

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: **A43-11132B**

Date Received: 9/30/1994

Receipt No: X777777

Received By: ownership change/Sa

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

1. Name: LYNN TAYLOR 208-654-2111
Address: 1102 E HWY 81
DECLO ID 83323
AND
Name: LISA TAYLOR 208-654-2111
Address: 1102 E HWY 81
DECLO ID 83323

2. Date of Priority: MAR 15, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	26E	11	SW	SW	NE		CASSIA

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.500		

7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) 104.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	26E	11	NE		NE		IRR	2.5
			NW		NE		IRR	2.5
			SW		NE		IRR	2.5
			SE		NE		IRR	2.5
			SW		NW		IRR	4.0
			NE		SW		IRR	12.0

Section Acres 26.0

Total Acres 26.0

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:

14. Remarks:

THIS CLAIM IS AN EXPANSION OF A43-02338.

5/7/99 TF; CLAIM WAS SPLIT FROM 43-11132 PER 1409(6) AND
WARRANTY DEED SUBMITTED 7/28/98.

15. Basis of Claim: BENEFICIAL USE

Water Right Number: 21315

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: _____

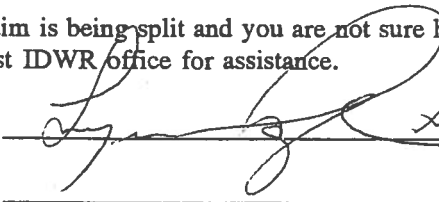
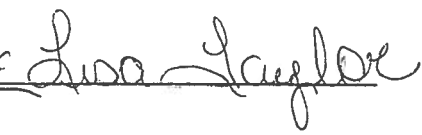
_____ Date: _____

RECEIVED

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

JUL 28 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
Department of Water Resources
Southern RegionPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 43-02338
Adjudication Claim No(s).: A 43-02338 A 43-11132
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating you ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant G. H. Matthews & Linda Matthews
Malta ID 83211
4. New Owner/Claimant(s) Lynn Taylor & Lisa Taylor
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address 1102 East Highway 81
City, State and ZIP Code Declo ID 83323
New Telephone Number (208) 654-2111
5. Date you acquired the property June 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.
Number of acres you irrigate 210 Number and type of stock None
Diversion rate in CFS 5 1/2 Number of homes None Other uses None
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s)  x 
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

WARRANTY DEED

THIS INDENTURE, made this 17 day of June, 1998, between G. H. MATTHEWS, a/k/a G. H. "PETE" MATTHEWS and LINDA MATTHEWS, a/k/a LINDA H. MATTHEWS, husband and wife, of Cassia County, Idaho, ("Grantor"), and LYNN TAYLOR and LISA TAYLOR, husband and wife, whose address is 1102 East Highway 81, Declo, Idaho 83323, ("Grantee").

W I T N E S S E T H:

The Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, all of the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

TOWNSHIP 11 SOUTH, RANGE 26 EAST BOISE MERIDIAN
Section 11: All of the North Half and all of
the Southwest Quarter lying East of the
Interstate highway.

SUBJECT TO: 1998 taxes, levies and
assessments; Easements and access
limitations as recorded in Instrument NO.
67108, on film 79, records of Cassia
County, Idaho; Agreements for the purchase
of power from Raft River Rural Electric as
Instrument Nos. 124420, 124421, and 219406.

Conveying unto the Grantee all water rights

and year 1998
appurtenant to said property, including, but not
limited to identification numbers 43-02338
(A43-02338) and A43-11132.

TOGETHER with all and singular the tenements,
hereditaments and appurtenances thereunto belonging or in
anywise appertaining, the reversion and reversions, remainder
and remainders, rents, issues and profits thereof, and all
estate, right, title and interest in and to said property as
well in law as in equity of the Grantor.

TO HAVE AND TO HOLD, all and singular the above-
mentioned and described premises, together with appurtenances
unto the Grantee and to the heirs and assigns of Grantee
forever.

The Grantor shall and will warrant and by these
presents will forever defend the said premises in the quiet and
peaceable possession of the Grantee, and the heirs and assigns
of Grantee against all and every person and persons whomsoever
lawfully claiming the same, except as aforesaid.

This conveyance is expressly made pursuant to an
Order Authorizing Sale of Real Property issued by The Honorable
Jim D. Pappas, United States Bankruptcy Judge in Case No. 96-
00228 of the United States Bankruptcy Court for the District of
Idaho, April 30, 1998, pursuant to 11 USC § 1206 of the
Bankruptcy Code as the same is amended.

IN WITNESS WHEREOF, the Grantor has executed this

PARSONS, SMITH & STONE, LLP
LAWYERS
BURLEY, IDAHO

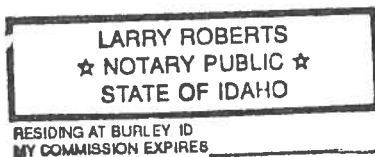
Deed the day and year first above written.

G. H. Matthews
G. H. Matthews

Linda Matthews
Linda Matthews

STATE OF IDAHO)
County of Cassia) ss

On this 17th day of June, in the year 1998,
before me, the undersigned, a Notary Public in and for said
State, personally appeared G. H. MATTHEWS, a/k/a G. H. "PETE"
MATTHEWS, and LINDA MATTHEWS, a/k/a LINDA H. MATTHEWS, husband
and wife, known or identified to me to be the persons whose
names are subscribed to the within instrument, and acknowledged
to me that they executed the same.



Larry Roberts
Notary Public for Idaho
Residing at Burley
My Commission Expires: 6-30-03

LAND TITLE & ESCROW

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 9.00 DEPUTY 10.00

1998 JUN 22 P 2:35

256251

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 300

T8349

2
12.5

5.9

3
65.6

4
17.1

NC

WELL

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131.9

8
3.9

SEE MAP CC14

10
129.6

11

14

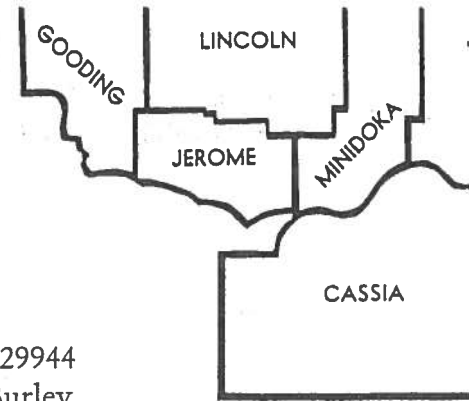
T1511

16.0

6

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #29944
OFFICE: Burley

July 27, 1998

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
JUL 28 1998
Department of Water Resources
Southern Region

Dear Sir/Madam:

Enclosed with this letter please find an original executed Notice of Change of Water Right Ownership on G. H. and Linda Matthews to Lynn and Lisa Taylor.

Please make the necessary changes in the records to indicate the new owners for future water assessments.

Should you have any questions concerning this matter, please don't hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg
enc.

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	G T MATTHEWS	03/15/1979	IRRIGATION	03-15 11-15	~~5.88~~ 2.00 CFS	per JR.
C	G H MATTHEWS		STOCKWATER	01-01 12-31	0.08 CFS	Matthews
	STAR RT		DOMESTIC	01-01 12-31	0.04 CFS	Matthews
	DECLO ID 83323					
	(208) 349-5777					
TOTAL DIVERSION:					2.12 CFS	
CONSUMPTIVE USE:						318.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T11S R26E S11 S12

SWSNE Taylor
NWNWSW Matthews

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION											
NE				NW				SW			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW
: Lt	: Ac	: Lt	: Ac	: Lt	: Ac	: Lt	: Ac	: Lt	: Ac	: Lt	: Ac
11S 26E 11	: 02.5	02.5	02.5	02.5	:	04	:	12	:	03	03
11S 26E 12	:				:		:	16	16	16	16
										TOTAL ACRES	106.0

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

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

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-02338 R43-02338

Other Water Rights Listing Overlapping Place(s) of Use:
A43-02338 R43-02338

26 ac Taylor
106 = .25

2.00 cfs
x .25
= .50 cfs to Taylor

Remarks: GEN THIS CLAIM IS AN EXPANSION OF A43-02338.

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

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

Audit: 10/04/94 AMERRITT 03/30/95 POST-STD

COPY

2002 JAN 25 PM 2: 24

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	Water Rights: 43-2338B, 43-11132B,
	)	43-12986, 43-12987, 43-12989, 43-13034
Case No. 39576	)	
	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative Proceeding:

☒ Address change

☐ Substitution of party

☒ I.C. § 42-222 transfer

☐ Point of diversion

☒ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

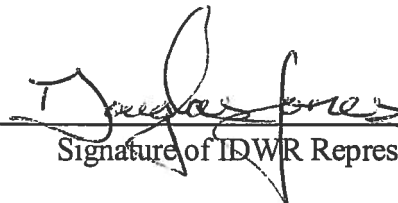
☐ Change in ownership

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

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

Dated

1/23/02



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 1/25, ²⁰⁰²~~2001~~, I mailed the original and copies of this form, to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue N
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Lynn Taylor
Lisa Taylor
1102 E Hwy 81
Declo ID 83323
3. One Copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
4. One copy to:
Each party in the subcase, or attorney of record:
5. One copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 W Fort St MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

11/20/2001

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

RIGHT NUMBER: 43-2338B
NAME AND ADDRESS: LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.410 CFS
512.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-11132B IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.41 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 512 AF.

USE OF THIS RIGHT WITH RIGHT NO. 43-11132B, 43-12986, 43-12987, 43-12989,
43-13034 AND 43-13068 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
6.75 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1,546.0
AF.

PRIORITY DATE: 12/17/1949

POINT OF
DIVERSION:

T11S R26E S11 SWSWNE Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.410 CFS 512.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE
TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R26E S11	NENE	31.0	T11S R26E S11	NWNE	31.0
T11S R26E S11	SWNE	33.0	T11S R26E S11	SENE	33.0
T11S R26E S11	NENW	36.0	T11S R26E S11	NWNW	14.0
T11S R26E S11	SWNW	4.0	T11S R26E S11	SENW	28.0
T11S R26E S11	NESW	13.0	T11S R26E S11	NESE	31.0
T11S R26E S11	NWSE	32.0	T11S R26E S11	SWSE	31.0
T11S R26E S11	SESE	31.0	T11S R26E S12	NESW	33.0
T11S R26E S12	NWSW	31.0	T11S R26E S12	SWSW	32.0
T11S R26E S12	SESW	34.0			

478 ACRES TOTAL

11/20/2001

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 128 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 AND 43-13068 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 478 ACRES IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-11132B IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

11/20/2001

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

RIGHT NUMBER: 43-11132B
NAME AND ADDRESS: LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS

USE OF THIS RIGHT WITH RIGHT NO. 43-02338B IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.41 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 512 AF.
USE OF THIS RIGHT WITH RIGHT NOS. 43-2338B, 43-12986, 43-12987, 43-12989,
43-13034 AND 43-13068 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
6.75 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1,546.0
AF.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

T11S R26E S11 SWSWNE Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.600 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R26E S11	NENE	31.0	T11S R26E S11	NWNE	31.0
T11S R26E S11	SWNE	33.0	T11S R26E S11	SENE	33.0
T11S R26E S11	NENW	36.0	T11S R26E S11	NWNW	14.0
T11S R26E S11	SWNW	4.0	T11S R26E S11	SENW	28.0
T11S R26E S11	NESW	13.0	T11S R26E S11	NESE	31.0
T11S R26E S11	NWSE	32.0	T11S R26E S11	SWSE	31.0
T11S R26E S11	SESE	31.0	T11S R26E S12	NESW	33.0
T11S R26E S12	NWSW	31.0	T11S R26E S12	SWSW	32.0
T11S R26E S12	SESW	34.0			

478 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 43 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NOS. 43-2338B, 43-12986, 43-12987, 43-12989,
43-13034 AND 43-13086 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
478.0 ACRES IN A SINGLE IRRIGATION SEASON.

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

11/20/2001

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-2338B PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

11/20/2001

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

RIGHT NUMBER: 43-12986
NAME AND ADDRESS: LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.830 CFS
392.00 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 43-2338B, 43-11132B, 43-12987, 43-12989, 43-13034 AND 43-13068 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.75 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1,546.0 AF.

USE OF THIS RIGHT WITH RIGHT NO. 43-13034 AND 43-13035 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.83 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 392.0 AF.

PRIORITY DATE: 12/17/1949

POINT OF
DIVERSION:

T11S R26E S11 SWSWNE Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.830 CFS 392.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R26E S11	NENE	31.0	T11S R26E S11	NWNE	31.0
T11S R26E S11	SWNE	33.0	T11S R26E S11	SENE	33.0
T11S R26E S11	NENW	36.0	T11S R26E S11	NWNW	14.0
T11S R26E S11	SWNW	4.0	T11S R26E S11	SENE	28.0
T11S R26E S11	NESW	13.0	T11S R26E S11	NESE	31.0
T11S R26E S11	NWSE	32.0	T11S R26E S11	SWSE	31.0
T11S R26E S11	SESE	31.0	T11S R26E S12	NESW	33.0
T11S R26E S12	NWSW	31.0	T11S R26E S12	SWSW	32.0
T11S R26E S12	SESW	34.0			

478 ACRES TOTAL

11/20/2001

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 98 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NOS. 43-2338B, 43-11132B, 43-12987, 43-12989, 43-13034 AND 43-13068 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 478.0 ACRES IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-13034 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

11/20/2001

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

RIGHT NUMBER: 43-12987
NAME AND ADDRESS: LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.760 CFS
376.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-12989 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.76 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 376 AF.

USE OF THIS RIGHT WITH RIGHT NO. 43-2338B, 43-11132B, 43-12986, 43-12989,
43-13034 AND 43-13068 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
6.75 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1,546.0
AF.

PRIORITY DATE: 12/17/1949

POINT OF
DIVERSION:

T11S R26E S11 SWSWNW Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.760 CFS 376.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE
TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R26E S11	NENE	31.0	T11S R26E S11	NWNE	31.0
T11S R26E S11	SWNE	33.0	T11S R26E S11	SENE	33.0
T11S R26E S11	NENW	36.0	T11S R26E S11	NWNW	14.0
T11S R26E S11	SWNW	4.0	T11S R26E S11	SENW	28.0
T11S R26E S11	NESW	13.0	T11S R26E S11	NESE	31.0
T11S R26E S11	NWSE	32.0	T11S R26E S11	SWSE	31.0
T11S R26E S11	SESE	31.0	T11S R26E S12	NESW	33.0
T11S R26E S12	NWSW	31.0	T11S R26E S12	SWSW	32.0
T11S R26E S12	SESW	34.0			

478 ACRES TOTAL

11/20/2001

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 94 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 43-2338B, 43-11132B, 43-12986, 43-12989, 43-13034 AND 43-13068 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 478 ACRES IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-12989 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

01/24/2002

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

RIGHT NUMBER: 43-12989
NAME AND ADDRESS: LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

LISA TAYLOR
1250 E 11 N
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.440 CFS

USE OF THIS RIGHT WITH RIGHT NO. 43-12987 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.76 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 376 AF.

USE OF THIS RIGHT WITH RIGHT NO. 43-2338B, 43-11132B, 43-12986, 43-12987,
43-13034 AND 43-13068 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
6.75 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1,546.0
AF.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

T11S R26E S11 SWSWNE Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.440 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R26E S11	NENE	31.0	T11S R26E S11	NWNE	31.0
T11S R26E S11	SWNE	33.0	T11S R26E S11	SENE	33.0
T11S R26E S11	NENW	36.0	T11S R26E S11	NWNW	14.0
T11S R26E S11	SWNW	4.0	T11S R26E S11	SENW	28.0
T11S R26E S11	NESW	13.0	T11S R26E S11	NESE	31.0
T11S R26E S11	NWSE	32.0	T11S R26E S11	SWSE	31.0
T11S R26E S11	SESE	31.0	T11S R26E S12	NESW	33.0
T11S R26E S12	NWSW	31.0	T11S R26E S12	SWSW	32.0
T11S R26E S12	SESW	34.0			
478 ACRES TOTAL					

USE OF THIS RIGHT WITH RIGHT NO. 43-2338B, 43-11132B, 43-12986, 43-12987,
43-13034 AND 43-13068 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
478.0 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 31 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-12987 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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

01/24/2002

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

RIGHT NUMBER: 43-13034
NAME AND ADDRESS: LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

LISA TAYLOR
1250 E 11 N
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.450 CFS

USE OF THIS RIGHT WITH RIGHT NO. 43-12986 AND 43-13035 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.83 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 392 AF.

USE OF THIS RIGHT WITH RIGHT NO. 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989 AND 43-13068 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.75 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1,546.0 AF.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

T11S R26E S11 SWSWNE Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.450 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T11S R26E S11	NENE	31.0	T11S R26E S11	NWNE	31.0
T11S R26E S11	SWNE	33.0	T11S R26E S11	SENE	33.0
T11S R26E S11	NENW	36.0	T11S R26E S11	NWNW	14.0
T11S R26E S11	SWNW	4.0	T11S R26E S11	SENW	28.0
T11S R26E S11	NESW	13.0	T11S R26E S11	NESE	31.0
T11S R26E S11	NWSE	32.0	T11S R26E S11	SWSE	31.0
T11S R26E S11	SESE	31.0	T11S R26E S12	NESW	33.0
T11S R26E S12	NWSW	31.0	T11S R26E S12	SWSW	32.0
T11S R26E S12	SESW	34.0			

478 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 32 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989 AND 43-13068 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 478.0 ACRES IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-12986 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

January 25, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LYNN TAYLOR
LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

RE: SRBA Claim(s) 43-2338B, 43-11132B, 43-12989, 43-12986,
43-12987, 43-13162, 43-13034

Dear Claimant:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Mark and Diane Baker

Southern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 69236

This is to certify that: LISA TAYLOR And/Or
LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323
(208)654-2111

RECEIVED

NOV 07 2001

Department of Water Resources
Southern Region

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
1 43-2338B	AJC/License	12/17/1949	2.41 cfs	512.0 af	128.0	171.1	GROUND WATER
2 43-11132B	AJC/Beneficial Use	06/30/1985	0.60 cfs		43.0	171.4	GROUND WATER
3 43-12989	AJC/Beneficial Use	06/30/1985	0.44 cfs		31.0	125.0	GROUND WATER
3 43-12986	AJC/License	12/17/1949	1.83 cfs	392.0 af	98.0	130.0	GROUND WATER
4 43-12987	AJC/License	12/17/1949	1.76 cfs	376.0 af	94.0	125.0	GROUND WATER
7 43-13162	AJC/License	03/16/1963	0.82 cfs	284.8 af	71.2	71.2	GROUND WATER
6 43-13034	AJC/Beneficial Use	06/30/1985	0.45 cfs		32.0	130.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-2338B	NO	NO	YES	NO	NO	NO
43-11132B	NO	NO	YES	NO	NO	NO
43-12989	NO	NO	YES	NO	NO	NO
43-12986	NO	NO	YES	NO	NO	NO
43-12987	NO	NO	YES	NO	NO	NO
43-13162	YES	NO	YES	YES	NO	NO
43-13034	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-2338B	43-2338B	2.41 cfs	512.0 af	128.0	478.0		N/A	N/A	N/A	N/A
43-11132B	43-11132B	0.60 cfs		43.0	478.0		N/A	N/A	N/A	N/A
43-12989	43-12989	0.44 cfs		31.0	478.0		N/A	N/A	N/A	N/A
43-12986	43-12986	1.83 cfs	392.0 af	98.0	478.0		N/A	N/A	N/A	N/A
43-12987	43-12987	1.76 cfs	376.0 af	94.0	478.0		N/A	N/A	N/A	N/A
43-13162	43-13068	0.75 cfs	266.0 af	66.5	478.0	43-13067	0.07 cfs	18.8 af	N/A	4.7
43-13034	43-13034	0.45 cfs		32.0	478.0		N/A	N/A	N/A	N/A
TOTALS		6.75 cfs	1546.0 af	N/A	478.0		N/A	N/A	N/A	N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69236

Detailed Water Right Description(s) attached

Dated this 5th day of November, 2001

J. Glen Saxton
Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2338B
As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-2338B is now described as follows.

Right Holder: LISA TAYLOR And/Or
 LYNN TAYLOR
 1102 E HWY 81
 DECLO ID 83323

Priority Date: 12/17/1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.41 CFS	512.0 AF
			2.41 CFS	512.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNE Sec. 11 Twp 11S Rge 26E CASSIA County

GROUND WATER NWNWSW Sec. 12 Twp 11S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 26E 11	31.0	31.0	33.0	33.0	36.0	14.0	4.0	28.0	13.0				31.0	32.0	31.0	31.0	348.0
11S 26E 12									33.0	31.0	32.0	34.0					130.0

Total Acres: 478

CONDITIONS OF APPROVAL

- ✓1. Right 43-2338B is limited to the irrigation of 128.0 acres within the place of use described above in a single irrigation season.
- ✓2. Right 43-11132B is an expansion of Right 43-2338B pursuant to Section 42-1416B, Idaho Code.
- ✓3. Rights 43-2338B and 43-11132B when combined shall not exceed a total diversion rate of 2.41 cfs and a total annual maximum diversion volume of 512.0 af at the field headgate.
- ✓4. The total instantaneous diversion of water from all points of diversion under Rights 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 and 43-13068 shall not exceed 6.75 cfs, nor total combined annual volume of 1,546.0 af, for the irrigation of 478.0 total acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

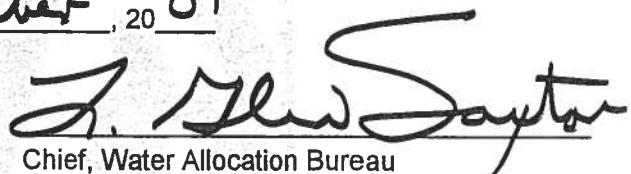
WATER RIGHT NO. 43-2338B
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-11132B
As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-11132B is now described as follows.

Right Holder: LISA TAYLOR And/Or
 LYNN TAYLOR
 1102 E HWY 81
 DECLO ID 83323

Priority Date: 06/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.60 CFS	
			0.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNE Sec. 11 Twp 11S Rge 26E CASSIA County

GROUND WATER NWNWSW Sec. 12 Twp 11S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	11	31.0	31.0	33.0	33.0	36.0	14.0	4.0	28.0	13.0				31.0	32.0	31.0	31.0	348.0
11S	26E	12									33.0	31.0	32.0	34.0					130.0

Total Acres: 478

CONDITIONS OF APPROVAL

- ✓1. Right 43-11132B is limited to the irrigation of 43.0 acres within the place of use described above in a single irrigation season.
- ✓2. Right 43-11132B is an expansion of Right 43-2338B pursuant to Section 42-1416B, Idaho Code.
- ✓3. Rights 43-2338B and 43-11132B when combined shall not exceed a total diversion rate of 2.41 cfs and a total annual maximum diversion volume of 512.0 af at the field headgate.
- ✓4. The total instantaneous diversion of water from all points of diversion under Rights 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 and 43-13068 shall not exceed 6.75 cfs, nor total combined annual volume of 1,546.0 af, for the irrigation of 478.0 total acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

WATER RIGHT NO. 43-11132B
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-12986
As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-12986 is now described as follows.

Right Holder: LISA TAYLOR And/Or
 LYNN TAYLOR
 1102 E HWY 81
 DECLO ID 83323

Priority Date: 12/17/1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.83 CFS	392.0 AF
			1.83 CFS	392.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNE Sec. 11 Twp 11S Rge 26E CASSIA County

GROUND WATER NWNWSW Sec. 12 Twp 11S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 26E 11	31.0	31.0	33.0	33.0	36.0	14.0	4.0	28.0	13.0				31.0	32.0	31.0	31.0	348.0
11S 26E 12									33.0	31.0	32.0	34.0					130.0

Total Acres: 478

CONDITIONS OF APPROVAL

- ✓1. Right 43-12986 is limited to the irrigation of 98.0 acres within the place of use described above in a single irrigation season.
- ✓2. Right 43-13034 is an expansion of Right 43-12986 pursuant to Section 42-1416B, Idaho Code.
- ✓3. Rights 43-12986, 43-13034 and 43-13035 when combined shall not exceed a total diversion rate of 1.83 cfs and a total annual maximum diversion volume of 392.0 af at the field headgate.
- ✓4. The total instantaneous diversion of water from all points of diversion under Rights 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 and 43-13068 shall not exceed 6.75 cfs, nor total combined annual volume of 1,546.0 af, for the irrigation of 478.0 total acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

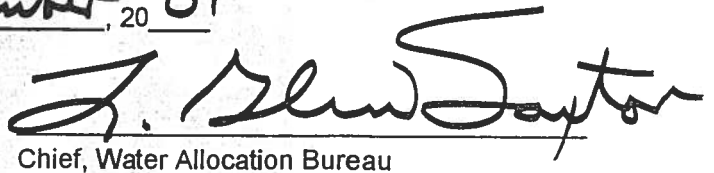
WATER RIGHT NO. 43-12986
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-12987
As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-12987 is now described as follows.

Right Holder: LISA TAYLOR And/Or
 LYNN TAYLOR
 1102 E HWY 81
 DECLO ID 83323

Priority Date: 12/17/1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31	1.76 CFS	376.0 AF
		1.76 CFS	376.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNE Sec. 11 Twp 11S Rge 26E CASSIA County

GROUND WATER NWNWSW Sec. 12 Twp 11S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 26E 11	31.0	31.0	33.0	33.0	36.0	14.0	4.0	28.0	13.0				31.0	32.0	31.0	31.0	348.0
11S 26E 12									33.0	31.0	32.0	34.0					130.0

Total Acres: 478

CONDITIONS OF APPROVAL

- ✓1. Right 43-12987 is limited to the irrigation of 94.0 acres within the place of use described above in a single irrigation season.
- ✓2. Right 43-12989 is an expansion of Right 43-12987 pursuant to Section 42-1416B, Idaho Code.
- ✓3. Rights 43-12987 and 43-12989 when combined shall not exceed a total diversion rate of 1.76 cfs and a total annual maximum diversion volume of 376.0 af at the field headgate.
- ✓4. The total instantaneous diversion of water from all points of diversion under Rights 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 and 43-13068 shall not exceed 6.75 cfs, nor total combined annual volume of 1,546.0 af, for the irrigation of 478.0 total acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

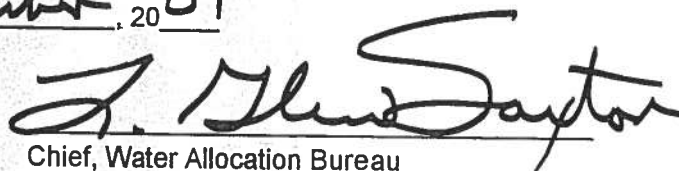
WATER RIGHT NO. 43-12987
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-12989

As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-12989 is now described as follows.

Right Holder: LISA TAYLOR And/Or
LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

Priority Date: 06/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.44 CFS	
			0.44 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNE Sec. 11 Twp 11S Rge 26E CASSIA County

GROUND WATER NWNWSW Sec. 12 Twp 11S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 26E 11	31.0	31.0	33.0	33.0	36.0	14.0	4.0	28.0	13.0				31.0	32.0	31.0	31.0	348.0
11S 26E 12									33.0	31.0	32.0	34.0					130.0

Total Acres: 478

CONDITIONS OF APPROVAL

- ✓1. Right 43-12989 is limited to the irrigation of 31.0 acres within the place of use described above in a single irrigation season.
- ✓2. Right 43-12989 is an expansion of Right 43-12987 pursuant to Section 42-1416B, Idaho Code.
- ✓3. Rights 43-12987 and 43-12989 when combined shall not exceed a total diversion rate of 1.76 cfs and a total annual maximum diversion volume of 376.0 af at the field headgate.
- ✓4. The total instantaneous diversion of water from all points of diversion under Rights 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 and 43-13068 shall not exceed 6.75 cfs, nor total combined annual volume of 1,546.0 af, for the irrigation of 478.0 total acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

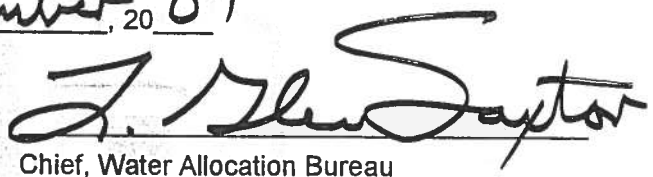
WATER RIGHT NO. 43-12989
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13034
As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-13034 is now described as follows.

Right Holder: LISA TAYLOR And/Or
 LYNN TAYLOR
 1102 E HWY 81
 DECLO ID 83323

Priority Date: 06/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.45 CFS	
			0.45 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNE Sec. 11 Twp 11S Rge 26E CASSIA County

GROUND WATER NWNWSW Sec. 12 Twp 11S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	11	31.0	31.0	33.0	33.0	36.0	14.0	4.0	28.0	13.0				31.0	32.0	31.0	31.0	348.0
11S	26E	12									33.0	31.0	32.0	34.0					130.0

Total Acres: 478

CONDITIONS OF APPROVAL

- ✓ 1. Right 43-13034 is limited to the irrigation of 32.0 acres within the place of use described above in a single irrigation season.
- ✓ 2. Right 43-13034 is an expansion of Right 43-12986 pursuant to Section 42-1416B, Idaho Code.
- ✓ 3. Rights 43-12986, 43-13034 and 43-13035 when combined shall not exceed a total diversion rate of 1.83 cfs and a total annual maximum diversion volume of 392.0 af at the field headgate.
- ✓ 4. The total instantaneous diversion of water from all points of diversion under Rights 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 and 43-13068 shall not exceed 6.75 cfs, nor total combined annual volume of 1,546.0 af, for the irrigation of 478.0 total acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

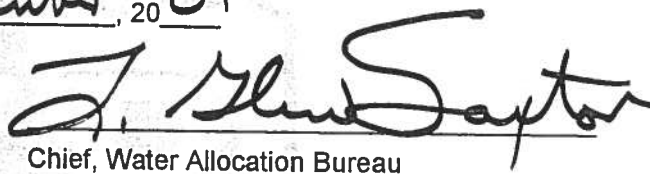
WATER RIGHT NO. 43-13034
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13067
As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-13067 is now described as follows.

Right Holder: MARK BAKER And/Or
 DIANE BAKER
 2050 E 1000 S
 DECLO ID 83323-6000

Priority Date: 03/16/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	0.07 CFS	18.8 AF
		0.07 CFS	18.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESW Sec. 10 Twp 12S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S 26E 10															4.7		4.7

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001


 Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13068
As Modified by Transfer No. 69236

In accordance with the approval of Transfer No. 69236, Water Right No. 43-13068 is now described as follows.

Right Holder: LISA TAYLOR And/Or
LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

Priority Date: 03/16/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.75 CFS	266.0 AF
			0.75 CFS	266.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNE Sec. 11 Twp 11S Rge 26E CASSIA County

GROUND WATER NWNWSW Sec. 12 Twp 11S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 26E 11	31.0	31.0	33.0	33.0	36.0	14.0	4.0	28.0	13.0				31.0	32.0	31.0	31.0	348.0
11S 26E 12									33.0	31.0	32.0	34.0					130.0

Total Acres: 478

CONDITIONS OF APPROVAL

- Right 43-13068 is limited to the irrigation of 66.5 acres within the place of use described above in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2338B, 43-11132B, 43-12986, 43-12987, 43-12989, 43-13034 and 43-13068 shall not exceed 6.75 cfs, nor total combined annual volume of 1,546.0 af, for the irrigation of 478.0 total acres.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

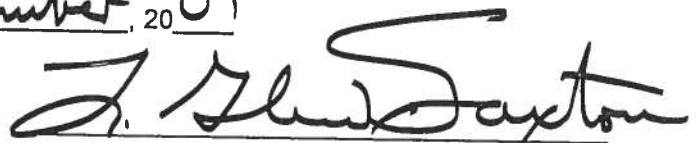
WATER RIGHT NO. 43-13068
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of November, 2001



Chief, Water Allocation Bureau

06/07/2001

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

RIGHT NUMBER: 43-11132B
NAME AND ADDRESS: LISA TAYLOR
LYNN TAYLOR
1250 E 11 N
DECLO, ID 83323
SOURCE: GROUND WATER
QUANTITY: 0.6 CFS

USE OF THIS RIGHT WITH RIGHT NO. 43-02338B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.41 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 512 AF.

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION: T11S R26E S11 SWSWNE Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.60 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T11S R26E S11	NENE	28	T11S R26E S11	NWNE	34
T11S R26E S11	SWNE	36	T11S R26E S11	SENE	29
T11S R26E S11	NENW	1.3	T11S R26E S11	SWNW	3.1
T11S R26E S11	SENE	27	T11S R26E S11	NESW	13

171.4 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-02338B IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 171 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 43 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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

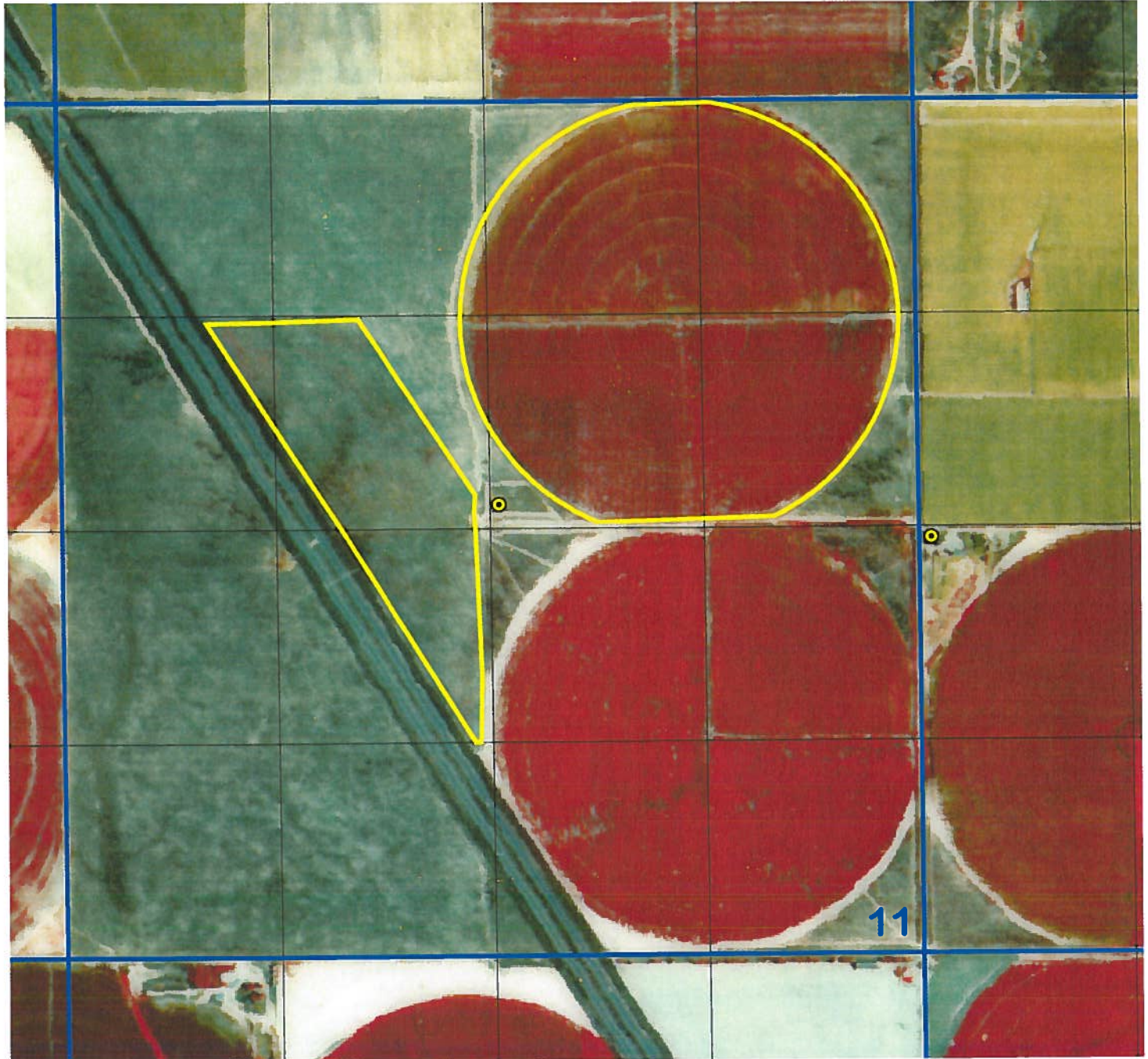
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-2338B PURSUANT
TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHTS: 43-2338B, 43-11132B

RECOMMENDED PLACE OF USE
TWP 11S, RNG 26E, SEC 11
Data entry on June 7, 2001



RECOMMENDED POINT OF DIVERSION



RECOMMENDED PLACE OF USE



SECTION LINES



QUARTER/QUARTER LINES



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
PREPARED BY VIKIE HANCOCK

03/13/2001

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

RIGHT NUMBER: 43-11132B
NAME AND ADDRESS: LISA TAYLOR
LYNN TAYLOR
1102 E HWY 81
DECLO, ID 83323

*chg
address
per deed
12/98/06*

SOURCE: GROUND WATER

QUANTITY: 0.6 CFS

USE OF THIS RIGHT WITH RIGHT NO. 43-02338B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.41 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 512 AF.

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION: T11S R26E S11 SWSWNE Within CASSIA County
T11S R26E S12 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.60 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T11S R26E S11	NENE	28	T11S R26E S11 NWNE 34
T11S R26E S11	SWNE	36	T11S R26E S11 SENE 29
T11S R26E S11	NENW	27	T11S R26E S11 SWNW 3.1
T11S R26E S11	SENE	1	T11S R26E S11 NESW 13

171.1 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-02338B IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 171 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 43 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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

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

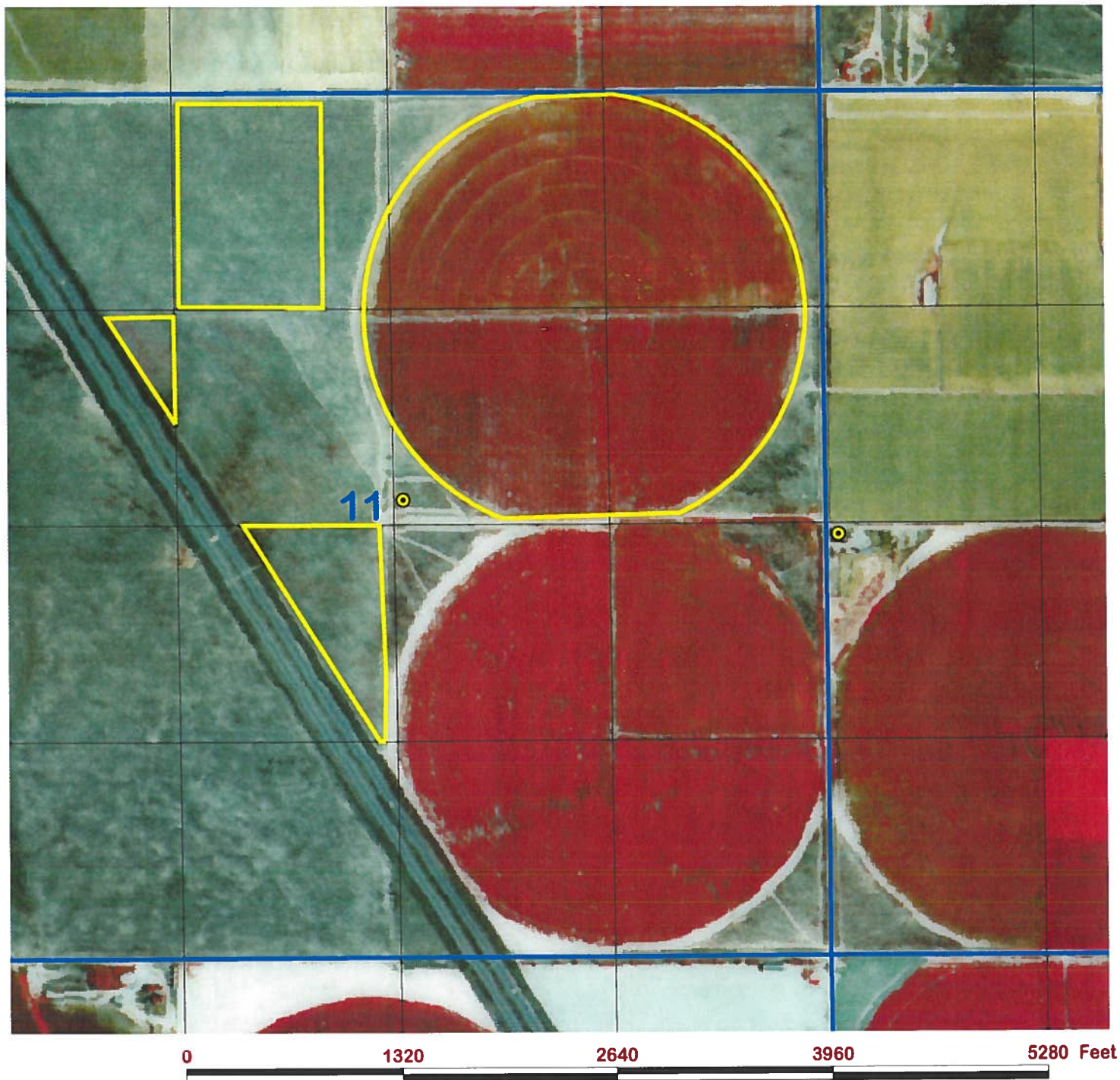
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-2338B PURSUANT
TO SECTION 42-1416B, IDAHO CODE.

Idaho Department of Water Resources

RECOMMENDED PLACE OF USE
TWP 11S, RNG 26E,
Data entry on March 13, 2001

RIGHTS: 43-2338B, 43-11132B



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



**GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK**

chg'd per
noe. WH

AJ0749NP
No. R43-11132B

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

DATE: 04/05/00
PAGE: 1

OWNER
CODE NAME & ADDRESS
C LYNN TAYLOR
C LISA TAYLOR

PRIORITY
DATE WATER USE
06/10/1985 IRRIGATION

USE PERIOD
FROM TO
03-15 11-15

DIVERSION
RATE
0.410 CFS
TOTAL DIVERSION: 0.410 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11S R26E S11

SWSME

CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NE	NW	SW	SE	SUM
11S 26E 11 : 32 32 32 32 25	04	12			
TOTAL ACRES	171.0	171.0			171.0

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: 43-023388

Conditions of Approval:

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

Remarks: QNT

USE OF THIS RIGHT WITH RIGHT NO. 43-023388 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.7 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 580 AF.

POU1

USE OF THIS RIGHT WITH RIGHT NO. 43-023388 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 171 ACRES IN A SINGLE
IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 26 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

GEN THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-023388 PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

Dates:

Exam Made Date: 08/17/1994

Verified Date: 04/05/2000

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag: E

Presumption Flag:

Spec Split Anal 8-13-01
changed no percentage
8-13-01 OK
43 = 6
6/426 x

3-13-01

Recommended -

N

Matthews - Taylor Split 1998 Quad

43-2338 & 43-11132

426 PPU 6 cfs

Matthews



Taylor

$$255 \text{ ac} / 426 \text{ ac} = .598$$

$$171 \text{ ac} / 426 \text{ ac} = .402$$

43-2338

320 ac 6 cfs

Matthews

Taylor

43-2338A

43-2338B

320 ac

192 ac

128 ac

6 cfs

3.59 cfs

2.41 cfs

43-11132

106 ac 2 cfs

Matthews

Taylor

43-11132A

43-11132B

106 ac

63 ac

43 ac

2 cfs

2 cfs

2 cfs

Totals

426 ac

255 ac

171 ac

6 cfs

3.59 cfs

2.41 cfs

**ANALYSIS OF LICENSED AND EXPANSION ACRES
T11S, R26E SECTIONS 11 & 12, AND T11S, R27E, SECTION 7**

From: V. Hancock

3-14-2001

HISTORY

1949 Permit for License 43-2338 is issued. 1956 FE finds 320 acres irrigated in the S½ Section 12, POD well located in NWSE Section 12. 6cfs allowed. Licensee = G T Matthews

1953 Permit for license 43-2396 is issued. 1955 field exam finds 464 acres irrigated in N½ Section 7 and N½ NE & SENE Section 12. 6 cfs allowed. POD well in NWNE Sec 12. Licensee = H C Matthews

1967 H C Matthews is granted a DLE patent for the SWNE Sec 12. Transfer 894 adds this 40 acres to the licensed place of use making it 504 acres. No change in diversion amt. Div Rate = 0.012 per acre.

1960 Permit for license 43-2492 issued for 400 acres in the NE ¼ and N½ NW Sec 7 and the NW ¼ Section 8. Application stated that 160 inches were for new lands and 140 inches were supplemental to existing rights. Permit later amended to remove 160 acres in the NW¼ section 8 and add the E½ SW Section 7 making a total of 320 acres. FE in 1965 found 240 acres irrigated in the NE¼ and E½ NW Section 7 and allowed 3.83 cfs. The POU entirely overlapped license 43-2396, which was not mentioned. The supplemental right increased the diversion rate per acre to 0.026 cfs on the appurtenant 240 acres. POD well in NENW Sec 7. Licensee = estate of G.S. Matthews.

1968 Aerial photos show irrigation of the SE¼ Section 11 with no associated water right. Land is assumed to be owned by Matthews at this time.

1971 HC Matthews sells NE ¼ Sec 12 and N ½ Section 7 to Burton Anderson.

1975 Anderson applies for a transfer to add a point of diversion to 43-2396. He adds the well in NENW Section 7 that was licensed to 43-2492. Reason for the transfer states the land has been split by ownership and a point of diversion is needed on included lands.

1975 Anderson sells to Fridel the N½ Section 7 except the west 24 acres. This parcel includes 320 acres.

1976 Anderson sells to Matthews the NE¼ section 12 and 24 acres in the W½ W½ NW¼ Section 7 (portions of lots 1 and 2). This parcel includes 184 acres.

1980 Matthews installs two pivots in the S½ Section 12 and transfers the corner acres to the NE ¼ Section 11.

1987 Farm Credit forecloses on Fridel acquiring his property in the N½ Section 7.

1987 Claims are filed in the SRBA:

- Matthews files claim based upon 43-2338 on 264 acres in the S½ section 12 (the original licensed place of use) and 294 acres in the E½ section 11. (Total 558 ac). This would be an expansion of 238 acres over 1980 transfer 2382, all in the E½ section 11. 416 acres are paid for under this claim.
- Matthews files claim based upon 43-2492 on 344 acres in the E½ Section 12 asserting that the claim is based upon a contract agreement giving 3.83 cfs under license 43-2492 to him for use in Section 12. This claim overlaps 132 acres in the SE ¼ Sec 12 also claimed under 43-2338. 344 acres are paid for with this claim.
- Farm Credit files claim A43-2492A based upon license 43-2492 for 3.83 cfs on the original 240 acre place of use in Section 7.
- Farm Credit files claim based upon 43-2396 for 6 cfs on 344 acres in the N½ Section 7. It is later found that they have an ownership/security interest only on the 320 acres that had been owned by Fridel. A total of 344 acres are paid for by Farm Credit on the two claims.
- No claim is filed on lands irrigated in the SE ¼ Section 11.

1990 Heward purchases the Fridel land in N½ Section 7. Farm Credit holds security interest.

1995 Matthews transfers 132 acres of the POU of 43-2338 entirely off the SE¼ of section 12 onto various places in Section 11 including the SE¼. Remarks included in transfer #4490 state that this administrative action acknowledges changes in POU that occurred after 1980 transfer #2382 but were not recorded with IDWR. Overlapping POU of claim 43-2492 is addressed only indirectly by "pending Adjudication review".

Expansion claim 43-11132 for 106 acres in conjunction with the transfer is filed at this time by Matthews.

1996 Matthews sells SE¼ and also the NE¼ Section 12 plus 24 acres of W½NW¼ Section 7 to Heward. Water right adjudication claim 43-2492 is referenced in both deeds conveying the individual parcels.

ANALYSIS

ANALYSIS

43-2492, 43-2492A & 43-2396A The contract agreement between Anderson, Matthews and Fridel that is referenced in claim 43-2492, and which pertains to the split of property originally covered by License 43-2396 and the overlapping license 43-2492, is not in our files. It appears that the agreement awards license 43-2492 to Matthews for use in Section 12 and on 24 acres in the W½ NW ¼ Section 7. It is supposed that license 43-2396 for 6 cfs was to be used on the remaining 320 acres in N½ Section 7.

Matthews SRBA claim 43-2492 is on 344 acres which includes the SE ¼ section 12 as an accomplished transfer. Any use of this right in the SE¼ of section 12 would be an un-stacking of overlapping licensed rights and would not be allowed by IDWR, despite the private contract agreement. If both licensed rights must stay within the original 504 acres, awarding the entire claim based on 43-2492 to either Farm Credit or Heward would unevenly distribute water on the place of use, therefore a portion of 43-2492 should be owned by Farm Credit, or a portion of 43-2396 should be owned by Heward.

A total of 504 acres were irrigated under the combined licenses 43-2492 and 43-2396, with a combined diversion rate of 9.83 cfs. It seems that the fair thing to do would be to combine the diversion rates of the two licenses, calculate the rate per acre on 504 acres (0.019 cfs) and divide by ownership. I believe this was the intent of the parties who split ownership of the property when Anderson sold to Matthews and Fridel.

$$9.83/504 \times 184 = 3.59 \text{ cfs} \quad 9.83/504 \times 320 = 6.24 \text{ cfs}$$

43-2492 represents 184 of the licensed acres and should be awarded to Heward with a diversion rate of 3.59 cfs. POD NWNE Sec 12.

43-2492A, filed by Farm Credit, would represent the remaining acres and diversion rate awarded under the original overlapping license.

$240 - 184 = \underline{56 \text{ acres}}$. $3.83 - 3.59 = \underline{0.24 \text{ cfs}}$. Combined POU limits with 43-2396A would apply. POD NENW Sec 7.

43-2396A was also filed by Farm Credit for 6 cfs on 344 acres in the N½ Section 7. It has been determined that they only own 320 acres exempting the West 24 acres of the NW¼. Nevertheless, they have a valid claim on 320 acres based upon license 43-2396 for 6 cfs. Combined POU limits with 43-2492A apply. POD NENW Sec 7.

43-12990 Because it has been determined that 43-2338 was transferred from the SE¼ of Section 12 prior to the adjudication(see below), an expansion of license 43-2492 may be filed by Heward to

cover those acres irrigated by the well in the NE Section 12 in 1987, but not included in the recommendation for claim 43-2492. It appears that there are approximately 127 acres irrigated by pivot in the SE¼ Section 12. These acres were paid for by Matthews at claim filing. Expansion claim was filed by Heward for 130 acres on 3-15-01.

43-2338 Matthews' original claim included the licensed POU, which overlapped his SRBA claim 43-2492 on the SE¼ of Section 12. When he transferred the POU from the SE¼ section 12 to the SE¼ section 11 he stated that this represented a transfer that had been accomplished prior to 1987. It is possible that he was given direction at the time of claims filing to identify this right as licensed and not how it was currently being used, as when the claim was amended in 1994 remarks were added that the acres in SE Sec 12 were served by the well on claim 43-2492. This claim should be recommended as described in transfer 4490 which included 320 acres in sections 11 and 12. And pods in NWSW 12 and SWNW 11.

Expansion claim **43-11132** was also filed in conjunction with transfer 4490 and included 106 acres, listing both pods described above. 43-2338 and 43-11132 should be recommended as filed which is a PPU of 426 acres.

SUBSEQUENT SPLITTING BY OWNERSHIP OF 43-2338 & 43-11132

1998 Warranty deed from Matthews to Taylor split both rights 43-2338 and 43-11132, which were included in a permissible place of use totaling 426 acres, into A (255 ac) and B (171 ac). This permissible place of use was created prior to the 1998 sale. It was noticed on the ASCS photo/map included with the change of ownership that a small pivot of around 65 acres was proposed, or had been installed, within the NE $\frac{1}{4}$ of Section 11. According to T4490 and expansion claim 43-11132, only 28 acres of the NW $\frac{1}{4}$ Sec 11 has a water right. There was no indication of a change in points of diversion from transfer 4490. Both wells in Section 11 and Section 12 remain connected (on paper) to portions A (Matthews) and B (Taylor).

1999 Warranty deed from Matthews to Taylor further splits Matthews A portions of 43-2338 and 43-11132. Matthews now retains only 130 acres in the SW $\frac{1}{4}$ Section 12 of the original 426 acres. A well agreement submitted with the change of ownership states that Matthews has an easement to access and withdraw water from the well located in the SWSWNE Section 11, which is now Taylor's property. The water withdrawn from this well is to be used upon property located in the SW $\frac{1}{4}$ of Section 12, and water rights 43-2338 and 43-11132 are referenced. According to a memo from Jim Stanton, it has been reported that the well located in the NWSW Section 12 has been capped and is no longer in use.

2001 It appears that if the place of use in the NW $\frac{1}{4}$ of Section 11 has changed, and if the well in NWSW Section has been abandoned, that transfers are required to make changes for both the Taylor and Matthews water rights. There is also some question as to whether there are acres being irrigated with no water right in Section 11 by Taylor.

Memorandum

To: 43-02338B, 43-11132B

CC: files

From: Jeanie Robertson 

Date: 03/09/00

Re: Recommendation

Transfer #4490 was approved on right 43-02338 in May of 1995. When the transfer was applied for, 25 acres in the SENW of Section 11, T11S, R26E were identified for part of the place of use AFTER the transfer was approved. (This was verified by the map submitted at the time of application.) At some point, Mr. Matthews scratched out the 25 acres from the SENW and put them in the NENW. The maps were never changed and the transfer was approved this way. (Other acres identified in the companion expansion claim were no longer contiguous to this 25 acre field.) Then Matthews sold part of his land to the Taylors in 1998, resulting in a split of both rights. The map submitted with the ownership change form seems to indicate a small pivot is now in the NENW quarter and overlaps other quarters not covered by the claim, hence the strange looking "layout". I recommended this claim according to the approved transfer but another transfer is needed to correct the place of use for the new owners...

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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PROFILE REPORT

CLAIM NUMBER: A43-11132B

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYNN TAYLOR	03/15/1979	IRRIGATION	03-15 11-15	0.500 CFS	.48
C	LISA TAYLOR	6/30/1985				104
TOTAL DIVERSION:					0.500 CFS	104.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T11S R26E S11

SWSWNE

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	SUM
11S	26E	11	:	02		02		02		02		25		04		:	12		:							26.0
TOTAL ACRES																							26.0			

POU County: CASSIA

Non-Irrigation Uses: NONE

Remarks: GEN THIS CLAIM IS AN EXPANSION OF A43-02338.

5/7/99 TF; CLAIM WAS SPLIT FROM 43-11132 PER 1409(6) AND
WARRANTY DEED SUBMITTED 7/28/98.

Copy to
Comments

Remarks:
"GEN" K04
"QNT" E25
POU E11
K06 (26)

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

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

(43-023388)
orig. lic. $2.7 \div 171 \times 26 = .48 \text{ cfs}$
orig. lic. $2.7 \text{ cfs} \div 145 \text{ Ac} \times 26 \text{ Ac. (expansion)} = .48 \text{ cfs}$
orig. lic. $580 \text{ AF} \div 145 \text{ Ac} \times 26 \text{ Ac. (expansion)} = 104 \text{ AF}$

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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03/08/00

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A43-11132B

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

BARCODE UPDATED
WHOM/DATE