

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: **A43-10643**
Date Received: 2/ 6/1989
Receipt No: S006226
Received By: _____

address change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: MAY 1, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	28E	18	SE	SE	SE		CASSIA

5. Description of diverting works:
WELL, 350 HP MOTOR, PUMP, 150 HP BOOSTER, 3 PIVOT SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.506		
STOCKWATER	10/31	04/01	0.190		

7. Total Quantity Appropriated is:
3.506 C.F.S. (and/or) 1492.50 A.F.A.

8. Total consumptive use is 1116.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 BEEF STOCK

10. Place of Use:

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

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

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

JUN 29 1993

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

PS Form 3576, November 1990

RECEIVER: Be sure to record the above new address.

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

STATE

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

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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Use	
Code	Desc

OWN

Priority
Date

Total
Diversion

Use Code	Desc
----------	------

04 STOCK

01 IRR

01 IRR

01 IRR

04 STOCK

43 DOMEST

04 STOCK

43 DOMEST

04 STOCK

(Menu _____)

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10643
Date Received: 2/06/1989
Receipt No: S006226
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLEFT OF THE ROCK FARMS 208-349-5716
Address: P. O. BOX 429
AMERICAN FALLS, ID 83211

2. Date of Priority: MAY 01, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	28E	18	SE	SE	SE		CASSIA

5. Description of diverting works:
WELL, 350 HP MOTOR, PUMP, 150 HP BOOSTER, 3 PIVOT SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.506		
STOCKWATER	10/31	04/01	0.190		

7. Total Quantity Appropriated is:
3.506 C.F.S. (and/or) 1492.50 A.F.A.

8. Total consumptive use is 1116.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 BEEF STOCK

10. Place of Use:

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

A43-10643

Page 1

Date: 11/26/90

MICROFILMED
MAR 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	28E	18	NW	NE		STOCK	
			SW	NE		IRR	31.0
			SW	NE		STOCK	
			SE	NE		IRR	31.0
			SE	NE		STOCK	
			NE	SW		IRR	31.0
			NE	SW		STOCK	
			NW	SW	3	STOCK	
			NW	SW	3	IRR	31.0
			SW	SW	4	STOCK	
			SW	SW	4	IRR	31.0
			SE	SW		IRR	31.0
			SE	SW		STOCK	
			NE	SE		STOCK	
			NE	SE		IRR	31.0
			NW	SE		IRR	31.0
			NW	SE		STOCK	
			SW	SE		IRR	31.0
			SW	SE		STOCK	
			SE	SE		IRR	31.0
			SE	SE		STOCK	
Section Acres							372.0
Total Acres							372.0

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:
A43-04060B, 04063B, 10642, 10645

14. Remarks:

THIS CLAIM REPRESENTS A PORTION OF RT. 43-04061, 04062 & 04064, ALL WITH A COMMON PRIORITY DATE. CLAIMANT HAS A PORTION OF EACH RIGHT.
THE SYSTEM HAS CHANGED THROUGH SEVERAL TRANSFERS TO TIE 5 CLAIMS, 2 LICENSES AND SEVERAL WELLS TOGETHER INTO 1 LARGE CLAIM. CLAIMANT BOUGHT PART OF THE FARM AND WELL APPURTENANT TO THE PROPERTY. THE SYSTEM CAPACITY IS 800 GPM PER PIVOT AND 75 GPM PER END GUN.
A FLOW RATE OF 5.85 CFS OR MORE HAS BEEN USED ON THIS LAND SINCE SPRINKLERS WERE INSTALLED IN 1976. THE DIVERSION RATE WAS EVEN GREATER UNDER GRAVITY IRRIGATION.
THIS CLAIM REPLACES A43-04064D ORIGINALLY FILED FOR THE SYSTEM CAPACITY ONLY.
THIS CLAIM IS FOR THE DIFFERENCE BETWEEN THE PROPORTIONAL SHARE

14. Remarks: Continued
OF THE OTHER RIGHTS AND THE SYSTEM CAPACITY.
SEE TRANSFER #3315.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

Kenneth D. Woodworth
Signature of Authorized Agent
Partner Cleft of the Rock Farms
Title and Organization
11/26/90
Date

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 26th day

of Nov 19 90

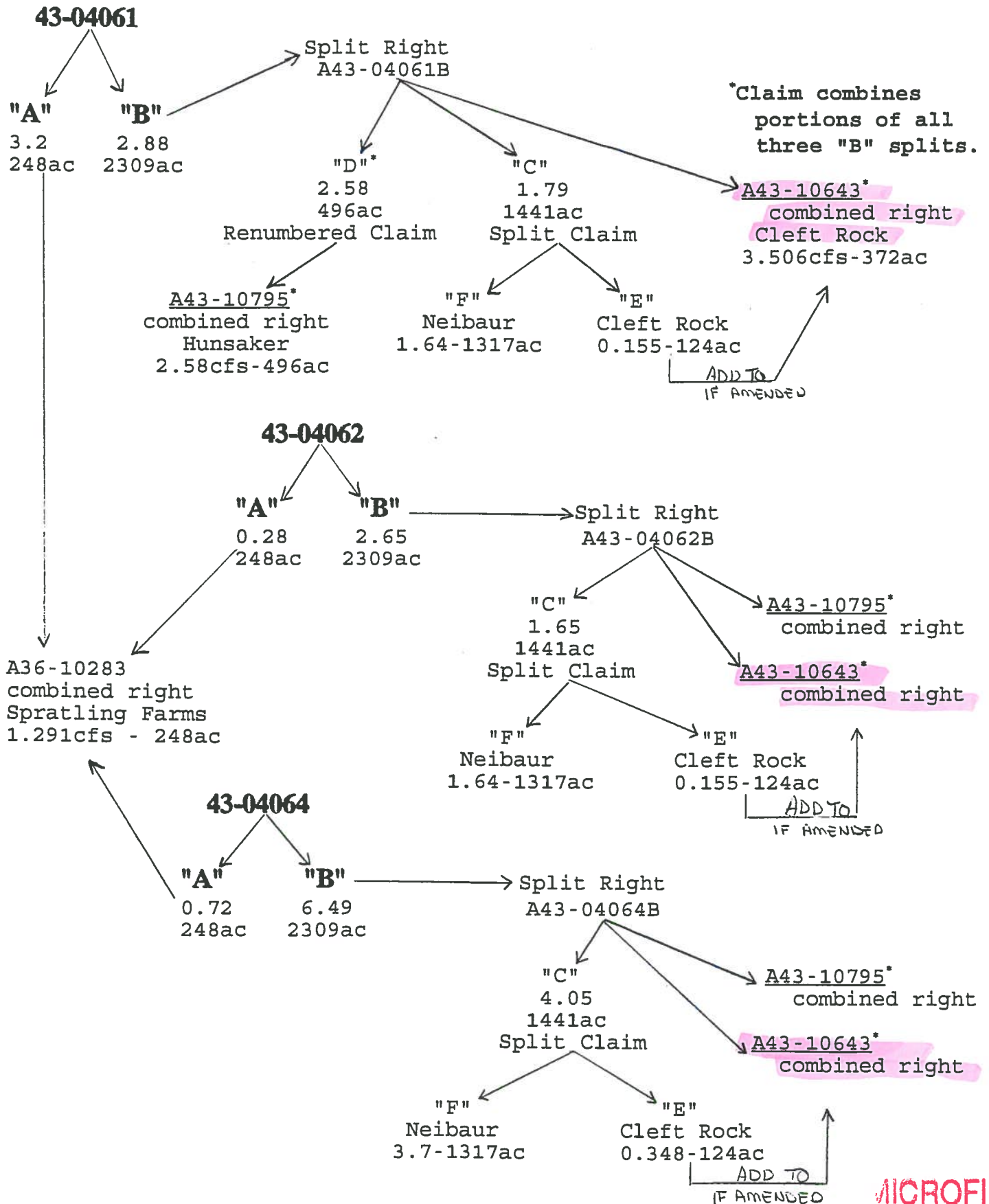
Lani White
Notary Public

Seal

Residing at TF

My Commission Expires 5/94

CLAIM SPLIT FLOW CHART



MICROFILM

MAR 05 1991

AB 12/12/91



ate of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3030

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-10643
CLEFT OF THE ROCK FARMS
P. O. BOX 429

AMERICAN FALLS ID 83211

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 1992

Dear Claimant:

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

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

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

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

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILM

MAR 05 1992

05/09/2001

NOTICE OF ERROR
REPLY

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

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

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

Water right number: 43-10643

CLEFT OF THE ROCK FARMS
735 CALDER AVE
AMERICAN FALLS ID 83211
Telephone Number: (208)349-5716

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

See Attachment A2 for corrections.

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

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

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

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

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

- ① Map indicates 512ac, not 528. Transfer based on incorrect data for Stat. Claims
- ② Flow rate is proportional for 372ac as for transfer #4650 for 124ac (ie, 1.935495)
- ③ See #1 above

All explained to Ken Woodward 6/12/01. IDJ
No changes made

Attachment: A 2

5-21-01

Water right number
43-10643

1: Place of use and quantity

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

Quantity should be 3.506-CFS Irrigation
0.190-CFS stock water
1492.5 AFA

As it is shown on the notice of claim enclosed

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

Please see the remarks on the notice of claim enclosed, part of the
purpose of this claim was to correct the CFS flows on this property to
what was actually and I might add had always been used on this site
currently and back to 1976, when pivots were installed , and gravity before
that.

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



Ken Woodworth
Cleft of the Rock Farms

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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Received By:

COPY

FOR YOUR FILES
DO NOT RETURN

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ACQUIRED UNDER STATE LAW

208-349-5716

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			NE	NE		STOCK	
			NW	NE		IRR	31.0

A43-10643

Page 1

Date: 11/26/90

10. Place of Use: Continued

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			SW	NE		IRR	31.0
			SW	NE		STOCK	
			SE	NE		IRR	31.0
			SE	NE		STOCK	
			NE	SW		IRR	31.0
			NE	SW		STOCK	
			NW	SW	3	STOCK	
			NW	SW	3	IRR	31.0
			SW	SW	4	STOCK	
			SW	SW	4	IRR	31.0
			SE	SW		IRR	31.0
			SE	SW		STOCK	
			NE	SE		STOCK	
			NE	SE		IRR	31.0
			NW	SE		IRR	31.0
			NW	SE		STOCK	
			SW	SE		IRR	31.0
			SW	SE		STOCK	
			SE	SE		IRR	31.0
			SE	SE		STOCK	
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THIS CLAIM IS FOR THE DIFFERENCE BETWEEN THE PROPORTIONAL SHARE

OF THE OTHER RIGHTS AND THE SYSTEM CAPACITY.
SEE TRANSFER #3315.

16. Signature(s)

Number of attachments: _____

I do solemnly swear or affirm that I am Partner of
Cleft of the Rock Farms, that I have signed the foregoing
Organization Title
document in the space below as Partner of
Cleft of the Rock Farms Title
Organization and that the statements contained in the
foregoing document are true and correct. Kenneth D. Woodworth

Date _____

Notary Public

5/94



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 9, 1994

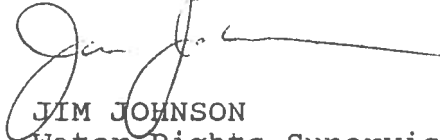
CLEFT OF THE ROCK FARMS
PO BOX 429
AMERICAN FALLS ID 83211-0429

RE: Transfer of Water Right Nos. 43-02417D/43-02418D/43-04060D/
43-04061D/43-04062D/43-04063D and 43-04064D

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer Nos. 3839, 3892 and 4050). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NOS. 3839, 3892 & 4050
WATER RIGHT NO(S). 43-02417D/43-02418D/43-04060D/43-04061D
43-04062D/43-04063D/43-04064D

This is to certify that: **CLEFT OF THE ROCK FARMS**
PO BOX 429
AMERICAN FALLS ID 83211

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 43-02417D : IRRIGATION Priority: 01/31/1955	04/01 to 10/31	0.97 CFS	409.8 AF
Right No. 43-02418D : IRRIGATION Priority: 01/31/1955	04/01 to 10/31	0.97 CFS	409.8 AF
Right No. 43-04060D : IRRIGATION Priority: 04/01/1954	04/01 to 10/31	0.33 CFS	139.4 AF
Right No. 43-04061D : IRRIGATION Priority: 05/01/1957	04/01 to 10/31	0.62 CFS	261.9 AF
Right No. 43-04062D : IRRIGATION Priority: 05/01/1957	04/01 to 10/31	0.57 CFS	240.8 AF
Right No. 43-04063D : IRRIGATION Priority: 05/01/1955	04/01 to 10/31	0.85 CFS	359.1 AF
Right No. 43-04064D : IRRIGATION Priority: 05/01/1957	04/01 to 10/31	1.39 CFS	516.0 AF

SOURCE

GROUNDWATER

TRANSFER NOS. 3839, 3892 & 4050
WATER RIGHT NO(S). 43-02417D/43-02418D/43-04060D/43-04061D
43-04062D/43-04063D/43-04064D

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 18, Township 11S, Range 28E
 SESE , Sec. 18, Township 11S, Range 28E
 CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S 28E 18	NENE 33	NWNE 33	SWNE 33	
	SENE 33	NENW 33	NWNW 33	
	SWNW 33	SENE 33	NESW 33	
	NWSW 33	SWSW 33	SESW 33	
	NESE 33	NWSE 33	SWSE 33	
	SESE 33			528
		Total number of acres irrigated:		528

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. Approval of this transfer in no way confirms the right(s) claimed.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. 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.
8. The total instantaneous diversion of water from all points of diversion under Transfer Nos. 3839, 3892 and 4050 shall not exceed 5.70 cfs.
9. Right Nos. 43-02417D, 43-02418D, 43-04060D, 43-04061D, 43-04062D, 43-04063D and 43-04064D are limited to the irrigation of 496 acres in the place of use described above in a single irrigation season.

Dated this 18th day ofFebruary, 1994.

J. Glen Saylor
 Chief, Water Alloc. Bureau

01/03/2001

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

RIGHT NUMBER: 43-10643

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

SOURCE: GROUND WATER

QUANTITY: 1.935 CFS
821.4 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1488 AF. COMBINED
RIGHT NOS.: 43-10642, 43-10643, 43-4060G, 43-4063G.

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

PRIORITY DATE: 05/01/1957

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

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.94 CFS 821.40 AFY

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

PLACE OF USE:

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

512 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 372 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-4060G, 43-4063G, 43-10642, 43-10643.

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

RIGHT NO. 43-10645 IS AN ~~ENLARGEMENT~~ ^{EXP} OF THIS RIGHT, AND OTHER RIGHTS DIVERTED FROM THE WELLS DESCRIBED IN THIS RIGHT, PURSUANT TO SECTION 42-~~1426~~ ¹⁴¹², IDAHO CODE. ✓

THIS RIGHT IS A COMBINATION OF PORTIONS OF ORIGINAL BENEFICIAL USE RIGHTS 43-04061, 43-4062 AND 43-4064.

MEMORANDUM

TO: Files,
T#3839 (43-4060, 43-4063, 43-10643, 43-10645)
T#3892 (43-2417, 43-2418, 43-10642)
T#4050 (43-2417, 43-2418, 43-4060, 43-4061, 43-4062, 43-4063,
43-4064)

FROM: Mary Baldwin, Southern Region

DATE: 02-Mar-1993

SUBJECT: Status of pending transfers

I received a t/c from Ken Woodworth representing applicant, Cleft of the Rock Farms, regarding the status of the above referenced transfer applications.

T#4050 is currently being advertised with the final date for submitting a protest being 3/15/93.

Research indicated that T#3839 and T#3892 were sent to the State Office in 12/91. A subsequent telephone call to Tim Luke at the State Office revealed they were not yet approved. He indicated that a review of all 3 transfers simultaneously would be appropriate and made a request that Southern Region expedite the processing of T# 4050 as soon as possible.

Mr. Luke also telephoned Mr. Woodworth with the pertinent information regarding these transfer applications.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4050

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

see 02417B

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

A. PURPOSE OF TRANSFER

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

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

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

2. Total amount of water being transferred 1.426 cubic feet per second and/or 496 acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

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

5. Lands irrigated or place of use: No Change

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

R PROOF

CVR

MAPS

PHOTOS

MISC

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LAST: CLEFT OF THE ROCK FARMS
ADDRESS: P. O. BOX 429
CITY: AMERICAN FALLS
PHONE NUMBER: 208-349-5716

FIRST:
STATE: ID ZIP: 83211

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE FIELD
Y EXAMINER

CLAIM REMARKS:

THIS CLAIM REPRESENTS A PORTION OF RT. 43-04061, 04062 & 04064, ALL WITH A COMMON PRIORITY DATE. CLAIMANT HAS A PORTION OF EACH RIGHT.
THE SYSTEM HAS CHANGED THROUGH SEVERAL TRANSFERS TO THE 5 CLAIMS, 2 LICENSES AND SEVERAL WELLS TOGETHER INTO 1 LARGE CLAIM. CLAIMANT BOUGHT PART OF THE FARM AND WELL APPURTENANT TO THE PROPERTY. THE SYSTEM CAPACITY IS 800 GPM PER PIVOT AND 75 GPM PER END GUN.
A FLOW RATE OF 5.85 CFS OR MORE HAS BEEN USED ON THIS LAND SINCE SPRINKLERS WERE INSTALLED IN 1976. THE DIVERSION RATE WAS EVEN GREATER UNDER GRAVITY IRRIGATION.
THIS CLAIM REPLACES A43-04064D ORIGINALLY FILED FOR THE SYSTEM CAPACITY ONLY.
THIS CLAIM IS FOR THE DIFFERENCE BETWEEN THE PROPORTIONAL SHARE OF THE OTHER RIGHTS AND THE SYSTEM CAPACITY.
SEE TRANSFER #3315.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A43-10643

PRIORITY DATE: 05-01-1957

STAGE: S

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

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
YFIELD
EXAMINERARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

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
A43-10643	11S	28E	18	SE	SE	SE		CASSIA

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

WR RECORDS IN SAME 40 ACRE TRACT

A43-04063B
A43-10642
A43-04064D
A43-04060B
A43-1064543-02417B
43-02418B
43-04060B
43-04061B
43-04062B
43-04063B
43-04064B

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

REMARKS:

OFFICE

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SOURCE: _____
REVIEWED BY: _____
TRIB: _____
DATE: _____

DATE:

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A. ROOT WATER RIGHT NUMBERS: A43-10643

B. POW LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECORDED ACRES
11S	28E	18	NE	SE		CLEFT OF THE ROCK FARMS	A43-10643 /	-			
						CLEFT OF THE ROCK FARMS	A43-04060B /31.0	43-04060B /31.0			
						CLEFT OF THE ROCK FARMS	A43-04063B /31.0	43-04063B /31.0			
						CLEFT OF THE ROCK FARMS	A43-10642 /31.0	-			
						CLEFT OF THE ROCK FARMS	A43-10645 / 2.0	-			
						FARM CREDIT SYSTEM CAPITAL COR		43-02417B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-02418B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04061B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04062B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04064B /31.0			
											37.0
11S	28E	18	NW	SE		CLEFT OF THE ROCK FARMS	A43-10643 /31.0	-			
						CLEFT OF THE ROCK FARMS	A43-04060B /31.0	43-04060B /31.0			
						CLEFT OF THE ROCK FARMS	A43-04063B /31.0	43-04063B /31.0			
						CLEFT OF THE ROCK FARMS	A43-10642 /31.0	-			
						CLEFT OF THE ROCK FARMS	A43-10645 / 2.0	-			
						FARM CREDIT SYSTEM CAPITAL COR		43-02417B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-02418B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04061B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04062B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04064B /31.0			
											39.0
11S	28E	18	NW	SE		CLEFT OF THE ROCK FARMS	A43-10643 /	-			
						CLEFT OF THE ROCK FARMS	A43-04060B /31.0	43-04060B /31.0			
						CLEFT OF THE ROCK FARMS	A43-04063B /31.0	43-04063B /31.0			
						CLEFT OF THE ROCK FARMS	A43-10642 /31.0	-			
						CLEFT OF THE ROCK FARMS	A43-10645 / 2.0	-			
						FARM CREDIT SYSTEM CAPITAL COR		43-02417B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-02418B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04061B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04062B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04064B /31.0			
											39.0
11S	28E	18	SW	SE		CLEFT OF THE ROCK FARMS	A43-10643 /31.0	-			
						CLEFT OF THE ROCK FARMS	A43-04060B /31.0	43-04060B /31.0			
						CLEFT OF THE ROCK FARMS	A43-04063B /31.0	43-04063B /31.0			
						CLEFT OF THE ROCK FARMS	A43-10642 /31.0	-			
						CLEFT OF THE ROCK FARMS	A43-10645 / 2.0	-			
						FARM CREDIT SYSTEM CAPITAL COR		43-02417B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-02418B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04061B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04062B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04064B /31.0			
											39.0
11S	28E	18	SW	SE		CLEFT OF THE ROCK FARMS	A43-10643 /	-			
						CLEFT OF THE ROCK FARMS	A43-04060B /31.0	43-04060B /31.0			
						CLEFT OF THE ROCK FARMS	A43-04063B /31.0	43-04063B /31.0			
						CLEFT OF THE ROCK FARMS	A43-10642 /31.0	-			
						CLEFT OF THE ROCK FARMS	A43-10645 / 2.0	-			
						FARM CREDIT SYSTEM CAPITAL COR		43-02417B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-02418B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04061B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04062B /31.0			
						FARM CREDIT SYSTEM CAPITAL COR		43-04064B /31.0			
											39.0

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11S 28E 18	SW	NE	CLEFT OF THE ROCK FARMS	A43-10643	/31.0	-	/31.0	41.0
			CLEFT OF THE ROCK FARMS	A43-04060B	/31.0	43-04060B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-04063B	/31.0	43-04063B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-10642	/31.0	-	/	
			CLEFT OF THE ROCK FARMS	A43-10645	/2.0	-	/	
			FARM CREDIT SYSTEM CAPITAL COR			43-02417B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-02418B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04061B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04062B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04064B	/31.0	
11S 28E 18	SW	NE	CLEFT OF THE ROCK FARMS	A43-10643	/	-	/31.0	41.0
			CLEFT OF THE ROCK FARMS	A43-04060B	/31.0	43-04060B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-04063B	/31.0	43-04063B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-10642	/31.0	-	/	
			CLEFT OF THE ROCK FARMS	A43-10645	/2.0	-	/	
			FARM CREDIT SYSTEM CAPITAL COR			43-02417B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-02418B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04061B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04062B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04064B	/31.0	
11S 28E 18	SE	NE	CLEFT OF THE ROCK FARMS	A43-10643	/	-	/31.0	41.0
			CLEFT OF THE ROCK FARMS	A43-04060B	/31.0	43-04060B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-04063B	/31.0	43-04063B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-10642	/31.0	-	/	
			CLEFT OF THE ROCK FARMS	A43-10645	/2.0	-	/	
			FARM CREDIT SYSTEM CAPITAL COR			43-02417B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-02418B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04061B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04062B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04064B	/31.0	
11S 28E 18	NE	SW	CLEFT OF THE ROCK FARMS	A43-10643	/31.0	-	/31.0	40.0
			CLEFT OF THE ROCK FARMS	A43-04060B	/31.0	43-04060B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-04063B	/31.0	43-04063B	/31.0	
			CLEFT OF THE ROCK FARMS	A43-10642	/31.0	-	/	
			CLEFT OF THE ROCK FARMS	A43-10645	/2.0	-	/	
			FARM CREDIT SYSTEM CAPITAL COR			43-02417B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-02418B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04061B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04062B	/31.0	
			FARM CREDIT SYSTEM CAPITAL COR			43-04064B	/31.0	
11S 28E 18	NE	SW	CLEFT OF THE ROCK FARMS	A43-10643	/	-	/31.0	40.0
			CLEFT OF THE ROCK FARMS	A43-04060B	/31.0	43-04060B	/31.0	

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11S 28E 18	NW	SW	3	CLEFT OF THE ROCK FARMS	A43-10643	/	31.0	-	43-02417B	/31.0	51.0
				CLEFT OF THE ROCK FARMS	A43-04060B	/31.0		-	43-02418B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-04063B	/31.0		-	43-04061B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10642	/31.0		-	43-04062B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10645	/2.0		-	43-04064B	/31.0	
11S 28E 18	NW	SW	3	CLEFT OF THE ROCK FARMS	A43-10643	/31.0		-	43-02417B	/31.0	51.0
				CLEFT OF THE ROCK FARMS	A43-04060B	/31.0		-	43-02418B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-04063B	/31.0		-	43-04061B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10642	/31.0		-	43-04062B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10645	/2.0		-	43-04064B	/31.0	
11S 28E 18	SW	SW	4	CLEFT OF THE ROCK FARMS	A43-10643	/	31.0	-	43-02417B	/31.0	51.0
				CLEFT OF THE ROCK FARMS	A43-04060B	/31.0		-	43-02418B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-04063B	/31.0		-	43-04061B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10642	/31.0		-	43-04062B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10645	/2.0		-	43-04064B	/31.0	
11S 28E 18	SW	SW	4	CLEFT OF THE ROCK FARMS	A43-10643	/31.0		-	43-02417B	/31.0	51.0
				CLEFT OF THE ROCK FARMS	A43-04060B	/31.0		-	43-02418B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-04063B	/31.0		-	43-04061B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10642	/31.0		-	43-04062B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10645	/2.0		-	43-04064B	/31.0	
11S 28E 18	SE	SW		CLEFT OF THE ROCK FARMS	A43-10643	/31.0		-	43-02417B	/31.0	38.0
				CLEFT OF THE ROCK FARMS	A43-04060B	/31.0		-	43-02418B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-04063B	/31.0		-	43-04061B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10642	/31.0		-	43-04062B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10645	/2.0		-	43-04064B	/31.0	
11S 28E 18	SE	SW		CLEFT OF THE ROCK FARMS	A43-10643	/	31.0	-	43-02417B	/31.0	37.0
				CLEFT OF THE ROCK FARMS	A43-04060B	/31.0		-	43-02418B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-04063B	/31.0		-	43-04061B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10642	/31.0		-	43-04062B	/31.0	
				CLEFT OF THE ROCK FARMS	A43-10645	/2.0		-	43-04064B	/31.0	

FARM CREDIT SYSTEM CAPITAL COR 43-02418B /31.0
FARM CREDIT SYSTEM CAPITAL COR 43-04061B /31.0
FARM CREDIT SYSTEM CAPITAL COR 43-04062B /31.0
FARM CREDIT SYSTEM CAPITAL COR 43-04064B /31.0

11S 28E 18 SE SE
CLEFT OF THE ROCK FARMS A43-10643 / 35.0
CLEFT OF THE ROCK FARMS A43-04060B /31.0
CLEFT OF THE ROCK FARMS A43-04063B /31.0
CLEFT OF THE ROCK FARMS A43-10642 /31.0
CLEFT OF THE ROCK FARMS A43-10645 / 2.0
FARM CREDIT SYSTEM CAPITAL COR 43-02417B /31.0
FARM CREDIT SYSTEM CAPITAL COR 43-02418B /31.0
FARM CREDIT SYSTEM CAPITAL COR 43-04061B /31.0
FARM CREDIT SYSTEM CAPITAL COR 43-04062B /31.0
FARM CREDIT SYSTEM CAPITAL COR 43-04064B /31.0

TOTAL ACRES A43-10643 372.00 744.00 984.00

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 FIELD EXAMINER
Y

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

A. AJ CLAIMED USES:

PURPOSES
IRRIGATION
STOCKWATER

MONTH/DAY
FROM 04-01 TO 10-31
FROM 10-31 TO 04-01

DIVERSION QUANTITY

3.506 CFS 1492.50 AF/A

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)

DATE	TIME	FIELD	EXAMINER
N		_____	
Y		_____	
N		_____	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

() N () X

Explain in remarks, below.

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.506 CFS
 WR ROOT RIGHT TOTAL DIVERSION RATE: 3.950 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

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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: A43-04060B, 04063B, 10642, 10645

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A43-10643	GROUNDWATER	CLEFT OF THE ROCK FARMS	3.506	0.009	1492.50	4.01
A43-04060B	GROUNDWATER	CLEFT OF THE ROCK FARMS	0.249		1488.00	4.00
A43-10645	GROUNDWATER	CLEFT OF THE ROCK FARMS	0.480	0.020	96.00	4.00

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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 = 1116.0 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 1492.50 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		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	04-01	10-31	DATABASE EXAMINER 3.506	DATABASE EXAMINER	DATABASE EXAMINER 1116.0
STOCKWATER	10-31	04-01	DATABASE EXAMINER 0.190	DATABASE EXAMINER	DATABASE EXAMINER
TOTAL FOR THIS RIGHT			3.506	1492.50	

REVIEWED BY: _____

DATE: _____

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-10643

DATABASE

EXAMINER

CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT	CURRENT
NUMBERS	CLAIM NUMBERS

A43-10643

DIVERSION
RATE

3.506

CURRENT "R"
CLAIM NUM.

-

"R" DIV.
RATE

WR RIGHT
NUMBERS

-

DIVERSION
RATE

TOTAL CFS

3.506

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

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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								
PERIOD OF USE								
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.

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Two 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 _____.

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MAR 05 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. A43-040608 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 4-1-1954

5. Water is used for the following purpose:

amount 0.249 cfs for Irrig. purposes from 4-1 to 10-31
(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 0.249 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

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

8. 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	
11S	28E	18	31	31	31	31					31	31	31	31	31	31	31	31	372

Total acres 372

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

A43-10642, 10643, 24178, 24188, 40638

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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 _____

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 MAR 05 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. A43-04063A 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 5-1-1955

5. Water is used for the following purpose:

amount 0.636 ~~2.94~~ cfs for Irrig. purposes from 4-1 to 10-31
(cfs/ac-ft)
amount 2.94 cfs for Stockwater purposes from 10-31 to 4-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.94 ~~0.636~~ cubic feet per second and/or 1488 acre-feet per annum.

7. Point(s) of Diversion:

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

8. 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	
11S	28E	18	31	31	31	31					31	31	31	31	31	31	31	31	372

Total acres 372

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

A 43-04060B, 10643, 10642, 2417A, 2418B

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MAR 05 1993

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 05 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. A43-10643 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 5-1-1957

5. Water is used for the following purpose:

amount 3.506 for Irrig. purposes from 4-1 to 10-35
(cfs/ac-ft)
amount 0.19 for Stockwater purposes from 10-31 to 4-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.506 cubic feet per second and/or 1492.5 acre-feet per annum.

7. Point(s) of Diversion:

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

8. 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	
11S	28E	18	31	31	31	31					31	31	31	31	31	31	31	31	372

Total acres 372

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

A43-04060B, 4063C, 2417B, 2418B, 10642

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MAR 05 1993

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 **MAR 05 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. A43-10645 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** 5-1-1957**5. Water is used for the following purpose:**

amount 0.48 cfs for Irrig. purposes from 4-1 to 10-31
(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 0.48 cubic feet per second and/or _____ acre-feet per annum.**7. Point(s) of Diversion:**

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

8. 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	
11S	28E	18	2	2	2	2					2	2	2	2	2	2	2	2	24

Total acres 24**9. Describe any other water rights used for the same purpose as described above** _____**MICROFILMED****MAR 05 1993**

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:

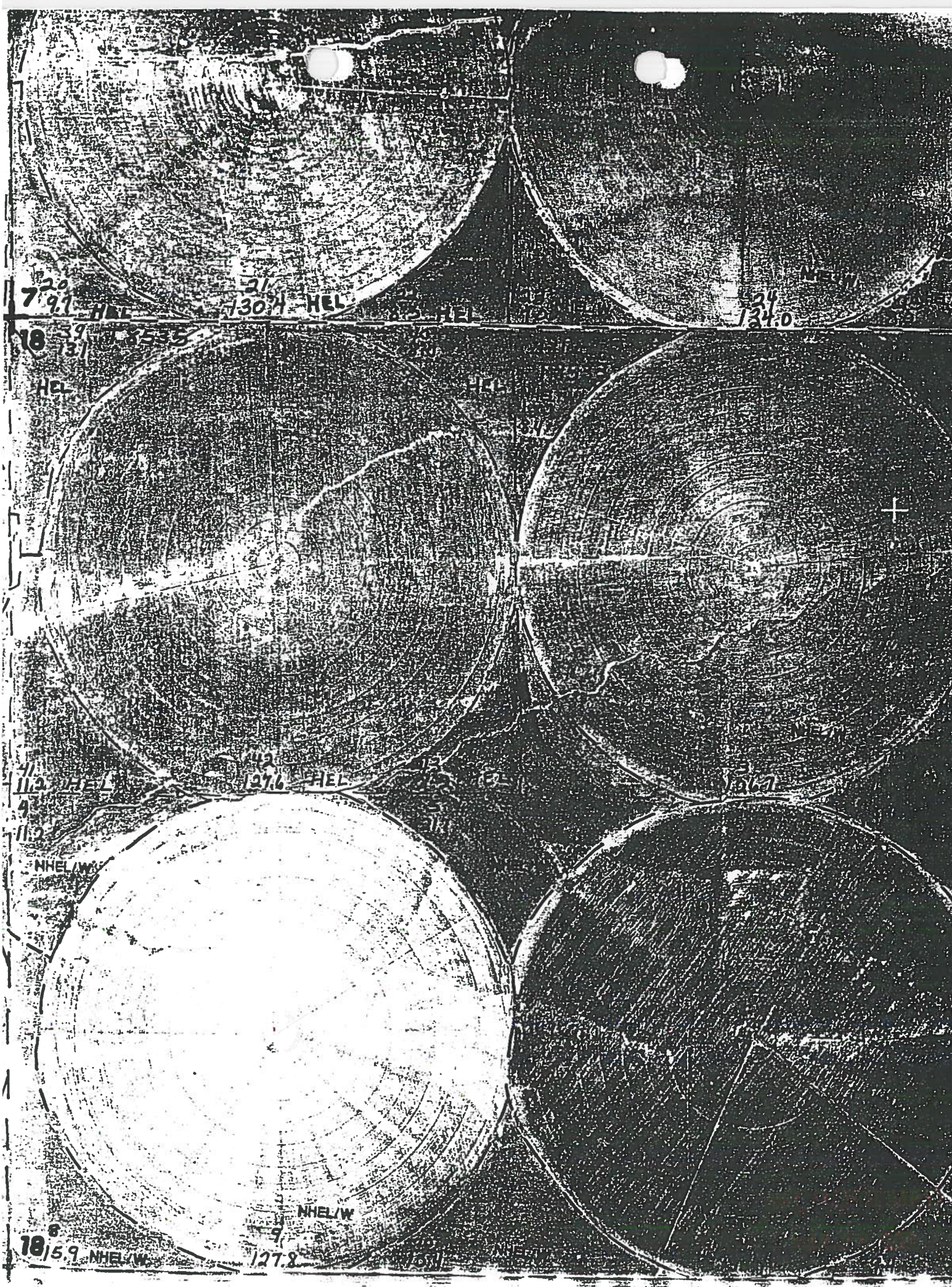
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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	

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Total acres MAR 05 1993



7.20
7.9.1

21
130.4 HEL

24
134.0

18
39
131

HEL

HEL

41
113.2 HEL

42
127.6 HEL

43
126.7

4

112.0

NHEL/W

NHEL/W

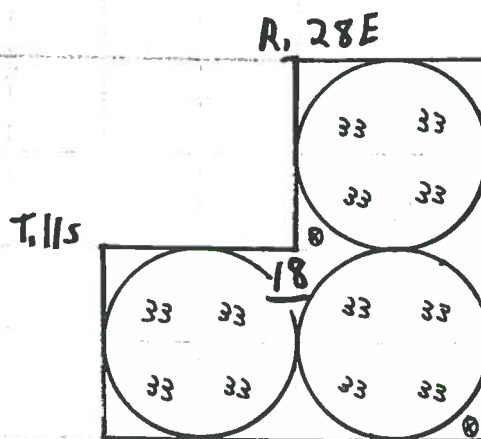
18
5.9 NHEL/W

9
127.8

10
108.0

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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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.

Partner C/L Proff the Rock Farms Kenneth D. Woodward
(Signature of Applicant)

Subscribed and sworn to before me this 26th day of Nov, 19 90.

Lois White
(Notary Public)

My commission expires 5/94**FOR DEPARTMENT USE ONLY**Transfer contains 12 pages and 3 attachmentsReceived by J. Stanton Date 11-26-90 Protest filed by _____Prelim. check by DJ Fee \$50Receipted by 3014341 Date 11/26/90Published in So. ID Press Copies of protest forwarded by _____Pub. dates 5/24 * 5/31/91 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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1/2

5/8/91
D. Jones

Transfer Analysis Attachment For
Cleft of the Rocks [443-4060B, -406
-10643, -1064

- Previous transfer (#3315) combined multiple P/D's + P/U's into one system. Sum of water rights 43-7417B, -24-4060B thru -4064B is 26.56 cfs on 230B.
- Jim Johnson analysis points out probable expansion through it. Jim concludes SRBA will resolve issues.
- This transfer includes beneficial use groundwater diversions dat before CGWA designation
- Theoretical pump equation on well in SESE 518-115-28E res in diversion of 5.29 cfs, assun 25 psi pressure between well and booster 350 Ft. dynamic head, 350 hp motor, efficiency. (per SRBA claims)
- Field exam found pump pulled, 30 SWL, 150 hp booster, power pole pc (meter # 78 829 339). All acres tilled, no corner equipment.

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2/2

5/8/91

DJ cont Conclusions

- Transfer is only asking to a point of diversion to system.
- There are no known wells within 1/2 mile.
- No measurements have been performed.
- Evaluation of all parts of the right for all data is needed.
- Recommend disclaimer deferring evaluation of validity to SRBA process.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 2315APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1
PROPOSED CHANGEName of applicant Farm Credit System Capital CorporationPhone (316) 721-8255Post Office address 520 S. Holland, Suite 401, Wichita, KS 67209

1. Explain Fully purpose of transfer

☐ Change point of diversion☐ Add diversion point(s)☒ Change place of use☐ Change in nature of use from _____ to _____☒ Other Split Water RightsDescribe the reason for the proposed changes Describe split of water right under earlier land sale and change place of use of remaining portion.

DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

2.	Right Number	Priority	Amount	Nature of Use	Period of Use
a.	*See attached sheet				_____ to _____
b.					_____ to _____
c.					_____ to _____
d.					_____ to _____
e.					_____ to _____

3. Total amount of water under right: a. 26.56 Irrig.
17.49 stock cubic feet per second and/or _____ acre feet per annum4. Source of water Groundwater

tributary to _____

5. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
10S	27E	36		SE	NW		11S	27E	12		SE	SE	
		36		NW	SE				13		NW	SE	
11S	27E	1		SE	SE		11S	28E	18		SE	SE	
		12		SE	NE		11S	28E	6		NW	NW	

6. 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	
10S	27E	36			31		31	31	31	39	26			4	16	39	35	39	322
10S	28E	31											25						25
11S	27E	1	17	15			31	31	31	30	31	31	31	31	31	31	31	31	403
		12	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496
		13	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496
11S	28E	6					12	32		26.5									70.5
		18	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496

Total Acres 2308.5

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7. General Information

- a. Description of diverting works
- Wells & pumps delivering via pipelines & 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
- X
- 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
-
- The land previously irrigated in Sec. 6 & Sec. 31 will not be irrigated from the water system or using this set of water rights.

- 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. 43-2417B/2418B/4060B/4061B/4062B/4063B/4064B
And said application is hereby APPROVED, subject to the following limitations and conditions:
Approval of this transfer does not confirm the rights claimed under Right Nos.

43-4060/4061/4062/4063/4064.

Witness my hand this

31st

day of

August19 87

D. Glen Saxton
Chief, Operations Bureau

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Name Farm Credit System Capital Corp.Page 3 of 7STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

WATER RIGHT AS PRESENTLY RECORDED

(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 _____ in _____ county of _____
- b. License No. *See Attached Sheet issued by the Idaho Department of Water Resources
- c. Claim No. *See Attached Sheet on file with the Idaho Department of Water Resources
- d. Transfer No. 2267 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 of priority *See attached sheet

5. Water is used for the following purpose:

amount 29.41 cfs for Irrig. purposes from 4/1 to 10/31
amount 19.41 cfs for Stockwater purposes from 10/31 to 4/1
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right: a. 29.41 Irrig.
19.41 Stockwater cubic feet per second
and/or
b. _____ acre feet per annum

7. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
10S	27E	36		NW	SE		11S	27E	13		NW	SE	
10S	28E	31		SE	SW		11S	28E	6		NW	NW	
11S	27E	1		SE	SE				13		SE	SE	
		12		SE	NE				17		SW	NW	
		12		SE	SE								

8. Place(s) 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	
10S	27E	36			31					20	26			4	16	39	35	39	210
10S	28E	31							13	13	34	33	19	36		3	39	7	197
11S	27E	1		17	15						31	31	31	31	31	31	31	31	280
		12	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	405
11S	28E	6	5	33			37	32		26.5									133.5
		17					31	31	31	31	31	31	31	31					248
		18	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496
11S	27E	13	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496

Total Acres 2556.5

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PART 2

Transfer No. _____

9. Describe any other water rights used for the same purpose as described above None
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 (Farm Credit Portion)

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

- 26.56 Irrig.
1. Amount of water: a. 17.49 Stockwater cubic feet per second and/or b. _____ acre feet per annum

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
10S	27E	36		NW	SE		11S	27E	13		NW	SE	
10S	27E	31		SE	SW		11S	28E	6		NW	NW	
11S	27E	1		SE	SE			13		SE	SE		
		12		SE	NE								
		12		SE	SE								

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	
10S	27E	36			31						20	26		4	16	39	35	39	210
10S	28E	31							13	13	34	33	19	36		3	39	7	197
11S	27E	1	17	15							31	31	31	31	31	31	31	31	280
		12	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496
		13	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496
11S	28E	6	5	33			37	32		26.5									133.5
		18	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	31	496

(Spratling Portion)

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is none) # _____ Total Acres 2308.5

2.35 Irrig.

1. Amount of water: a. 1.92 stockwater cubic feet per second and/or b. _____ acre feet per annum

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
11S	28E	17		SW	NW	Cassia							

3. Place(s) of Use: (Attach additional list if required)

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	28E	17					31	31	31	31	31	31	31	31					248

Total Acres 248

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MAR 05 1993

Name Farm Credit System Capital Corp.

Page 6 of 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3
ADDITIONAL INFORMATION & SIGNATURE

1. If transfer changes nature of use, answer FULLY the following items.

a. New Nature of Use Amount Hours/day Period of Use
_____ to _____

b. Quantity and quality of return flows and location of discharge.

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

Paul M. Sylla, Farm Credit Corp. Sec.
(Signature of Applicant)

Subscribed and sworn to before me this 8th day of April, 19 87.

Donald Blum
(Notary Public)

My commission expires 5/6/88

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages ^{including} 1 attachments

Received by M. Baldwin Date 4/13/87 Protest filed by None

Prelim. check by ADW Fee 50.00 \$40671

Received by M. Baldwin Date 2/4/87

Published in South Idaho Press

Pub. dates 5/14 + 5/21/87

Watermaster recommendation requested on N/A

_____ rec'd. _____

Copy of transfer sent to lien holder N/A

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denial

by ADW

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MAR 05 1993

FARM CREDIT SYSTEM CAPITAL CORP. TRANSFER ATTACHED SHEET

Water Right #	Priority	Amount	Use	Period	Farm Credit Portion	Sprattling Portion
43-2417		5.00	Irrig.	Not Listed	4.52	0.48
1/31/1955				Assume 4/01-10/31		
43-2418		5.00	Irrig.	Not Listed	4.52	0.48
1/31/1955				Assume 4/01-10/31		
43-4060		1.72	Irrig	4/01-10/31	1.55	0.17
4/01/1954		1.72	Stock	10/31-04/01	1.55	0.17
43-4061		3.19	Irrig.	4/01-10/31	2.88	0.31
5/01/1957		3.19	Stock	10/31-04/01	2.87	0.32
43-4062		2.93	Irrig.	4/01-10/31	2.65	0.28
5/01/1957		2.93	Stock	10/31-04/01	2.65	0.28
43-4063		4.37	Irrig.	4/01-10/31	3.95	0.42
5/01/1955		4.37	Stock	10/31-04/01	3.94	0.43
43-4064		7.20	Irrig.	4/01-10/31	6.49	0.71
5/01/1957		7.20	Stock	10/31-04/01	6.48	0.72
		29.41	Irrig.	4/01-10/31	26.56	2.85
		19.41	Stock	10/31-04/01	17.49	1.92

* Note that split of water adjusted to conform with Quit Claim Deed.

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MAR 05 1993

MEMORANDUM

TO: Files 43-2418/2417/4060/4061/4062/4063/4064
FROM: Jim Johnson
DATE: July 29, 1987
RE: Transfer Review

During the review of Transfer Application No. 3315, it became apparent that the water rights contained in the transfer had been expanded by a previously approved transfer.

For example, Right 43-2417 was originally appurtenant to only 997 acres, however, upon approval of Transfer No. 2030, this water right became appurtenant to 2556.5 acres. Six other water rights were treated similarly.

The rationale for allowing this to occur was due to the presentation that several rights were used jointly in one delivery system containing several wells that were all inter-connected.

The means for irrigation have, however, changed over the years and presently circular systems have been utilized. With the irrigation system changes, other changes have also occurred, such as ownership of the land within the original system, drilling of additional wells, and relocation of acres irrigated. There is not sufficient evidence provided to determine if increases in the volume of water or increases in rate of diversion have occurred from these changes. The present transfer applicant states there have not been.

The purposes of the present transfer application is to show which lands, originally covered by the seven water rights, are no longer owned by the applicant. Since Transfer No. 2030 made each of the seven rights appurtenant to the entire 2556.5 acres, the present transfer requires the splitting of each of the seven rights into parts A & B. Unfortunately, this approach continues to misrepresent the water rights and continues to allow the expansion of the rights.

To take corrective action would require complete restructuring of the transfer application. The merits for restructuring the transfer application and correcting the water right descriptions in light of the fact that five (5) of the seven water rights are claims, is probably not justified. Future adjudication would be required within the Raft River Critical Groundwater Area before the water use on this ground would be regulated. Therefore, it is reasonable to conclude that no further corrective action is required at this time.

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MAR 05 1993

AGREEMENT FOR PURCHASE AND SALE OF REAL ESTATE

THIS AGREEMENT is made and entered into this 19
day of January, 1988, by and between CLEFT OF THE ROCK
FARMS, a limited partnership, with its principal place of
business at American Falls, Idaho, herein called "Buyer",
FARM CREDIT SYSTEM ASSISTANCE BOARD, succedor of the dissolved
and/FARM CREDIT SYSTEM CAPITAL CORPORATION, herein called
"Seller".

W I T N E S S E T H:

1. That for and in consideration of the mutual
promises and covenants herein contained and the conveyance
of real property and the sums of money herein agreed to be
paid by the Buyer and of the covenants and agreement of the
Buyer herein contained, well and truly by it to be
performed, the Seller hereby agrees to sell and convey by a
good and sufficient Warranty Deed and Buyer hereby agrees to
purchase of and from the Seller, according to the terms and
conditions hereinafter set forth, the real property situated
in Cassia County, State of Idaho, described as follows:

Section 18, Township 11 South, Range 28 East,
Boise Meridian, Lots 3 and 4, the E 1/2 SW 1/4 and
the E 1/2, comprising 374 irrigated acres and 122
dry acres.

TOGETHER WITH all water rights appurtenant to the
374 irrigated acres conveyed hereunder, including
but not necessarily limited to the applicable
portion or portions of the water rights
represented by License Nos. 43-2417 and 43-2418;
Claim Nos. 43-4060, 43-4061, 43-4062, 43-4063,
and 43-4064.

2. Buyer, in consideration of the promises,
covenants and agreements herein contained, agrees to pay to

the Seller and the Seller agrees to accept as a purchase price of the real property hereinabove described and water rights appurtenant thereto, the sum of ONE HUNDRED NINETY-EIGHT THOUSAND FOUR HUNDRED DOLLARS (\$198,400.00), payable in lawful money of the United States of America as follows:

a. \$5,000.00 earnest money receipt of which is hereby acknowledged. (This offer is contingent upon the Buyer obtaining a financing commitment on or before March 10, 1988. If after March 10, 1988, Buyer is unable to make the payment described in subparagraph (b) below the earnest money will be forfeited.)

b. \$193,400.00 cash upon the date of closing or March 25, 1988, whichever occurs first.

3. The parties agree that the closing agent will be Land Title and Escrow, Burley, Idaho, and the closing date shall be March 25, 1988. Buyer and Seller agree to each pay one-half of all closing costs, including closing, recording, and other fees and charges.

4. Seller will pay all real property taxes and assessments in 1987, and all years prior to 1987, and Buyer will pay all real property taxes and assessments assessed in 1988 and all years thereafter before delinquency.

5. Seller warrants it has good title to the real property described in Paragraph 1 hereof, subject only to taxes, assessments, reservations and easements of record and the Mortgage described in Paragraph 3 above.

6. Upon execution of this agreement by the Buyer, Seller will execute a good and sufficient Warranty Deed conveying the real property described in Paragraph 1 hereof to Buyer in accordance with this Agreement. Said Warranty Deed form is attached hereto as Exhibit A and by this reference made a part hereof, and shall be delivered to Buyer on the date of execution of this Agreement with the original of this Agreement.

7. Seller agrees to furnish to Buyer at Seller's expense a standard form of purchasers title insurance policy issued by Lawyers Title Insurance Company insuring Buyers in the amount of the purchase price stated in Paragraph 2 above, subject to the terms and conditions of this contract, taxes, assessments, reservations, easements of record, and apparent.

8. It is understood that the irrigation system, presently located on the premises, i.e., three (3) irrigation pivots (3 Gifford-Hills complete). The irrigation is accepted as an "as is" basis except that all of the pivot equipment must be accounted for and on the premises, and any irrigation equipment damaged by forces other than ordinary wear and tear (for example, run over, collision, or other accident) shall be repaired at Seller's expense prior to closing. The irrigation well repairs to the shaft will be completed as planned at Seller's expense.

9. Seller agrees it will provide Buyer an easement for access to the property upon the existing roads

AGREEMENT FOR PURCHASE AND SALE OF REAL ESTATE, Page -3-

MICROFILMED
MAR 05 1993

IN WITNESS WHEREOF, the parties hereunto set their
hands the day and year first above written.

FARM CREDIT SYSTEM ASSISTANCE BOARD, ~~FARM CREDIT SYSTEM CAPITAL CORPORATION~~
successor of the dissolved FARM
CREDIT SYSTEM CAPITAL CORPORATION
by the FEDERAL INTERMEDIATE CREDIT
BANK OF SPOKANE

By

Ray Riscus

Its Vice President and Liquidating
Agent and Attorney-in-Fact

"Seller"

By

Its

"Seller"

CLEFT OF THE ROCK FARM,
a limited partnership,

By

Its

"Buyer"

STATE OF WASHINGTON)
County of Spokane): ss.

On this 28th day of April, 1988, before me, the undersigned, a Notary Public in and for said State personally appeared RAY FISCUS known or identified to me to be the Vice-President of the Federal Intermediate Credit Bank of Spokane that executed the instrument as the attorney in fact of the Farm Credit System Assistance Board and acknowledged to me that he subscribed the name of the Farm Credit System Assistance Board thereto as principal and acknowledged to me that such corporation executed the same as attorney in fact.

Annette S. Codd
Notary Public for Washington
Residing at: Spokane, Wash.

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WARRANTY DEED

GRANTOR, FARM CREDIT SYSTEM CAPITAL CORPORATION, a corporation, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto CLEFT OF THE ROCK FARMS, a limited partnership, American Falls, Idaho as GRANTEE, and to Grantee's successors and assigns forever, all of the following described real estate located in Cassia County, Idaho.

Section 18, Township 11 South, Range 28 East, Boise Meridian, Lots 3 and 4, the E 1/2 SW 1/4 and the E 1/2, comprising 374 irrigated acres and 122 dry acres.

TOGETHER WITH all water rights appurtenant to the 374 irrigated acres conveyed hereunder, including but not necessarily limited to the applicable portion or portions of the water rights represented by License Nos. 43-2417 and 43-2418; Claim Nos. 43-4060, 43-4061, 43-4062, 43-4063, and 43-4064.

Grantor, for itself, its successors and assigns do hereby covenant, warrant and shall defend the quiet peaceable possession of said premises by the Grantee, its successors and assigns forever against the lawful claims of all persons.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

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EXHIBIT A

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument this 28th day of April, 1988.

FARM CREDIT SYSTEM ASSISTANCE BOARD,
succesor of the dissolved FARM CREDIT
SYSTEM CAPITAL CORPORATION by the
FEDERAL INTERMEDIATE CREDIT BANK OF
SPOKANE

By Ray Fiscus
Ray Fiscus
Its Vice President and Liquidating
Agent and Attorney-in-Fact

STATE OF WASHINGTON)

County of Spokane)

:ss.

On this 28th day of April, 1988, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Ray Fiscus, known or identified to me to be the Vice President and Liquidating Agent and Attorney-in-Fact of the Farm Credit System Assistance Board, the corporation that executed the 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 same day and year in this certificate first above written.

Annette L. Codd
NOTARY PUBLIC FOR WASHINGTON
Residing at Spokane, Wash.
My commission expires 12-14-91