

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: A43-10801

Date Received: 8/30/1989

Receipt No: S009007

Received By: *address change*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HAL T ANDERSON 208-645-2345
Address: 2142 S 2450 E
MALTA ID 83342

AND/OR

Name: BROOKE R ANDERSON 208-645-2345
Address: 2142 S 2450 E
MALTA ID 83342

2. Date of Priority: APR 1, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	27E	8	SW	SE	NE		CASSIA
		9	NW	NW	NW		CASSIA

5. Description of diverting works:
TWO WELLS & PUMPS DELIVERING TO PIPELINE TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	9.150		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is 1080.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 RANGE &/OR HORSES OR 5000 SHEEP

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14S	27E	5	SW		NE		IRR	20.0
			SE		NE		IRR	20.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	200.0
		8	NE		NE		IRR	40.0
	NW			NE		IRR	40.0	
	SW			NE		IRR	40.0	
	SE			NE		IRR	40.0	
							Section Acres	160.0
							Total Acres	360.0

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:
A43-04024A

14. Remarks:

SEE ATTACHED COPY OF AMENDMENT OF IRRIGATION SYSTEM OPERATING AGREEMENT.

STOCK ARE WATERED AT SAME PLACE OF USE AS IRRIG.

THIS CLAIM IS BASED ON THE FOLLOWING COMBINATION OF RIGHTS:

43-02441	200/907 PORTION	4.00 CFS	✓
43-04026	200/907 PORTION	1.62 CFS	✓
43-04025	336/651 PORTION	3.53 CFS	

TOTAL 9.15 CFS

THE LAND COVERED BY THIS CLAIM WAS DEVELOPED BY THE ABOVE DESCRIBED WATER RIGHTS AND ADDITIONALLY LAND WAS COVERED BY A PORTION OF LIC. 43-02372. TO MY BEST KNOWLEDGE THE 360 ACRES WERE ALL COVERED UNDER THESE DEVELOPMENTS.

ADDRESS CHANGE FORM RECEIVED 9/4/98 jr

15. Basis of Claim: STATUTORY CLAIM



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

RECEIVED

SEP 04 1998

Department of Water Resources
Southern Region

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s):

^R A43-10604, ^R A43-10609, ^R A43-10610, ^R A43-10611
43-10603, A43-10612, 43-10613, A43-1080
A43-04176, A43-04088, A43-04087
A43-04024A, A43-02414, A43-10605, A43-1060
A43-10607, A43-10608, A43-02399, A43-02298A

or American West Group/Enterprises
Hal T. Anderson Inc.

☐ Old Mailing Address:

H.C 72 Box 2158
Malta, Idaho 83342

☐ New Mailing Address:

2142 So. 2450 East
Malta, Idaho 83342

☐ New Telephone Number: ()

☐ Signature of Claimant(s):

Hal T. Anderson

Date:

Sept 4, 1998

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: 9/4/98 By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: 9/8/98 By:

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

IN RE THE GENERAL ADJUDICATION
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THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10801
Date Received: 8/30/1989
Receipt No: S009007
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BROOKE R. ANDERSON 208-645-2345
Address: H.C. 72 BOX 2150
MALTA ID 83342
AND/OR
Name: HAL T. ANDERSON 208-645-2345
Address: H.C. 72 BOX 2150
MALTA ID 83342

2. Date of Priority: APR 1, 1956

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14S	27E	5	SW		NE		IRR	20.0
			SE		NE		IRR	20.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	200.0
		8	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
							Section Acres	160.0
							Total Acres	360.0

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

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A43-04024A

14. Remarks:

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15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

RECEIVED

AUG 30 1989

Ident. Number: A43-~~04025A~~ ¹⁰⁸⁰¹
Date Received: 8/24/1989
Receipt No: 5009007
Received By: AD

Department of Water Resources

Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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MALTA, ID 83342

AND/OR

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A43-~~04025A~~
¹⁰⁸⁰¹

Page 1

Date: 08/24/89

MICROFILM

MAR 05 1990

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	27E	5	SW	NE		IRR	20.0
			SE	NE		IRR	20.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		200.0
		8	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
					Section Acres		160.0
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A43-04025A
10801

Page 2

Date: 08/24/89

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MAR 05 1993

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(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: See M2p A43-04024A

For Individuals:

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

Signature of Claimant(s): *John F. Henderson* Date: *August 30, 1989*
Date: _____

State of Idaho)
County of *Twin Falls*) ss.

Subscribed and sworn (or affirmed) before me this *30th* day
of *August* 19*89*
Seal *Steve C. [Signature]*
Notary Public

Residing at *Twin Falls*
My Commission Expires *Dec 7, 1994*



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

August 17, 1989

Mr. Hal T. Anderson
DBA: American West Enterprises, Inc.
HC 72, Box 2150
Malta, ID 83342

RE: Snake River Basin Adjudication (SRBA)
Cassia County

Dear Mr. Anderson:

Thank you for your letter dated July 1, 1989 regarding your denied Request for Extension dated June 2, 1989 and the protection of your water rights in Cassia County.

This letter is an extension of time for the filing of Notice of Claims to a Water Right. The original filing deadline for these claims was June 8, 1989. The extension is granted until September 5, 1989. Please keep this extension of time with your other legal documents.

This extension is granted under the authority of §42-1409 (10), Idaho Code.

Signed this 17th day of August, 1989.

David B. Shaw
Adjudication Bureau Chief

DBS;dms

MICROFILM

MAR 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3031

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-04025A
BROOKE R. ANDERSON
HAL T. ANDERSON
H.C. 72 BOX 2150
MALTA

ID 83342

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

FEB 05 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

17-Jan-1992

HAL T ANDERSON
BROOKE R ANDERSON
HC 72 BOX 2150
MALTA ID 83342

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-04025A
Identification Number Change

Dear Mr. and Mrs. Anderson:

The Identification Number of your Notice of Claim to a Water Right has been changed from A43-04025A to A43-10801. The change in numbers has been done to better reflect the fact that your Notice of Claim combined Decreed rights 43-02441, 43-04025 and 43-04026. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Refer to this Identification Number in any future inquiries or correspondence.

Please do not hesitate to contact this office, if you have any questions.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosure:
Copy of Claim A43-10801

MICROFILM

MAR 05 1993

Water Right Number - 43-04025A

Prefix Translation:

WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - +

+ - - - - First Name - - - +

+ - - - - Address - - - - -

+ - - - -

+ - - - - Priority Date - - +
00/00/0000+ - - - - Region - - - +
ERROR IN REGION

+ - - - - Stage - - - +

+ - - - - Status - - - +

+ - - - - Source - - - - -

+ - - - - Tributary - - - - -

+ - - - - TwN Rng Sec Tract Lot Rflg County Point of Diversion - - - - -

+ - - - - Stream Index (Blank if no Index Code)

+ - - - - Code Description Period From Period To Water Use - - - - - Diversion Rate Diversion Volume

+ - - - - Total Div. Rate - + - - - Total Div. Volume - + - - - Total Div. Capacity - +

+ - - - - TwN Rng Sec Tract Lot Acres Code Description County

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

+ - - - - Remarks
No Remarks found.+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.+ - - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - - - Decree Date - +
00/00/0000+ - - - - Comments - - - - -
No Comments Found

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		-

MICROFILM
MAR 05 1999

Water Right Number - A43-10801

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

ANDERSON

BROOKE R.

1 - H.C. 72 BOX 2150

State- ID Zip- 83342

ANDERSON

HAL T.

2 -
3 -
City- MALTA
Phone - 208-645-2345
1 - H.C. 72 BOX 2150
2 -
3 -
City- MALTA
Phone - 208-645-2345

State- ID Zip- 83342

+ - - Priority Date - - +

+ - - Region - - - +

+ - - Stage - - - +

+ - - Status - - - +

04/01/1956

17 SOUTHERN

S - STATUTORY CLAIM

+ - - - - Source - - - - - +

GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +

14S 27E 8 8 SM SE NE
9 9 NW NW NW (31) CASSIA
(31) CASSIA

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01
04 - STOCKWATER 01/01 12/319.150
0.070

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +

9.150

1080.0

+ - - - - Twn Rng Sec Tract Lot Acres Place of Use Code Description County

14S	27E	5	SM NE	20.0	01	IRRIGATION	(31) CASSIA
14S	27E	5	SE NE	20.0	01	IRRIGATION	(31) CASSIA
14S	27E	5	NE SE	40.0	01	IRRIGATION	(31) CASSIA
14S	27E	5	NW SE	40.0	01	IRRIGATION	(31) CASSIA
14S	27E	5	SM SE	40.0	01	IRRIGATION	(31) CASSIA
14S	27E	5	SE SE	40.0	01	IRRIGATION	(31) CASSIA
14S	27E	8	NE NE	40.0	01	IRRIGATION	(31) CASSIA
14S	27E	8	NW NE	40.0	01	IRRIGATION	(31) CASSIA
14S	27E	8	SM NE	40.0	01	IRRIGATION	(31) CASSIA
14S	27E	8	SE NE	40.0	01	IRRIGATION	(31) CASSIA

Total Acres: 360.0

MICROFILM

MAR 05 1993

Prefix Translation: ADJUDICATION CLAIM

+ - - Other Rights for Same Use - A43-04024A

SEE ATTACHED COPY OF AMENDMENT OF IRRIGATION SYSTEM OPERATING AGREEMENT.

STOCK ARE WATERED AT SAME PLACE OF USE AS IRRIG. THIS CLAIM IS BASED ON THE FOLLOWING COMBINATION OF RIGHTS:

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00/00/00 - - + Audit Fields - - +

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+-----+-----+-----+-----+-----+-----+-----+-----+-----+
Adjudication Rights and Flags Area
+-----+-----+-----+-----+-----+-----+-----+-----+-----+

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Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/30/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P

Field Inspection Made	- 00/00/0000	Civil Case Number	-
Field Inspection Flag	-	Old Case Number	-
Verified Date	- 00/00/0000	Old Judicial District	-
Last Amended Date	- 00/00/0000	Temporary Right	-
Receipt Number	- S009007	Water District	-
POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	- AND/OR	Presumption Flag	-
		Notice of Error Flag	-

MICROFILM
MAR 05 1993

VERIFIED BY

JK 12/15/2000

12/15/2000

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

RIGHT NUMBER: 43-10801

NAME AND ADDRESS: BROOKE R ANDERSON
HAL T ANDERSON
2142 S 2450 E
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 6.55 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NO. 43-04024A IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1420 AF.

PRIORITY DATE: 03/15/1956

POINT OF DIVERSION: T14S R27E S8 SWSENE Within CASSIA County
T14S R27E S9 NWNWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	6.55 CFS
STOCKWATER	01-01 12-31	0.07 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County			
T14S R27E S5	SENE	20	T14S R27E S5 SWNE 20
T14S R27E S5	NESE	39	T14S R27E S5 NWSE 40
T14S R27E S5	SESE	39	T14S R27E S5 SWSE 40
T14S R27E S8	NENE	39	T14S R27E S8 NWNE 40
T14S R27E S8	SENE	38	T14S R27E S8 SWNE 40

STOCKWATER Use same as IRRIGATION

355 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-04024A IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 355 ACRES IN A SINGLE
IRRIGATION SEASON.

Water Right 43-10801

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

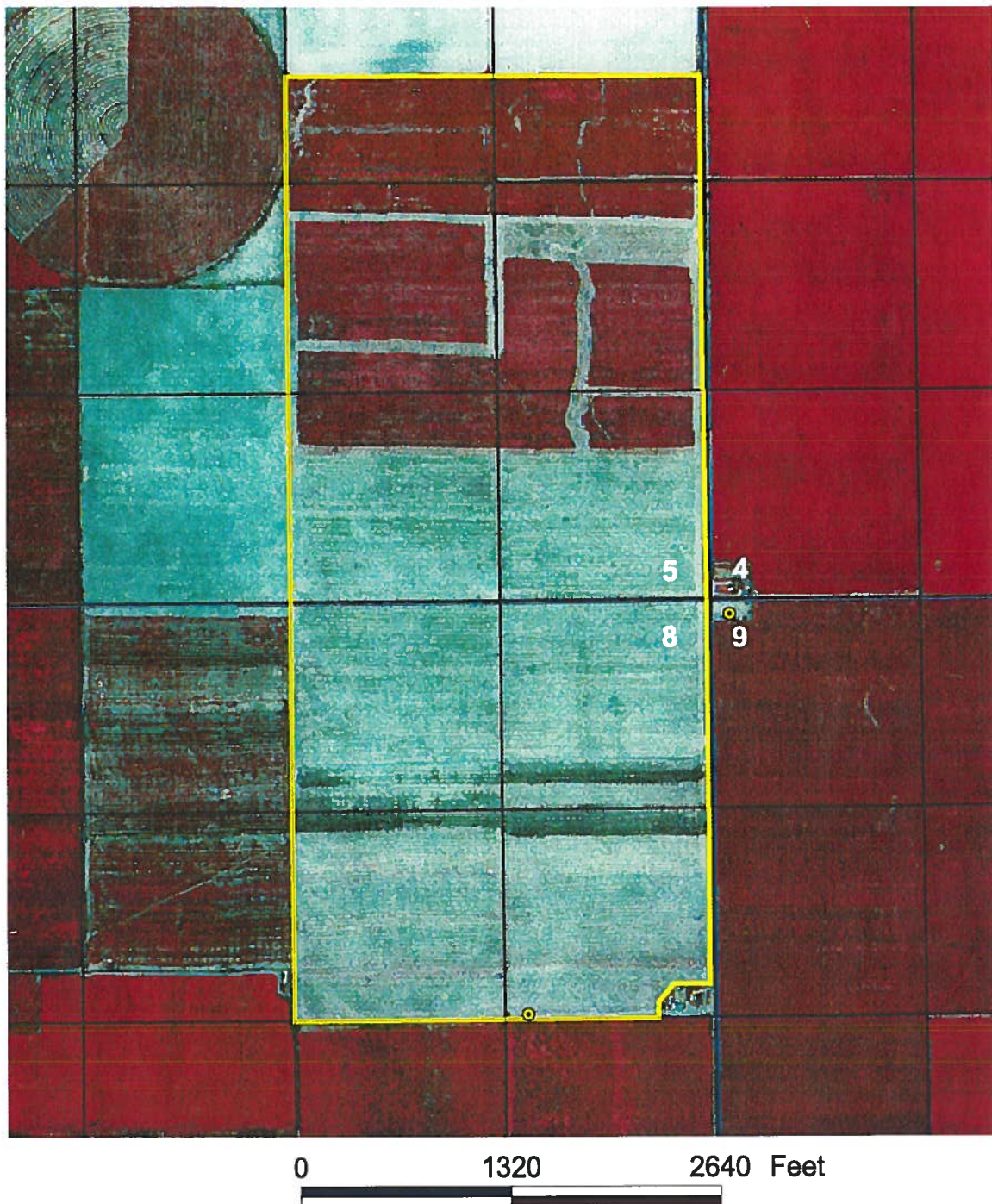
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-02441, 43-04025, & 43-04026.

43-04024A & 43-10801



RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPT. 29, 2000
TWP 14S, RNG 27E, SEC. 5 & 8

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

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

A43-10801 4/1/56 9.15 cfs 360 Ac.

This claim is a combination of three rights:

43-02441 4 cfs

43-04025 3.53 cfs

43-04026 1.62 cfs

all with the same priority date. There was sufficient evidence on micro-fiche to recommend the statutory claims, both for priority dates and measurement info.

I ^{moved} advanced the priority date "beginning date" to the new standard of 3/15, however, and changed the season of use to the new standard of 3/15 - 11/15. I reduced the diversion rates to proportionate shares of measurement info in the files:

43-04025 ($4.9 \div 651 \times 336$) = 2.53 cfs

43-04026 ($6.28 \div 907 \times 200$) = 1.38 cfs

With the 4 cfs from 43-02441, this changed the diversion rate recommendation to 6.46 cfs.

Changed basis of claim from Statutory to Beneficial Use. Found total of 355 acres in POU per GIS of 1987 aerial photo, so recommended this right as a ppu with 43-04024A, for a total of 7.1 cfs on 355 acres.

0.55 43-04024A

6.55 43-10801

7.01 cfs

$(7.1 \div 355 \text{ Ac.}) = 0.019 \text{ cfs/Ac.}$
0.02

R43-10801 3/15/56

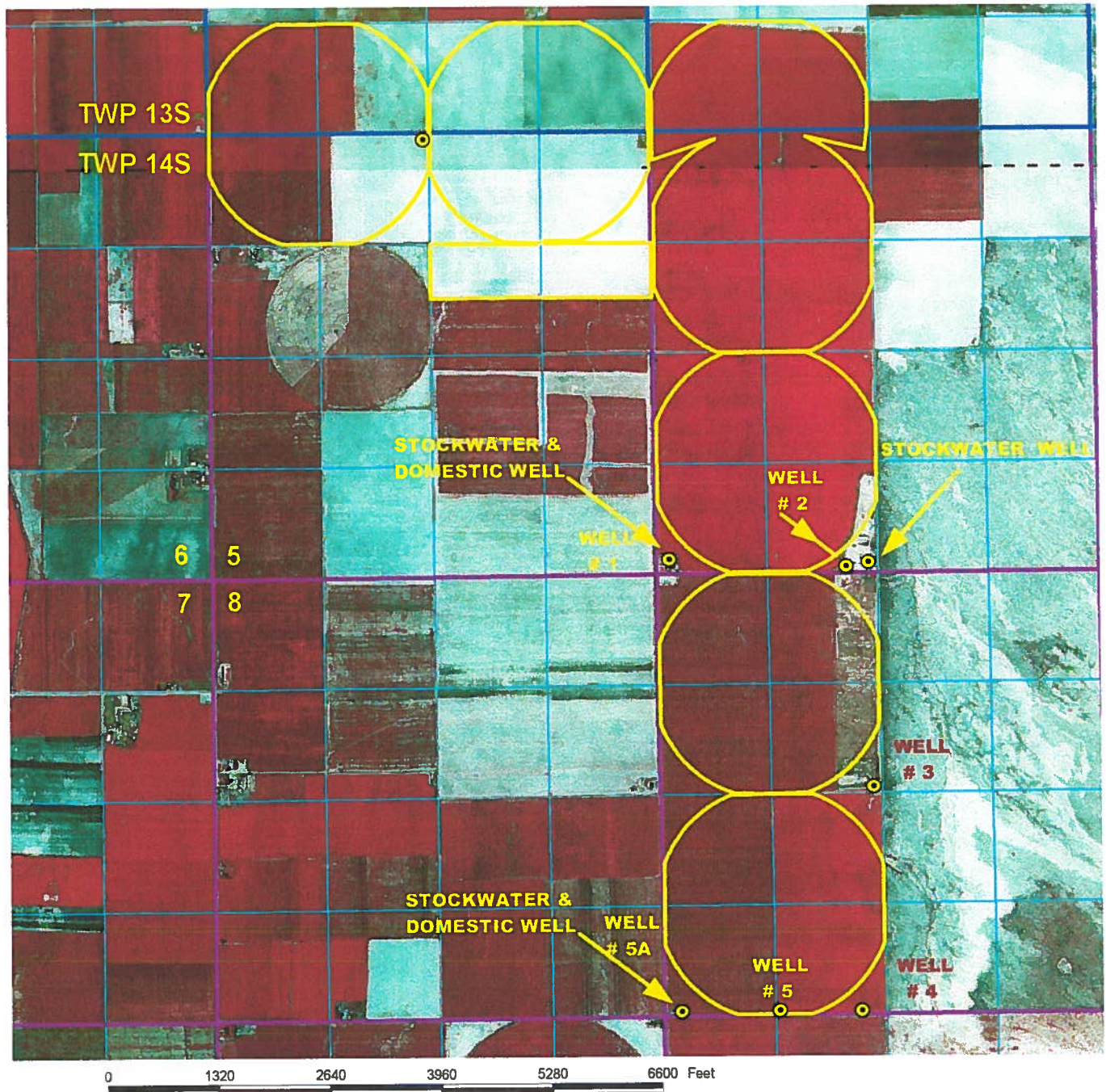
6.55
6.46 cfs / 1420 AF
comb. w/
- 04024A

355 Ac

Recomm.
Analysis

IDAHO DEPARTMENT OF WATER RESOURCES

T-5224 & T-5225
RECOMMENDED P/U
MALTA FARM



DATA ENTRY ON MARCH 18 1999
TWP 13S; RNG 27E; SEC 32 & 33
TWP 14S; RNG 27E; SEC 4, 5, & 9

- RECOMMENDED POINT OF DIVERSION
- RECOMMENDED PLACE OF USE
- SECTION LINES
- QUARTER QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987 AND/OR 1988 NAPP PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:55:24
09/28/00
6

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A43-10801

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HAL T ANDERSON	04/01/1956	IRRIGATION	3/15/11/15 04-01-11-01	6.46 ~~9.150 CFS~~	1420 AF
C	BROOKE R ANDERSON	3/15/56	STOCKWATER	01-01 12-31	0.070 CFS	comb. w/-0402
TOTAL DIVERSION:					9.150 CFS	
~~CONSUMPTIVE USE:~~					6.46	1080.00-AF

Water Source: GROUNDWATER

Tributary to:

Stage: ^{B.U.} STATUTORY CLAIM

Point(s) of Diversion: T14S R27E S08 SWSENE
S09 NWNWNW

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 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 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 Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
14S	27E	5	: 20 20	:	:	:	:	:	:	40	40	40	40	: 200.0		
14S	27E	8	: 40 40 40 40	:	:	:	:	:	:	:	:	:	:	: 160.0		
TOTAL ACRES													360.0			

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

POU County: CASSIA

Non-Irrigation Uses: S/1000 RANGE &/OR HORSES OR 5000 SHEEP

Other Rights: A43-04024A

Remarks: GEN SEE ATTACHED COPY OF AMENDMENT OF IRRIGATION SYSTEM OPERATING AGREEMENT.

STOCK ARE WATERED AT SAME PLACE OF USE AS IRRIG.

THIS CLAIM IS BASED ON THE FOLLOWING COMBINATION OF RIGHTS:

43-02441	200/907 PORTION	4.00 CFS
43-04026	200/907 PORTION	1.62 CFS
43-04025	336/651 PORTION	3.53 CFS

TOTAL 9.15 CFS

THE LAND COVERED BY THIS CLAIM WAS DEVELOPED BY THE ABOVE DESCRIBED WATER RIGHTS AND ADDITIONALLY LAND WAS COVERED BY A PORTION OF LIC. 43-02372. TO MY BEST KNOWLEDGE THE 360 ACRES WERE ALL COVERED UNDER THESE DEVELOPMENTS.

ADDRESS CHANGE FORM RECEIVED 9/4/98 jr

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

43-04025
 $4.9 \div 907 \times 200 = 1.08$ $1.08 \times 1.09 = 1.17$
43-04026
 $6.28 \div 907 \times 200 = 1.38$
43-04041
 $= 4.00$
Total = 6.46 CFS

Cond. Code C18-A
Remarks: N05-
POU 1-E11 (35
w/-
EXP-P15 (02
04
QNT-E05
11420
w/-05

1055

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:55:05
09/28/00

PAGE: 2
QUICKLOOK INFORMATION

5
CLAIM NUMBER: A43-10801

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

BARCODE UPDATED
WHOM/DATE



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 1, 1997

HAL ANDERSON
2142 S 2450 E
MALTA ID 83342

RE: BENEFICIAL USE SRBA CLAIMS NEEDING EVIDENCE OF PRIORITY

Dear Mr. Anderson:

Doug Jones asked me to follow up on your request for a listing of the SRBA claims still needing evidence of priority in our files. I found two beneficial use irrigation claims which would fall into this category: A43-10605 and A43-10612. I have enclosed profile reports of these two claims.

A43-10801 is also a beneficial use claim and is based on a combination of license 43-02441 and statutory claims 43-04025 and 43-04026. I found what appears to be sufficient evidence on microfilm here at the office, so you will not need to worry about that one.

I understand Doug has already spoken to you about what kind of evidence is acceptable and he sent you a copy of our pamphlet. I encourage you to gather this evidence and submit it to us at your earliest convenience.

If you have any questions or I can be of any further assistance, please feel free to give me a call at the office.

Sincerely,

Jeanie Robertson
Senior Water Resource Agent

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE February 14, 1997 10:00am CUSTOMER JAY WARD/MTN. WEST REALTY

SUBJECT: HAL ANDERSON - AJ, WR, WELL LOGS
phone call (X) walk-in (.)

Gave me leagal descriptions and asked for profile reports (both WR and AJ) and well logs, if available, for the following areas:

Parcel #1 - T14S, R27E, S16:		
A43-02399	A43-10612	A43-10613
Parcel #2 - T14S, R27E, S5 & S8:		
A43-04024	A43-10604	A43-10801
Parcel #3 - T14S, R27E, S18:		
A43-02414	A43-10605	A43-10606
A43-10607	A43-10608	A43-10609
A43-10610	A43-10611	
Parcel #4 - T13S, R27E, S14 & S23:		
A43-04087	A43-04088	A43-04176
A43-10603		

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

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—

—

INTEROFFICE MEMORANDUM

TO: TRANSFER FILE NOS. 5224 & 5225
FROM: KELLY K CHRISTENSEN
SUBJECT: ADJUDICATION REVIEW OF TRANSFERS
DATE: 03/18/99

The two transfers are to independent farms. The north farm is referred to as the Madame Farm and the southern farm is referred to as the Madame Farm.

This system is a Madame Farm. There is one license (43-04025) for 240 acres at 2.94 cfs/acre.

Some questions arise regarding the forfeiture for a portion of 43-04025. There is no clear evidence that there is no clear evidence and therefore I accept all 240 acres for transfer. See also Corey Skinn. 1998.

There are five statutory claims and one license claimed on this farm. Analysis for adjudication purposes indicates that three statutory claims and a portion of the licensed right are valid. The original farm is now owned by two different entities and they have claimed their respective portion of the rights appurtenant to their property.

After reviewing the evidence of priority available for the statutory claims, I feel that there is sufficient evidence to recommend them with their claimed priority dates (advanced to the beginning of the irrigation season for the year claimed where necessary). The history is that each well was independently developed and originally claimed as a statutory claim. Each new well provided water for new ground and/or supplemented the irrigation of ground previously developed.

Stockwater was identified as being minor and supplemental to the irrigation use. No rate was claimed for stockwater

on the statutory claims and the total diversion rate matched the claimed irrigation rates. The adjudication claims reduced the irrigation-claimed rate by 0.24 cfs and included stockwater at 0.24 cfs. The total rate matched the original statutory claimed rate.

As stockwater was developed incidental to the irrigation use, I agree with the transfer position of reducing the irrigation rate by the amount recognized for stockwater. However, I do not feel that each right should be recommended for stockwater at 0.24 cfs and then conditioned in remarks to a combined limit of 0.24 cfs. I recommend that the stockwater use be proportioned between the three earliest statutory claims at 0.08 cfs each (totaling 0.24 cfs). This appears to better describe the historical development of stockwater and does not give the appearance of a series of stockwater rights (when combined) exceeding 0.24 cfs.

Included with the documentation of the statutory claims was evidence of measurements made in 1963. As those measurements represent the best evidence of the original developed diversion rate, they are the basis for the recommendations.

The total claimed diversion rates for the statutory claims and the one licensed right, when combined, exceed an inch to the acre. My recommendation recognizes the rights in order by priority date, up to one inch per acre. In accepting each statutory claim as valid, the issue of which claims to recommend and at what rate then becomes one of diversion rates vs. priority date up to the required system total rate.

The pre transfer conditions identified by Corey Skinner are as follows:

PLACE OF USE MALTA FARM

1,025 acres irrigated -- transfer field review by CS
(this excludes a portion of the original
farm now owned and claimed by Anderson.)

66 acres for application for permit 43-07209 (on hold)
959 balance irrigated as of commencement (pre transfer)

959 acres * 0.02 cfs = 19.18 cfs

PLACE OF USE IDAHOME FARM

240 acres irrigated licensed P/U 43-02356

2.94 cfs licensed rate

COMBINED PLACE OF USE ANALYSIS

The goals of the two transfers are:

- to equally proportion the water between the two farms
- to add 16.4 acres to the Idahome Road farm
- to reduce the place of use on the Malta farm
- to split off stockwater and domestic uses also on the Malta Farm. A reduction in irrigated acres allowing a change in nature of use for the domestic and stockwater uses, allows them to be independent of all irrigation uses.

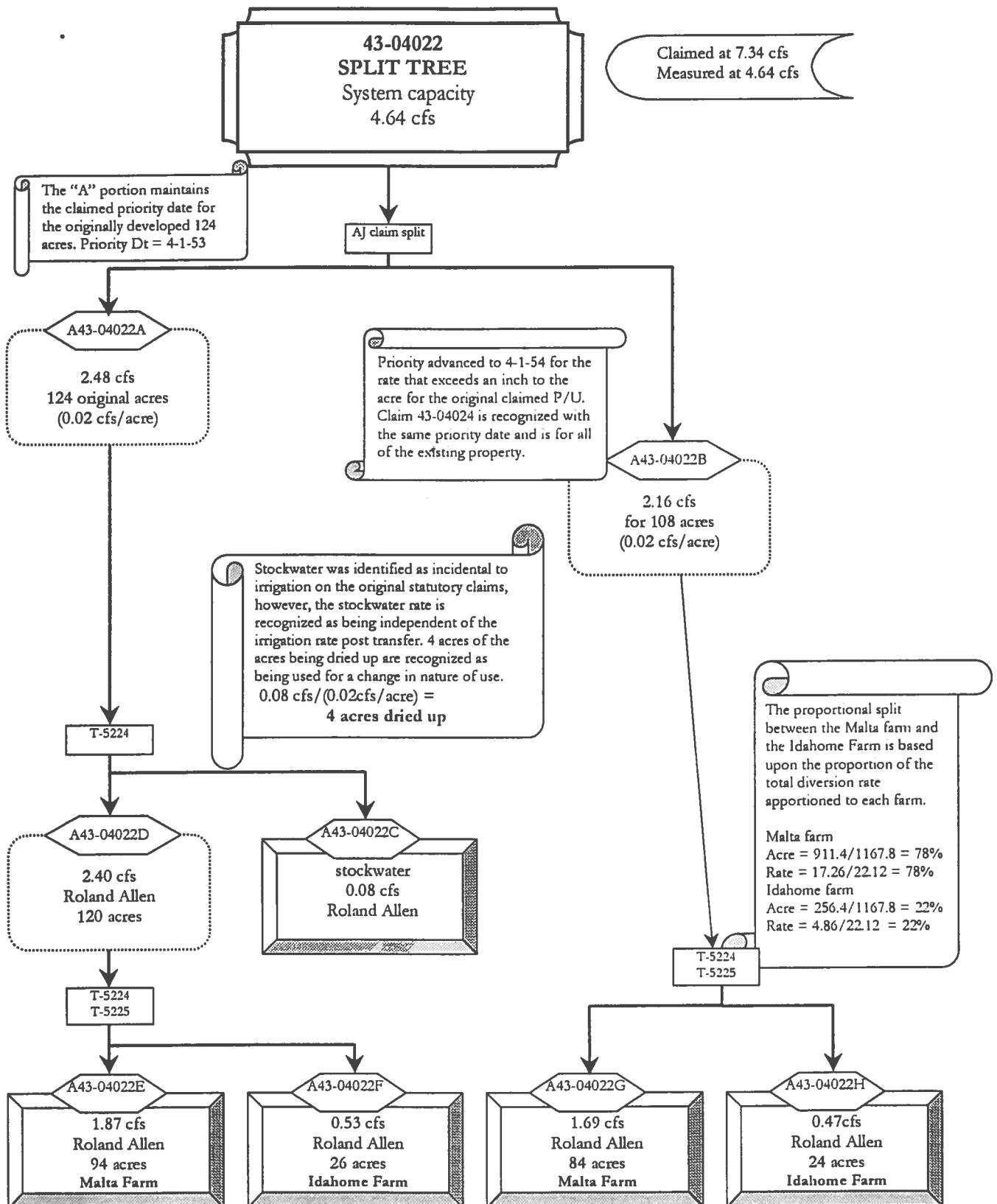
Total acres irrigated between the two systems are;

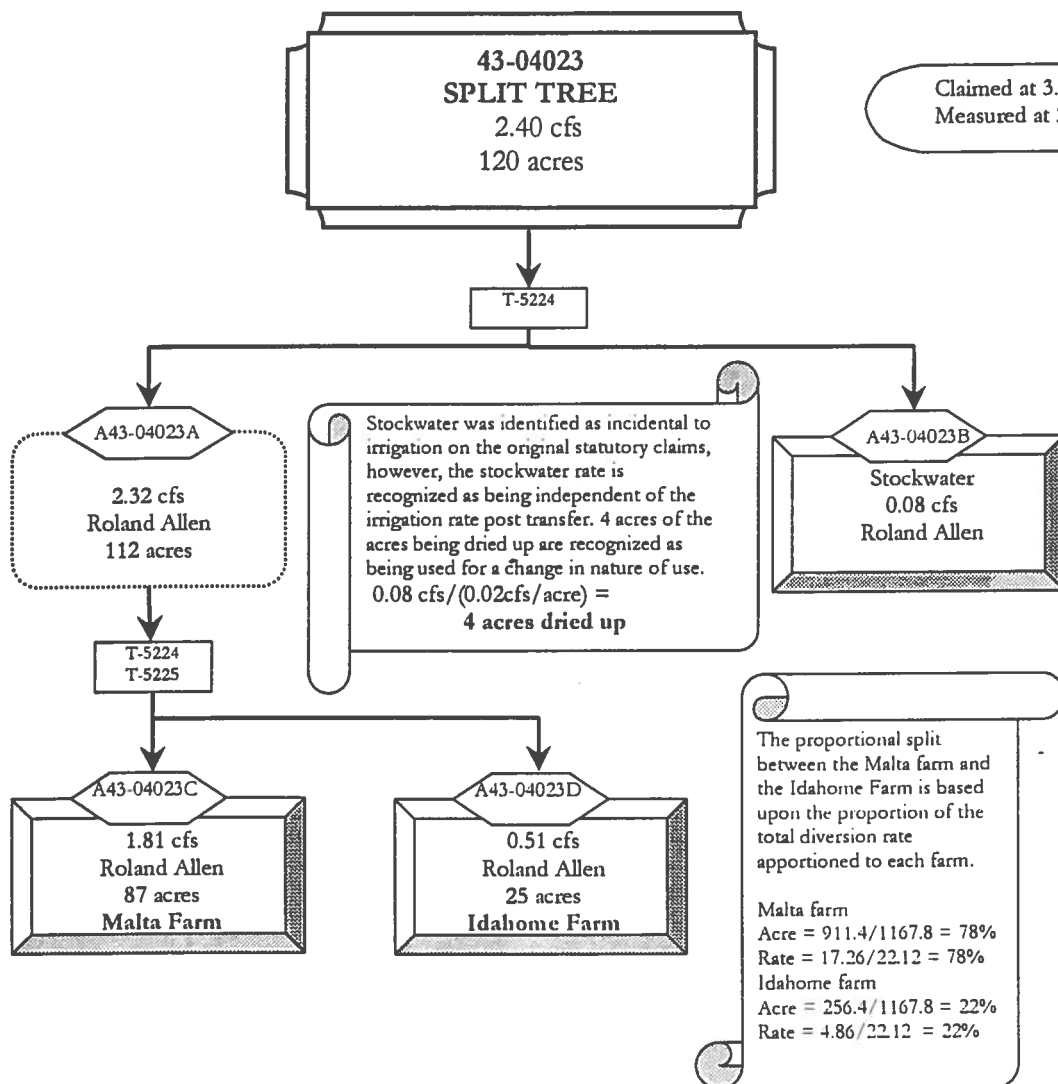
959 acres + 240 acres =	<u>1199 acres.</u>
Post transfer acres for the Malta Farm =	911.4 acres
Post transfer acres for Idahome Road =	<u>256.4 acres</u>
Total	<u>1167.8 acres</u>

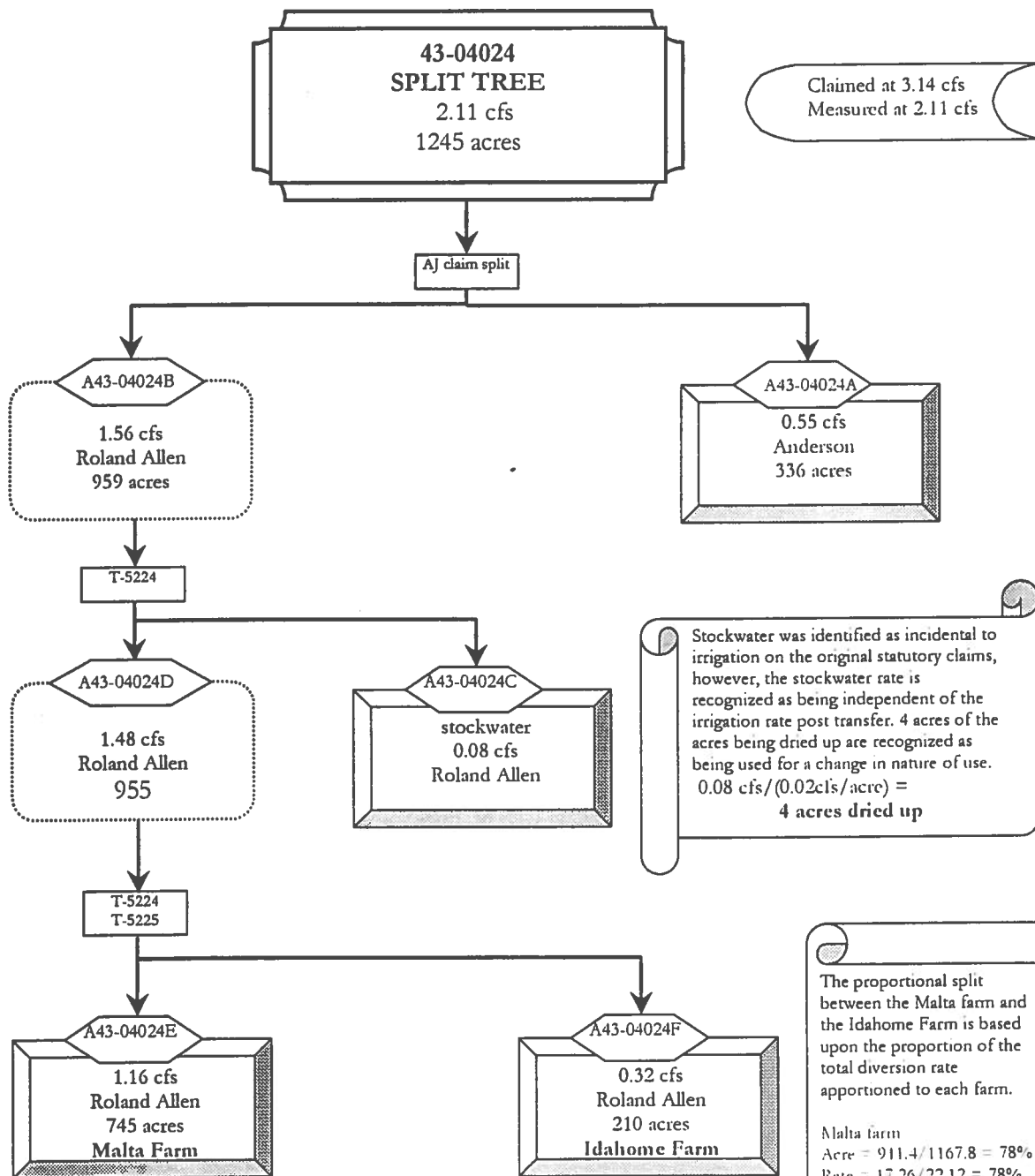
The combined post transfer P/U is therefore 31.2 acres less than the combined P/U, pre transfer. The volume for these acres can be allocated for the stockwater being split from the statutory claims). $0.24 \text{ cfs} / 0.02 \text{ cfs/acre} = 12$ acres to be dried up for the stockwater use.

Analysis and the basis for the recommendations continues within the split tree layouts developed for each right involved in these transfers. Rates shown within the initial box represent the rates recognized as valid for each statutory claim. 43-02441 shows the original licensed rate but is subsequently reduced to the rate that brings the pre transfer place of use up to one inch to the acre.

Claim suffixes, rates, and acre limits are identified on the split trees for each right to be recommended.

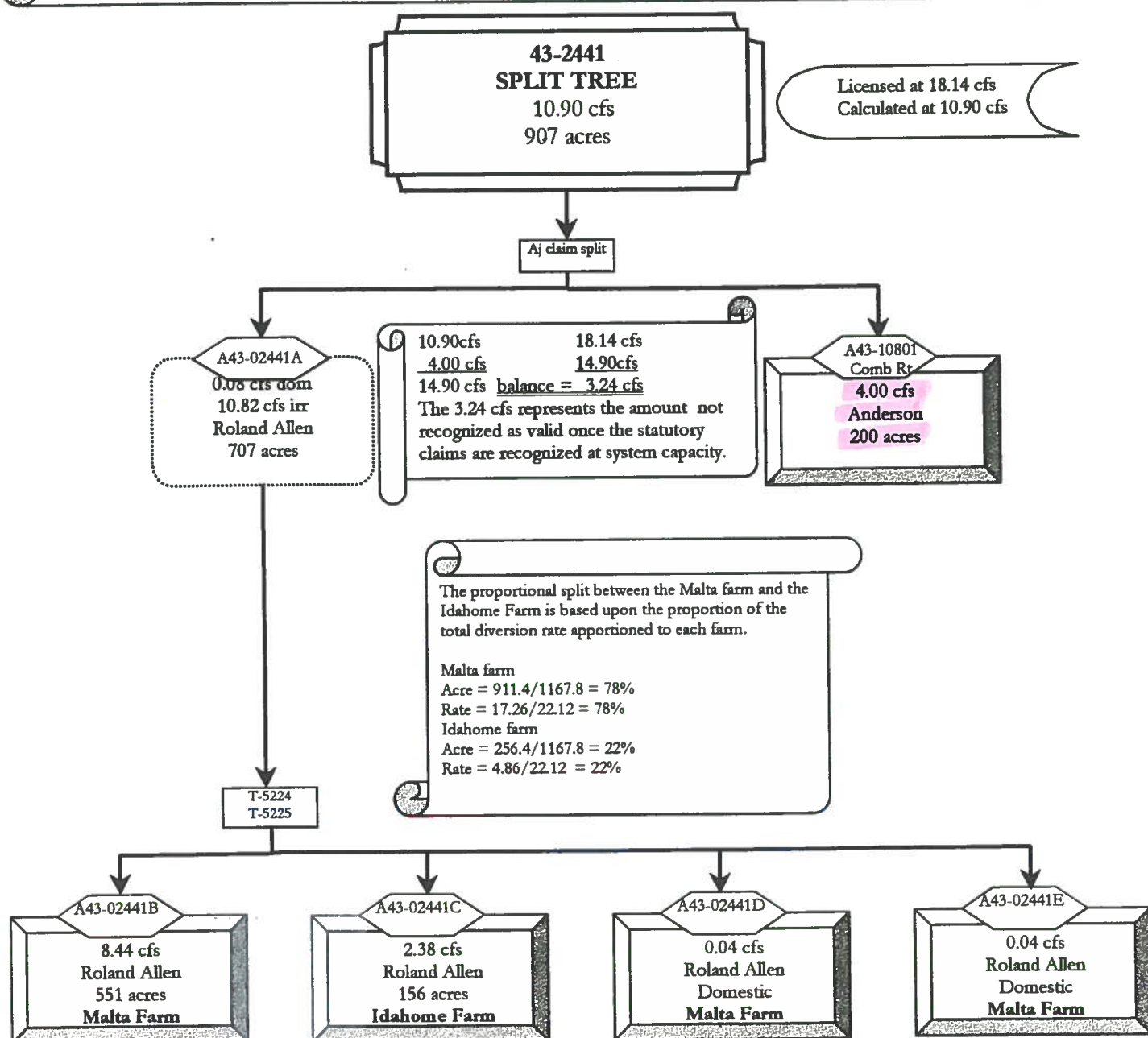




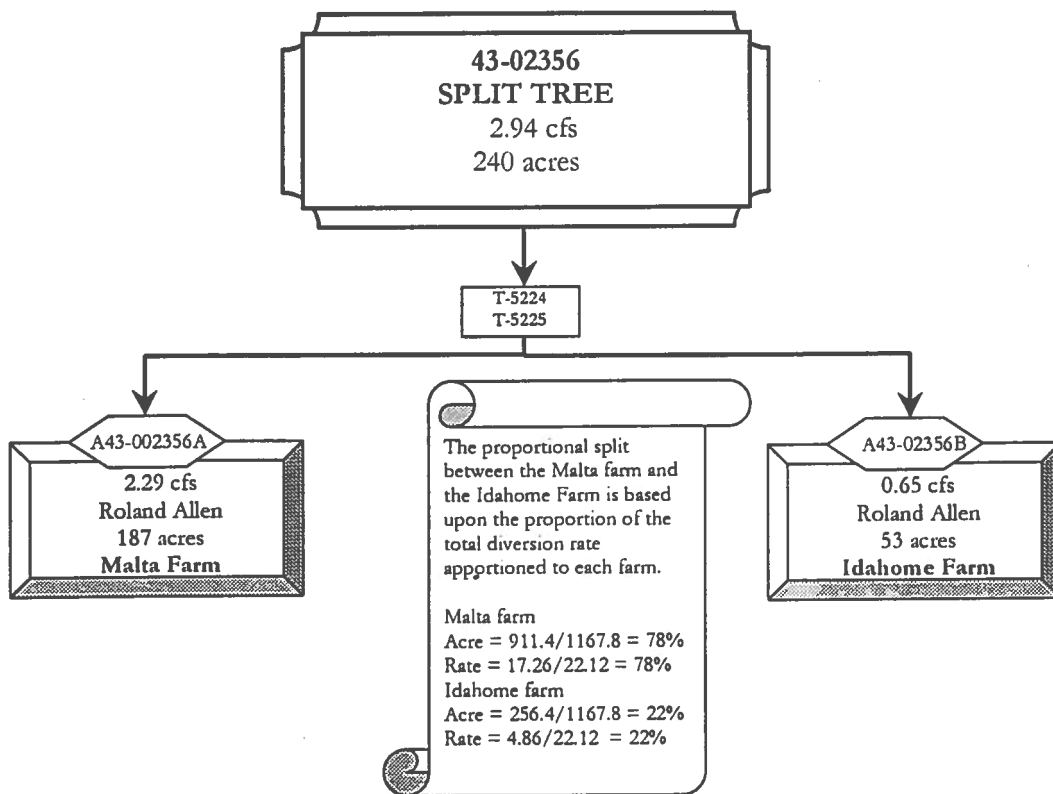


Three statutory claims (as split) are recognized as valid and with a priority date prior to this license. As they are being recognized as being developed prior to the license, the rate being recognized for this right is being reduced to the rate required to bring the system total to one inch per acre. The system is recognized to be 959 acres at 0.02 cfs/acre or **19.18 cfs**

RIGHT	PRIORITY DT	RATE	19.18 cfs
43-04022A	04-01-1953	2.40 cfs	<u>8.36 cfs</u>
43-04022B	04-01-1954	2.16 cfs	10.82 cfs (the irrigation rate to be recognized under 43-02411A)
43-04023	04-01-1954	2.32 cfs	0.04 cfs domestic use
43-04024A	04-01-1954	<u>1.48 cfs</u>	0.04 cfs domestic use
total		<u>8.36 cfs</u>	10.90 cfs to be recognized as valid from 43-02441A

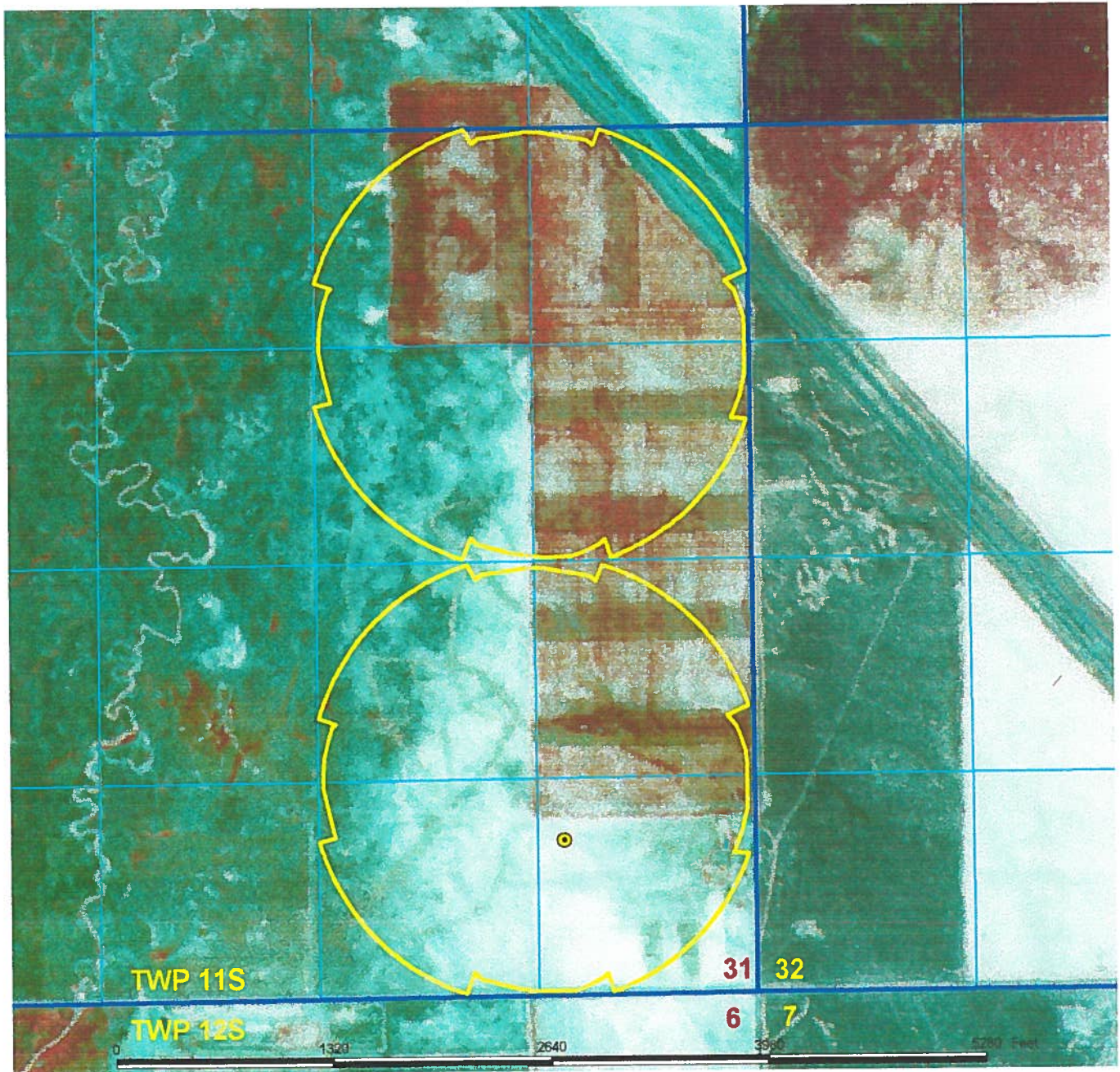


SPLIT
ANALYSIS
43-2441



IDAHO DEPARTMENT OF WATER RESOURCES

**T-5224 & T-5225
RECOMMENDED P/U
IDAHOME FARM**



**DATA ENTRY ON MARCH 18 1999
TWP 11S; RNG 27E; SEC 31**



- RECOMMENDED POINT OF DIVERSION
- RECOMMENDED PLACE OF USE
- SECTION LINES
- QUARTER QUARTER LINES

**GIS PLACE OF USE PRESENTATION
1987 AND/OR 1988 NAPP PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSE**

T-5224 : T5225

CLAIM NUMBER

43-04022F 43-04022H DATE 3-18-99

TRANSFER NUMBER

43-04023D

43-04024F 43-0244C

JENT

KKC

CLAIMED ACRE TOTAL

43-02356B

(Idahome Farm)

GIS ACRE TOTAL

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	11S	27E	31	32.3	32.5	32	32.6									31.4	32.2	32.1	32.2
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

~~43~~ DBPOU.SHP

SHAPE NOS.

P/D; 11S, 27E Sec 31 NWSESE

~~43~~ DBPOD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

~~43~~ DBPOU.DBF

~~43~~ DBPOD.DBF

JPEG LAYOUT

✓ 7-5224-5225-IDAHOME FARM

T-5224 & T-5225

CLAIM NUMBERS 43-04022E 43-04022G DATE 3-18-99
43-04023C 43-04024E AGENT KKC
43-02441B 43-02356A Malda Farm

TRANSFER NUMBER _____
 HOMESTEAD ENTRY NO. _____
 CLAIMED ACRE TOTAL _____
 GEOGRAPHIC INFO ACRES _____

				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	135	27E	32											33.3	33.7			33.4	33.6
GIS																			
RECOM																			
CLAIM	135	27E	33											32.7	32.8				
GIS																			
RECOM																			
CLAIM	145	27E	4					36	35.9	33.9	34.3	34.2	33.3	32.9	33.4				
GIS																			
RECOM																			
CLAIM	145	27E	5	32.9	33.3	19.4	19.6	33.4	33.5										
GIS																			
RECOM																			
CLAIM	145	27E	9					33.8	33.6	33.2	33.1	33.7	33.5	33.3	33.4				
GIS																			
RECOM																			

B43-DBPOU.SHP

DBF TABLES UPDATED: B43-DBPOU.DBF

SHAPE NOS

B43-DBPOD.DBF

Sec 32 & 5 - 306 Ac

irrigation wells

33 & 4 - 339.7

14S 27E Sec 4 SESESW (well # 2)

9 - 267.9

Sec 5 NE NENW (43) -

B43POD.SHP 913.7 Ac

Sec 9 SESE NW (well # 3)

NOS DESCRIPTION

Sec 9 SWSESW (well # 5)

Sec 9 SESESW (well # 4)

14S 27E Sec 4 SWSWSW (well # 1) dom/stock use

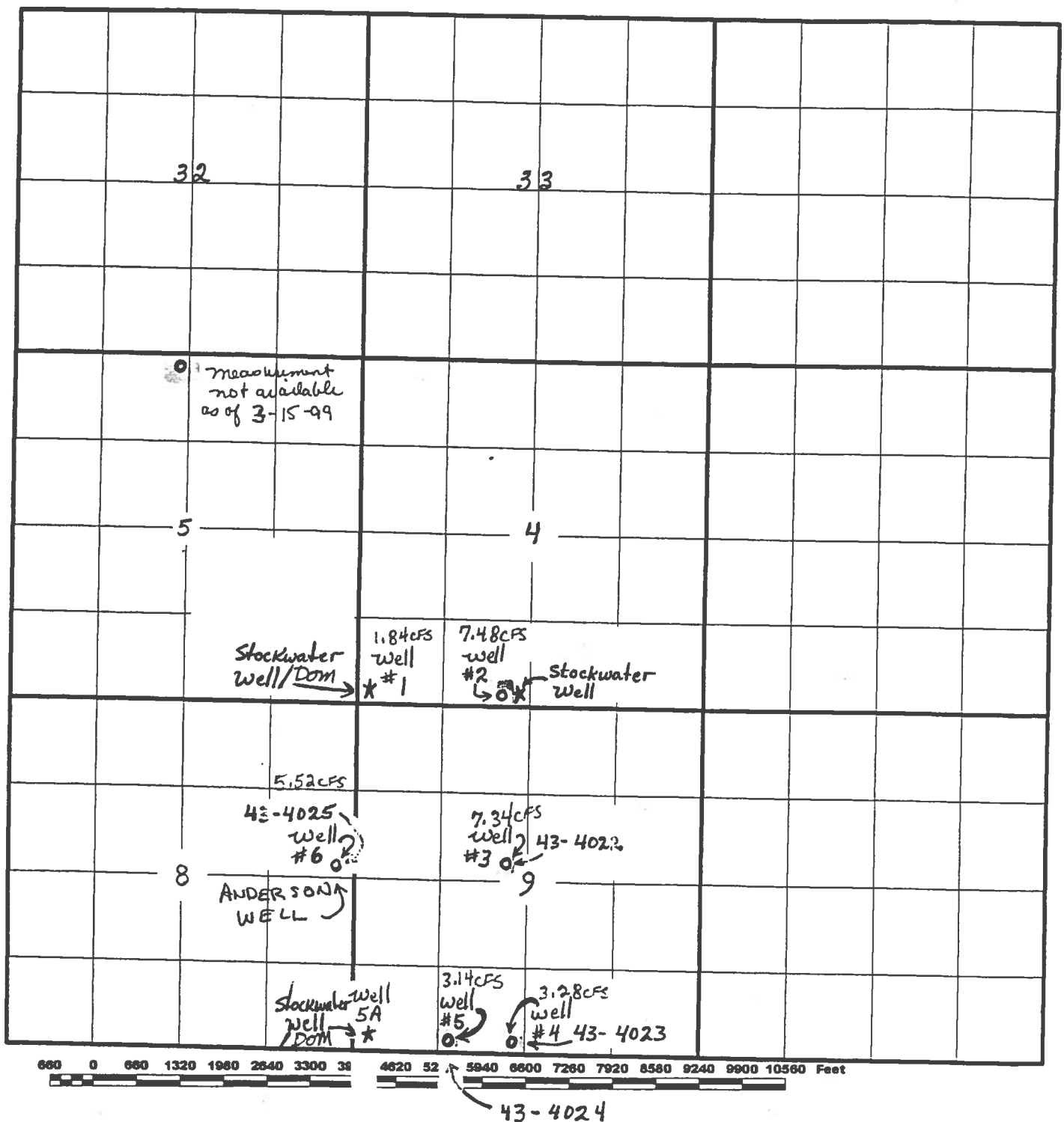
Sec 4 SESESW - /stock

Sec 9 SWSWSW (well 5A) dom/stock

JPEG LAYOUT

T-5244-TS285-MAL
FARM.

IDAHO DEPARTMENT OF WATER RESOURCES



Well # 7
43-4026
Developed in
Sec 20 SWNE

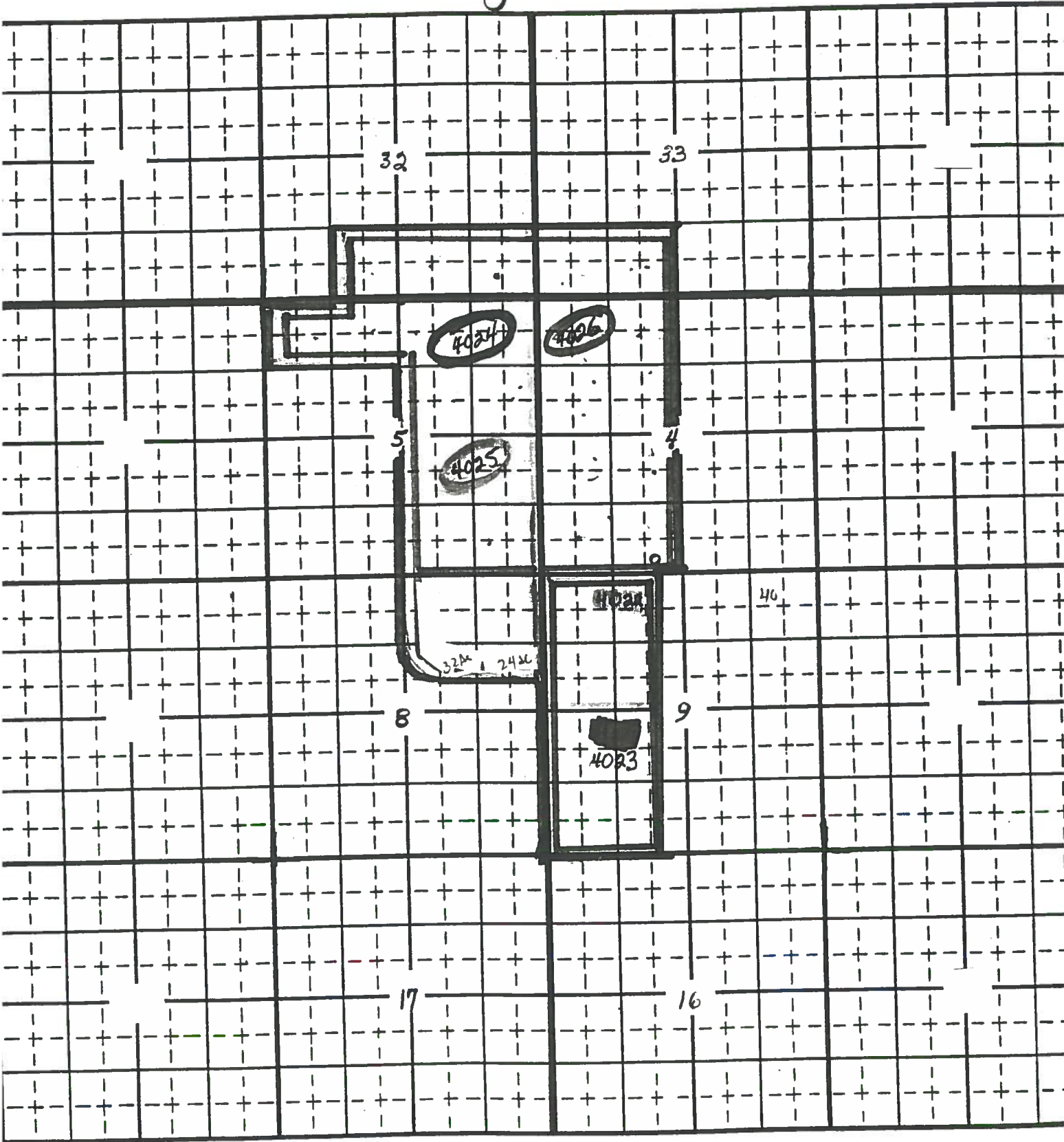
○ = P/Ds for pool transfer
(5 wells) IRR. USE

* = Stockwater wells

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

P/U outline for Statutory
claims (original documentation)



43-04025

b. Do you get water through a ditch owned by several users? Yes. If yes, give the name of the ditch _____ and the other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered. 1000 head of cattle 50 horses and 5000 head of sheep.

7. Where water is used for domestic or municipal purposes give number of families served _____ name of town supplied None

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities. None

9. Remarks: Please explain any details of your claim which you feel need clarification or additional explanation. This well was in part dug in about 1916 as a 16 foot wide hand dug well to unknown depths. In the 1950's the well was significantly deepened by drilling methods. A well casing was installed and the large hole surrounding the casing left from the 1916 well filled. Water Supply Paper 1587 of the U.S.G.S. lists a well on Page 130 at this location as being drilled in 1932 to a reported depth of 685 feet. On page 118 of the same Federal report a rough log is given under well 145 27E-Sed1. The log included with this claim as "Exhibit A" is believed to correctly describe the well. This cannot be verified nor is the driller known.

The Raft River Electric Coop has provided power to the well from 1956 to date as evidenced by the affidavit and power agreement marked "Exhibit B". The water was placed in clay to sandy clay ditches in 1956 and run north and also went to irrigate the land described in the NW 1/4 of Sec. 8. This well is the sole supply for these lands. The land irrigated can be observed on a 1962 aerial

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with all attached information and certifies that all statements are true and accurate to the best of his knowledge

State of Idaho 7.7.70
County of Butte

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.

Subscribed before me this 8th day of April 1970
Boyd Harold Johnson, d.p.s. & w.g.
Claimant

Robert W. Harris
Notary Public
Residing at Butte City, ID

Received by _____ Date 5-12-70 Exception filed by _____ Forwarded to _____ Date _____
Filed for record _____ Date 5-13-70
Indexed _____ Date 5-12-70
Approved by _____
Published _____ Date 5-12-70

43

Remarks (Con't.) (1)

photo provided by the A.S.C.S. that has been filed with claim 43-4026 and marked "Exhibit D" of that claim. The acres irrigated in Sec. 8 were determined from the photo and the A.S.C.S. acreage determinations noted on the Photo (See claim 43-4026). The A. S. C.S. acreage determinations noted on the photos are by fields so adjustments have been made when section subdivisions cut across the fields.

The water from this well was also conveyed by a clay ditch north to Sec. 5 of T.14S, R.27E. and Sec. 32 of T.13S, R.27E. where it was commingled with water from six other wells and used on the land described in those two sections under Section 5a of this claim. The acreage irrigated in the before mentioned section 5 and 32 were from a determination made by the Idaho Department of Reclamation when that agency was preparing to license permit G 2634. (41-2441) which covers the water rights on 4 used to impart irrigate these lands.

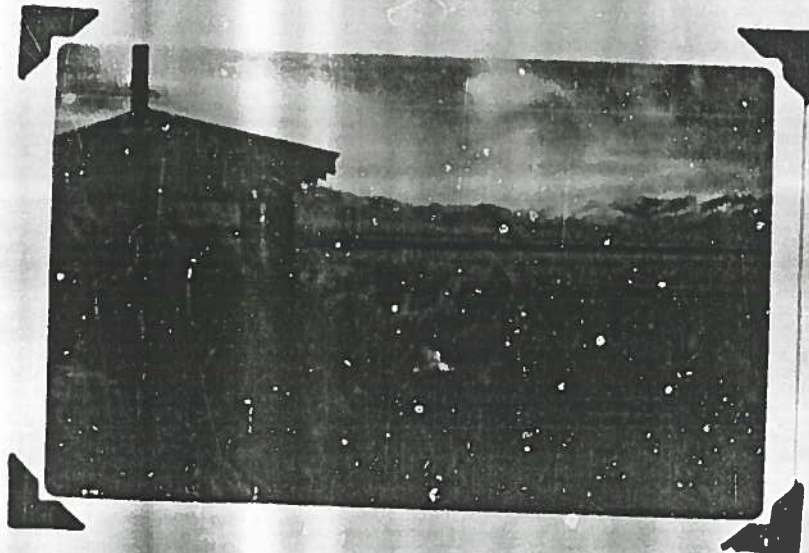
The discharge of the well covered under this claim (Well 66) was measured on 8-27-64 by the Idaho Department of Reclamation as being 6.83 cfs. This measurement is reported on Page 25 of a report released by that state agency entitled "Raft River Valley, Idaho Groundwater conditions, March-April 1965" by H. G. Haight. An earlier report by the same author for March-April, 1964 indicates on page 26 that a discharge measurement of 5.52 cfs was made on 6-19-63. The flow was measured at 4.90 cfs in the 1969 irrigation season as witnessed by the affidavit marked "Exhibit C".

The stock water use from the well has been minor, compared to irrigation, however, from time to time during and outside of the irrigation season the well was turned on for use by livestock foraging in the fields served by the well.

43-4026

-04025
flow
measurement
6.83 cfs

Remarks (con't.) (2)



Well #6

Photo #18 - Photograph was taken December 15, 1969 by Jack Barnett of Deseret Livestock Co. Well #6. Well is being pumped at the time of the photo for stock water. Photo is looking west and fields in the background which are irrigated from the well are in the NW corner of Sec. 8. Grain was the crop raised last season.

"Exhibit C" is a map showing the relative location of wells and irrigated land described in this claim.

From the time the well was drilled until the 1969 irrigation season, the property was owned by Fowitt-Thompson, Inc. and operated under the direction of Lester Thompson. A brief statement of his knowledge of the use of the well is included with this claim as "Exhibit D". Kent Holtman worked on the property for many years and his statement is marked "Exhibit E".

Jack A. Barnett, working as a water right consultant, helped research and prepare this claim and his statement is marked "Exhibit F".

43-4022

EXHIBIT A

Center Test Log

Log No 7

#6

101-105--blue sand and gravel
 105-110--clay
 110-115--1 ft heavy roll
 115-120--clay
 120-125--soft
 125-130--hard clay
 130-135--sand
 135-140--clay
 140-145--clay and gravel
 145-150--hard clay
 150-155--sand and clay
 155-160--clay
 160-165--sand
 165-170--clay
 170-175--clay
 175-180--1 ft sandy silt
 180-185--clay
 185-190--sandy clay
 190-195--sandy
 195-200--sand and gravel
 200-205--clay
 205-210--coarse sand
 210-215--clay
 215-220--sand
 220-225--clay
 225-230--sand
 230-235--clay
 235-240--blue clay
 240-245--soft blue sand
 245-250--blue clay
 250-255--blue sand
 255-260--blue clay
 260-265--coarse sand
 265-270--fine gravel

Top 14' 197'

Top 12' 150'

Top of 14' 14' 197' bottom 185' 12' 150'

Exhibit B

AFFIDAVIT

STATE OF IDAHO

SS

COUNTY OF CASSIA)

GENE BAXTER, being first duly sworn on his oath,
deposes and says:

The affiant is the office manager of the Raft
River Electric Coop with offices at Malta, Idaho. That
the Coop supplies electrical power for many irrigation
wells in Raft River Valley. That the Coop has for several
years supplied electrical power to the properties owned
by Pavitt-Thompson, Inc. and their successors, Deseret
Livestock Company. The affiant states that the records of the
Coop show that electrical power was first delivered and
used to pump irrigation water from a well in the SE SE
of Sec. 8, T.14S., R.27E. during 1936 and power has been used
at this location each year since 1936 to date.

Gene Baxter
Gene Baxter

Subscribed and sworn to before me this 25th day of
March, 1970.

W. L. Arnold
Notary Public residing in Boise, Idaho

My Commission Expires:

Jan. 21, 1974

48-4035

evidence of
priority
affidavit

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 7th day of March, 19 56, between
the Salt River Rural Electric Cooperative, Inc., hereinafter called the Seller, and
Lester Thompson hereinafter called the Consumer.

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

NE 1/4

Section 8, Township 14 South, Range 27,
East, of the Boise Meridian. And has a well on the SE corner of NE 1/4
of Section 8 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 95 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, 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
\$ 250.00 to be paid during any irrigation season, then the Consumer agrees
to pay to the Seller a minimum charge of \$ 250.00 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 Boise, Idaho, monthly within fifteen days

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

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

Lester Thompson
(Consumer)

(Seal)

By _____

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By Edwin C. Schlender
(Manager)

STATE OF IDAHO }
County of Cassia } ss

On this 7th day of March, 19 54, 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 Mallett, Idaho.

STATE OF IDAHO }
County of Cassia } ss

On this 7th day of March, 19 54, before me, the undersigned, A Notary Public in and for said State, personally appeared Lester Thompson, 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 Mallett, Idaho.

ARTICLE I
IRRIGATION SERVICE

Availability

Available to the consumers of the cooperative located adjacent to three-phase lines of the cooperative for irrigation service.

Character of Service

Alternating current, three-phase, 60 cycles, 220 volts for installations of less than 50 horsepower, and 440 volts for installations of 50 horsepower or greater. At the discretion of the Cooperative, Single phase service may be furnished provided the motor capacity is not in excess of ten horsepower.

Rate

A fixed charge of eight dollars (\$8.00) per season per horsepower or fraction thereof.

Energy Charge

First 250 KWH per Horsepower per month @ 1.0¢ per kwh
Excess KWH per month @ 0.6¢ per kwh

Payment of the fixed charge shall not include payment for any energy used.

Determination of Horsepower

The horsepower for billing purposes shall be the motor manufacturer's name plate rating of horsepower output except that if the Cooperative so elects it shall be based on the following: The maximum demand, expressed in horsepower input, established by the consumer for any period of fifteen consecutive minutes during the season as indicated or recorded by a demand meter, less 10% allowance for motor losses.

Provision for pumping service during non-irrigation season

The irrigation season shall be from April 1 to October 31 of each year. During season the non-irrigation season shall be available at the same charge for energy as in the above rate, but there shall be a minimum charge of \$1.00 per month per horsepower or fraction thereof.

Minimum Annual Charge

The minimum annual charge for service shall be the fixed charge, but in no event shall it be less than \$10.00.

Conditions of Service

1. Motors having a rated capacity in excess of ten horsepower (10 HP) must be three-phase.

2. All wiring, pole lines, wires, and other electrical equipment beyond the service point will be considered the distribution system of the consumer and shall be furnished and maintained by the consumer, with adequate protective devices installed to interrupt service to motor equipment in the event of power failures or faulty conditions on the cooperative's system.

Time of Payment

The above rates are net, the gross rates being five percent (5%) higher. In the event the current monthly bill is not paid within fifteen (15) days from the date of the bill, the gross rates shall apply.

Power Factor Clause

Each applicant securing service hereunder shall be required to insure maintenance of power factor not less than 95% by installing adequate capacitors at the installation.

43-4025

CERTIFICATE

This is to certify that I am a registered engineer residing at 120 W. 1500 South, Bountiful, Utah. The discharge of water from several wells located on property owned by Denefer Livestock Co. in the Raft River Valley, Idaho was measured during the 1969 irrigation season under my direction. Measurements were with a Sparling flow meter that had been recently rated to insure accurate measurements.

The flow of a well located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, T.14S., R.27E. (Well #6) was measured at 4.90 cfs.

Jay R. Bingham
Jay R. Bingham

45-40-2-5
flow
measurement
4.90 cfs

Exhibit D

AFFIDAVIT

STATE OF IDAHO

SS

COUNTY OF CASSIA

LESTER THOMPSON, being first duly sworn on his oath,
deposes and says:

The water from the well located in the SE NE Sec.
8, T.14S., R.27E. has been used under the affiant's direction,
since the spring of 1956, until the property was very recently
sold to irrigate land in Sec. 5 and 8 of T.14S., R.27E.,
and Sec. 32, T.13S., R.27E. The land has been flood irrigated
and for the most part potatoes, beets, alfalfa and grain
have been raised.

Lester Thompson
Lester Thompson

Subscribed and sworn to before me this 25th day of

March, 1970.

Jack Arnold Bennett
Notary Public residing in Boise, Idaho

My Commission Expires:

Jan. 21, 1974

45-4025

AFFIDAVIT

STATE OF IDAHO)
 : SE
COUNTY OF CASSIA)

KENT HOLTMAN, being first duly sworn on his oath,
deposes and says:

The affiant has irrigated lands with water from
a well located in the SE NE of Sec. 8, T.14S., R.27E. The
affiant has either been responsible for the irrigation or
observed the irrigation of the land in Sec. 5, T.14S., R.27E.,
and Sec. 32, T.13S., R.27E, each year starting in the spring
of 1959 when the affiant first became acquainted with the
property, to the present and has also harvested or observed
the harvest of crops benefiting from this irrigation, each
of these years.

Kent Holtman
Kent Holtman

Subscribed and sworn to before me this 25th day of
March, 1970.

Joseph Arnold Bennett
Notary Public residing in Boise, Idaho

My Commission Expires:

Jan. 21, 1974

43-4025

AFFIDAVIT

STATE OF IDAHO

SS

COUNTY OF ADA

JACK A. BARNETT, being first duly sworn on his oath, deposes and says:

The affiant performed services as a consulting engineer, geologist and water right specialist for Vista Land Co., in the last few months of 1969 and the first few months of 1970, to research and determine the water rights on property owned by the company in the Raft River Valley.

The affiant visited the property and observed the irrigated fields and the irrigation facilities including the wells. The affiant interviewed the previous land owner, the well driller, power company officials, persons involved with irrigation of the land, and persons involved with record keeping for both the present and previous land owner. The affiant also visited the A.S.T.S. office, talked with personnel in that office, and observed aerial photos on file in that U. S. Government Office. The affiant has also examined the records of the Idaho Department of Reclamation.

To the best knowledge of the affiant the claim filed by the land owner, Desert Livestock, on a well located in the SE 1/4 Sec. 8, T.14S., R.27E., known by the owner as well number 8 is correct and true in every respect.

Jack A. Barnett
Jack A. Barnett

Subscribed and sworn to before me this 27th day of March, 1970.

James M. [Signature]
Notary Public residing in Boise, Idaho

My Commission Expires: 9/28/72

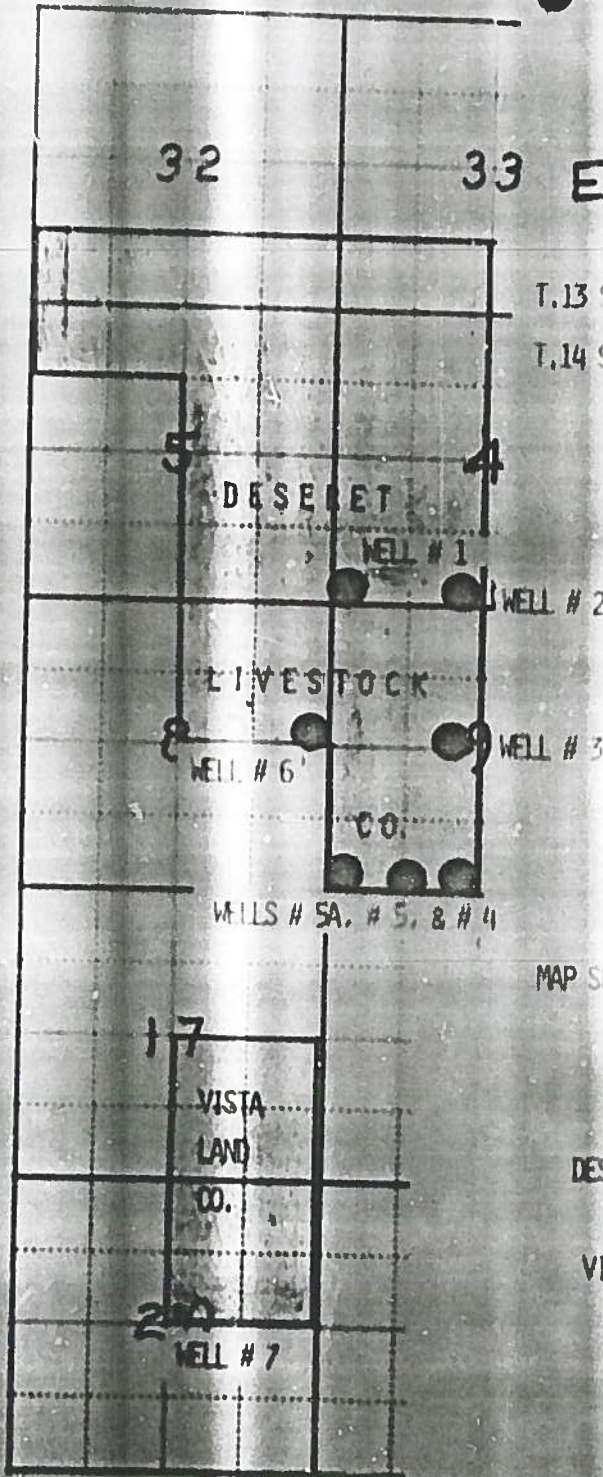
43-4025

32

33 EXHIBIT G

T.13 S.

T.14 S.



MAP SHOWING GENERAL LOCATIONS
FOR
LANDS AND WELLS
OF
DESERT LIVESTOCK CO.
AND
VISTA LAND COMPANY

GRAPHIC SCALE 1 INCH EQUAL 1 MILE

R.27 E.

48-4025

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
2211 Overland Avenue
Burley, Idaho 83318

State of Idaho
Department of Water Administration
614 State Street, Capital Building
Boise, Idaho 83707

August 10, 1979

Dear Sirs:

This is to advise that Julia Anderson Willett, formerly known as Julia A. Allen, and her husband LeVon Willett of Star Route; Malta, Idaho 83342, have obtained financial assistance from this Agency. In obtaining this assistance they have pledged their interests in the water produced and the permission to produce said water from deep wells under Water Right 43-4026 with date of priority of April 1, 1956; Water Right 43-4022 with a 1953 priority date; Water Right 43-4023 with date of priority of April, 1954; Water Right 43-4024 with date of priority of April, 1954; Water Right 43-4025 with date of priority of April, 1956; and License G-26234 with priority date of March 5, 1956. The rights and license referred to are jointly owned by the following persons by virtue of an "Irrigation System Operating Agreement" dated November 19, 1976 and recorded November 26, 1976 as Instrument number 94622 on Film number 105 and Re-recorded November 30, 1976 as Instrument number 94665 on Film number 105 in the records of Cassia County, Idaho: Dale Eli Anderson and Janet S. Anderson, husband and wife; Hal T. Anderson and Brooke R. Anderson, husband and wife, Marlin Allen and Julia A. Allen (now known as Julia Willett), husband and wife; and Ted K. Anderson, a single person at that time of recording whose wife is Ida U. Anderson.

We request that a note be placed in the files concerning the above listed License and Water Rights regarding this transaction pledging these rights and waters as additional security for real estate loans.

When waters produced by authority of said Rights and Licenses and the Rights and Licenses are pledged as additional security, the holder and/or holders agree not to assign, transfer or make any change(s) in these rights which would be adverse to the interests of Farmers

Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination based on race, sex, religion,
national origin or marital status should be sent to:
Secretary of Agriculture, Washington, D. C. 20250

MEMORANDUM

10/18/77

FROM: Jim Johnson

TO: Files 43-4022, 43-4023, 43-4024, 43-4025, 43-4026, and 43-2441.

SUBJECT: Review of License No. 43-2441 and Claims No. 43-4022 thru 43-4026.

This review of water rights came about from a request from Mr. Parley Hall, 147 N. 800 W. Orim, Utah, Phone: 801-224-0110, who wanted to know how much water was allocated to 360 acres of land located in Sec. 32, Twp. 13S, Rge. 27E, and Sec. 5, Twp. 14S, Rge. 27E.

The confusing part of his request was determining what was intended in claims 43-4022 and 43-4023. Water license 43-2441 allocated 18.14 cfs for irrigation of 907 acres using 4 groundwater wells for points of diversion. Claim 43-4022 stated that one point of diversion, well #3, supplied water to 124 acres which should have been included in the license. Therefore the purpose of the claim was to establish record that part of the water in the license was being used on the 124 acres. However it is difficult to determine how much water would be allocated to the claimed 124 acres.

Using the standard prorate of water per acre procedure, the amount allocated to the 124 acres would be:

$$124 \text{ acres} / 907 \text{ acres} \times 18.14 \text{ cfs} = 2.18 \text{ cfs}$$

This does not match the amount listed on the claim form 43-4022. I believe that the 2.18 cfs should be used instead of the figures used in the claim.

Claim 43-4023 is of the same nature as 43-4022.

The effect of the claims 43-4022 and 43-4023, assuming they are valid, would be to spread the licensed amount of 18.14 cfs over 1159 acres instead of 907 acres. Therefore instead of 18.14 cfs being 0.02 cfs/acre for 907 acres the amount would be 0.016 cfs/acre for 1159 acres. The amount of water on the 315 acres in question were calculated as follows:

Licensed Water Right 43-2441
 $18.14 \text{ cfs on } 907 \text{ acres} = 0.02 \text{ cfs/acre}$

Claim #43-4022 and 43-4023 added 252 acres with no increase in water diverted, therefore the effect of the claim is applying 18.14 cfs on 1159 acres or 0.016 cfs/acre.

Page 2 - State of Idaho
Department of Water Administration

August 10, 1979

re: WILLETT, Julia
WILLETT, LeVon

Home Administration without advising FmHA, in writing, of the change(s) or transfers, etc requested and also agree not to proceed in any way without first obtaining written permission from FmHA to make said change or changes or transfers.

Please sign the enclosed copy of this letter and return same to this office as acknowledgment of the request for our use in our files.
Sincerely,


THOMAS J. NEWTON
County Supervisor

"The above letter has been placed in the files in connection with siad Licens G-26234 and Water Rights 43-4022, 4023, 4024, 4025 and 4026."

(Date) _____

(Name and Title) _____

cc: Southern District Office
1041 Blue Lakes Blvd., North
Twin Falls, Idaho 83301

*Copy signed
& sent 8/17/79*

NAME OF APPLICANT.....PETER.....UNION OF WATER 2.....ON 315 ACRES..... Form No. 0

IN SECTION 5 145.27E AND SECTION 32 135.27E

27 E

13 is

32

83 18.46. =

P.D. 1 FOR FILE 43-244/
#1, 2, 3, 4

P.D. CLAIM AB-1024
#5

P.D. 669121 43-4025

P.D. claim 43-4026
#7

TRANSFER CLAIM	43-4926
NEW P.D. T1 T2	

P.D. CLAIM 43-4032

...P.D. ...C.W.M...43...9023
44

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1	2	3	4	5
6	7	8	9	10

Page 10 of 11

12/11/11		
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SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

The amount of land actually irrigated within the 360 acres in 315 acres (see land description in the license No. 43-2441) and the amount of water allocated to the described land would be 0.016 cfs/acre x 315 acres = 4.93 cfs or 246 inches.

Other water allocated to the 315 acres are identified in the following claims:

Claim 43-4024: 3.14 cfs on 1295 acres

315/1295 x 3.14 cfs = 0.76 cfs

Claim 43-4025: 6.83 cfs on 651 acres

315/651 x 6.83 = 3.30 cfs

Claim 43-4026: which transferred 7.34 cfs to 907 acres

315/907 x 7.34 = 2.55 cfs

SUMMARY: Location of the 315 acres are described as follows:

- 35 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 32, Twp. 13S, Rge. 27E
- 80 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 32, Twp. 13S, Rge. 27E
- 80 acres in the N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, Twp. 14S, Rge. 27E
- 80 acres in the N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, Twp. 14S, Rge. 27E
- 40 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, Twp. 14S, Rge. 27E
- 315 acres

Water allocated to this land is:

License #43-2441	4.93 cfs	246 inches
Claim #43-4024	0.76	38
Claim #43-4025	3.30	165
Claim #43-4026	2.55	127.5
TOTAL	11.54 cfs	576.5 inches

Ident. No.

Claim No.

Map No.

13-4026

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Section 12-255, Idaho Code, provides that a person may file a claim to a right to use water which has been diverted and applied to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

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

1. Name of claimant Vista Land Co., Inc.
Post office address Melba, Idaho
2. The point of diversion is in SW 1/4 of NE 1/4 Section 20 Township 14S
Range 2E B.M. located on Underground Water
(Name of source)
within the Snake River Valley in Cassia County.

3. Date of first diversion to the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as is presently appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed April 1, 1956 amount 9 c.f.s. or acre feet
amount c.f.s. or acre feet
amount c.f.s. or acre feet
Total claimed 9 c.f.s. or acre feet.

b. Explain the purposes for which the water has been used and the time during the year when you have used the water claimed.

use Irrigation period of use from April 1 to Oct. 31 (both dates inclusive)
use Stockwatering period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use period of use from to (both dates inclusive)
use period of use from to (both dates inclusive).

4. Description of diverting works

a. Surface water diversion dam and/or headgate material is composed of
length is feet; height is feet;
width at bottom is feet; width at top is feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known

b. Underground water diverting works: is well flowing or pumped Pumped; dep'n of well is 59.5 feet; diameter of well is 20 inches; type of pump is turbine
capacity of pump is 7500 g.p.m.; name and address of well driller is Wayman Yarbrough
Burley, Idaho

13-4026

if available, the horsepower and charge of pump or motor since water was first appropriated. If no pump or motor is used, give date and location.

1. If water is conveyed by ditch, describe ditch as follows: See remarks for width of ditch at top, feet; width of bottom of ditch, feet; depth of water, feet; grade of ditch, feet per 100 feet; material through which ditch passes is _____; length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 100 feet is _____. Explain any changes or increase in size of conveying system since water was first appropriated, give date and dimensions if possible. **None**

2. If water is stored, name of reservoir **N.A.**
 total capacity of reservoir is _____ acre feet, active capacity of reservoir is _____ acre feet,
 year construction commenced _____; year completed _____; date first used _____
 period of storage is from _____ to _____; is reservoir drained each year _____
 is reservoir on or off stream _____ explain _____

If feeder canal is used give maximum carrying capacity _____ c.f.s. if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

Has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

3. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres

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	
14S	27E	20	37	36	36	36													144
14S	27E	17													38	37	36	37	148
14S	27E	9					24	37	39	24	26	38	37	27					252
14S	27E	8	40	40	32	24													136
14S	27E	4					40	40	40	40	40	40	40	32					312
14S	27E	5	40	40	40	40	40	40							40	40	40	40	400
13S	27E	32												35			40	40	115
13S	27E	33											40	40					80

Total number of acres to be irrigated **1588**

Explain any significant increase in area irrigated since first use, give dates and acreages if known

None

5. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch
The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 1000 head of cattle and 5000 head of sheep.

7. Where water is used for domestic or municipal purposes give number of families served
name of town supplied None

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities. None

9. Remarks: please explain in details of your claim which you feel need clarification or additional explanation
This well was drilled in early 1956 and used for irrigation in the spring of that year. The well drillers report and his affidavit is submitted with this claim and has been marked "Exhibit A". The equipment on the well now is the original equipment and "Exhibit B" is a copy of several documents prepared by the pump company, Layne and Bowler, when the equipment was installed. They describe the diverting equipment. The Salt River Electric Co-op has provided the power for the well as verified by the affidavits and agreement marked "Exhibit C". The water was first used in the spring of 1956 to irrigate lands listed under 5.1. Before the end of the irrigation season of 1956 all lands were irrigated and there has not been enlargement of land since that date. The land in Sec. 17 and 20 receive their sole supply of irrigation water from this well. To irrigate these lands, ditches run about one-half mile east and a few tens of feet west from the well. Ditches run then north from this head ditch. All ditches are dirt and made of clay to sandy clay soil. Lateral ditches

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above, together with all attached information and certifies that all statements are true and accurate to the best of his knowledge.

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 undersigned's knowledge.

LISTA LAND COMPANY

Claimant

Signed by 16

date

May
George Stanton
Notary Public

19 70

Witnessed at

Malta, Idaho 83542

on June 17, 1973

Exception filed by

Forwarded to
claimant by

Date

113-4000

Remarks - Con't. (1)

then are used to flood irrigate the land. Potatoes, beets, alfalfa and grain have been the major crops grown.

Some water from the well, in addition to that used as described above, is run down the head and side ditch and commingled with irrigation runoff water collected in lateral ditches. This water has, from 1956 to date, been allowed to flow east and then north down a ditch on the west edge of the NW $\frac{1}{4}$ of Sec. 16 and used with water from two wells (wells 4 and 5) located on the south line of Sec. 9 on fields in the SW $\frac{1}{4}$ of Sec. 9. Water from this well (well 7) and wells 4 and 5 are used with water from a well located near the center of Sec. 9 (Well 3) to irrigate the NW $\frac{1}{4}$ of Sec. 9. This well (well 7) and wells 3, 4, and 5 are used with two wells (wells 1 and 2) located along the south edge of the SW $\frac{1}{4}$ of Sec. 4 and used to irrigate the lands in Sec. 4 and 5 and Sec. 32 and Sec. 33 of the township north (T.13S., R.27E.). Water from a well located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8, T.14S., R.27E. (Well 6) is also commingled with these waters and used on the last described lands. The location of these wells and the land irrigated can be observed on the 1962 A.S.C.C. air photo that has been marked "Exhibit D".

The acres irrigated were determined in Sections 8, 9, 17 and 20 of T.14S., R.22E. from the photo and the A.S.C.S. acreage determination noted on the photo. The A.S.C.S. acreage values on the photos are by fields so adjustments have been made when section subdivisions cut across fields. Acreages in Sec. 4 and 5 of T.14S., R.27E. and Sec. 32 and 33 in T.13S., R.27E. were from a determination made by the Idaho Department of Reclamation when that agency was preparing a license permit G 26234 (43-2441) which covers the use of wells 1, 2, 3 and 4 on these lands.

This well (well #7) has been identified as well 14-27-20 ac-1 in reports as follows: 1. Idaho State Department of Reclamation - "Raft River Valley, Idaho Groundwater conditions Relative to Irrigation - March-April 1964" by H. G. Haight on page 26. 2. Idaho State Department of Reclamation - "Raft River Valley, Idaho - Groundwater Conditions March-April 1963" by H. G. Haight on page 25. U. S. Geological Survey Water Supply Paper 1619 - cc "Groundwater in the Raft River Basin, Idaho with special reference to irrigation use, 1956-60" on page cc22.

43-4026

Remarks (con't) (2)

The discharge of the well has been, to the claimants knowledge only measured once until the summer of 1969. The above mentioned Haight report of 1964 reports a flow measurement of 9.00 cfs on 8-28-63. In the summer of 1969 the flow was measured at 6.28 cfs as indicated on "Exhibit E". It is believed by the claimant that over the last 13 years wear on the equipment has caused the loss of some production and work will be necessary to restore it to its original level.

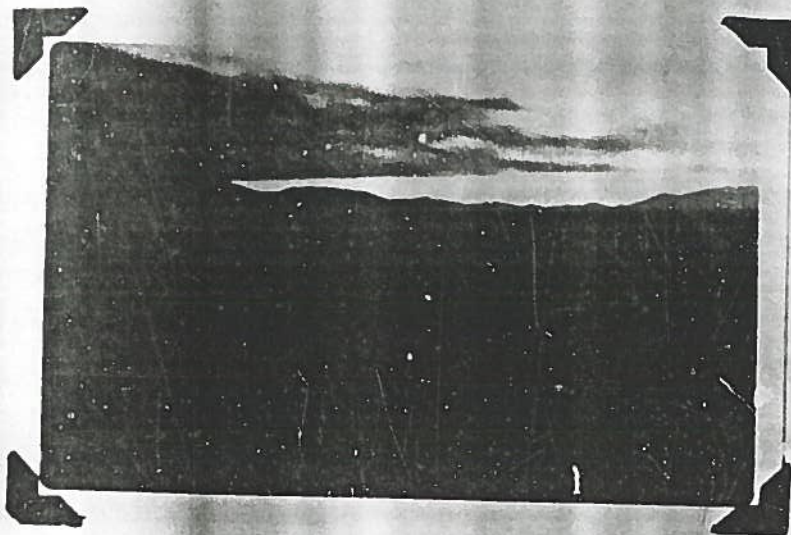
The stock water use from the well has been minor, compared to irrigation, however, from time to time during and outside of the irrigation season the well was turned on for use by livestock foraging in the fields served by the well.

From the time the well was drilled until the 1969 irrigation season the property was owned by Pewitt-Thompson, Inc. and operated under the direction of Lester Thompson. A brief statement of his knowledge of the use of the well is included with this claim as "Exhibit F". Kent Holtman worked on the property for many years and his statement is marked "Exhibit G".

Keith E. Anderson an engineer specializing in water related matters visited the properties in the past and his statement is included as "Exhibit H".

Jack A. Barnett, working as a water right consultant, helped research and prepare this claim and his statement is marked "Exhibit I".

43-4026



LAND IRRIGATED BY WELL #7

Photograph was taken December 15, 1969 by Jack Barnett of lands irrigated by Well #7 of Vista Land Co. Sign in foreground was placed on the fence around the field at the time of the sale when the land was purchased by Vista Land Co.

43-4026

A F F I D A V I T

STATE OF UTAH)
 : SS
COUNTY OF DAVIS)

JAY R. BINGHAM, being first duly sworn on his oath,
deposes and says:

Affiant is Secretary of Vista Land Company of Malta,
Idaho. The affiant states that E. A. Miller is the duly
elected President of the Corporation, Vista Land Company,
and is authorized to cause to have filed claims to water
rights on the company property in Cassia County, Idaho.

The affiant has personal knowledge of the property
and has read claim 43-4026 filed with the Idaho Department
of Reclamation. To the affiant's knowledge all statements
in the claim as signed by the President of the Company including
all attachments and affidavits are true and correct.

Jay R. Bingham
Jay R. Bingham

Subscribed and sworn to before me this 16th day of
May, 1970.

S. Celina Bunker
Notary Public residing in Salt Lake City, Utah

My Commission Expires:

1-7-74

43-4026

Exhibit A

A F F I D A V I T

STATE OF IDAHO)
 : SS
COUNTY OF CASSIA)

WAYMAN YARBROUGH, being first duly sworn on his oath, deposes and says:

The affiant drilled a well in the SW¹/₄ of Sec. 20, T.14S., R.27E. for Lester Thompson in January and February of 1956. It is my understanding that this is the same well as is known by the present land owner, Vista Land Co., as well number 7. This two page copy of the well log which I have signed this 26 day of March, 1970 is a true and correct report, to the best of my knowledge, of the well construction.

Wayman Yarbrough
Wayman Yarbrough

Subscribed and sworn to before me this 26th day of March, 1970.

Paul Arnold
Notary Public residing in Boise, Idaho

My Commission Expires:

Jan. 21, 1974

43-4036

C. R. P.
Exhibit A-1

**WELL LOG AND REPORT OF THE
STATE RECLAMATION ENGINEER OF IDAHO**

Permit No. _____ Well No. 1 County Cassia,

Owner Lester Thompson.

Address Malta Idaho.

Driller Waymon Yarbrough

Address Malta Idaho

Well location 1/4 1/4 Sec. 1 T. N/S. R. E/W

Size of drilled hole 20"

Locate well in section

NW 1/4	NE 1/4
SW 1/4	SE 1/4

Total depth of well 595

Give depth to standing water from the ground _____ Water temp _____ °Fahr.

On "Pumping Test" delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test _____

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

Water will be used for Irrigation,

(TYPE AND SIZE OF VALVE, ETC.)
Weight of casing per lineal foot 54

Thickness of casing 1 Casing material steel

Diameter, length and location of casing 1 to 156

(STEEL, CONCRETE, WOOD, ETC.)

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
<u>20"</u>	<u>1</u>	<u>170</u>	<u>170</u>	<i>Waymon Yarbrough</i> <u>3-26-70</u>
<u>18"</u>	<u>155</u>	<u>195</u>	<u>45</u>	
<u>16"</u>	<u>195</u>	<u>296</u>	<u>101</u>	
<u>12"</u>	<u>296</u>	<u>595</u>	<u>300</u>	

Number and size of perforations 3/4 by 8" located _____ feet to _____ feet from ground

Date of commencement of well Jan 19 54 Date of completion of well _____

48-4026

WELL LOG

From Feet	To Feet	Type of Material	Water bearing formation Yes No or No	Casing installed Yes No or No
0	3	top soil		
3	7	mix clay		
7	10	sand		
10	30	course sand & Gravel		
30	42	fine sand & gravel		
42	65	yellow clay.		
65	70	sand stone.		
70	85	sand & pea gravel		
85	95	sand stone		
95	105	clay		
105	110	course sand & gravel		
110	117	clay		
117	120	sand & pea gravel		
120	125	sand stone		
125	137	sand & gravel.		
137	140	sand stone		
140	160	sand & pea gravel.		
160	165	stickey clay.		

If more space is required use Sheet No. 2

WELL DRILLER'S STATEMENT

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

Signed _____

By _____

License No. _____

Dated _____ 19____

Exhibit A-2

SHEET NO. 2

Well Owner *Leslie Thompson*

Well Driller **Yarbrough,**

Well Location

WELL LOG

From Foot	To Foot	Type of Material	Water-bearing Formation Ass. Yes or No	Casing Perforated Ass. Yes or No
165	170	hard sand stone		
170	175	tuff clay,		
175	180	sand		
180	185	sand stone		
185	190	clay		
190	195	sand		
195	201	sand stone		
201	208	sand & pea gravel		
208	220	pack sand,		
220	230	fine Sandstone		
230	235	sandy,		
235	250	clay		
250	257	sand & gravel		
257	268	hard clay		
268	272	sand & gravel.		
272	275	sand stone		
275	282	sandy clay,		
282	295	sand stone		
295	298	sand & fine gravel		
298	310	clay		
310	315	sandy clay		
315	325	soft & sandy		
325	330	gray clay		
330	337	soft & sandy		
337	345	gray clay,		
345	350	sandy,		
350	358	soft & sandy		
358	360	hard shale.		

42-4026

Well Owner

Well Location

[illegible]

Exhibit B-1

WINTROAT PUMPS - DIVISION OF WORTHINGTON CORPORATION
vertical turbine pumps

PROJECT NO. _____
DATE OF ORDER _____
REQUISITION NO. _____
CONTRACT NO. _____

INVOICE DATE _____
DISTRICT _____

SOLD TO

SHIPPED TO
DESTINATION

DATE SHIPPED _____
SHIPPED VIA _____
TERMS _____

TRANSMISSION NO. _____
DATE _____
SIGNATURE _____
SATISFACTORY AND APPROVED _____
ADJUSTMENTS _____
ADJUSTING DISTRIBUTION _____
AUDITED _____
FINAL APPROVAL _____

QUANTITY	DESCRIPTION	UNIT PRICE OR COMPUTATION	AMOUNT
1			
1			
10'			
100'			
160'			
2			
1 Set			
10'			

P A I D

'Interstate'

PAID MUST BE MADE WITHIN 10 DAYS AFTER RECEIPT OF GOODS
AND NOT IN ADVANCE OF DELIVERY OF GOODS

INTEREST WILL BE CHARGED ON PARTIAL PAYMENTS
UNTIL THE ENTIRE AMOUNT IS PAID IN FULL

MAKE ALL REMITTANCES PAYABLE TO WINTROAT PUMPS DIVISION OF WORTHINGTON CORPORATION

"Wherever Liquid Needs a Lift"

43-4026

SALES ORDER

Exhibit B-2

Suggested Shipping Dates

1994-1995

Mexico

1- 1000 Volt 100 Watt Fluorescent with
1- 100 Watt Control
1- 100 Watt 100 Watt Fluorescent
3- 1000 Volt 100 Watt Fluorescent

2764-

1148

SALES TAX

TOTAL PRICE

The Purchaser agrees that any material or labor furnished and added to the work shall become a part of this contract.

The first of these is the fact that the
second of these is the fact that the
third of these is the fact that the

3. In any case, the Government shall be responsible for the damage to the property of the insured person, and shall be liable for the costs of the investigation and the costs of the legal proceedings.

Time is the real enemy of the honest laborer. The fact was that with a little more of such resolution, he would have been successful.

[illegible]

Salesmen

Signed

Purchaser

LAYNE & BOWLER PUMP COMPANY

Signed:

Purchasing

110

Abstract

43-4026

LAYNE & BOWLER ESTIMATE SHEET

Dr. No. / Job No.	
Depth of Well	
Standing Water Level	

QPM	Head	BHP	RPM
1	Discharge Head	Discharge Outlet	
	Foot Pump Column G	per Foot	
	Column Head	Shooting	
1	First Stage	Stage No.	
	Additional Stages	per Stage	
	Foot	Stroke Feet	
1	Grease Type	Grease No.	
	Foot	Stroke Feet	
1	Direct Reading	Stroke No.	
	Column Spoke		
	Lubricator		
1	H.P. Motor	Frame	Cycle
	Control Equipment	☐ Pumping Plant Power ☐ Drawn Only	
1	Wiring Material		
3	Right Angle Gear Drive	Ratio	
	Left Drive Head Assembly		
	Watson Spacer Shaft		
	Gear Drive Flange	Engine Flange	
	TOTAL		
	Net Installation Charge		

Ship to _____
 Address _____
 Phone _____
 43-4026

AFFIDAVIT

STATE OF IDAHO)
: SS
COUNTY OF CASSIA)

GENE BAXTER, being first duly sworn on his oath,
deposes and says:

The affiant is the office manager of the Raft
River Electric Coop with offices at Malta, Idaho. That
the Coop supplies electrical power for many irrigation
wells in Raft River Valley. That the Coop has for several
years supplied electrical power to the properties owned
by Pevitt-Thompson, Inc. and their successors, Vista
Land Company. The affiant states that the records of the
Coop show that electrical power was first delivered and
used to pump irrigation water from a well in the SW 1/4
of Sec. 20, T.14S., R.27E. during 1956 and power has been
used at this location each year since 1956 to date.

Gene Baxter
Gene Baxter

Subscribed and sworn to before me this 25th day of
March, 1970.

Jack Arnold Bennett
Notary Public residing in Boise, Idaho

My Commission Expires:

Jan. 21, 1974

43-4026

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 7th day of March, 19 56, between the Hart River Rural Electric Cooperative, Inc., hereinafter called the Seller, and Tester Thompson, hereinafter called the Consumer.

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

NE 1/4

Section 20, Township 14 South, Range 30, East, of the Baker Meridian. And has a well on the SE corner of NE 1/4 of Section 20 of the said real estate and desires to irrigate the irrigable portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the above described real estate, electrical energy up to 25 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, 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 \$ 400.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 400.00 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 Idaho, monthly within fifteen days

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

3. The Consumer agrees that if at any time the rate under which the Seller furnished 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.

118-4026

[Signature]
(Consumer)

(Seal)

By _____

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By Edwin C. Schlender
(Manager)

STATE OF IDAHO }
County of Cassia } ss

On this 22 day of March, 19 38, 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 Malla, Idaho.

STATE OF IDAHO }
County of Cassia } ss

On this 12 day of March, 19 38, before me, the undersigned, A Notary Public in and for said State, personally appeared Lester Thompson, 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 Malla, Idaho.

11-11-38

SCHEDULE 1
IRRIGATION SERVICE

Available to the consumers of the cooperative located adjacent to three-phase lines of the cooperative for irrigation service.

Character of Service

Alternating current, three-phase, 60 cycles, 220 volts for installations of less than 50 horsepower, and 440 volts for installations of 50 horsepower or greater.

At the discretion of the Cooperative, Single phase service may be furnished provided the motor capacity is not in excess of ten horsepower.

Rate

A fixed charge of eight dollars (\$8.00) per season per horsepower or fraction thereof.

Energy Charge

First 250 KWH per Horsepower per month @ 1.0¢ per kwh
Excess KWH per month @ 0.6¢ per kwh

Payment of the fixed charge shall not include payment for any energy used.

Determination of Horsepower

The horsepower for billing purposes shall be the motor manufacturer's name plate rating of horsepower output except that if the Cooperative so elects it shall be based on the following: The maximum demand, expressed in horsepower input, established by the consumer for any period of fifteen consecutive minutes during the season as indicated or recorded by a demand meter, less 10% allowance for motor losses.

Provision for pumping service during non-irrigation season

The irrigation season shall be from April 1 to October 30 of each year. Pumping service during the non-irrigation season shall be available at the same charge for energy as in the above rate, but there shall be a minimum charge of \$1.00 per month per horsepower or fraction thereof.

Minimum Annual Charge

The minimum annual charge for service shall be the fixed charge, but in no event shall it be less than \$40.00.

Conditions of Service

1. Motors having a rated capacity in excess of ten horsepower (10 HP) must be three-phase.

2. All wiring, pole lines, wires, and other electrical equipment beyond the service point will be considered the distribution system of the consumer and shall be furnished and maintained by the consumer, with adequate protective devices installed to interrupt service to motor equipment in the event of power failures or faulty conditions on the Cooperative's system.

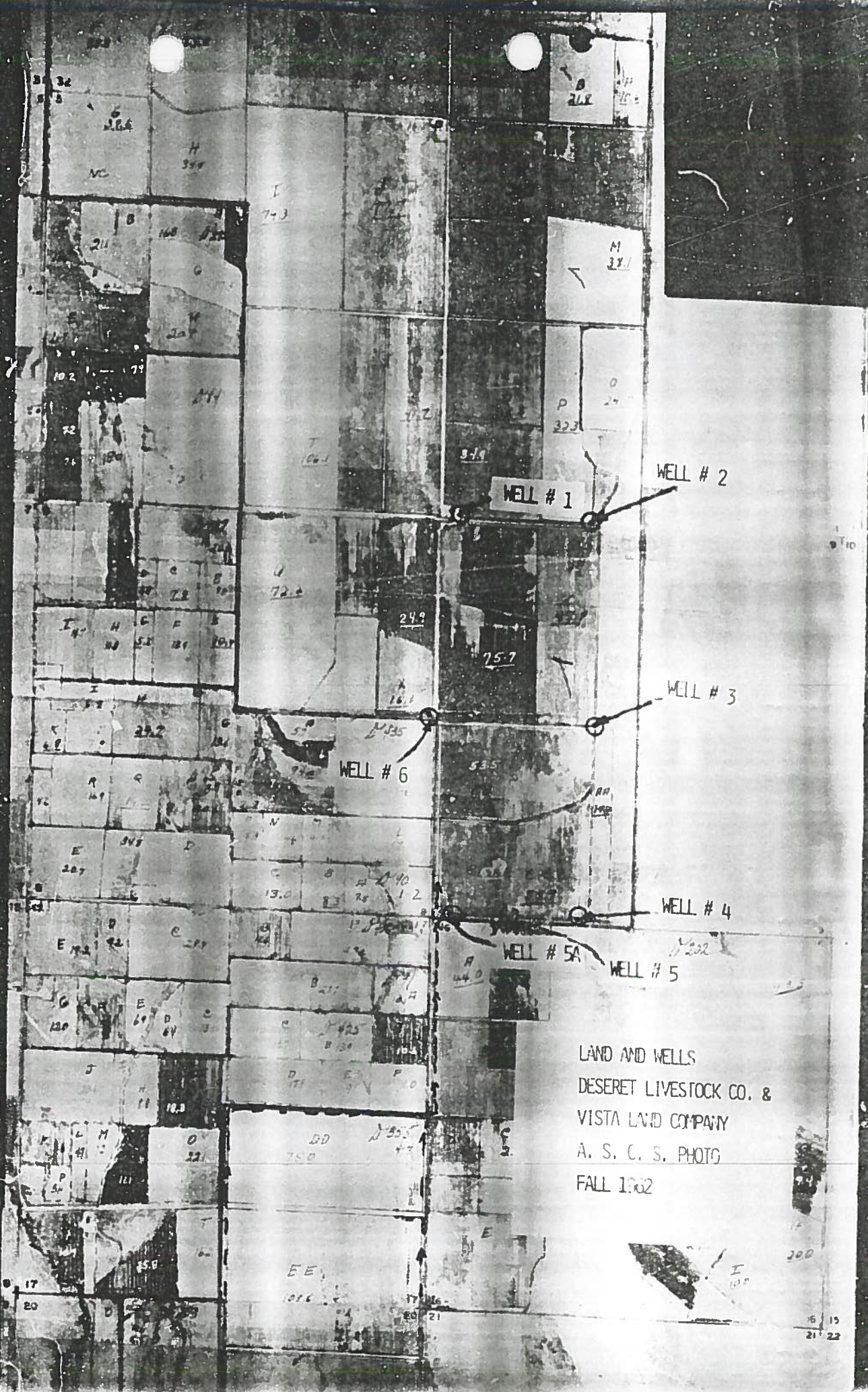
Term of Payment

The above rates are net, the gross rates being five percent (5%) higher. In the event the current monthly bill is not paid within fifteen (15) days from the date of the bill, the gross rates shall apply.

Power Factor Clause

Each applicant requiring service hereunder shall be required to insure maintenance of power factor not less than 95% by installing adequate capacitors at the installation.

13-4026



LAND AND WELLS
DESERET LIVESTOCK CO. &
VISTA LAND COMPANY
A. S. C. S. PHOTO
FALL 1962

CERTIFICATE

I hereby certify that I am a registered engineer residing at 1500 South, Bountiful, Utah. The discharge of water from several wells located on property owned by the Vista Land Co. in the Raft River Valley Idaho was measured during the 1969 irrigation season under my direction. Measurements were made with a Sparling flow meter that had been recently rated to insure accurate measurements.

The flow of a well located in the SW 1/4 Sec. 20, T.14S., R.2E. (Well #7) was measured at 6.28 cfs.

Jay R. Bingham
Jay R. Bingham

flow
measurement
6.28 cfs

113-4026

A F I I D A V I T

STATE OF IDAHO)
 : SS
 COUNTY OF CASSIA)

LESTER THOMPSON, being first duly sworn on his oath,
 deposes and says:

The affiant hired Wayman Yarbrough to drill a well
 for him in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 20, T.14S., R.27E. in the
 first part of 1956. The water from the well has been used
 under the affiant's direction, since the spring of 1956,
 until the property was very recently sold to irrigate one-
 half section of ground north and east of the well in the NE $\frac{1}{4}$
 of Sec. 20 and the SE $\frac{1}{4}$ of Sec. 17. The land has been flood
 irrigated and for the most part potatoes, beets, alfalfa
 and grain have been raised. The water has since the spring
 of 1956 also been placed in a ditch along the western edge
 of the NW $\frac{1}{4}$ of Sec. 16 and run north to the SW corner of Sec.
 9 where it was commingled with other waters from other wells
 and used to irrigate acreage in the W $\frac{1}{2}$ of Sec. 9, the NE $\frac{1}{4}$
 of Sec. 8 and the E $\frac{1}{2}$ and NW $\frac{1}{4}$ of Sec. 5, the W $\frac{1}{2}$ of Sec. 4
 all in T.14S., R.27E. and lands in the S $\frac{1}{2}$ of Sec. 32 and the
 SW $\frac{1}{4}$ of Sec. 33 in T.13S., R.27E. The affiant states that
 the 125 HP motor on the well at this time was placed on the
 well as original equipment and although measurements of the
 flow of water are not known by the affiant it is felt that
 the well produces 400 or more miners inches (8cfs) of water.

Lester Thompson
 Lester Thompson

Subscribed and sworn to before me this 25th day of March, 1970

Jack Arnold Bennett
 Notary Public residing in Boise, Idaho

My Commission Expires:

Jan. 21, 1974

43-4026

AFFIDAVIT

IDAHO)
; SS
OF CASSIA)

Kent Holtman, being first duly sworn on his oath,
deposes and says:

The affiant has irrigated lands with water from
a well located in the SW 1/4 of Sec. 20, T.14S., R.27E.
The affiant has either been responsible for the irrigation
or observed the irrigation of land in Sec. 20, 17, 8, 9,
4 and 5, T.14S., R.27E., and Sec. 32 and 33, T.13S., R.27E.
each year starting in the spring of 1959 when the affiant
first became acquainted with the property, to the present
and has also harvested or observed the harvest of crops
benefiting from this irrigation, each of these years.

Kent Holtman
Kent Holtman

Subscribed and sworn to before me this 25th day of
March, 1970.

Jack Arndt Bennett
Notary Public residing in Boise, Idaho

My Commission Expires:

Jan. 21, 1974

43-4026

AFFIDAVIT

STATE OF IDAHO)
: SS
COUNTY OF ADA)

Keith E. Anderson, being first duly sworn on his oath, deposes and says:

The affiant is a registered Professional Engineer in the State of Idaho. The affiant states that in 1961 he was employed as a consultant to perform services in the Raft River Valley relating to the uses of wells and the irrigation of land. During this employment the affiant had occasion to visit an irrigation well located in the SW 1/4 of Sec. 20, T.14S., R.27E. The affiant observed the well being pumped to supply irrigation water for land north of the well. The book of field notes taken at that time indicate that the well had been used for at least 3 irrigation seasons for this purpose.

Keith E. Anderson
Keith E. Anderson

Subscribed and sworn to before me this 20th day of
MARCH, 1970.

Jack Arnold Bennett
Notary Public residing in Boise, Idaho

My Commission Expires: Jan. 21, 1974

163-4026

AFFIDAVIT

STATE OF IDAHO)
 : SS
COUNTY OF ADA)

JACK A BARNETT, being first duly sworn on his
oath, deposes and says:

The affiant performed services as a consulting engineer, geologist and water right specialist for Vista Land Co., in the last few months of 1969 and the first few months of 1970, to research and determine the water rights on property owned by the company in the Raft River Valley.

The affiant visited the property and observed the irrigated fields and the irrigation facilities including the wells. The affiant interviewed the previous land owner, the well driller, power company officials, persons involved with irrigation of the land, and persons involved with record keeping for both the present and previous land owner. The affiant also visited the A.S.C.S. office, talked with personnel in that office, and observed aerial photos on file in that U. S. Government Office. The affiant has also examined the records of the Idaho Department of Reclamation.

To the best knowledge of the affiant the claim filed by the land owner, Vista Land Company, on a well located in the SW 1/4 of Sec. 20, T.14S., R.27E., known by the owner as well number 7, is correct and true in every respect,

Jack A. Barnett
Jack A. Barnett

Subscribed and sworn to before me this 27th day of
March, 1970.

Deis H. Shulman
Notary Public residing in Boise, Idaho

My Commission Expires: 9-28-72

43-4006

*Land Title
and Escrow, Inc.*

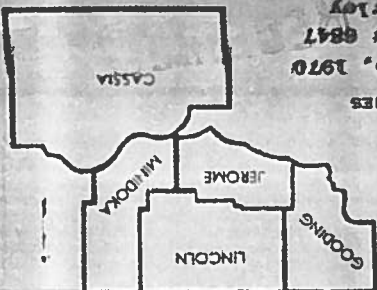
— COMPLETE SERVICE —

5 IDAHO COUNTIES

NOVEMBER 25, 1970

REF ID: # 8847

OFFICE BUREAU



State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Malta Milling Company;
Vista Land Company; and
Interstate Feeders, Inc.

Gentlemen:

You will find enclosed Assignment of Claim of Use Permit Nos. 43-4026, 43-4027, 43-4028, 43-4029, 43-4030, 43-4031, 43-4032 and 43-4006 executed by the above referred to corporations to be filed in your office.

Will you please return two copies of the enclosed Assignment to this office. These copies should show that this assignment has been filed with your office.

Also given as collateral security in connection with this loan to Connecticut Mutual Life Insurance Company under their loan No. 95874-H, are the following Water License Nos: 43-2436, 43-2437, 43-2438, 43-2368 and 43-2442.

If for any reason these water licenses should become in jeopardy of being canceled or forfeited, would you please notify the Connecticut Mutual Life Insurance Company whose address is: 140 Garden Street, Hartford, Connecticut 06115.

Thank you for your courtesy in this matter.

Very truly yours,

LAND TITLE AND ESCROW, INC.

[Signature]

Vern Roberts, Manager

VR/bv
encs.

cc: Salvatore J. Mastandrea
Connecticut Mutual Life Ins. Co.

BOX 177 BUREAU IDAHO 83318
PHONE 678 3524
BOX 36 JEROME, IDAHO 83338
PHONE 324 4842

Titles insured by Lawyers Title Insurance Corporation, Richmond, Virginia "One of the Nation's largest and strongest title insurance companies"

December 16, 1970

Re: Your Number 6847

Mr. Vern Roberts, Manager
LAND TITLE AND ESCROW, INC.
P.O. Box 177
Burley, Idaho 83318

Dear Mr. Roberts:

Please be advised that we have received and recorded your assignments filed in connection with claims to a water right nos. 43-4026, 43-4027, 43-4028, 43-4029, 43-4030, 43-4031, 43-4032, and 43-4006. We have also placed a copy of your letter of November 25, 1970 with the following water licenses: 43-2368 and 43-2442.

Please be advised that permit nos. 43-2436, 43-2437, and 43-2438 are, as of this date, not yet licensed and valid permits. In order to control these permits, it will be necessary for you to file a formal assignment in connection with these documents. A copy of your letter of November 25, 1970 will also be placed in these files for whatever purpose it may serve, and we will make every attempt to contact you in case of a major problem. However, the only way that you can be certain of receiving this type of assurance is by means of a formal assignment on the non-perfected permits.

If we can assist you further, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: two copies of the assignment

43 4021

ASSIGNMENT OF CLAIM OF USE PERMITS

WE, VISTA LAND COMPANY, INTERSTATE FEEDERS, INC. and MALTA MILLING COMPANY, corporations organized and existing under the laws of the State of Utah, hereby assign and transfer to THE CONNECTICUT MUTUAL LIFE INSURANCE COMPANY of 140 Garden St., Hartford, Connecticut,

All our right, title and interest, in and to claim of use permit Nos. 43-4026, 43-4027, 43-4028, 43-4029, 43-4030, 43-1031, 43-4032 and 43-4006 to appropriate the public waters of the State of Idaho.

This is given as collateral security for a loan of \$900,000.00 made by Connecticut Mutual Life Insurance Company under Loan No. 95974-H to permit holder(s) evidenced by a Promissory note dated November 9, 1970, and secured by a mortgage of even date, microfilmed as instrument No. 53715

Made this 9th day of November, 1970.

VISTA LAND COMPANY, a corporation

By James H. Bell, Vice President

By John E. Clay, Treasurer

INTERSTATE FEEDERS, INC., a corporation

By James H. Bell, Vice President

By John E. Clay, Treasurer

MALTA MILLING COMPANY, a corporation

By James H. Bell, Vice President

By John E. Clay, Treasurer

STATE OF UTAH)
COUNTY OF Salt Lake) SS.

On this 9th day of November, 1970, before me, the undersigned, a Notary Public in and for said State, personally appeared JAMES H. BELL and JOHN E. CLAY, known to me to be the Vice President and Treasurer, respectively, of the corporations that executed the foregoing instrument, and acknowledged to me that such corporations executed the same, and IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of Utah,
Residing at: Salt Lake City, Utah,
Commission expires: Sept. 24, 1974

Application please contact:

SHERL L. CHAPMAN
201-Idaho Bldg.
Boise, Idaho 83702
344-1541

Identification No. _____

Transfer No. 43-4026

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Deseret Live Stock Company
Post office address 531 So. State Salt Lake City, Utah 84111
2. Right obtained by: Water Right Claim No. 43-4026
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____
b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water Ground Water tributary to _____
(Name of stream or source)
4. Date of Priority April 1, 1956
5. Amount of water a. 9.0 c.f.s. and/or
b. _____ acre feet/annum
Irrigation April 1, Oct. 31,
Stock watering Jan. 1, Dec. 31,
(Month, Day) (Month, Day)
7. Original location of point of diversion is SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20,
Township 14S., Range 27E., B.M., in Cassia County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
14 S.	27E	20*	37	36	36	36													145
14 S.	27E	17*													38	37	36	37	148
14 S.	27E	9					24	37	39	24	26	38	37	27					252
14 S.	27E	8	40	40	32	24													136
14 S.	27E	4					40	40	40	40	40	40	40	32					312
14 S.	27E	5	40	40	40	40	40	40							40	40	40	40	400
13 S.	27E	32												35			40	40	115
13 S.	27E.	33										40	40						80

Total number of acres presently irrigated 1,588

* These lands are not owned by Deseret Live Stock Company
and are not affected by this transfer

9. If applicant was not the original holder of this right explain how it was acquired: has been
purchased by applicant

10. CHANGE IN POINT OF DIVERSION

ALLOW: 7.34 cfs pursuant to Order

- a. Quantity to be diverted at new point: 9.0 c.f.s. and/or 5 acre feet
2 ^{SE} NE 5 14S
- b. New point of diversion: 27E ² NE 1/4 NE 1/4, Section 5, Township 14S
27E, Range 27E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Wells and Electric Turbine Pumps
- d. Is water to be conveyed to the lands previously irrigated? Yes x No
 If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
Application is to transfer water previously diverted from a well located
in the SW NE Sec. 20, 14S., 27E., to lands that were irrigated under claim
#43-4026. Transfer is necessary to increase the efficiency of irrigation
practices on these lands. Efficiency will be increased by elimination of
earthen ditches which previously conveyed water as much as 4 miles, and the
drilling of the 2 wells listed as new with the area to be irrigated. yes
- f. Do you intend to make the transfer permanent? yes
- g. Do you intend to abandon completely the old point of diversion? yes
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

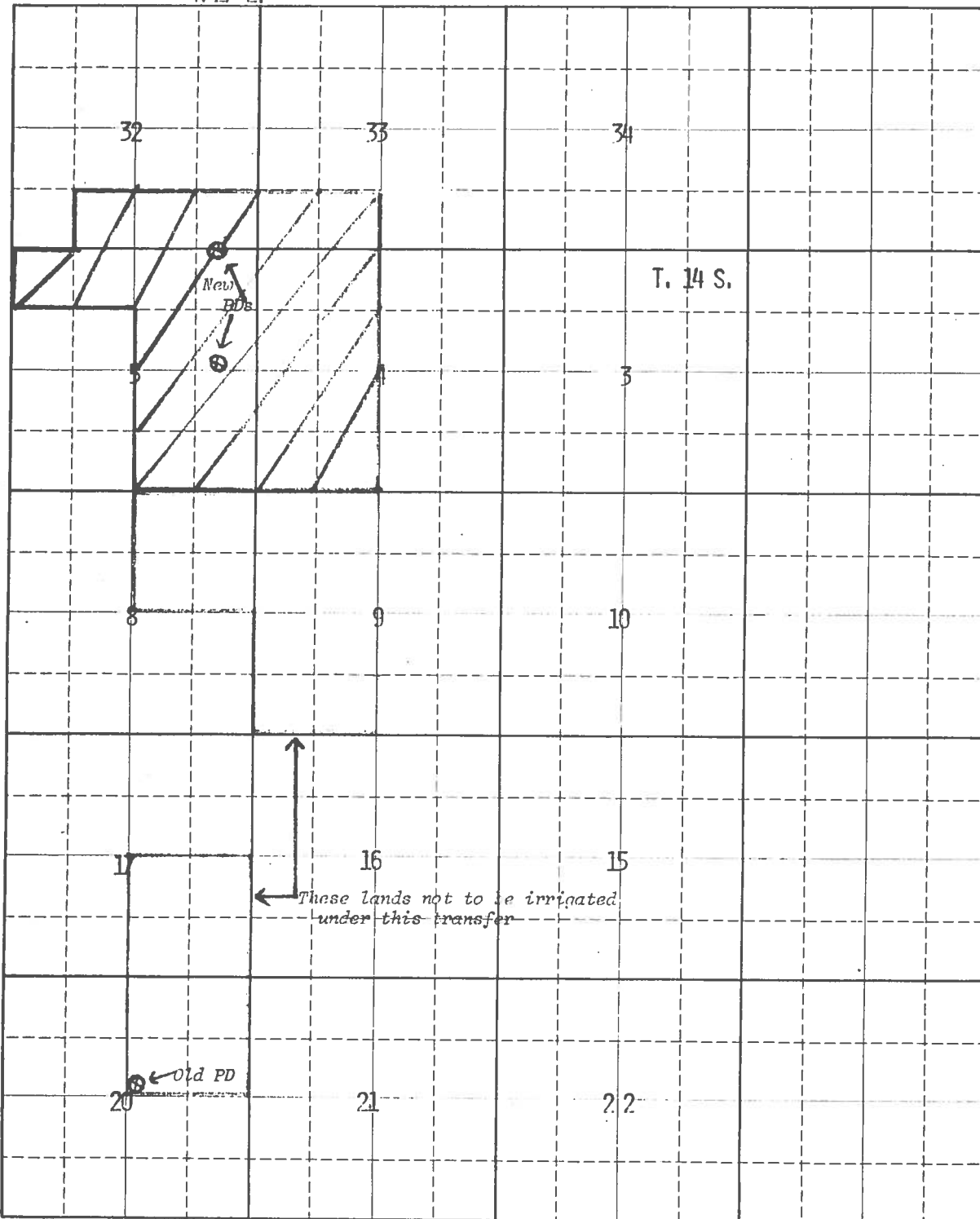
11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

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	
14S	27E	4					40	40	40	40	40	40	40	32					312
14S	27E	5	40	40	40	40	40	40							40	40	40	40	400
13S	27E	32												35			40	40	115
13S	27E	33										40	40						80

Total number of acres to be irrigated 907

R 27 E.



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



Lands to be irrigated under this transfer

b. Do you intend to make the transfer permanent? yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

Deseret Live Stock has no interest at present in the lands previously ir-
rigated in Sections 17 & 20, T. 14S., R. 27E.

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

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

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

sg. Karelle C. Robinson vic. Pres.
(signature of applicant)

Subscribed and sworn to before me this _____ day of _____, 1974

(notary public)

My commission expires _____

ACTION OF DIRECTOR, DEPT. OF WATER RESOURCES AND CERTIFICATE OF TRANSFER

This is to certify that I have examined Application for Transfer of Water Rights No. 43-4026,
and said application is hereby APPROVED

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

Pursuant to Memorandum Decision & Order of this date, _____

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

Witness my hand this 4 day of November, 19 74

R. Keith Higginson
R. KEITH HIGGINSON, Director
Idaho Department of Water Resources

FOR DEPARTMENT USE ONLY

Received by LT Date 4-4-74

Protest filed by: _____ Date _____

Prelim. check by _____ Date _____

Fee received by LT Date 4-4-74 Fee \$ 50.00

Approved for publication by LT 6-27-74

Published in S. I. Press Dates 6-18 & 6-25-74

Hearing held _____

Watermaster Recommendation sent _____

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER)
OF WATER RIGHT NO. 43-4026 IN THE NAME OF)
DESERET LIVE STOCK COMPANY)

MEMORANDUM DECISION
AND ORDER

On May 12, 1970, Vista Land Company, Inc. filed Claim to a Water Right No. 43-4026 in which it claimed to have established a water right by diversion and application to beneficial use of 9.0 cubic feet per second of groundwater with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, Twp. 14 S, Rge. 27 E, B.M., Cassia County. The water was claimed to be used from April 1 to October 31 for the irrigation of 1,588 acres and from January 1 to December 31 for stockwater with a priority of April 1, 1956. The place of use was claimed within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33; Twp. 13 S, Rge. 27 E, B.M. and the W $\frac{1}{2}$, Sec. 4; E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 5; NE $\frac{1}{4}$, Sec. 8; W $\frac{1}{2}$, Sec. 9; SE $\frac{1}{4}$, Sec. 17; NE $\frac{1}{4}$, Sec. 20; Twp. 14 S, Rge. 27 E, B.M.

On April 4, 1974, Deseret Live Stock Company filed an Application for Transfer of Water Right seeking to change the point of diversion and place of use of the water right evidenced by Claim to a Water Right No. 43-4026. The Application for Transfer of Water Right proposed to divert 9.0 cubic feet per second at three (3) new points of diversion located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (1) and NE $\frac{1}{4}$ NE $\frac{1}{4}$ (2) of Sec. 5, Twp. 14 S, Rge. 27 E, B.M., Cassia County. The water is intended to be used for irrigation of 907 acres within the W $\frac{1}{2}$, Sec. 4; E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 5; Twp. 14 S, Rge. 27 E, B.M. and SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33; Twp. 13 S, Rge. 27 E, B.M., Cassia County.

Deseret Live Stock Company also submitted a sales agreement which indicated the following real estate "together with all improvements, water rights..." has been conveyed to it:

Twp. 13 S, Rge. 27 E
Sec. 32 - S $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$
Sec. 33 - S $\frac{1}{2}$ SW $\frac{1}{4}$
Twp. 14 S, Rge. 27 E
Sec. 4 - W $\frac{1}{2}$
Sec. 5 - E $\frac{1}{2}$, Lots 3, 4
Sec. 8 - NE $\frac{1}{4}$
Sec. 9 - W $\frac{1}{2}$
Comprising 1,440 acres

Based upon the information available in the Department's official records and based upon the Director's understanding of the law, the Director of the Department of Water Resources makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

- (1) Deseret Live Stock Company has acquired 1,440 acres of which 1,295 acres have been included as irrigated under Claim to a Water Right No. 43-4026.
- (2) The lands and/or use of water in Sec. 17 and 20, Twp. 14 S, Rge. 27 E, B.M. included under Claim No. 43-4026 have not been conveyed to Deseret Live Stock Company.

CONCLUSIONS OF LAW

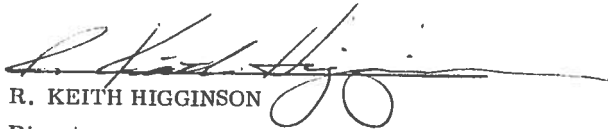
- (1) Deseret Live Stock Company has acquired 1295/1588 of the right evidenced by Claim to a Water Right No. 43-4026; if, in fact, such right is valid as claimed.
- (2) The applicant is entitled to transfer 1295/1588 of 9.0 cubic feet per second, being 7.34 cubic feet per second.

ORDER

IT IS, THEREFORE, ORDERED and Application for Transfer No. 43-4026 is hereby APPROVED subject to the following limitations and conditions:

- (1) That measuring devices of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
- (2) That the approved rate of diversion of water to be transferred shall not exceed 7.34 cubic feet per second.
- (3) That this approval does not validate the water right as claimed under Claim to a Water Right No. 43-4026, and approval of this transfer shall not deny the Department the right to challenge the validity of the right claimed in any subsequent proceeding.

Dated this 4 day of November, 1974.


R. KEITH HIGGINSON
Director

JACK A. BARNETT - SHERL L. CHAPMAN

201 IDAHO BUILDING - BOISE, IDAHO 83702

Phone 344-1541

CONSULTANTS IN

GROUND-WATER HYDROLOGY WATER RIGHTS GEOLOGIC ENGINEERING GEOTHERMAL RESOURCES

RECEIVED

June 13, 1974

JUN 14 1974

Department of Water Administration
Southern District Office

Mr. Mike Steele

Department of Water Administration

1041 Blue Lakes Blvd. North

Twin Falls, Idaho 83301

Dear Mike,

I thought I would drop you a line on the ever continuing saga of the Deseret Livestock application;

In talking with Jack, I got the impression that he and Keith have a somewhat different philosophy than some of the rest of us regarding water rights. It is our impression that the policy of the Department is that the real measure of a water right is the number of acres that have been irrigated from one or more points of diversion.

Deseret Livestock is seeking only to establish the water right on lands which have been irrigated previously from the well noted application. The discharge from this well, in the past, has been fully diverted to irrigate the lands outlined in our transfer application. Deseret Livestock does not now nor have they ever had ownership of well number 7 nor any of the lands in sections 17 and 20. However, as I mentioned above, the full flow from that well has been used in the past to irrigate the lands now owned by Deseret for extended periods of time.

If we understand the policy of the Department correctly, then this is the true measure of the water right and is not dependent on ownership of the point of diversion. The new points of diversion are to be used in conjunction with the other wells on the property and in actuality we are irrigating less acreage than was originally irrigated from this well. Therefore, we are not seeking to expand the original right nor to deprive Vista Land Company of the water right they have established for their property in sections 17 and 20.

I would ask, because of the complexity of this problem, that you might visit with Keith and get his opinion as to which route we might proceed. If you or he should want to visit with me regarding this, I would be happy to do so at any time.

Sincerely,
Sherl L. Chapman
Consultant

SLC:ed

43-4026

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

DESERET LIVESTOCK CO.

Item	Initial	Date	
(1)	mls	4-9-74	Application No. <u>43-4026</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	mls	4-9-74	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	mls	4-9-74	In form for advertising
(6)			Located within Water District No. _____
(7)	mls	4-9-74	Critical groundwater area: yes ☒ no _____
(8)	KOT	7-23-74	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	LT	6-27-74	Affidavit of Publication received (date) <u>6-27-74</u>
(11)			Final date for protests <u>7-5-74</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes ☒ no _____
(14)			Action recommended: ☒ Approve <u>Conditional</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District	<u>Southern</u>	By <u>B-B. Ayres</u> See attached Memo RECEIVED JUL 24 1974 De. MICHAEL

7

INTER-DEPARTMENT MEMO

FROM Bob Haynes

TO Bob Fleenor

SUBJECT 43-4026 - Desert Live Stock Company

RECEIVED
7-23-74
JUL 24 1974

Department of Water Resources

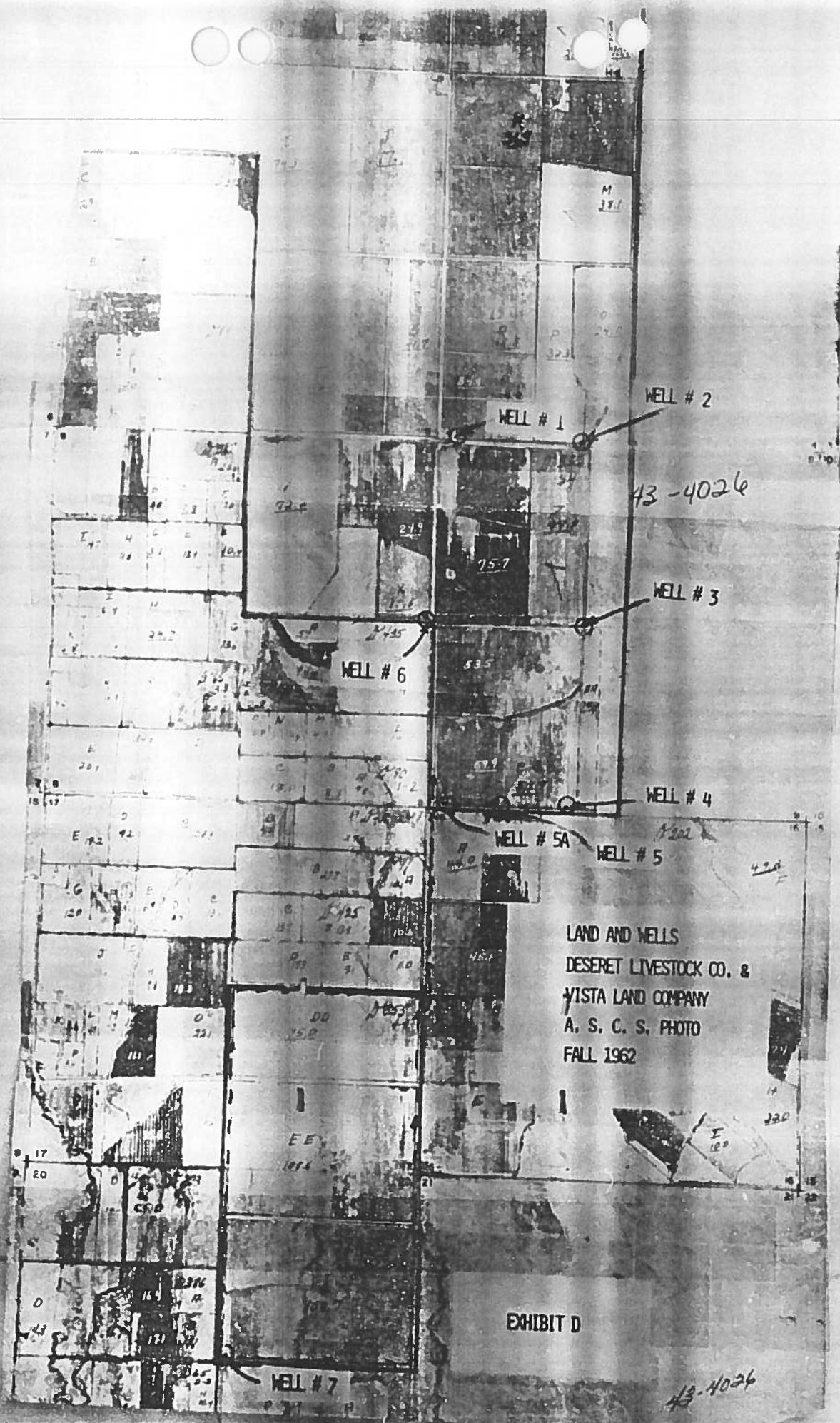
Recently I discussed this transfer with Sherl Chapman on the phone raising the question about the amount of water to be diverted at the new point listed in 10a of the application. The amount is the same as the total for the claim, 9 second feet. It is not possible to adequately irrigate 1588 acres with 9 cfs. Sherl indicated that in the past, part of this acreage has been irrigated in some years and part fallowed. It is our position that the 9 cfs has been used on the 907 acres which they bought. However, my recommendation would be that 907/1588 of 9.0 cfs or 5.14 cfs would be the right which Deseret Live Stock purchased. It would be my recommendation that a transfer in that amount be approved.

BH:lt

1295 land containing purchased
1588 land irrigated under claim
7.34 cfs 0.339

B.B. MICROFILMED

SIGNATURE



LAND AND WELLS
DESERET LIVESTOCK CO. &
VISTA LAND COMPANY
A. S. C. S. PHOTO
FALL 1962

EXHIBIT D

MICROFILMED

November 4, 1974

Re: Transfer No. 43-4026

Deseret Live Stock Company
631 South State
Salt Lake City, Utah 84111

Gentlemen:

Enclosed herewith is a copy of your approved Application for Transfer of Water Right No. 43-4026 along with a copy of the Memorandum Decision and Order. We direct your attention to the conditions of approval as set forth in the Order. Be sure to note that a special condition regarding you to install and maintain measuring devices at your points of diversion has been placed upon this transfer. We have enclosed a letter describing different types of measuring devices accepted by the Department.

Sincerely,

BOBBY D. FLENNOR
Chief, Water Rights

BDY:DB
Enclosure

cc: Mr. Sheri L. Chapman
Enclosure

cc: Southern District Office

441500

DATE: 5/5/54

OK 3/5 11:44

Form No. 0

IN SECTION S 14S 27E AND SECTION 12-13S 27E

27E

13S 32 33 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

14S 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

17 16

200'

PREPARED BY J. J. J.

10/17/27

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

DIVERSION
VOLUME

Stage: STATUTORY CLAIM

CASSIA County

ME

651.0

Pou County: CASSIA

Other Water Rights Listing Overlapping Place(s) of use:

04/01/1956

Proof Made Date:
Exam Sent to S.O.:

Field Exam Fee:

336. Hol Underen
~~335~~ R.

DATE: 12/15/00
PAGE: 2

TOTAL DIVERSION: 6.830 CFS

Stage: STATUTORY CLAIM

CASSIA County

TOTAL ACRES

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23 43-04024
23A T43-04024

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the
applicants. Also see companion T# 5224.
T# 5225 proposes to split rights, create a 256.4 acre permissible
place of use, tie water rights together and move recorded acres
due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, & A43-04026A.
These two transfers involve rights from both water right database
and SRBA database. These transfers involve 2-way splits, 3-way
splits, and 4-way splits thus the split suffixes deviate from the
standard split tree format. A total of 4.86 cfs of water is
being transferred on T# 5225.

Audit: 03/05/98 MBALDWIN

DATE: 12/15/00
PAGE: 4

Stage: STATUTORY CLAIM

CASSIA County
CASSIA County
CASSIA County

TOTAL ACRES 911.4

43-4022, 43-4023, 43-4024, 43-4026, 43-7209

Same Point(s) of Diversion with Stage (Includes All Sources):

4024	T43-04024C	T43-04025	T43-04026	T43-04026B
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ing Overlapping Place(s) of use:

0309	43-00312	43-00313	43-02441	43-04005A	43-04022	43-04023	43-04024	43-04025
143-02441A	143-02441B	143-04022	143-04022A	143-04023	143-04023A	143-04024	143-04024C	
14026	143-04026B							

ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY

 AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE
 PRIOR TO 1987. 12/17/97 jr

Received: 04/01/1956
Due Date: Priority Date:
Made Date: Proof Made Date:
Exam Sent to S.O.:
Used Date:

District Number: Field Exam Fee:

Comments:

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5224
T# 5224 filed on 01/21/98 is one of two transfers filed by the
applicant. Also see companion T# 5225.
T# 5224 proposes to split rights, create a 911.4 acre per-
missible place of use, tie water rights together & move recorded
acres due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, A43-04026A. A
total of 17.26 cfs is being transferred involving five existing
wells. Some of the rights in this transfer involve 2-way, 3-way,
and 4-way splits and thus deviating from the standard transfer
split suffix designations. In addition, a mixture of base rights
are from the water right database and the SRBA database.

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the
applicants. Also see companion T# 5224.
T# 5225 proposes to split rights, create a 256.4 acre permissible
place of use, tie water rights together and move recorded acres
due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, & A43-04026A.
These two transfers involve rights from both water right database
and SRBA database. These transfers involve 2-way splits, 3-way
splits, and 4-way splits thus the split suffixes deviate from the
standard split tree format. A total of 4.86 cfs of water is
being transferred on T# 5225.

Audit:

03/05/98 MBALDWIN 03/10/98 MBALDWIN 03/10/98 MBALDWIN 01/11/00 CLEARFLD

WRS809NP
No. T43-040250

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/15/00
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLAND ALLEN LAND & LIVESTOCK 1910 OAKLEY AVENUE BURLEY ID 83318 (208) 678-4844	04/01/1956	IRRIGATION	04/01 10/31	1.190 CFS	
TOTAL DIVERSION:					1.190 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T11S R27E S31

NESESE

CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NESE	SE	SESE	SUM
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
11S 27E 31	: 32	: 32	: 32	: 31	: 31
TOTAL ACRES					256.4

Pou County: CASSIA

Other Rights: 43-2441, 43-4022, 43-4023, 43-4024, 43-4026, 43-7209

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

43-02356 T43-02356A T43-02441C T43-D4D228 T43-D4D238 T43-04024D T43-04026C

Other Water Rights Listing Overlapping Place(s) of use:

43-02010 43-02356 T43-02356A T43-02441C T43-04022B T43-04023B T43-04024D T43-04026C

Remarks: GEN ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY ROLAND ALLEN, KKC

AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE
PRIOR TO 1987. 12/17/97 jr

Dates: App. Received: 04/01/1956

Proof Due Date:

Exam Made Date:

Licensed Date:

Misc: Water District Number:

Field Exam Fee:

Comments: Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5224

T# 5224 filed on 01/21/98 is one of two transfers filed by the applicant. Also see companion T# 5225.

T# 5224 proposes to split rights, create a 911.4 acre permissible place of use, tie water rights together & move recorded acres due to the installation of new sprinkler system.

Rights involved in this transfer are 43-02356, 43-02441, 443-04022, 443-04023, 443-04024B, 443-04025B, 443-04026A. A total of 17.26 cfs is being transferred involving five existing wells. Some of the rights in this transfer involve 2-way, 3-way, and 4-way splits and thus deviating from the standard transfer split suffix designations. In addition, a mixture of base rights are from the water right database and the SRBA database.

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the applicants. Also see companion T# 5224.

T# 5225 proposes to split rights, create a 256.4 acre permissible place of use, tie water rights together and move recorded acres due to the installation of new sprinkler system.

Rights involved in this transfer are 43-02356, 43-02441, 443-04022, 443-04023, 443-04024B, 443-04025B, & 443-04026A.

These two transfers involve rights from both water right database and SRBA database. These transfers involve 2-way splits, 3-way splits, and 4-way splits thus the split suffixes deviate from the standard split tree format. A total of 4.86 cfs of water is being transferred on T# 5225.

Audit: 03/05/98 MBALDWIN 03/10/98 MBALDWIN 03/10/98 MBALDWIN 01/11/00 CLEARFLD

WR5809NP
No. T43-04025E

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/15/00
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLAND ALLEN LAND & LIVESTOCK 1910 OAKLEY AVENUE BURLEY ID 83318 (208) 678-4844	04/01/1956	STOCKWATER	01/01 12/31	0.240 CFS	
TOTAL DIVERSION:					0.240 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T14S R27E S04
S09

SHSWSW
SHSWSW

CASSIA County
CASSIA County

Place of use Legal Description for: STOCKWATER

	NE	NW	SW	SE
T R S	NE NE NE SENE	NE NW NW SENE	NE SW SW SENE	NE SE SE SENE
14S 27E 4	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac
14S 27E 9	: : : S	: : : S	: : : S	: : : S

Pou County: CASSIA

Other Rights: 43-2441, 43-4022, 43-4023, 43-4024, 43-4026, 43-7209

Other Water Rights With Same Point(s) of Diversion with Stage (Includes All Sources):

43-02441 T43-02441A T43-02441D T43-04022C T43-04023C T43-04024E T43-04026D

Other Water Rights Listing Overlapping Place(s) of use:

43-00308	43-00309	43-02441	43-04022	43-04023	43-04024	43-04026	43-023568	43-02441A	43-02441B
T43-04022	T43-04022A	T43-04023	T43-04023A	T43-04024	T43-04024C	T43-04025	T43-04025C	T43-04026	T43-04026B

Remarks: GEN ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY ROLAND ALLEN, KKC

AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE
PRIOR TO 1987. 12/17/97 jr

Dates:	App. Received:	Priority Date:	04/01/1956
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5224

T# 5224 filed on 01/21/98 is one of two transfers filed by the applicant. Also see companion T# 5225.

T# 5224 proposes to split rights, create a 911.4 acre permissable place of use, tie water rights together & move recorded acres due to the installation of new sprinkler system.

Rights involved in this transfer are 43-02356, 43-02441, 443-04022, 443-04023, 443-040248, 443-040258, 443-04026A. A total of 17.26 cfs is being transferred involving five existing wells. Some of the rights in this transfer involve 2-way, 3-way, and 4-way splits and thus deviating from the standard transfer split suffix designations. In addition, a mixture of base rights are from the water right database and the SRBA database.

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the applicants. Also see companion T# 5224.

T# 5225 proposes to split rights, create a 256.4 acre permissable place of use, tie water rights together and move recorded acres due to the installation of new sprinkler system.

Rights involved in this transfer are 43-02356, 43-02441, 443-04022, 443-04023, 443-040248, 443-040258, & 443-04026A.

These two transfers involve rights from both water right database and SRBA database. These transfers involve 2-way splits, 3-way splits, and 4-way splits thus the split suffixes deviate from the standard split tree format. A total of 4.86 cfs of water is being transferred on T# 5225.

Audit: 03/05/98 MBALDWIN 03/10/98 MBALDWIN 03/10/98 MBALDWIN 01/11/00 CLEARFLD

AJ5809NP
No. A43-040258

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/15/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLAND ALLEN LAND & LIVESTOCK 1910 OAKLEY AVE BURLEY ID 83318 (208) 678-4844	04/01/1956	IRRIGATION STOCKWATER	04-01 10-31 01-01 12-31	6.590 CFS 0.240 CFS	
TOTAL DIVERSION:					6.830 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T14S R27E S04 S05 Lot03(NENENW) S09	SESESW (NENENW) SESESW	SWSESW SESESW	CASSIA County CASSIA County CASSIA County
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Place of use Legal Description for: IRRIGATION															
NE				NW				SW				SE			
T	R	S	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---
13S	27E	32	:	:	:	:	:	:	:	:	:	:	:	:	:
13S	27E	33	:	:	:	:	:	:	:	:	:	:	:	:	:
14S	27E	4	:	:	:	:	:	:	:	:	:	:	:	:	:
14S	27E	5	:	:	:	:	:	:	:	:	:	:	:	:	:
14S	27E	9	:	:	:	:	:	:	:	:	:	:	:	:	:
TOTAL ACRES												959.0			

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

POU County: CASSIA

Non-Irrigation Uses: S/1000 BEEF

Other Rights: 43-2441, 43-4022, 43-4023, 43-4024, 43-4026, 43-7209

Remarks: GEN ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY
ROLAND ALLEN. KKC

AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE
PRIOR TO 1987. 12/17/97 jr

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 01/15/92 BAUMHOFF 03/22/95 KCHRISTE 03/30/95 POST-STD 12/17/97 JROBERTS

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLAND ALLEN LAND & LIVESTOCK 1910 OAKLEY AVENUE BURLEY ID 83318 (208) 678-4844	04/01/1956	IRRIGATION STOCKWATER	04/01 10/31 01/01 12/31	7.100 CFS 0.240 CFS	
TOTAL DIVERSION:					7.340 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T14S R27E S04 SESESW
S05 Lot 03(NENENW)
S09 SESESW SWSESW SESESW
CASSIA County
CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE	ENE	NNE	SENE	NENW	NNW	SWNW	SESW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
13S	27E	32	:	:	:	:	:	:	:	:	:	:	:	:	:	35
13S	27E	33	:	:	:	:	:	:	:	:	:	:	:	:	:	40
14S	27E	4	:	:	:	:	:	:	:	:	:	:	:	:	:	40
14S	27E	5	:	:	:	:	:	:	:	:	:	:	:	:	:	40
14S	27E	9	:	:	:	:	:	:	:	:	:	:	:	:	:	32
TOTAL ACRES																959.0

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

Pou County: CASSIA

Other Rights: 43-2441, 43-4022, 43-4023, 43-4024, 43-4025, 43-7209

Other Water Rights With Same Point(s) of Diversion with Stage (Includes All Sources):

43-02441	43-04022	43-04023	43-04024	43-023568	43-02441A	43-02441B	43-04022	43-04022A	43-04023
T43-04023A	T43-04024	T43-04024C	T43-04025	T43-04025C	T43-04026B				

Other Water Rights Listing Overlapping Place(s) of use:

43-00177	43-00308	43-00309	43-00312	43-00313	43-02441	43-04005A	43-04022	43-04023	43-04024
43-04025	43-04026	43-023568	43-02441A	43-02441B	43-04022	43-04022A	43-04023	43-04023A	43-04024
T43-04024C	T43-04025	T43-04025C	T43-04026B						

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.
- 016 - See remarks for additional conditions of approval.

Remarks: GEN TRANS. 1845.
ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY
ROLAND ALLEN. KKC

Remarks:

AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE
PRIOR TO 1987. 12/17/97 jr

Dates:

App. Received:	Priority Date:
Proof Due Date:	Proof Made Date:
Exam Made Date:	Exam Sent to S.O.:
Licensed Date:	

Misc:

Water District Number:	Field Exam Fee:
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Comments:

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the
applicants. Also see companion T# 5224.
T# 5225 proposes to split rights, create a 256.4 acre permissible
place of use, tie water rights together and move recorded acres
due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, & A43-04026A.
These two transfers involve rights from both water right database
and SRBA database. These transfers involve 2-way splits, 3-way
splits, and 4-way splits thus the split suffixes deviate from the
standard split tree format. A total of 4.86 cfs of water is
being transferred on T# 5225.

Audit:

03/05/98 MBALDWIN

WRS609NP
No. T43-04026B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/15/00
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLAND ALLEN LAND & LIVESTOCK 1910 OAKLEY AVENUE BURLEY ID 83318 (208) 678-4844	04/01/1956	IRRIGATION	04/01 10/31	5.820 CFS	
TOTAL DIVERSION:					5.820 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T14S R27E S04 SESESW
S05 Lot 03(NENENW)
S09 SESESW
CASSIA County
CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION															
NE				NW				SW				SE			
T	R	S	NE	NE	SE	SE	NE	NE	SW	SW	SW	NE	NE	SE	SE
13S	27E	32	NE	NE	SE	SE	NE	NE	SW	SW	SW	NE	NE	SE	SE
13S	27E	33	NE	NE	SE	SE	NE	NE	SW	SW	SW	NE	NE	SE	SE
14S	27E	4	NE	NE	SE	SE	NE	NE	SW	SW	SW	NE	NE	SE	SE
14S	27E	5	NE	NE	SE	SE	NE	NE	SW	SW	SW	NE	NE	SE	SE
14S	27E	9	NE	NE	SE	SE	NE	NE	SW	SW	SW	NE	NE	SE	SE
TOTAL ACRES															911.4

Pou County: CASSIA

Other Rights: 43-2441, 43-4022, 43-4023, 43-4024, 43-4025, 43-7209

Other Water Rights With Same Point(s) of Diversion with Stage (Includes All Sources):

43-02441	43-04022	43-04023	43-04024	43-023568	43-02441A	43-02441B	43-04022	43-04022A	43-04023
T43-04023A	T43-04024	T43-04024C	T43-04025	T43-04025C	T43-04026				

Other Water Rights Listing Overlapping Place(s) of use:

43-00308	43-00309	43-00312	43-00313	43-02441	43-04005A	43-04022	43-04023	43-04024	43-04025
43-04026	T43-023568	T43-02441A	T43-02441B	T43-04022	T43-04022A	T43-04023	T43-04023A	T43-04024	T43-04024C
T43-04025	T43-04025C	T43-04026							

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall - be permanently installed and maintained as part of the diverting - works.
- 016 - See remarks for additional conditions of approval.

Remarks: GEN TRANS. 1845.
ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY ROLAND ALLEN. KKC

AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE PRIOR TO 1987. 12/17/97 jr

Dates:

App. Received: Priority Date: 04/01/1956
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc:

Water District Number: Field Exam Fee:

Comments:

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5224
T# 5224 filed on 01/21/98 is one of two transfers filed by the
applicant. Also see companion T# 5225.
T# 5224 proposes to split rights, create a 911.4 acre per-
missible place of use, tie water rights together & move recorded
acres due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, A43-04026A. A
total of 17.26 cfs is being transferred involving five existing
wells. Some of the rights in this transfer involve 2-way, 3-way,
and 4-way splits and thus deviating from the standard transfer
split suffix designations. In addition, a mixture of base rights
are from the water right database and the SRBA database.

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the
applicants. Also see companion T# 5224.
T# 5225 proposes to split rights, create a 256.4 acre permissible
place of use, tie water rights together and move recorded acres
due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, & A43-04026A.
These two transfers involve rights from both water right database
and SRBA database. These transfers involve 2-way splits, 3-way
splits, and 4-way splits thus the split suffixes deviate from the
standard split tree format. A total of 4.86 cfs of water is
being transferred on T# 5225.

Audit:

03/05/98 MBALDWIN 03/10/98 MBALDWIN 03/10/98 MBALDWIN 01/11/00 CLEARFLD

WR5809NP
No. T43-04026C

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/15/00
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLAND ALLEN LAND & LIVESTOCK 1910 OAKLEY AVENUE BURLEY ID 83318 (208) 678-4844	04/01/1956	IRRIGATION	04/01 10/31	1.280 CFS	
TOTAL DIVERSION:					1.280 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T11S R27E S31

NWSESE

CASSIA County

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE	
T	R	S	Ac	Lt	Ac	Lt	Ac
11S	27E	31	32	32	32	31	31
			TOTAL ACRES				
			256.4				

Pou County: CASSIA

Other Rights: 43-2441, 43-4022, 43-4023, 43-4024, 43-4025, 43-7209

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

43-02356 T43-02356A T43-02441C T43-04022B T43-04023B T43-04024D T43-04025D

Other Water Rights Listing Overlapping Place(s) of use:

43-02010 43-02356 T43-02356A T43-02441C T43-04022B T43-04023B T43-04024D T43-04025D

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall - be permanently installed and maintained as part of the diverting - works.
- 016 - See remarks for additional conditions of approval.

Remarks:

GEN TRANS. 1845.
ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY
ROLAND ALLEN. KKC

AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE
PRIOR TO 1987. 12/17/97 jr

Dates:

App. Received: 04/01/1956
Proof Due Date: Priority Date:
Exam Made Date: Proof Made Date:
Licensed Date: Exam Sent to S.O.:

Misc:

Water District Number: Field Exam Fee:

Comments:

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5224
T# 5224 filed on 01/21/98 is one of two transfers filed by the
applicant. Also see companion T# 5225.
T# 5224 proposes to split rights, create a 911.4 acre per-
missible place of use, tie water rights together & move recorded
acres due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, A43-04026A. A
total of 17.26 cfs is being transferred involving five existing
wells. Some of the rights in this transfer involve 2-way, 3-way,
and 4-way splits and thus deviating from the standard transfer
split suffix designations. In addition, a mixture of base rights
are from the water right database and the SRBA database.

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the
applicants. Also see companion T# 5224.
T# 5225 proposes to split rights, create a 256.4 acre permissible
place of use, tie water rights together and move recorded acres
due to the installation of new sprinkler system.
Rights involved in this transfer are 43-02356, 43-02441,
A43-04022, A43-04023, A43-04024B, A43-04025B, & A43-04026A.
These two transfers involve rights from both water right database
and SRBA database. These transfers involve 2-way splits, 3-way
splits, and 4-way splits thus the split suffixes deviate from the
standard split tree format. A total of 4.86 cfs of water is
being transferred on T# 5225.

Audit:

03/05/98 MBALDWIN 03/10/98 MBALDWIN 03/10/98 MBALDWIN 01/11/00 CLEARFLD

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5224

T# 5224 filed on 01/21/98 is one of two transfers filed by the applicant. Also see companion T# 5225.

T# 5224 proposes to split rights, create a 911.4 acre permissible place of use, tie water rights together & move recorded acres due to the installation of new sprinkler system.

Rights involved in this transfer are 43-02356, 43-02441, 443-04022, 443-04023, 443-04024B, 443-04025B, 443-04026A. A total of 17.26 cfs is being transferred involving five existing wells. Some of the rights in this transfer involve 2-way, 3-way, and 4-way splits and thus deviating from the standard transfer split suffix designations. In addition, a mixture of base rights are from the water right database and the SRBA database.

Date: 03/05/1998 User-ID: MBALDWIN Subject: TRANSFER NO. 5225
T# 5225 filed on 01/21/98 is one of two transfers filed by the applicants. Also see companion T# 5224.

T# 5225 proposes to split rights, create a 256.4 acre permissible place of use, tie water rights together and move recorded acres due to the installation of new sprinkler system.

Rights involved in this transfer are 43-02356, 43-02441, 443-04022, 443-04023, 443-04024B, 443-04025B, & 443-04026A.

These two transfers involve rights from both water right database and SRBA database. These transfers involve 2-way splits, 3-way splits, and 4-way splits thus the split suffixes deviate from the standard split tree format. A total of 4.86 cfs of water is being transferred on T# 5225.

Audit: 03/05/98 MBALDWIN 03/10/98 MBALDWIN 03/10/98 MBALDWIN 01/11/00 CLEARFLD

AJ5809NP
No. A43-04026A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/15/00
PAGE: 2

Audit: 01/15/92 BAUMHOFF 03/22/95 KCHRISTE 03/30/95 POST-STD 12/17/97 JROBERTS

Stage: STATUTORY CLAIM

NE

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

POU County: CASSIA

Non-Irrigation Uses: S/1000 BEEF

Other Rights: 43-2441, 43-4022, 43-4023, 43-4024, 43-4025, 43-7209

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
- 016 - See remarks for additional conditions of approval.

Remarks: GEN

TRANS. 1845.

ADDRESS CHANGE MADE ON 3-22-95 BASED UPON SIGNED ADDRESS FORM BY
ROLAND ALLEN. KKC

 AMENDED CLAIM TO REFLECT HOW SYSTEM HAS ACTUALLY BEEN USED SINCE
 PRIOR TO 1987. 12/17/97 jr

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	

AJ5809NP
No. A43-10801

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/15/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HAL T ANDERSON	04/01/1956	IRRIGATION	04-01 11-01	9.150 CFS	
C	BROOKE R ANDERSON		STOCKWATER	01-01 12-31	0.070 CFS	

TOTAL DIVERSION: 9.150 CFS
CONSUMPTIVE USE: 1080.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T14S R27E S08
S09

S8SENE
NNNNNN

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NE	SE	SW	SE	SW	SE	SW	SE	SW	SUM
T R S	: Lt	: Lt	: Lt	: Lt	: Lt	: Lt	: Lt	: Lt	: Lt	: Lt	: Lt
14S 27E 5	: 20	: 20	:	:	:	:	:	:	:	:	: 200.0
14S 27E 8	: 40	: 40	: 40	:	:	:	:	:	:	:	: 160.0
TOTAL ACRES											: 360.0

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

POU County: CASSIA

Non-Irrigation Uses: S/1000 RANGE &/OR HORSES OR 5000 SHEEP

Other Rights: A43-04024A

Remarks: GEN SEE ATTACHED COPY OF AMENDMENT OF IRRIGATION SYSTEM OPERATING AGREEMENT.

STOCK ARE WATERED AT SAME PLACE OF USE AS IRRIG.
THIS CLAIM IS BASED ON THE FOLLOWING COMBINATION OF RIGHTS:

43-02441	200/907 PORTION	4.00 CFS
43-04026	200/907 PORTION	1.62 CFS
43-04025	336/651 PORTION	3.53 CFS

TOTAL 9.15 CFS

THE LAND COVERED BY THIS CLAIM WAS DEVELOPED BY THE ABOVE DESCRIBED WATER RIGHTS AND ADDITIONALLY LAND WAS COVERED BY A PORTION OF LIC. 43-02372. TO MY BEST KNOWLEDGE THE 360 ACRES WERE ALL COVERED UNDER THESE DEVELOPMENTS.
ADDRESS CHANGE FORM RECEIVED 9/4/98 jlr

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

SD-0611-2 Basin: 43 Starting Water Right: 02

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
X	43-02441	THOMPSON, LESTER	C	03/05/1956	L/	GROUNDWATER	IRR DOMEST	WF
-	T43-02441A	THOMPSON, LESTER	C	03/05/1956	L/	GROUNDWATER	IRR DOMEST	WF
-	T43-02441B	ROLAND ALLEN LAND &	C	03/05/1956	L/	GROUNDWATER	IRR	WF
-	T43-02441C	ROLAND ALLEN LAND &	C	03/05/1956	L/	GROUNDWATER	IRR	WF
-	T43-02441D	ROLAND ALLEN LAND &	C	03/05/1956	L/	GROUNDWATER	DOMEST	WF
-	A43-02441	RENUMBERED CLAIM SPLIT RIGHT COMBINED RIGHT	C C C	03/05/1956	/Z	GROUNDWATER RENUMBERED CLAIM SPLIT RIGHT COMBINED RIGHT	IRR DOMEST	Ac
-	A43-02441A	ROLAND ALLEN LAND &	C	03/05/1956	L/	GROUNDWATER	IRR DOMEST	Ac

* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)
 (Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu _____)

USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
00/00 00/00	18.140 CFS	
00/00 00/00		

Stage: LICENSE

CASSIA County
CASSIA County

T	R	S	NE				NW				SW				SE				SUM	
			NE	NNE	SNE	ENE	NW	NNW	SNW	ENW	SW	WSW	SSW	SE	NE	NNE	SNE	ENE		
13S	27E	32																		
13S	27E	33																		
14S	27E	4																		
14S	27E	5	40	40	40	40														
			TOTAL ACRES																	

Pou County: CASSIA

Other Water Rights With Same Point(s) of Diversion with Stage (Includes All Sources)			
43-04022	43-04023	43-04024	43-07209
			43-02441A

Other Water Rights Listing Overlapping Place(s) of use:
43-00055 43-00056 43-00057 43-00308 43-00309 43-00312 43-00313 43-04005A 43-04024 43-04025
43-04026 T43-023568 T43-02441A T43-02441B T43-04022 T43-04022A T43-04023 T43-04023A T43-04024 T43-04024C
T43-04025 T43-04025C T43-04026 T43-04026B

Dates:		03/05/1956
App. Received:		Priority Date:
Proof Due Date:		Proof Made Date:
Exam Made Date:		Exam Sent to S.O.:
Licensed Date:	06/28/1979	

Misc: **Water District Number:** **Field Exam Fee:**

Audit: 03/12/85 05/28/88 CONVERT

A43-04024A

A43-10801

T145, R27E

1987 photo

