 Transfer Analysis for Sunset Ranch
DRJ RBA #'s A 43-2422, -10238

- 1982 Transfer by Sunset Ranch (#26) was withdrawn by applicants after evidence of expansion was found to Dave Tutthill.

- This transfer is essentially the same but is based on ^{SRBA} claims of license and beneficial use.

- Beneficial use claim ⁽⁻¹⁰²³⁸⁾ cites 1934 p which loosely follows statutory claim 43-4148 + 43-4056, for groundwater diversion of 6.49 cfs & more than stat claim total 4.0

- Licensing exam ⁽¹⁹⁶⁰⁾ for -2422 did not mention other groundwater irrigations. Tutthill's request for evidence of priority and irrigation were not fulfilled.

- Transfer proposes to change point of diversion and correct SR claim information only.

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MAR 04 1993

5/13/91 Transfer Analysis Continued
DRJ

- Sum of acreage:

- License & stat. claims = 431

SRBA claims = 644

ASCS Map = 617

- ASCS Map indicates NESW 19 as part system, but not owned by Sunset & or not included here.

Recommendations

- Approve transfer to add point diversion to license.

- Acknowledge modification of SRBA claims to add p/d

- Withhold approval of SRBA claim ie defer action to SRBA process

MICROFILMED

MAR 04 1993

COPY

2001 NOV 23 PM 1:23

FILED
TWIN FALLS CO., IDAHO

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

In Re SRBA	)	SUBCASE NO. 43-2422, 43-10238,
	)	43-12960
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER

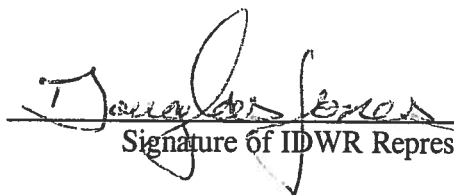
An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership	☐ Split of Water Right
☒ Point of Diversion	☐ Place of Use
☐ Period of Use	☐ Nature of Use

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

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

Dated: 11/16/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/23, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Sunset Ranch Inc
PO Box 761
Burley ID 83318
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

11/15/2001

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

2001 NOV 23 PM 1:23

IDAHO
FALLS CO., IDAHO
FILED

RIGHT NUMBER: 43-2422
NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.100 CFS
648.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 6.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
1804 AF. COMBINED RIGHT NOS.: 43-02422, 43-10238, & 43-12960.

PRIORITY DATE: 02/15/1955

POINT OF
DIVERSION:

T12S R26E S25 SESWNE Within CASSIA County
T12S R26E S25 SESENE Within CASSIA County
T12S R27E S30 SWSWNW Lot 2 Within CASSIA County
T12S R27E S30 SENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3.100 CFS 648.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S24	NESE	32.0	T12S R26E S24	NWSE	28.0
T12S R26E S24	SWSE	28.0	T12S R26E S24	SESE	39.0
T12S R26E S25	NENE	40.0	T12S R26E S25	NWNE	33.0
T12S R26E S25	SWNE	29.0	T12S R26E S25	SENE	38.0
T12S R27E S19 Lot 3	NWSW	51.0	T12S R27E S19 Lot 4	SWSW	51.0
T12S R27E S19	SESW	41.0	T12S R27E S30	NENW	41.0
T12S R27E S30 Lot 1	NWNW	52.0	T12S R27E S30 Lot 2	SWNW	50.0
T12S R27E S30	SENW	32.0			

585 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
43-00193, 43-00194, 43-00195, 43-02422, 43-10238, & 43-12960.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 162 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

11/15/2001

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

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.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER CANNOT BE DELIVERED TO THE RIGHT HOLDER.

IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE, THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED WITHOUT AN APPROVED TRANSFER PURSUANT TO SECTION 42-222, IDAHO CODE, OR APPROVAL OF THE DEPARTMENT IF A TRANSFER IS NOT REQUIRED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-12960 IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

11/15/2001

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.200 CFS
1,156.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 6.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
1804 AF. COMBINED RIGHT NOS.: 43-02422, 43-10238, & 43-12960.

PRIORITY DATE: 09/01/1961

POINT OF
DIVERSION:

T12S R26E S25 SESWNE Within CASSIA County
T12S R26E S25 SESENE Within CASSIA County
T12S R27E S30 SWSWNW Lot 2 Within CASSIA County
T12S R27E S30 SENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3.200 CFS 1,156.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S24	NESE	32.0	T12S R26E S24	NWSE	28.0
T12S R26E S24	SWSE	28.0	T12S R26E S24	SESE	39.0
T12S R26E S25	NENE	40.0	T12S R26E S25	NWNE	33.0
T12S R26E S25	SWNE	29.0	T12S R26E S25	SENE	38.0
T12S R27E S19 Lot 3	NWSW	51.0	T12S R27E S19 Lot 4	SWSW	51.0
T12S R27E S19	SESW	41.0	T12S R27E S30	NENW	41.0
T12S R27E S30 Lot 1	NWNW	52.0	T12S R27E S30 Lot 2	SWNW	50.0
T12S R27E S30	SENW	32.0			

585 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 289 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
43-00193, 43-00194, 43-00195, 43-02422, 43-10238, & 43-12960.

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

11/15/2001

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

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.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE, THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED WITHOUT AN APPROVED TRANSFER PURSUANT TO SECTION 42-222, IDAHO CODE, OR APPROVAL OF THE DEPARTMENT IF A TRANSFER IS NOT REQUIRED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 43-12960 IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

11/15/2001

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

RIGHT NUMBER: 43-12960

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.440 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 6.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
1804 AF. COMBINED RIGHT NOS.: 43-02422, 43-10238, & 43-12960.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

T12S R26E S25 SESWNE Within CASSIA County
T12S R26E S25 SESENE Within CASSIA County
T12S R27E S30 SWSWNW Lot 2 Within CASSIA County
T12S R27E S30 SENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.440 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S24	NESE	32.0	T12S R26E S24	NWSE	28.0
T12S R26E S24	SWSE	28.0	T12S R26E S24	SESE	39.0
T12S R26E S25	NENE	40.0	T12S R26E S25	NWNE	33.0
T12S R26E S25	SWNE	29.0	T12S R26E S25	SENE	38.0
T12S R27E S19 Lot 3	NWSW	51.0	T12S R27E S19 Lot 4	SWSW	51.0
T12S R27E S19	SESW	41.0	T12S R27E S30	NENW	41.0
T12S R27E S30 Lot 1	NWNW	52.0	T12S R27E S30 Lot 2	SWNW	50.0
T12S R27E S30	SENW	32.0			

585 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 134 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
43-00193, 43-00194, 43-00195, 43-02422, 43-10238, & 43-12960.

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

11/15/2001

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

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.

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE, THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED WITHOUT AN APPROVED TRANSFER PURSUANT TO SECTION 42-222, IDAHO CODE, OR APPROVAL OF THE DEPARTMENT IF A TRANSFER IS NOT REQUIRED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SUNSET RANCH INC
PO BOX 761
BURLEY ID 83318

RE: SRBA Claim(s) 43-2422, 43-10238, 43-12960

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69318

RECEIVED

NOV 16 2001

Department of Water Resources
Southern Region

This is to certify that: SUNSET RANCH INC
PO BOX 761
BURLEY ID 83318
(208)678-4194

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

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
43-12960	AJC/Beneficial Use	06/30/1985	1.44 cfs		134.0	585.0	GROUND WATER
43-2422	AJC/License	02/15/1955	3.10 cfs	648.0 af	162.0	585.0	GROUND WATER
43-10238	AJC/Beneficial Use	09/01/1961	3.20 cfs	1156.0 af	289.0	585.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

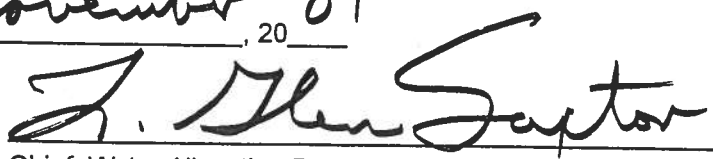
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-12960	NO	NO	NO	YES	NO	NO
43-2422	NO	NO	NO	YES	NO	NO
43-10238	NO	NO	NO	YES	NO	NO

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
43-12960	43-12960	1.44 cfs		134.0	585.0		N/A	N/A	N/A	N/A
43-2422	43-2422	3.10 cfs	648.0 af	162.0	585.0		N/A	N/A	N/A	N/A
43-10238	43-10238	3.20 cfs	1156.0 af	289.0	585.0		N/A	N/A	N/A	N/A
TOTALS		6.30 cfs	1804.0 af	N/A	585.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2422
As Modified by Transfer No. 69318

In accordance with the approval of Transfer No. 69318, Water Right No. 43-2422 is now described as follows.

Right Holder: SUNSET RANCH INC
 PO BOX 761
 BURLEY ID 83318

Priority Date: 02/15/1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.10 CFS	648.0 AF
			3.10 CFS	648.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENW	Sec. 30 Twp 12S	Rge 27E	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	
12S 26E 24													32.0	28.0	28.0	39.0	127.0
12S 26E 25	40.0	33.0	29.0	38.0													140.0
12S 27E 19										51.0	51.0	41.0					143.0
12S 27E 30					41.0	52.0	50.0	32.0		L3	L4						175.0
						L1	L2										

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-2422 is limited to the irrigation of 162.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- 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.
- 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.

WATER RIGHT NO. 43-2422
As Modified by Transfer No. 69318

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 13th day of November, 2001



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-10238
As Modified by Transfer No. 69318

In accordance with the approval of Transfer No. 69318, Water Right No. 43-10238 is now described as follows.

Right Holder: SUNSET RANCH INC
 PO BOX 761
 BURLEY ID 83318

Priority Date: 09/01/1961

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	3.20 CFS	1,156.0 AF
			3.20 CFS	1,156.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENEW	Sec. 30 Twp 12S	Rge 27E	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				
12S	26E	24																32.0	28.0	28.0	39.0	127.0
12S	26E	25	40.0	33.0	29.0	38.0																140.0
12S	27E	19										51.0	51.0	41.0								143.0
12S	27E	30					41.0	52.0	50.0	32.0					L3	L4						175.0
								L1	L2													

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-10238 is limited to the irrigation of 289.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- 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.
- 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.

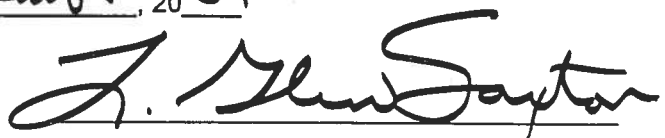
WATER RIGHT NO. 43-10238
As Modified by Transfer No. 69318

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(8), 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 13th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-12960
As Modified by Transfer No. 69318

In accordance with the approval of Transfer No. 69318, Water Right No. 43-12960 is now described as follows.

Right Holder: SUNSET RANCH INC
 PO BOX 761
 BURLEY ID 83318

Priority Date: 06/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	1.44 CFS	
			1.44 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENEW	Sec. 30 Twp 12S	Rge 27E	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	
12S 26E 24													32.0	28.0	28.0	39.0	127.0
12S 26E 25	40.0	33.0	29.0	38.0													140.0
12S 27E 19									51.0	51.0	41.0						143.0
12S 27E 30					41.0	52.0	50.0	32.0	L3	L4							175.0
						L1	L2										

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-12960 is limited to the irrigation of 134.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- 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.
- 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.

WATER RIGHT NO. 43-12960
As Modified by Transfer No. 69318

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 13th day of November, 2001



Chief, Water Allocation Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNI
GOVERNOR

KARL J. DREHER
DIRECTOR

December 18, 2000

SUNSET RANCHES, INC.
C/O DON JOHNSON
PO BOX 761
BURLEY ID 83318

RE: Adjudication Claims A43-02422, A43-10238

Dear Mr. Johnson,

I have been working on the recommendations for your claims and realized another claim may be needed. You originally filed two groundwater claims. A43-02422, priority date 2/15/1955, was based on a license for 3.1 cfs on 162 acres. A43-10238 was a beneficial use claim, priority date 3/15/1934, for 6.49 cfs on 644 acres.

The 1987 aerial photos show approximately 620 irrigated acres. An analysis of the 1962 and 1968 aerial photos show approximately 191 were irrigated at that time. Of the 620 irrigated acres as of 1987, allowing the 162 licensed acres from 1955, leaves a difference of 29 acres, which can be recognized under 43-10238 with a 1962 priority date and a diversion rate of 0.58 cfs. The remaining 429 acres can only be recognized as an **expansion claim**, under Idaho Code 1416.b. These claims have a priority date of 6/30/1985, with no additional diversion rate or volume allowed. You will be limited to a total of 3.68 cfs and 764 AFA on the 620 acres.

In order for the extra 429 acres to be recommended, you must file a new expansion claim, which requires a filing fee of \$50.00. Please give me a call at your earliest convenience to set up an appointment, if you wish to file this claim. Our recommendations are scheduled to be mailed out in January, so this must be done as soon as possible. If you are planning to come to Twin, please call ahead to make sure I will be available to help you.

If you have any questions or wish to make an appointment, please give me a call at the office.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

Robertson, Jean

From: Robertson, Jean
Sent: Wednesday, July 05, 2000 3:05 PM
To: King, Scott
Subject: RE: A43-10238 Sunset Ranch (Don Johnson)

Hi Scott,

I've looked this one over and it seems the only evidence of priority they've submitted is an agreement for purchase of power as of 8/9/61 for a well with a 40hp pump in the SENE of Section 25, and an affidavit stating that a well was drilled in Aug. of 1961 in the SWNE of Section 25. Nothing to support the 1934 claimed priority date... There was an approved transfer (#3841) in 1992 which "corrected" the pod for one of the wells in section 25 and added another one in section 25. It also raised some questions as to the validity of A43-10238. Please do try to get some measurements or documentation for these wells, if possible, as I think we may have a problem here... thanks, Jeanie

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

From: King, Scott
Sent: Thursday, June 29, 2000 6:21 PM
To: Robertson, Jean
Subject: A43-10238 Sunset Ranch (Don Johnson)

Jeanie,

When you get a moment, please review the above file and 43-02422 and call me. Has Johnson submitted any data to support claimed priority or flow rate for any or all of the 3 wells? The fall 1962 photography appears to limit the extent of development of the BU claim to not much more than the license (-02422). I'm wondering what you have on this claim before I pursue the well flow rate issue.

This one is quite interesting. In the early 1980s, Dave T. put the nix on an early transfer because 1968 photography clearly indicated illegal expansion. This resulted in an additional BU claim filing. But when looking at the 1962 photos, my eye tells me there is more in '68 than in '62. I see something in the 200 to 225 acre range for license and BU claim, and not the 644 total claimed in AJ.

The 1960 field exam for -02422 indicates only one 30-hp well developed, although the application was for several wells. I'm also concerned that there were two wells added after 1960, and likely after 1962. In the 1983 filing for 43-04148, the three wells were 200-hp, 125-hp, and 150-hp. When were the other two wells added?

I'm out Fri and Mon. Can you either call me Wednesday, or shoot an e-mail.

Thank you!

Scott

43-10238

Affidavit of BOB E. WILLIAMS

H.C. 61 Box 1160 MALTA, IDAHO 83342

I HEREBY TESTIFY THAT IN AUGUST OF 1961
WAYMAN VARBROUGH DRILLED A WELL IN
SW 1/4 NE 1/4 SECTION 25 RANGE 26 TOWNSHIP 12 SOUTH
E.B.M. SAID WELL WAS 200 FEET DEEP WITH
A 16" CASING. A 40 HP U.S. MOTOR WAS INSTALLED
ON A WINTHROUGH PUMP BY WITHERSPOON.
WATER WAS OPEN DISCHARGE INTO THE HIGHLINE DITCH
AND IRRIGATED ABOUT 200 ACRES. HAY AND GRAIN
WERE THE CROPS GROWN. AN ADDITIONAL 180 TO
200 ACRES WAS ALSO IRRIGATED WHICH WAS NATIVE
PASTURE FOR OUR COW HERD OF 360 CATTLE.
FORTY FEET TO THE EAST OF THIS WELL WAS A HAND DUG
WELL WHICH WAS PUMPED BY A TRACTOR AND A
PECKLESS P.T.O. PUMP. THIS WELL PUMPED ABOUT
80 INCHES.

Bob E. Williams 2-26-92
BOB E. WILLIAMS DATE

STATE OF IDAHO, COUNTY OF CASSIA

On this 26th day of February, 1992, before me, a notary public in and for said
State, personally appeared BOB E. WILLIAMS, known to me to be the person whose
name is subscribed to the within instrument, and acknowledged to me that he
executed the same.

Guy Small
Notary Public
Residing at Burley, Idaho
My Commission expires: JUNE 8, 1993

T=451

-162

289 Ac.

allowed as B.U.

under 43-10238

24

39

47

25

39

51

10

(24)

(19)

(25)

(30)

27

40

43

4

18

39

45

62 ft

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.43-10238
(Trans #3841)

1. WELL OWNER

Name Sunset Ranches Inc.
Address Box 761 Burley Idaho
Owner's Permit No. 43-90-5-028 OK

7. WATER LEVEL

Static water level 72 feet below land surface.
Flowing? ☐ Yes ☐ No G.P.M. flow 760
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 55 °F. Quality good
Describe artesian or temperature zones below.

2. NATURE OF WORK

- ☒
- New well
- ☐
- Deepened
- ☐
- Replacement
-
- ☐
- Well diameter increase
-
- ☐
- Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>1000</u>	<u>100'</u>	<u>12</u>

3. PROPOSED USE

- ☐
- Domestic
- ☒
- Irrigation
- ☐
- Test
- ☐
- Municipal
-
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
-
- ☐
- Other _____ (specify type)

4. METHOD DRILLED

- ☐
- Rotary
- ☐
- Air
- ☐
- Hydraulic
- ☐
- Reverse rotary
-
- ☒
- Cable
- ☐
- Dug
- ☐
- Other _____

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>250</u> inches	<u>16</u> inches	<u>1</u> feet	<u>250</u> feet
<u>250</u> inches	<u>14</u> inches	<u>230</u> feet	<u>290</u> feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch ☐ Gun
Size of perforation 5/16 inches by 2 inches

Number	From	To
<u>900</u> perforations	<u>80</u> feet	<u>190</u> feet
<u>900</u> perforations	<u>150</u> feet	<u>190</u> feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20 Material used in seal: ☐ Cement grout☐ Bentonite ☒ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld _____

☐ Cemented between strataDescribe access port Pipe Anger entry casing

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
16	0	4	top soil		X
16	4	16	dark black clay		X
16	16	42	large gravel		X
16	42	84	clay + gravel		X
16	84	110	clean gravel pen	X	
16	110	126	large gravel	X	
16	126	189	good gravel	X	
16	189	240	shale	X	
16	240	250	brown sandy clay		X
14	255	285	small gravel	X	
14	285	290	+ sand		
14	290	300	sand		

14" liner has
shoe on top

RECEIVED

FEB 15 1991

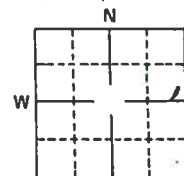
Department of Water Resources
Southern Region Office

10.

Work started 11-15-90 finished 1-10-91

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County CassiaSE 1/4 NE 1/4 Sec. 25, T. 12 S. R. 26 E.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Chesley Drilling Firm No. 428Address Burley Ida Date 1-15-90Signed by (Firm Official) Bill Chesley

and

(Operator) Bill Chesley

120

INDEX

Service No. 14042

Form C-153-1
Page 1

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, made this 9th day of August, 1961, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller and ~~Robert E. Williams~~ Robert E. Williams 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: SE¹/₄ of NE¹/₄

Section 25, Township 12 South, Range, 26, of the Boise Meridan. And has a well on the SE¹/₄ of NE¹/₄ of Section 25 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 40 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, 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 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 \$ 165.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 165.00 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 each 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

43-10235

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 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 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.

At Idaho, County of Cassia) ss.
I, _____, do hereby certify that this instrument was filed for record at request of _____ minutes past _____ o'clock
A.D., 1961, as Inst. No. 123456789
M. this 15th day of April, 1961, at _____
By _____
Official Recorder Deputy
By _____
(Seal)
\$ 2.70
: R.R.R.E.C.
Malta

Robert E. Williams
(Consumer)

By _____

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By Edwin C. Schlender
(Manager)

STATE OF IDAHO)
County of Cassia) ss

On this 9th day of August, 19 61, 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 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.

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.

STATE OF IDAHO)
County of Cassia) ss

On this 29th day of Nov, 1961, before me, the undersigned, A Notary Public in and for said State, personally appeared Robert E. Williams, 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.

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNI
GOVERNOR

KARL J. DREHER
DIRECTOR

July 12, 2001

SUNSET RANCH INC
C/O DON JOHNSON
PO BOX 761
BURLEY ID 83318

RE: NOTICE OF ERROR 43-10238

Dear Mr. Johnson,

I have reviewed the file regarding your notice of error on the priority date of this right. I can find nothing that proves the 1934 claimed priority date. The affidavit from Mr. Williams states that the well was drilled in 1961 and the power company records also reflect this date. The original statutory filing for 43-4056 (on which this claim was somewhat based) stated that the well was pumped with gas before 1961, but no well log or any real evidence of pumping capacity or other information about this was provided.

If you can provide any additional information, even during the **Objection** period, I may be able to change my recommendation, but at this point I am leaving the recommended priority date as 9/01/1961. It is doubtful that the recommended diversion rate of 3.2 cfs was developed in 1934 and probably fewer acres would be recognized as of that date. If you wish to pursue the 1934 date, a smaller diversion rate and acre limitation may be recognized, but an additional claim would be needed to identify the extra diversion rate and additional acres developed with the new well in 1961.

If you have any further questions, feel free to call the office for an appointment.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over the printed name 'Jeanie Robertson'.

Jeanie Robertson
Sr. Water Resource Agent

05/10/2001

NOTICE OF ERROR
REPLY

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

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

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

Water right number: ~~43-12960~~ 43-10238

SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318
Telephone Number: (208)678-4194

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

priority date of 1934 ~~was~~

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:

this 1934 date is consistent with written affidavit of witnesses + well logs

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

DATE: 7-3-01

SIGNATURE:

Please print your name:

Donald F. Johnson
Donald F. Johnson

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

03/07/2001

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 3.2 CFS
1156 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 6.3 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1804 AF. COMBINED RIGHT NOS.: 43-
02422, 43-10238, & 43-12960.

PRIORITY DATE:

09/01/1961 8/9/61

POINT OF DIVERSION:

T12S R26E S25	SESWNE	Within CASSIA County
T12S R26E S25	SESENE	Within CASSIA County
T12S R27E S30 LOT 2	SWSWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	3.20 CFS 1,156.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T12S R26E S24	NESE	32	T12S R26E S24 NWSE 28
T12S R26E S24	SWSE	28	T12S R26E S24 SESE 39
T12S R26E S25	NENE	40	T12S R26E S25 NWNE 33
T12S R26E S25	SWNE	29	T12S R26E S25 SENE 38
T12S R27E S19 LOT 3	NWSW	51	T12S R27E S19 LOT 4 SWSW 51
T12S R27E S19	SESW	41	T12S R27E S30 NENW 41
T12S R27E S30 LOT 1	NWNW	52	T12S R27E S30 LOT 2 SWNW 50
T12S R27E S30	SENW	32	

585 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 289 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 585 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00193, 43-00194, 43-00195, 43-02422,
43-10238, & 43-12960.

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

Water Right 43-10238

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.

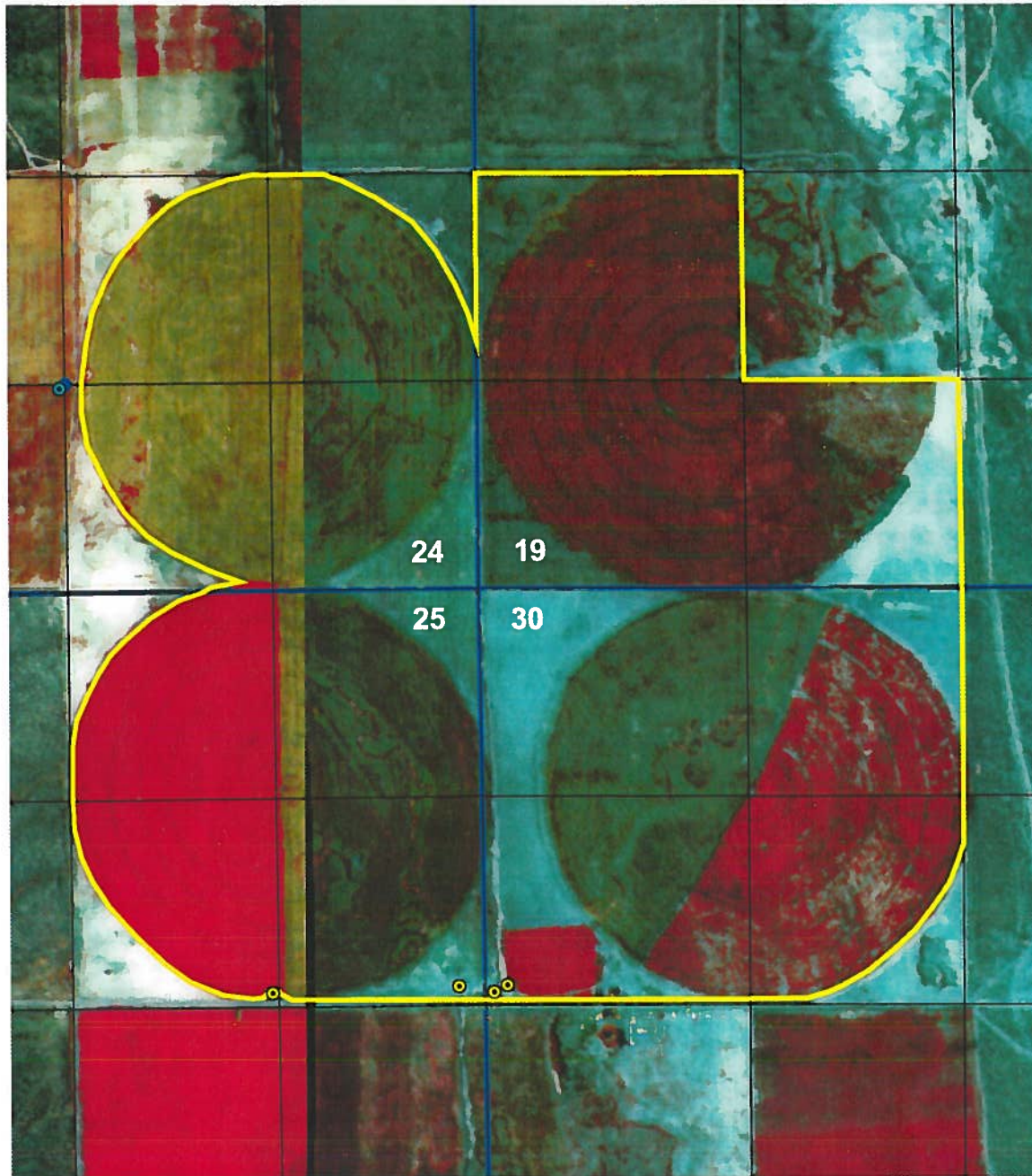
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 43-12960 IS AN EXPANSION OF RIGHT NOS. 43-02422 & 43-10238 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

43-00193, 43-00194 43-00195,
43-02422, 43-10238, & 43-12960



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON MAR. 8, 2001
TWP 12S, RNG 26E, SEC. 24 & 25
TWP 12S, RNG 27E, SEC. 19 & 30



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

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

VERIFIED BY

2/27/01

02/27/2001

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.58 CFS
116 AFY

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-00193, 43-
00194, 43-00195, 43-02422, & 43-10238.

PRIORITY DATE: 08/01/1961

POINT OF DIVERSION:	T12S R26E S25	SESWNE	Within CASSIA County
	T12S R26E S25	SESENE	Within CASSIA County
	T12S R27E S30	SWSWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.58 CFS 116.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>							
T12S R26E S24	NESE	32	T12S R26E S24	NWSE	39		
T12S R26E S24	SWSE	39	T12S R26E S24	SESE	39		
T12S R26E S25	NENE	40	T12S R26E S25	NWNE	40		
T12S R26E S25	SWNE	40	T12S R26E S25	SENE	40		
T12S R27E S19	LOT 3	NWSW	51	T12S R27E S19	LOT 4	SWSW	51
T12S R27E S19		SESW	41	T12S R27E S30		NENW	41
T12S R27E S30	LOT 1	NWNW	52	T12S R27E S30	LOT 2	SWNW	51
T12S R27E S30		SENW	41				

637 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 29 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED, TO THE IRRIGATION
OF A COMBINED TOTAL OF 637 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00193, 43-00194, 43-00195, 43-02422, &
43-10238.

USE OF THIS RIGHT WITH RIGHT NO. 43-02422 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 191 ACRES IN A SINGLE
IRRIGATION SEASON.

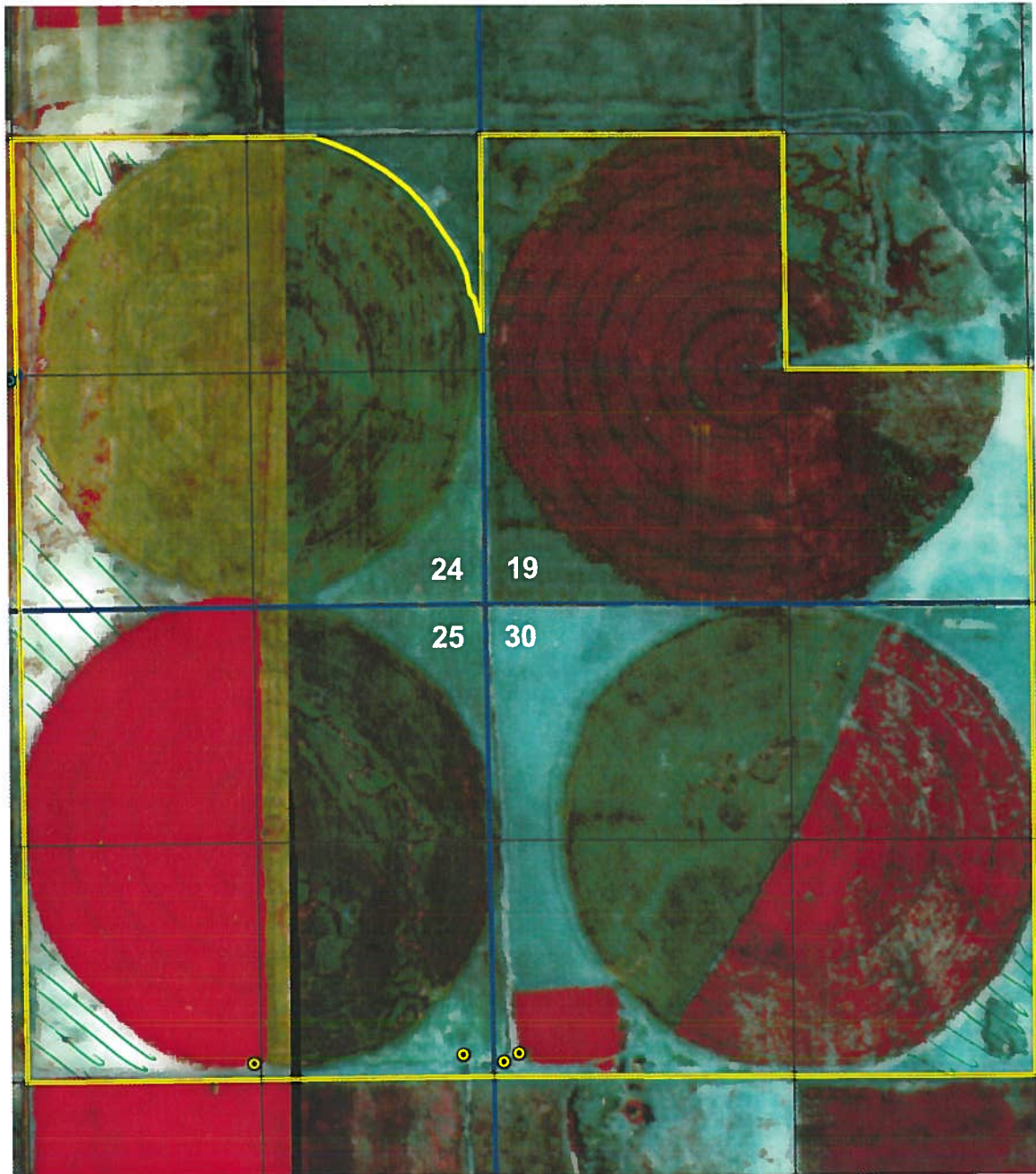
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Idaho Department of Water Resources

43-00193, 43-00194, 43-00195, 43-02422, & 43-10238



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON FEB. 27, 2001
TWP 12S, RNG 26E, SEC. 24 & 25
TWP 12S, RNG 27E, SEC. 19 & 30



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

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

12/21/2000

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

RIGHT NUMBER: 43-10238

NAME AND ADDRESS: SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.58 CFS
116 AFY

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-00193, 43-
00194, 43-00195, 43-02422, 43-10238, & 43-_____.

PRIORITY DATE: 08/01/1961

POINT OF DIVERSION:	T12S R26E S25	SESWNE	Within CASSIA County
	T12S R26E S25	SESENE	Within CASSIA County
	T12S R27E S30 LOT 2	SWSWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.58 CFS 116.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T12S R26E S24	NESE	32	T12S R26E S24	NWSE	39
T12S R26E S24	SWSE	39	T12S R26E S24	SESE	39
T12S R26E S25	NENE	40	T12S R26E S25	NWNE	40
T12S R26E S25	SWNE	40	T12S R26E S25	SENE	40
T12S R27E S19 LOT 3	NWSW	51	T12S R27E S19 LOT 4	SWSW	51
T12S R27E S19	SESW	41	T12S R27E S30	NENW	41
T12S R27E S30 LOT 1	NWNW	52	T12S R27E S30 LOT 2	SWNW	51
T12S R27E S30	SENW	41			

637 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 29 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 637 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00193, 43-00194, 43-00195, 43-02422,
43-10238, & 43-_____.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:
Water Right 43-10238

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:01:14
07/06/00
6

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-10238

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUNSET RANCH INC	03/15/1934 9/1/1961	IRRIGATION STOCKWATER	3-15/11-15 01-01 12-31 01-01 12-31	0.050 CFS 6.490 CFS	116 AF (29X4) 1932.00 AFA
TOTAL DIVERSION:					6.490 CFS	
CONSUMPTIVE USE:					3.2	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T12S R26E S25 SESWNE SESENE
R27E S30 Lot02(SWSWNW)

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
12S	26E	24	:													32	40	39	39	160.0
12S	26E	25	:	40	40	40	40													160.0
12S	27E	19	:																	142.0
12S	27E	30	:					40	01-51	02-51	40									182.0
TOTAL ACRES																			644.0	

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

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER/ 150 HEAD OF BEEF CATTLE

EXP

Cond. Codes:
C18, N05, N08

Other Rights: A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI + app. claim

Remarks: GEN *****IDWR NOTE

CLAIM AMENDED PURSUANT TO TRANSFER #3841 2/24/92 ADM

Copy to
Comments

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Remarks:

POU1 K06 29Ac.
E14 637Ac.
E11 191Ac. w/all
QNT E28 .02cfs
w/all

191 Ac. irrigated in '62
- 162 Ac. less 13-02422
29 Ac. B.U.

29 X .02/Ac. = 0.58 cfs

29 X 4 = 116 AF

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:56:00
01/24/00
52

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A43-10238

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUNSET RANCH INC	03/15/1934	IRRIGATION STOCKWATER	3/15-11/15 01-01 12-31 01-01 12-31	6.490 CFS 0.050 CFS	1156 A (289x4)
TOTAL DIVERSION:					6.490 CFS	1932.00 AFA
~~CONSUMPTIVE USE:~~					3.2	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T12S R26E S25 SESWNE SESENE
R27E S30 Lot02(SWSWNW)

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE								NW								SW								SE								
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM			
12S	26E	24	:																										160.0			
12S	26E	25	:	40		40		40		40																			160.0			
12S	27E	19	:														03-51	04-51		40									142.0			
12S	27E	30	:														40	01-51	02-51		40								182.0			
																												TOTAL ACRES	644.0			

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

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER/ 150 HEAD OF BEEF CATTLE

Other Rights: A43-00193, -00194, -00195, -02422, THIS IS A SUPPLEMEN. CLAI

Remarks: GEN *****IDWR NOTE
CLAIM AMENDED PURSUANT TO TRANSFER #3841 2/24/92 ADM

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

289/585ppu
Cond. Code C18
Remarks: K06 2
POU1 E14 58
QNT E27 6.3c
1804
(451A x4) EXP K03
-1296

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:51:48
01/24/00

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QUICKLOOK INFORMATION

51
CLAIM NUMBER: A43-10238

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

BARCODE UPDATED
WHOM/DATE

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—

IDAHO
CASSIA
Report ID: ASCS-156EZ

U.S. Dept. of Agriculture
Agri. Stab. & Conserv. Svc.
Abbreviated 156 Farm Record

FARM 2098
Prepared: 12/27/9
Crop Year: 9
Page:

OPERATOR: Name, Address & I D No. FARMLAND CROPLAND IRRIGATED CROPLAND EFFECTIVE CROPLAND FARM IDENTIFIER STATUS

82-0341428 E 676.0 657.7 657.7 657.7 NONE ACTIVE
SUNSET RH INC
% DON JOHNSON
PO BOX 761
BURLEY ID 83318

CRP: .0
IFM: N
RECON. REF. NO.: A00639
DFAV NORMAL PLANTED ACRES: 65.0

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	-----P&CP-----		-----YIELD-----	
						YEAR		YEAR	NI
WHEAT	1	416.9	.0			93	415.8	94	33
						92	418.3	85	37
						91	416.0		
						90	414.3		
						89	419.9	94	85
						88	410.4	85	93
IAM		416.0							
NAW		.9							

No. of Tracts: 1 Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	W	CW	FW	PC	AW	MW	RW	MG	CNTE	CNNA	PCW
2004	676.0	617.7 657.7	617.7 657.7	Y	Y	Y	Y	N	N								N
IDENTIFIER S-24.25 T-12 R-26 S-19.30 T-12 R-27 DD-22																	
OWNER 1 - SUNSET RH INC																	

8971 - 40.0 23.9 23.9
corner 2R simplot

R 26

40.8

38.7

7.0

2099
2004

4
8.3

NHEL/W

9
7.5

NHEL/W

12
7.5

NHEL/W

13
12.4

14
8.5

NHEL/X

15
29.7

NHEL/W

16
12.8

NHEL/W

17
6.8

NHEL/W

3
10

AW
8.0

6
7.0

NHEL/W

7
10.1

HEL/W

8
16.1

R 2

23.9

NHEL
NC



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

A43-10238

February 10, 2000

Second Notice

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SUNSET RANCH INC
C/O DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

RE: Information about historical water diversion flow rate

Dear Wateruser:

This past December IDWR sent a letter to you requesting your assistance in providing information about flow rates from certain diversions (copy attached). These letters are being sent to claimants with identified rights that have not previously been confirmed (measured) either through the licensing process or by decree. IDWR desires to make the most accurate recommendation to the SRBA Court and this requires your participation and cooperation, pursuant Idaho Code §42-1410.

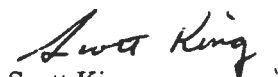
One advantage of providing good, verifiable information to us is that the flow rate that we recommend will be the full measure of your water right as developed. Another benefit is that disputes over the recommendation are minimized. Lastly, documentation for flow rate will likely be dated and may support evidence of priority determination.

In the absence of good information about historical diversion flow rates IDWR may conclude any of three less desirable alternatives:

- 1) Recommend disallowal of right.
- 2) Recommend a flow rate limited to a licensed rate, if a licensed diversion is part of the system, but with additional diversion volume if the use and diversion capacity is documented to have occurred before 1963.
- 3) Recommend the right as an expansion in a critical ground water area, §42-1416B I.C., which limits the flow rate AND volume to the licensed quantity. This provision also sets the priority at 6/30/1985, regardless of development date between 1963 and 1985.

Thank you for your attention to this matter and we look forward to your quick response and documentation relating to this request. Water Resource Agents from the department may be contacting you in the near future should field work be required to finalize recommendations. Inquiries related to this diversion rate information request should be made to Scott King or Cindy Bird at (208) 327-7900. Inquiries about other aspects of your claim should be made to the Southern Region Office (208) 736-3033.

Sincerely,


Scott King

Enclosures

A43-00193
A43-00194
A43-00195
A43-02422
A43-10238

+ expansion claim
yet to be filed

CLAIM NUMBERS

DATE _____
AGENT _____

TRANSFER NUMBER

HOMESTEAD ENTRY NO.

CLAIMED ACRE TOTAL

GEOGRAPHIC INFO ACRES

644
637

	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	12S	26E	24													40	40	40	40
GIS	12S	26E	24													32.3	39.5	39.3	39.2
RECOM	12S	26E	24													32	39	39	39
CLAIM	12S	26E	25	40	40	40	40												
GIS	12S	26E	25	39.5	39.5	39.5	39.6												
RECOM	12S	26E	25	40	40	40	40												
CLAIM	12S	27E	19									51	51	40					
GIS	12S	27E	19									41	51	41					
RECOM	12S	27E	19									51	51	41					
CLAIM	12S	27E	30					40	51	51	40								
GIS	12S	27E	30					41.1	51.5	51.2	41								
RECOM	12S	27E	30					41	52	51	41								

B43-POU.SHP

SHAPE NOS.

43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

Claim No. 43-4148

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that **SUNSET Ranch Inc.** (Name of Claimant)
Box 1267 BURLEY, IDAHO 83318 (Mailing Address) Telephone No. **349-5571** (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) **3-15-1934**
A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) **GROUNDWATER**
tributary to **—**
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(Both dates inclusive) (Mo., Day)	(Mo., Day)
	To	From
Quantity 1.48 cfs Use Irrigation	3-15	11-15
Quantity Use	To	To
Quantity Use	To	To
Quantity Use	To	To
Quantity Use	To	To

TOTAL QUANTITY USED:

- (4) **1.48 cfs**
- (5) A) Point of diversion: (Location of point where water is diverted from its source)
*** SW 1/4 NE 1/4 Sec. 25 Twp. 12S Rge. 26E B.M. County of**
Additional points of diversion: *** SENE 1/4 Sec. 25 Twp. 12S Rge. 26E, SWNW 1/4 Sec. 30 Twp. 12S Rge. 26E**
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities, be as specific as possible. Describe any changes in the system and give the date of the change. **3 wells - (200 HP, 125 HP, 150 HP), pipeline and sprinkler system**

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

*** WELL IS LOCATED NEAR THE 1/4 line between the SWNE and SESE 1/4's**

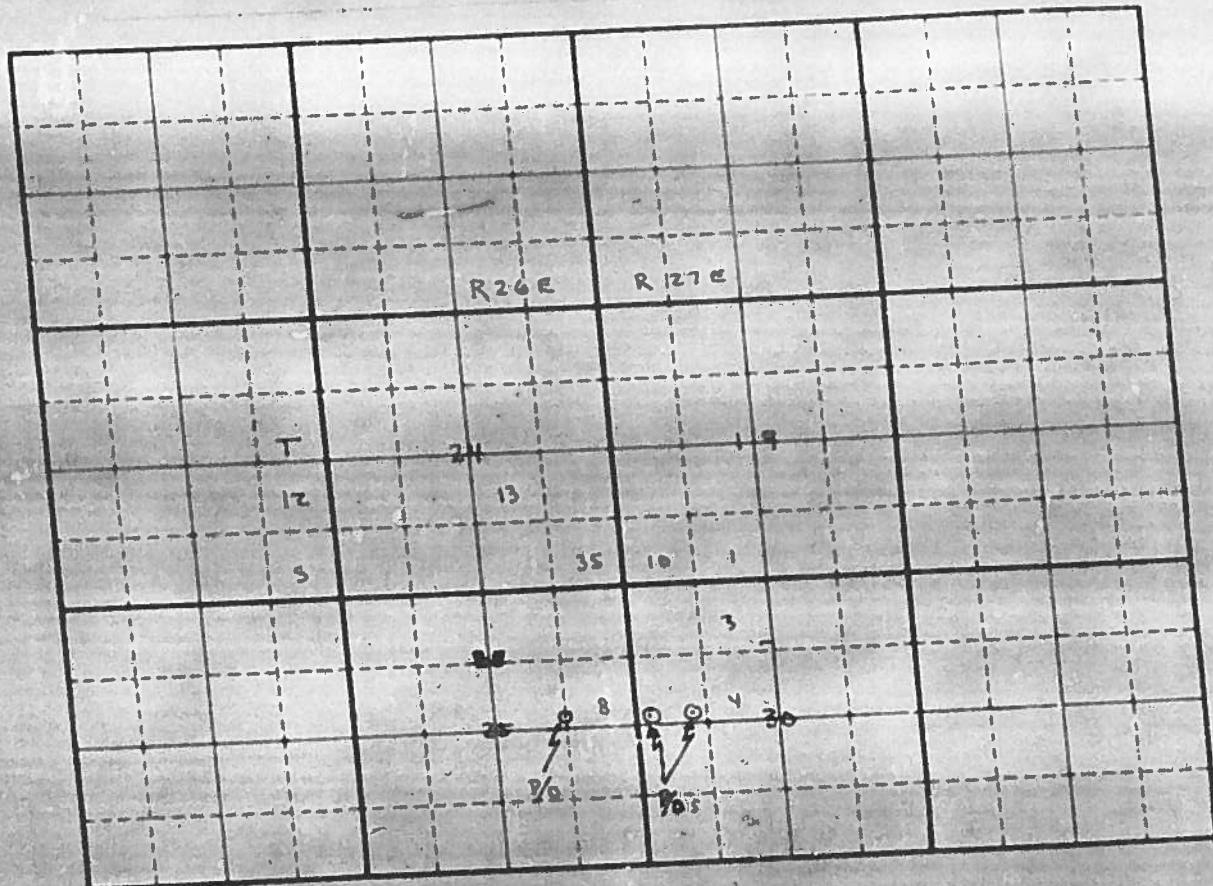
T	R	SEC	NE 1/4				NW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
T12S	R26E	24													46
		25													8
T12S	R27E	19													11
		30													2

No. of acres **74**

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible.
N/A

NOTE: Include with the type and number of stock watered: **N/A**
If you are a member of an organization, list name of organization: **N/A**

(B) Remarks This claim is filed in connection with water rights 43-2422 and 43-4056 to reflect lands actually irrigated



Scale, 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of ADA

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 24TH day of FEB 1983.

Notary Public
Residing at

John Johnson
Dane Idaho

My commission expires

FOR DEPARTMENT USE ONLY

Received by J. m. Date 2-24-83
Notary check by Ada Date 3/14/83
\$30.00 fee received by J. m. Date 3-2-83
Published in Ada South Idaho Press
Date 3-14-83

Forwarded to
claimant by

Date

Claim No. 43-4056

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

MAR 20 1974

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

part 5 - 100-100-100

Under the provisions of Section 42-228a, 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.

Notice is hereby given that Della Williams, Bob E. Williams & Cecil E. Williams
(name of claimant)

ul Malta, Idaho
(mailing address)

claims a right to the diversion and beneficial use of

ground water or surface water tributary to none

The extent and nature of said claim is as follows:

(1) Describe source of water (name of stream, lake, spring, etc., or ground water) ground water

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed.

Amount	3.2 cfs	Use	irrigation	Period of Use	From	Mar 15	To	Nov 15
Amount		Use		Period of Use	From		To	
Amount		Use		Period of Use	From		To	
	(cfs, gpm or a/l)		(from, until, stock, etc.)					(both dates inclusive)

(3) Total quantity of water claimed per annum, and on 4/A 3.2 cubic feet per second or 4/A acre feet
gallons per minute

(4) Priority claimed (the date water was first applied to beneficial use) 1934

A claim is not acceptable in a ground-water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed for domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)

SW 1 NE 2 S. 25 Twp 12S R. 26E N. M. County of Cassia
Additional points of diversion none

B) Describe means of diversion of water (pump and pipeline, well, diversion dam, reservoir, length of ditch and field etc.) Give sizes and capacities, be as specific as possible. Pump - gas before 1961, 40 H.P. after 1961 until present.

16) A) Describe location of use by listing number of irrigated acres within each 40 acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 200

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible.

irrigation only

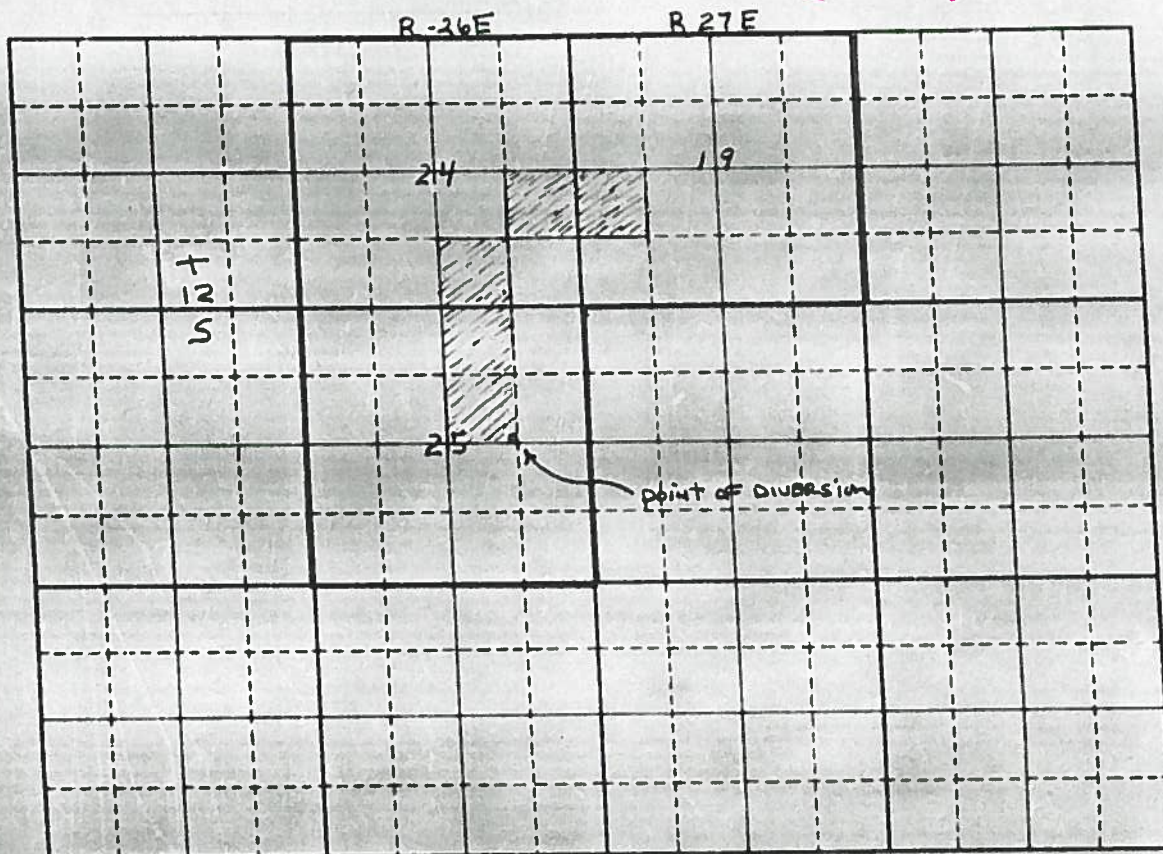
(7) If you are claiming water as a member of an organization, list name of organization.

No

44 250

(8) Remarks

For a correlation of information, see
original application for permit No. C-25456.
(43-024622)



Scale: 2 inches equal 1 mile

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Cassia

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Gella Williams, Cecil E. Williams, Bob E. Williams (claimant)

Sworn to before me this 2nd day of March

1974

Notary Public
Residing at Ketchum, Idaho

My commission expires 1/5/75

For Department Use Only

Received by	Date	Exception filed by	Forwarded to	Date
Prelim check by	Date 3-19-74		claimant by	
\$10.00 fee received by	Date			
Approved for publication by	Date			
Published in S. Idaho Press				
Dates 4-2 & 4-9-74				