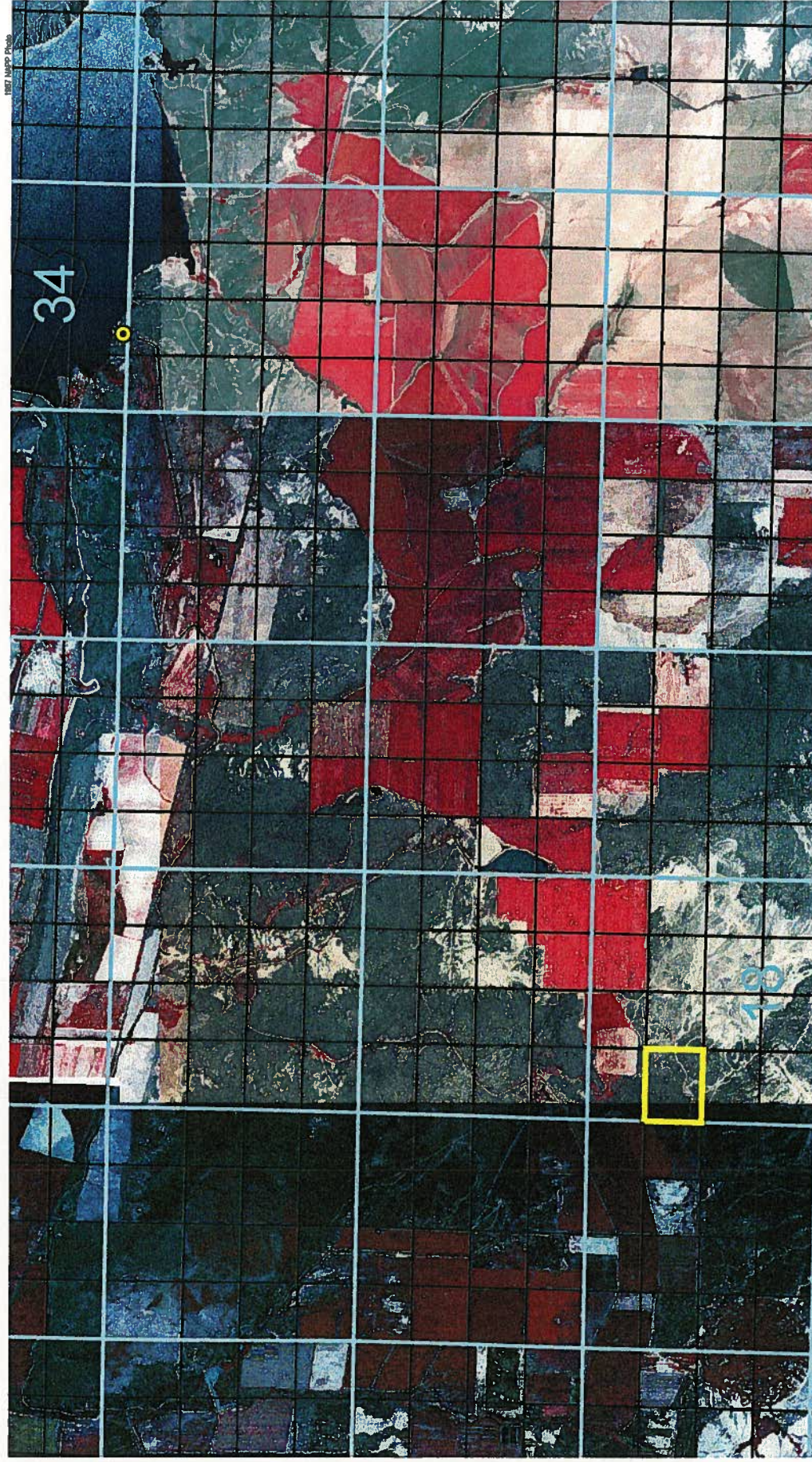


Idaho Department of Water Resources



0 1 2 3 4 5 Miles



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

Claim Number: 02-07060B
Legal: T05S, R04E, S34 &
T06S, R04E, S18
Reviewed By: JLD 5/20/05

05/24/2005

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

RIGHT NUMBER: 2-7060B

NAME AND ADDRESS: J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE ID 83707

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.800 CFS
160.000 AFY

PRIORITY DATE: 04/09/1970

POINT OF DIVERSION:

T05S R04E S34 SWSESW Lot 9 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.800 CFS 160.00 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within OWYHEE County

T06S R04E S18 Lot 2 SWNW 40.0

40 ACRES TOTAL

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: License

This right is a split from former right 02-7060.

The following rights are also diverted through point of diversion described above: 02-7059, 02-7060, 02-7061, 02-7062, 02-7064, 02-7168A, 02-7168B, 02-7168C, 02-7237A, 02-7275, & 02-7279, 2-10180, 2-10181.

Claims

2-10180
2.4 cfs
480 afy
120 acres
4/9/70

2-10180
2.4 cfs
480 afy
120 acres
4/9/70

2-10181
3.2 cfs
640 afy
160 acres
4/9/70

2-10181
3.2 cfs
640 afy
160 acres
4/9/70

2-7060B
0.8 cfs
160 afy
40 acres
4/9/70

2-7060A
5.6 cfs
1120 afy
280 acres
4/9/70

2-7060B
0.8 cfs
160 afy
40 acres
4/9/70

2-7060
6.4 cfs
1600 afy
320 acres
4/9/70

RO2E RO3E

RO3E RO4E

34	35	36	31	32	33	34	35	36	37
3	2	1	6	5	4	3	2	1	6
10	11		7	8	9	10	11		7
19	14	13	18	17	16	15	14	13	18
22	23	24	19	20	21	22	23	24	19
27	26	25	30	29	28	27	26	25	30

T05S
T06S

T05S
T06S

Quarter Quarter Lines

Section Lines

Original Permit 7060

Amended Permit 7060

License

Transfer Application

Transfer License questionable

J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 889 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707 208/336-2110

Simplot

CORPORATE HEADQUARTERS

FAX COVER LETTER

Transmittal Time:

TO: Jennifer Dean		Fax No. 208-287-6700	DATE: January 25, 2006															
COMPANY: IDWR		No. of pages including cover sheet: 9																
FROM: Vic Conrad		Direct Dial Number (208)389-7359	FAX NO. (208) 389-7333															
CONFIDENTIALITY NOTICE: <u>This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law.</u> If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this transmission is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the transmission to us at the above address via the US Postal Service. Thank You.																		
RE: IDWR Water Right Nos. 2-2153, 2-2154, 2-2423, 2-2308, 2-7206, 2-7060B Message: Attached is a Notice of Change of Water Right Ownership for the above referenced water rights acquired by the J. R. Simplot Self-Declaration of Revocable Trust from Triangle Dairy, Inc. Please update your records to show the correct ownership for these rights.																		
2-2308 This water right was originally licensed for the rights to irrigate 1,352 acres. The previous owner (Triangle Dairy, Inc.) identified only 1,232 acres under the SRBA claim filed for this water right. It is my impression the following place of use was inadvertently omitted from the claim:																		
<table> <tr> <td>T. 6S R.3E</td> <td>Section 11:</td> <td>SW$\frac{1}{4}$SE$\frac{1}{4}$ (15 acres)</td> </tr> <tr> <td></td> <td></td> <td>SE$\frac{1}{4}$SE$\frac{1}{4}$ (40 acres)</td> </tr> <tr> <td></td> <td>Section 12:</td> <td>SW$\frac{1}{4}$SE$\frac{1}{4}$ (30 acres)</td> </tr> <tr> <td></td> <td></td> <td>SE$\frac{1}{4}$SE$\frac{1}{4}$ (35 acres)</td> </tr> <tr> <td colspan="2">Total licensed acres not claimed:</td> <td>120 acres</td> </tr> </table>				T. 6S R.3E	Section 11:	SW $\frac{1}{4}$ SE $\frac{1}{4}$ (15 acres)			SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 acres)		Section 12:	SW $\frac{1}{4}$ SE $\frac{1}{4}$ (30 acres)			SE $\frac{1}{4}$ SE $\frac{1}{4}$ (35 acres)	Total licensed acres not claimed:		120 acres
T. 6S R.3E	Section 11:	SW $\frac{1}{4}$ SE $\frac{1}{4}$ (15 acres)																
		SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 acres)																
	Section 12:	SW $\frac{1}{4}$ SE $\frac{1}{4}$ (30 acres)																
		SE $\frac{1}{4}$ SE $\frac{1}{4}$ (35 acres)																
Total licensed acres not claimed:		120 acres																
Unless you have something in your records to show why these places of use should not be included in the claim, we propose filing an amended claim to become consistent with the licensed place of use. Can you prepare an amended claim?																		
2-7060B In accordance with IDWR Transfer No. 5486, this water right was issued in the correct owner's name, J. R. Simplot Self-Declaration of Revocable Trust. However, the Preliminary Recommendation was issued in the name of the J. R. Simplot Company. Will you please correct the ownership of this right on your recommendation to the J. R. Simplot Self-Declaration of Revocable Trust?																		
If you do not receive all of the pages, please call back as soon as possible to (208)389-7303.																		

Form 43-24843-1429(6) July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
2-2153	A02-02153		2-7060B	A02-07060B	
2-2154	A02-02154				
2-2423	A02-02423				
2-2308	A02-02308				
2-7206	A02-07206				

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for the amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**. Please see the copy of the attached Warranty Deed

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Triangle Dairy, Inc.
P.O Box 7526
4. New Owner/Claimant(s) J. R. Simplot Self-Declaration of Revocable Trust
 Name Connector (Check one): ☐ and ☐ or ☐ and/or
- New Mailing Address P.O Box 27
- City, State and ZIP Code Boise, ID 83707
- New Telephone Number 208)396-2110
5. Date you acquired the property March 22, 2000

Form G-348 (2-1-2004) 2/9/06

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

J. R. Simplot Self-Declaration of Revocable Trust
J. R. Simplot, Trustee by Power of Attorney
 By: Ronald N. Graves, Attorney-in-Fact

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

FILED - RECORDED

00 MAR 22 PM 3:28

231800

RECORDATION REQUESTED BY:

*Signature**B. D. D.*

WHEN RECORDED MAIL TO:

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

(2)

WARRANTY DEED

FOR VALUE RECEIVED, Triangle Dairy, Inc., an Idaho corporation, fka Tate Dairy, Inc., the "Grantor," hereby GRANTS, BARGAINS, SELLS AND CONVEYS to J.R. Simplot, as Trustee of the J.R. Simplot Self-Declaration of Revocable Trust, established by written instrument dated December 21, 1989, and registered in the Fourth Judicial District of the State of Idaho, Ada County, as No. 3T-788, of 999 Main Street, Ste. 1300, Boise, Idaho 83702, the "Grantee," the following described real property situated in the County of Owyhee, State of Idaho, to-wit:

Legally described on Exhibit A attached hereto and made a part hereof,

To have and to hold the said premises with their appurtenances unto the said Grantee, its successors and assigns forever. The said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that said premises are free from all encumbrances, save and except as hereinafter provided, and that they will warrant and defend the same from all lawful claims whatsoever. The encumbrances to which the premises are subject are as follows:

1. Encroachments, overlaps, boundary line disputes, and any other matters which may be disclosed by an accurate survey.
2. Taxes or special assessments for 1999 and thereafter.
3. Setbacks, zoning regulations, rules, regulations, and laws affecting and governing the said premises.
4. Those certain matters contained in the public records of Owyhee County, Idaho, and specifically identified in that certain Commitment for Title Insurance Order No. 00022423, effective date January 4, 2000, revised March 2, 2000, issued by Chicago Title Insurance Company as exception Nos. 8 - 35, inclusive, on Schedule B, Section 2 thereof.



DATED this 21st day of March, 2000.

GRANTOR:

TRIANGLE DAIRY, INC.,
fka TATE DAIRY, INC.

By: Fathlan Q. Tate
President

Attest:

By: William D. Tate
Secretary

STATE OF IDAHO)
) ss.
County of Ada)

On this 21st day of March, 2000, before me, a notary public, personally appeared Kathleen A. Tate and William D. Tate, known or identified to me to be the President and Secretary, respectively, of Triangle Dairy, Inc., fka Tate Dairy, Inc., the corporation that executed the within instrument, and known to me to be the persons who executed the within instrument on behalf of said corporation 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.




Notary Public for Idaho
Residing at Boise ID
Commission Expires: 2-12-02

ORDER NO. 00022423 RW

EXHIBIT "A"

PARCEL I

All in Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho.

Section 1: Northwest Quarter, Southwest Quarter, South Half Southwest Quarter; Southwest Quarter Southeast Quarter.

Section 2: Lot 2; South Half Northeast Quarter; Southeast Quarter.

Section 10:

The East Half of the Northeast Quarter, and the East Half of the Southeast Quarter of Section 10, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho.

EXCEPTING THEREFROM the following described parcel:

A parcel of land located in the East Half of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 10, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

COMMENCING at the Quarter corner common to Section 3 and the said Section 10, from which the Northeast corner of Section 10, as same was re-established with reference monuments by Tommy G. Banks, Cadastral Surveyor for the Bureau of Land Management in 1967, bears South 89 degrees 48'55" East, 2657.45 feet; thence South 89 degrees 48'55" East, 2427.31 feet; thence South 01 degrees 36'26" West, 32.23 feet to a point in the center of the Northerly end of an existing runway, said point being the REAL POINT OF BEGINNING; thence South 88 degrees 23'26" East, 75.00 feet; thence South 01 degrees 36'26" West, 2935.82 feet; thence North 90 degrees 00'00" East, 233.71 feet (more or less) to a point on the East boundary of said Section 10; thence along said East boundary South 00 degrees 26'00" West, 177.02 feet (more or less); thence South 90 degrees 00'00" West, 561.66 feet; thence North 13 degrees 34'11" East, 142.29 feet; thence North 78 degrees 02'35" East, 148.85 feet; thence North 01 degrees 36'26" East, 2947.88 feet; thence South 88 degrees 23'34" East, 75.00 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a parcel of land situate in the Northeast Quarter Southeast Quarter of Section 10, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

Continuation of Exhibit A

Order No.:00022423 PRW

COMMENCING at a point 1367 feet due North of the Southeast section corner of Section 10, Township 6 South, Range 3 East, Boise Meridian, in the Northeast Quarter Southeast Quarter of said Section 10, being the REAL POINT OF BEGINNING; thence North 200 feet; thence West 150 feet; thence South 200 feet; thence East 150 feet to the REAL POINT OF BEGINNING.

AND

Section 11: North Half Northeast Quarter.

Section 12: North Half Northeast Quarter; Southeast Quarter Northeast Quarter; Northeast Quarter Southeast Quarter.

Section 14: Southwest Quarter Northwest Quarter.

Section 15: East Half Northeast Quarter.

PARCEL II

All in Township 6 South, Range 4 East, Boise Meridian, Owyhee County, Idaho.

Section 7: Lots 1, 2, 3, and 4, Southeast Quarter Southwest Quarter.

Section 18: Lot 1; Northeast Quarter Northwest Quarter.

PARCEL III

All in Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho.

Section 11: West Half; Southeast Quarter; South Half Northeast Quarter.

Section 12: West Half; Southwest Quarter Northeast Quarter; West Half Southeast Quarter; Southeast Quarter Southeast Quarter.

Section 13: North Half; Northwest Quarter Southeast Quarter.

Section 14: Northeast Quarter; North Half Northwest Quarter; Southeast Quarter Northwest Quarter.

Continuation of Exhibit A

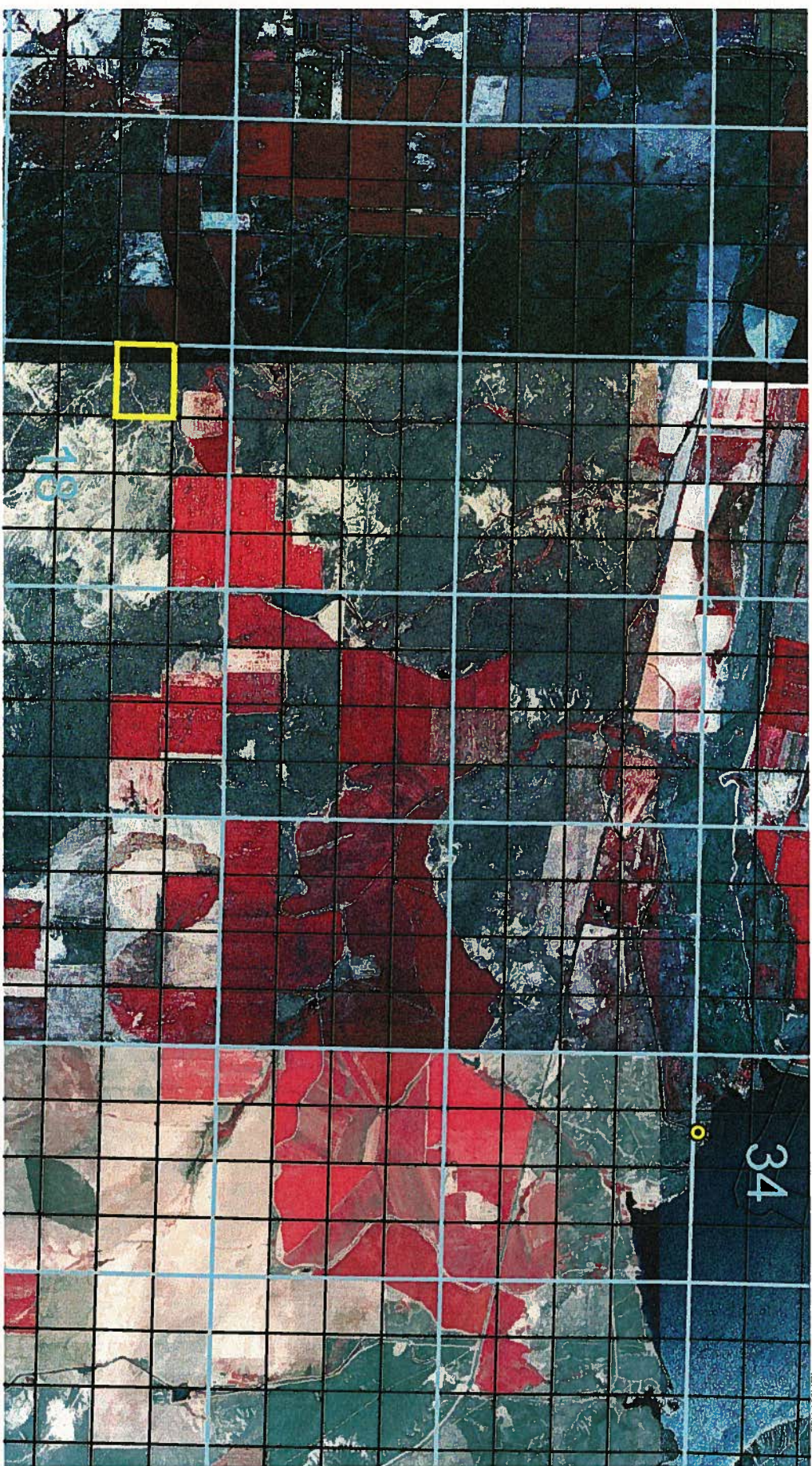
Order No.:00022423 PRW

PARCEL IV

All in Township 6 South, Range 4 East, Boise Meridian, Owyhee
County, Idaho.

Section 18: Lot 2.

Idaho Department of Water Resources



Claim Number: 02-07060B
Legal: T05S, R04E, S34 &
T06S, R04E, S18
Reviewed By: JLD 5/20/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07060B

Date: 8-15-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	65	4E	18							-2										40
GIS										40										51
										51										
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 40

Overlapping FOU Claim #'s:

Total GIS Acres: 51

COMMENTS:

Per claim legal - no detailed map.

POD per claim map.

Idaho Department of Water Resources

Claim Number: 02-07060B

Legal: T06S, R04E, S18

Reviewed By:



Point of Diversion
(Located outside of view)



Place of Use

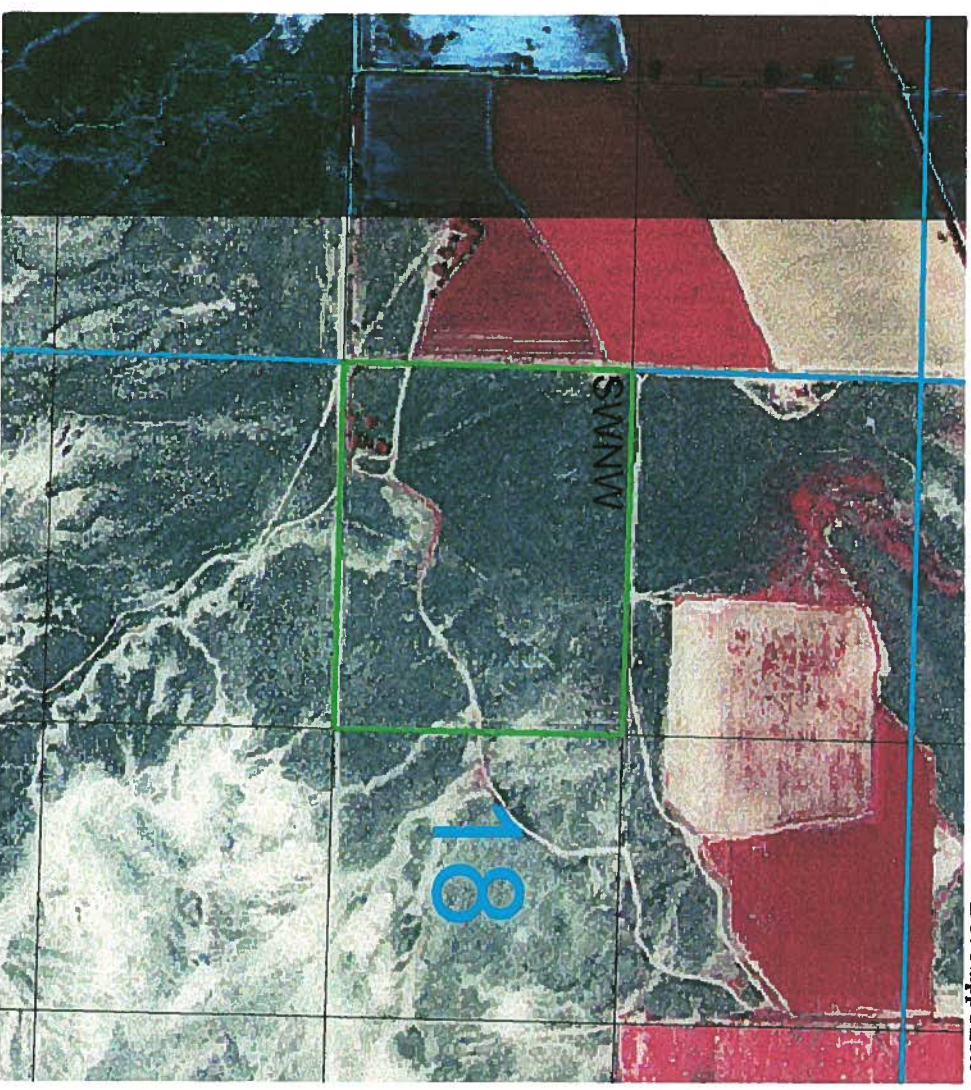


Section Lines

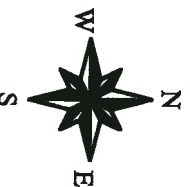


Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles



Idaho Department of Water Resources

Claim Number: 02-07060B

Legal: T06S, R04E, S18

Reviewed By:



Point of Diversion
(Located outside of view)



Place of Use

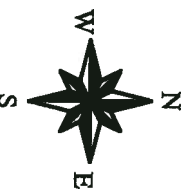
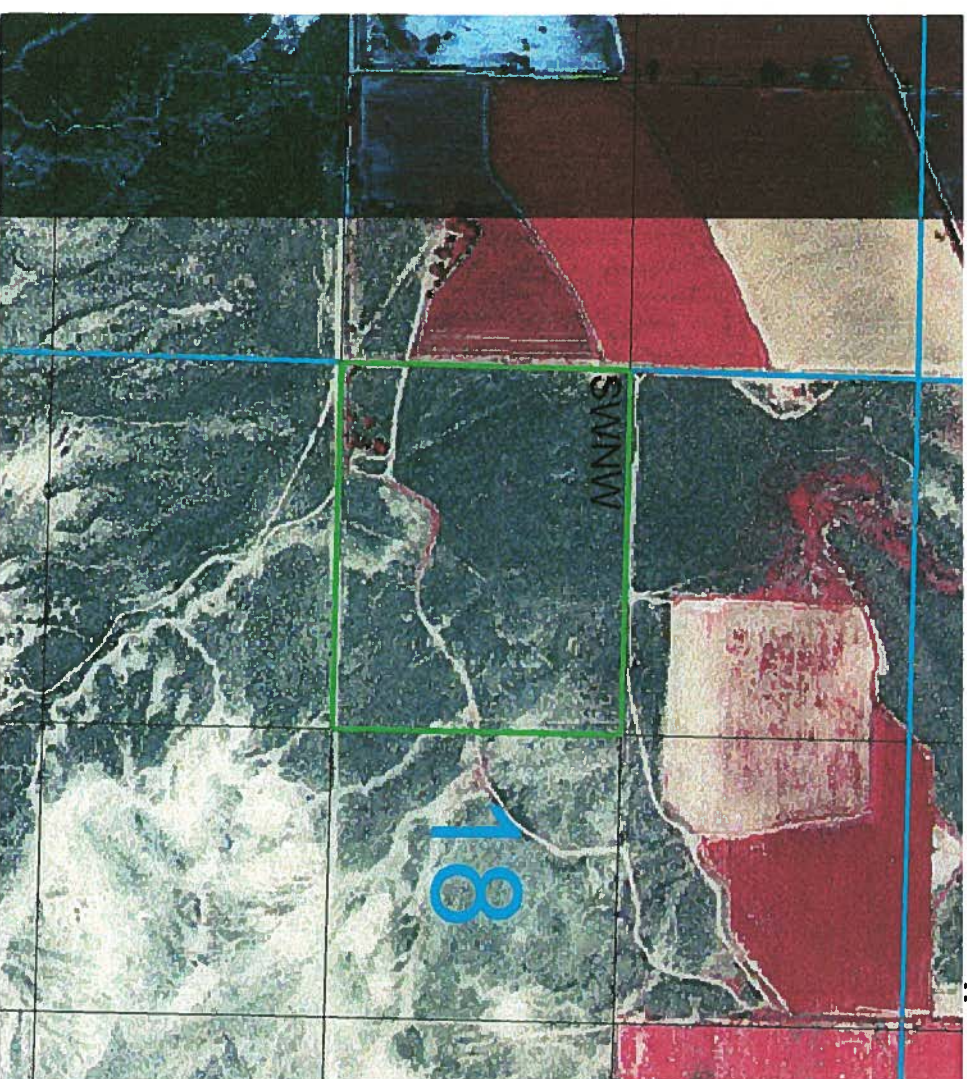


Section Lines



Quarter Quarter Lines

1987 Napp Photo



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 2-7060B
Date Received: 1/10/89
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

J R SIMPLOT CO Phone:

PO BOX 27
BOISE ID USA 83707

2. Date of Priority: 04/09/1970

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
05S	04E	34	SW SE SW 9	OWYHEE

5. Description of diverting works:

Pumping plant in Snake River; canal to irrigated land with both gravity and pumped distribution systems.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.8	160

7. Total Quantity Appropriated is:
0.8 C.F.S. and/or 160 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
06S	04E	18	SW	NW	2	IRRIGATION	40
Section Acres							40
Total Acres							40

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

This claim is for a portion of 02-07060 which was split due to Transfer 5486 approved 6/3/00.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval (6/30/01).

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date of this approval.

For all transfer conditions of approval and remarks, see copy of transfer in adjudication file.

15. Basis of Claim: License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5486
WATER RIGHT NO(S). 02-07060A/02-07060B

RECEIVED

JUL 05 2000

WATER RESOURCES
WESTERN REGION

This is to certify that:

Right 02-07060A
ROBERT DIRKS
HC 85 BOX 344
GRAND VIEW ID 83624

Right 02-07060B
J R SIMPLOT CO
PO BOX 27
BOISE ID 83707

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 02-07060A :			
IRRIGATION	03/15 to 11/15	5.60 CFS	1120.0 AF
Priority: 04/09/1970			
Right No. 02-07060B :			
IRRIGATION	03/15 to 11/15	0.80 CFS	160.0 AF
Priority: 04/09/1970			
TOTAL:		6.40 CFS	1280.0 AF

SOURCE

SNAKE RIVER

TRIBUTARY OF

COLUMBIA RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 9 (SWSESW), Sec. 34, Township 05S, Range 04E
OWYHEE County

PLACE OF USE: IRRIGATION

Right No. 02-07060A :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	02E	3	SESE 40			40
		12	NENE 40	NWNE 40	SWNE 40	
			SENE 40	SENE 40	NESE 40	240

Right No. 02-07060B :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	04E	18	Lot 2 (SWNW) 40			40

Total number of acres irrigated: 320

TRANSFER NO. 5486
WATER RIGHT NO(S). 02-07060A/02-07060B

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device 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.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date of this approval.

Dated this 30th day of June, 2000.

J. New Saylor
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5486

Should questions arise during
the processing of this application
please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Robert Dirks Phone 834-3344

Post Office address HC 85, Box 344, Grand View, ID 83624

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes A portion of the land will be removed from irrigation
and a portion will be moved to a new place of use.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>02-07060A</u>	<u>4/9/70</u>	<u>5.60</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>02-07060B</u>	<u>"</u>	<u>.80</u>	<u>"</u>	<u>"</u> to <u>"</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 6.40 cubic feet per second and/or 1.600 acre-feet per annum.

3. Source of water Snake River tributary to Columbia River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
9	SW	SE	SW	34	5S	4E	Owyhee	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
			PART "A"																
6S	2E	12	40	40	40	40				40					40				240
6S	3E	3															40		40
															TOTAL				280
			PART "B"																
6S	4E	18							40										40
															TOTAL				40

Total acres 320

PART I**6. General Information:**

a. Description of diversion system Pumping plant in Snake River; canal to irrigated land with both gravity and pumped distribution systems.

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

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

A portion of the land (80 acres) will no longer be irrigated.

d. Remarks:

The land from which the water is to be transferred has been in CRP. Set aside documents are attached (Attachment "B").

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

pg 3 of 6

WR0749NP

No. 02-07060

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/02/99

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MUD FLAT CANAL CO. RT. B BOX 341 GRAND VIEW ID 83624	04/09/1970	IRRIGATION	03/15 11/15	6.400 CFS	1600.00 AFA
TOTAL DIVERSION:					6.400 CFS	1600.00 AFA

Water Source: SNAKE RIVER

Tributary to: COLUMBIA RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 48.440 CFS

Point(s) of Diversion: T05S R04E S34 Lot 09(SESW)

OWYHEE 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	:	SUM
06S	02E	12	:	40		40		40		40		:				40		40		:	280.0
06S	03E	7	:									:								:	40.0
																			TOTAL ACRES	320.0	

Pou County: OWYHEE

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

02-02152	02-02153	02-02154	02-02242	02-02243	02-02275	02-02279	02-02288	02-02308	02-02380
02-02418	02-02423	02-02424	02-04014	02-04026	02-07012	02-07059	02-07061	02-07062	02-07064
02-07103	02-07104	02-07126	02-07154	02-07157C	02-07168A	02-07168B	02-07206	02-07237A	02-07242B
02-07242D	02-07275	02-07279A	02-07279B	02-07344	02-07389	02-07435	A02-00070	A02-02152	A02-02275
A02-07126	A02-07242B								

Dates:	App. Received:	Priority Date:	04/09/1970
	Proof Due Date:	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		10/29/1985

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

Audit: 11/12/85 04/30/88 CONVERT

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 02-07060 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☐ Warranty Deed

☒ Other Sales Contract

3. Source of water Snake River tributary to Columbia River
4. Date or priority 4/9/70

5. Water is used for the following purpose:

amount 6.40 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.40 cubic feet per second and/or 1,600 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
9		SE	SW	34	5S	4E	Owyhee	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	2E	12	40	40	40	40				40					40			40	280
6S	3E	7											40						40

Total acres 320

9. Describe any other water rights used for the same purpose as described above None

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 1.60 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
9	SW	SE	SW	34	5S	4E	Owyhee	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	4E	18							40										40
6S	3E	3															40		40

Total acres 80**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 4.8 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
9	SW	SE	SW	34	5S	4E	Owyhee	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	2E	12	40	40	40	40				40					40				240

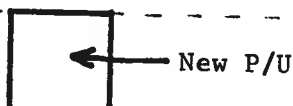
Total acres 240

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

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

R3E			R4E		
34	35	36			
			T 5 S		
			T 6 S		
3	2	1	6		

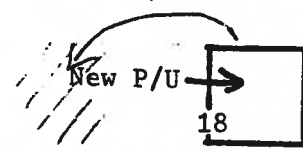
PART A



10 9 8 7

15 14 13

PART B



POINT OF DIVERSION SHOWN ON ATTACHMENT "A"

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

Showing not shown on attached plan

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

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

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

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

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

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



Subscribed and sworn to before me this

9

day of

June, 19 99.

(Signature of Applicant)

Sherl L. Chapman
(Notary Public)

My commission expires

6-14-2000**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 4 attachmentsReceived by KL Date 6/22/99

Protest filed by _____

Prelim. check by KL Fee 100⁰⁰Receipted by KL Date 6/22/99W025367

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

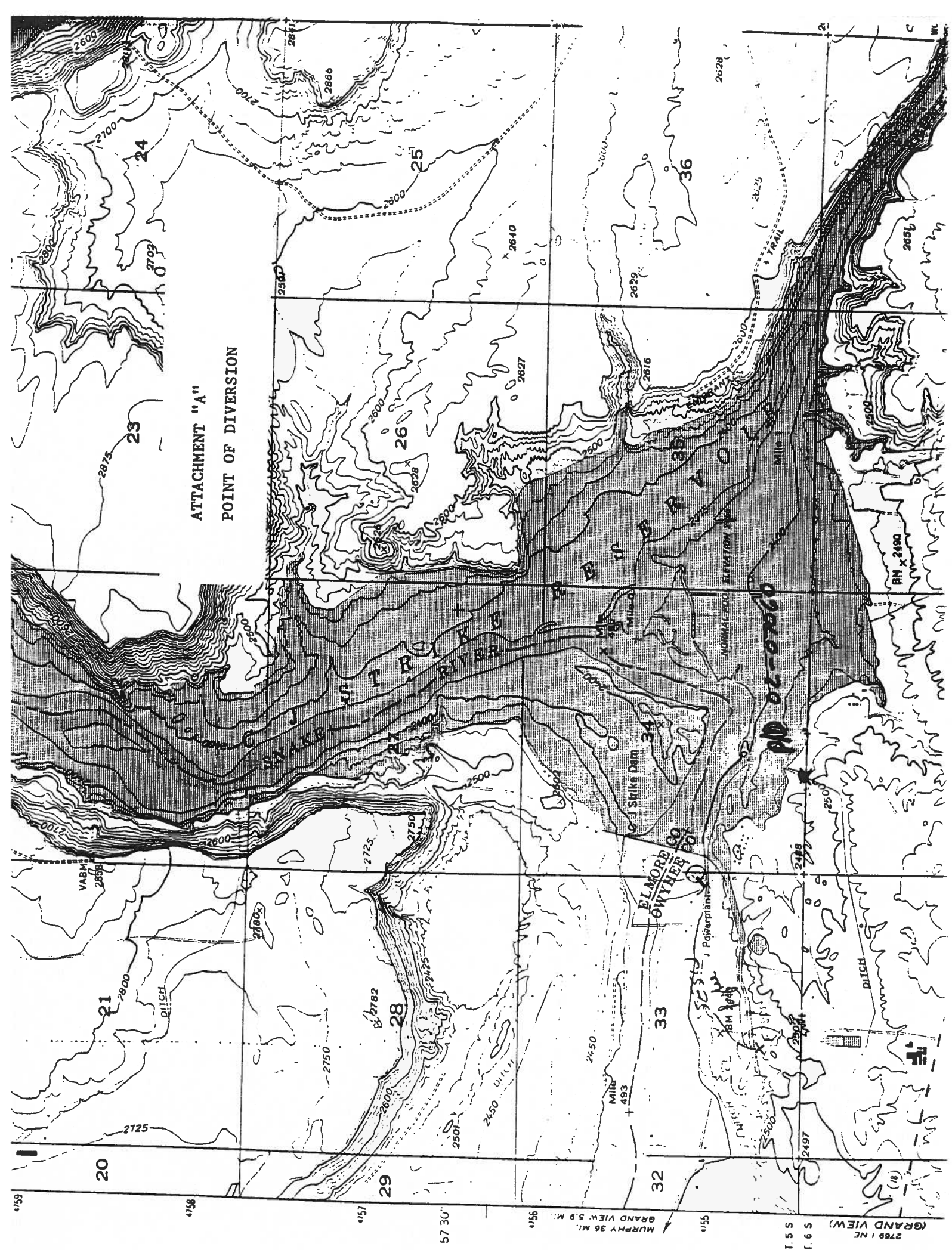
Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____



UNITED STATES DEPARTMENT OF AGRICULTURE (When filled in by Reporter ONLY.)

TRACT NO.	FIELD NO.	CROP OR LAND USE	CROP OR LAND USE SUMMARY										KEY	SHARE	DISPOSITION	METHOD	GROSS ACRES	DEDUCTIONS		NET ACRES	INITIAL & DATE
			6/15/54	1955	1956	1957	1958	1959	1960	1961	1962	1963						IDENTITY & MEAS.	ACRES		
T844	4	Oats new Seeding	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3	81.3
		3.6 T (Eligible)																			
		CP-4																			
T844	5	open field	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2	76.2
		5.6 T (Eligible)																			
		CP-4																			
6332 6332																					

U.S. Government Printing Office: 1962-509-833/1020 2-1

The Acres indicated in the eligible column are
- 6332 - 6332 - 6332 - 6332 -
2-12-61 J. M. C. Collette



Rev. — 11/78

22. Mortgagor understands and agrees that certain items of irrigation equipment hereinbefore described or referred to as "personal property" actually and as a matter of law are fixtures and are deemed a part of the land covered by this Mortgage, and that said designation as "personal property" is for convenience only and shall be disregarded in the case of any fixtures described or referred to following said designation. Except for the purpose of making replacements of personal property subject to this Mortgage and which Mortgagor now or hereafter acquires and uses in connection with and as a part of the Irrigation system and facilities hereinabove described, the Mortgagor will not sell or dispose of any of said personal property, nor attempt to do so, nor part with possession of any of the same, nor remove or mortgage personal property or any of the same, nor permit it to be removed, from the mortgaged premises, or from the adjoining adjacent lands where said personal property may be located, while this Mortgage shall remain in force and effect, without the written consent of the Mortgagee. Except insofar as prevented therefrom by fire, strikes, riots, acts of God, or other unavoidable casualties, the mortgaged personal property shall at all times while this Mortgage remains in force and effect be kept and maintained by the Mortgagor, at Mortgagor's own cost and expense, in first-class order, condition and repair, and the Mortgagor will from time to time make all replacements of such personal property which may reasonably be necessary for the irrigation and cultivation of the mortgaged premises and Mortgagor will neither commit nor suffer any damages or waste on or to the mortgaged premises and said personal property nor do or permit to be done anything that may lessen or impair the value of the mortgaged property, real or personal, or the lien or security thereof.

24. Mortgagor hereby assigns and transfers unto Mortgagee, for further security hereunder, any and all instruments evidencing Mortgagor's easements, rights of way, licenses or other rights, privileges or interests appurtenant to or used or enjoyed in connection with the installation, utilization or maintenance of its irrigation facilities used or to be used in the irrigation of the real property hereinbefore described and referred to, or for access thereto. Said assignments shall include but not be limited to the instrument(s) described as follows: See EXHIBIT "B" attached hereto and incorporated herein by reference. Such assignments to become null and void upon the payment and satisfaction of the indebtedness secured or to be secured by this Mortgage. Provided, however, that anything herein contained to the contrary notwithstanding, Mortgagor covenants and agrees fully and timely to perform each and every term, provision and condition of any and all such instruments hereinbefore referred to (whether or not specifically described herein), required to be performed by Mortgagor. Mortgagee shall have and is hereby granted the right, at its option at any time, to perform on behalf of the Mortgagor any or all of the terms, provisions and conditions in said instruments, or any of them, required to be performed by the Mortgagor and to pay or expend any and all sums as the Mortgagee, in its sole and exclusive judgment or discretion, shall deem necessary to prevent the termination of said instruments, or any of them, or the abandonment or loss of any of the Mortgagor's right or privileges therein or thereby provided, and the Mortgagor hereby agrees immediately to repay to the Mortgagee, without notice or demand, any sums so paid or expended with interest thereon at the same rate as specified in the note secured hereby or the principal thereof after default and maturity, and all such sums paid or expended by the Mortgagee with interest shall become a part of the indebtedness secured hereby and in default of immediate repayment thereof by the Mortgagor, the whole indebtedness secured hereby shall at the option of the Mortgagee become due and payable forthwith without notice.

[illegible][illegible]

~~XKX XHKGJGCMNM JBN JKCKNDEM JKAM XAHNUAK KKAHNKCN XH XAHM HKNHZMK BTQWANC~~

Robert G. Dirks
ROBERT G. DIRKS

Mechelle Dirks
MECHELLE DIRKS

County of

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 Idaho
Residing at _____, Idaho
My Commission expires on _____

EXHIBIT A

LEGAL DESCRIPTION

ALL THAT CERTAIN REAL PROPERTY SITUATED IN COUNTY OF OWYHEE, STATE OF IDAHO, TO WIT:

Parcel No. 1

In Township 6 South, Range 2 East, B.M., Owyhee County, Idaho.

Section 12: NE1/4, SE1/4NW1/4, SE1/4, E1/2SW1/4

Section 13: N1/2NE1/4, NE1/4NW1/4

In Township 6 South, Range 3 East, B.M., Owyhee County, Idaho.

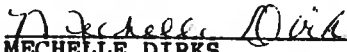
Section 7: Lot 4

Section 18: Lot 1

Parcel No. 2 - Right of Way

Right of Way for an irrigation pipeline granted by and between William O. Field and Barbara W. Field, husband and wife, J. Terry Field and Leslie A. Field, husband and wife, Francis Field, a married woman, and Bennie Gerald Chatburn, a single man, as disclosed by that certain Right of Way Agreement dated February 16, 1978, recorded August 7, 1980, in Owyhee County, Idaho as Instrument No. 164712, the location and description whereof is described as follows: Beginning at a point on the Mud Flat Canal which is located within the northerly 20 feet of the SE1/4SE1/4 of Section 8, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho thence continuing in a westerly direction across the North 20 feet of the SW1/4SE1/4 and the S1/2SW1/4 of Section 8, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho and thence continuing in a westerly direction across the north 20 feet of the S1/2S1/2 of Section 7, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho to the terminus of said pipeline easement which is located in the north 20 feet of the SW1/4SW1/4 of said Section 7.


ROBERT G. DIRKS


MECHELLE DIRKS

8601710
Dirks

EXHIBIT "B"

1. All of Mortgagor's right, title and interest, beneficial or otherwise, in and to the Mud Flat Canal Company and all easements and rights-of-way owned by said Mud Flat Canal Company as the same are more particularly described in that certain Canal Agreement dated March 9, 1977, recorded in Owyhee County, Idaho on July 25, 1977, as Instrument No. 151572, or amended and supplemented by that certain Amendment and Supplement to Canal Agreement dated July 25, 1977, recorded in Owyhee County, Idaho on August 8, 1977, as Instrument No. 151706.
2. All of Mortgagor's right, title and interest in and to that certain Right-of-Way Agreement dated February 16, 1978, recorded in Owyhee County, Idaho on August 7, 1980 as Instrument No. 164712.


ROBERT G. DIRKS

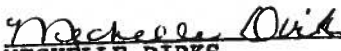

MECHELLE DIRKS

EXHIBIT "B" to Mortgage between Robert G. Dirks and Mechelle Dirks
Mortgagors, and Connecticut General Life Insurance Company,
Mortgagee

Sent by CARRIAGE HILL

11-02-99 04:18 PM

from 2084611

Page 2 / 2

SHIRLE BAHEM, Owyhee County Assessor
 Owyhee County Courthouse
 PO BOX 128
 MURPHY ID 83430

ASSESSMENT NOTICE

1999

ADDRESS SERVICE REQUESTED

CATEGORY DESCRIPTION

1 IRRGTD AC
 5 DRY GRAZING

Tax Code 29-00

LOTS/ACRES

42.700 AC
 98.600 AC

MARKET VALUE

20,496
 1,479

Taxes are based on the
 valuation listed on this statement.

FOR ANY QUESTIONS
 PLEASE NOTIFY THE
 ASSESSOR'S OFFICE BEFORE
 JUNE 25, 1999

TOTAL:

141.300

21,975

PRICE
 RP 06504E182400 A

LOTS 1&2, NENW 18 6S 4E

PROPERTY ADDRESS

VALUE:

PRIOR YEAR

21,975

CURRENT YEAR

21,975

MAIL TO:

TRIANGLE DAIRY INC

TAX:

PRIOR YEAR

227.24

ESTIMATED

227.24

PO BOX 7526
 BOISE

ID 83707

See back for details.

DO NOT PAY ESTIMATE

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT G DIRKS	04/09/1970	IRRIGATION	03-15 11-15	6.40 CFS	1600.00 AFA
C	MECHELLE DIRKS					
	HC 85 BOX 344					
	GRANDVIEW ID 83624			TOTAL DIVERSION:	6.40 CFS	1600.00 AFA
	(208) 834-2404					

Water Source: SNAKE RIVER

Tributary to: COLUMBIA RIVER

Stage: LICENSE

Point(s) of Diversion: T05S R04E S34 Lot09(SESW)

OWYHEE County

Place of use Legal Description for: IRRIGATION

								NE				NW				SW				SE					
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	-----	
06S	02E	12	:	40	40	40	40	:				40	:					:	40			40	:	280.0	
06S	03E	7	:					:					:					:					:	40.0	
																			04-40	:	TOTAL ACRES				320.0

POU County: OUYHEE

Non-Irrigation Uses: NONE.

Other Rights: CLAIM NO. A02-07064.

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

A02-00071	A02-02153	A02-02154	A02-02242	A02-02243	A02-02275	A02-02279	A02-02288	A02-02308	A02-02380
A02-02418	A02-02423	A02-02424	A02-04026	A02-07012	A02-07059	A02-07064	A02-07103	A02-07104	A02-07126
A02-07154	A02-07168A	A02-07168B	A02-07168C	A02-07206	A02-07237A	A02-07242C	A02-07242D	A02-07275	A02-07279A
A02-07344	A02-07389	A02-10012							

Remarks: GEN DESC. OF DIVERTING WORKS - PUMPING PLANT FROM C.J. STRIKE RES. TO BYBEE CANAL, THEN PUMP IN BYBEE CANAL TO MUDFLAT CANAL WITH REDIVERSION POINTS ALONG MUDFLAT CANAL FOR SPRINKLER IRRIGATION. NOTE: THIS PROPERTY IS PRESENTLY UNDER THE CRP PROGRAM AND WILL BE FOR APPROX. 10 YEARS.

Dates: **Exam Made Date:** **Verified Date:** 11/12/1985 **Objection Filed Date:**

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

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: A02-07060
Date Received: 1/10/1989
Receipt No: W008/905
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT G. DIRKS 208-834-2404
Address: HC 85, BOX 344
GRANDVIEW, ID 83624
OR
Name: MECHELLE DIRKS 208-834-2404
Address: HC 85, BOX 344
GRANDVIEW, ID 83624

2. Date of Priority: APR 09, 1970

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	04E	34	SE	SW		9	OWYHEE

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	6.400		1600.00

7. Total Quantity Appropriated is:
6.400 C.F.S. (and/or) 1600.00 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
06S	02E	12	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SE	NW		IRR	40.0
			NE	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				
03E	7	SW	SW	4	IRR	40.0	
Section Acres						40.0	
Total Acres						320.0	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
CLAIM NO. A02-07064.

14. Remarks:
DESC. OF DIVERTING WORKS - PUMPING PLANT FROM C.J. STRIKE RES. TO BYBEE CANAL, THEN PUMP IN BYBEE CANAL TO MUDFLAT CANAL WITH REDIVERSION POINTS ALONG MUDFLAT CANAL FOR SPRINKLER IRRIGATION.
NOTE: THIS PROPERTY IS PRESENTLY UNDER THE CRP PROGRAM AND WILL BE FOR APPROX. 10 YEARS.

15. Basis of Claim: LICENSE

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): Robert S. Duke Date: 1-10-89

Date: _____

State of Idaho)
County of ADA) ss.

Subscribed and sworn (or affirmed) before me this 10th day
of Jan 19 89 Jan Thunte
Seal Notary Public
Residing at Meridian ID
My Commission Expires 9-14-94

~~MICROFILMED~~
~~AUG 07 1992~~

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5486
WATER RIGHT NO(S). 02-07060A/02-07060B

This is to certify that:

Right 02-07060A
ROBERT DIRKS
HC 85 BOX 344
GRAND VIEW ID 83624

Right 02-07060B
J R SIMPLOT REVOCABLE TRUST
PO BOX 27
BOISE ID 83707

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 02-07060A :			
IRRIGATION	03/15 to 11/15	5.60 CFS	1120.0 AF
Priority: 04/09/1970			
Right No. 02-07060B :			
IRRIGATION	03/15 to 11/15	0.80 CFS	160.0 AF
Priority: 04/09/1970			
TOTAL:		6.40 CFS	1280.0 AF

SOURCE

SNAKE RIVER

TRIBUTARY OF

COLUMBIA RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 9 (SWSESW), Sec. 34, Township 05S, Range 04E
OWYHEE County

PLACE OF USE: IRRIGATION

Right No. 02-07060A :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	02E	3	SESE 40			40
	12		NENE 40	NWNE 40	SWNE 40	
			SENE 40	SENE 40	NESE 40	240

Right No. 02-07060B :

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	04E	18	Lot 2 (SWNW) 40			40

Total number of acres irrigated: 320

MICROFILMED

JUL 12 2000

TRANSFER NO. 5486
WATER RIGHT NO(S). 02-07060A/02-07060B

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device 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.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date of this approval.

Dated this 30th day of June, 2000.

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED
JUL 12 2000

Mar. 22. 2000 3:39PM

FILED - RECORDED

00 MAR 22 PM 3:28

RECORDATION REQUESTED BY:

231800

*Deligance*BY *Bi Out*

WHEN RECORDED MAIL TO:

RECEIVED

JUN 30 2000

Department of Water Resources

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

WARRANTY DEED

(2)

FOR VALUE RECEIVED, Triangle Dairy, Inc., an Idaho corporation, fka Tate Dairy, Inc., the "Grantor," hereby GRANTS, BARGAINS, SELLS AND CONVEYS to J.R. Simplot, as Trustee of the J.R. Simplot Self-Declaration of Revocable Trust, established by written instrument dated December 21, 1989, and registered in the Fourth Judicial District of the State of Idaho, Ada County, as No. 3T-788, of 999 Main Street, Ste. 1300, Boise, Idaho 83702, the "Grantee," the following described real property situated in the County of Owyhee, State of Idaho, to-wit:

Legally described on Exhibit A attached hereto and made a part hereof,

To have and to hold the said premises with their appurtenances unto the said Grantee, its successors and assigns forever. The said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that said premises are free from all encumbrances, save and except as hereinafter provided, and that they will warrant and defend the same from all lawful claims whatsoever. The encumbrances to which the premises are subject are as follows:

1. Encroachments, overlaps, boundary line disputes, and any other matters which may be disclosed by an accurate survey.
2. Taxes or special assessments for 1999 and thereafter.
3. Setbacks, zoning regulations, rules, regulations, and laws affecting and governing the said premises.
4. Those certain matters contained in the public records of Owyhee County, Idaho, and specifically identified in that certain Commitment for Title Insurance Order No. 00022423, effective date January 4, 2000, revised March 2, 2000, issued by Chicago Title Insurance Company as exception Nos. 8 - 35, inclusive, on Schedule B, Section 2 thereof.

WARRANTY DEED - 1

MICROFILMED
JUL 12 2000

Mar. 22. 2000 3:39PM

NO. 0293 P. 3/1

DATED this 21st day of March 2000.

GRANTOR:

TRIANGLE DAIRY, INC.,
fka TATE DAIRY, INC.

By Kathleen A. Tate
President

Attest:

By: William D. Tate
Secretary

WARRANTY DEED - 2

MICROFILMED

JUL 12 2000

Mar. 22. 2000 3:39PM

STATE OF IDAHO)

County of Ada) ss.

On this 31st day of March, 2000, before me, a notary public, personally appeared Kathleen A. Tate and William D. Tate, known or identified to me to be the President and Secretary, respectively, of Triangle Dairy, Inc., fka Tate Dairy, Inc., the corporation that executed the within instrument, and known to me to be the persons who executed the within instrument on behalf of said corporation 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.



Shawn L. Marcuse
Notary Public for Idaho
Residing at Boise ID
Commission Expires: 2-12-02

WARRANTY DEED - 3

MICROFILMED

JUL 12 2000

Mar. 22. 2000 3:40PM

ORDER NO. 00022423 PRW

EXHIBIT "A"

PARCEL I

All in Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho.

Section 1: Northwest Quarter Southwest Quarter; South Half Southwest Quarter; Southwest Quarter Southeast Quarter.

Section 2: Lot 2; South Half Northeast Quarter; Southeast Quarter.

Section 10:

The East Half of the Northeast Quarter, and the East Half of the Southeast Quarter of Section 10, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho.

EXCEPTING THEREFROM the following described parcel:

A parcel of land located in the East Half of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 10, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

COMMENCING at the Quarter corner common to Section 3 and the said Section 10, from which the Northeast corner of Section 10, as same was re-established with reference monuments by Tommy G. Banks, Cadastral Surveyor for the Bureau of Land Management in 1967, bears South 89 degrees 48'55" East, 2657.45 feet; thence South 89 degrees 48'55" East, 2427.31 feet; thence South 01 degrees 36'26" West, 32.23 feet to a point in the center of the Northerly end of an existing runway, said point being the REAL POINT OF BEGINNING; thence South 88 degrees 23'26" East, 75.00 feet; thence South 01 degrees 36'26" West, 2935.82 feet; thence North 90 degrees 00'00" East, 233.71 feet (more or less) to a point on the East boundary of said Section 10; thence along said East boundary South 00 degrees 26'00" West, 177.02 feet (more or less); thence South 90 degrees 00'00" West, 561.66 feet; thence North 13 degrees 34'11" East, 142.29 feet; thence North 78 degrees 02'35" East, 148.85 feet; thence North 01 degrees 36'26" East, 2947.88 feet; thence South 88 degrees 23'34" East, 75.00 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a parcel of land situate in the Northeast Quarter Southeast Quarter of Section 10, Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

MICROFILMED

JUL 12 2000

Continuation of Exhibit A

Order No.: 00022423 PRW

COMMENCING at a point 1367 feet due North of the Southeast section corner of Section 10, Township 6 South, Range 3 East, Boise Meridian, in the Northeast Quarter Southeast Quarter of said Section 10, being the REAL POINT OF BEGINNING; thence North 200 feet; thence West 150 feet; thence South 200 feet; thence East 150 feet to the REAL POINT OF BEGINNING.

AND

Section 11: North Half Northeast Quarter.

Section 12: North Half Northeast Quarter; Southeast Quarter Northeast Quarter; Northeast Quarter Southeast Quarter.

Section 14: Southwest Quarter Northwest Quarter.

Section 15: East Half Northeast Quarter.

PARCEL II

All in Township 6 South, Range 4 East, Boise Meridian, Owyhee County, Idaho.

Section 7: Lots 1, 2, 3, and 4; Southeast Quarter Southwest Quarter.

Section 18: Lot 1; Northeast Quarter Northwest Quarter.

PARCEL III

All in Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho.

Section 11: West Half; Southeast Quarter; South Half Northeast Quarter.

Section 12: West Half; Southwest Quarter Northeast Quarter; West Half Southeast Quarter; Southeast Quarter Southeast Quarter.

Section 13: North Half; Northwest Quarter Southeast Quarter.

Section 14: Northeast Quarter; North Half Northwest Quarter; Southeast Quarter Northwest Quarter.

Mar. 22, 2000 3:41PM

Continuation of Exhibit A

Order No.: 00022423 PRW

PARCEL IV

All in Township 6 South, Range 4 East, Boise Meridian, Owyhee
County, Idaho.

Section 18: Lot 2.

MICROFILMED

JUL 12 2000

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED,

Triangle Dairy, Inc.

organized and existing under the laws of the State of Idaho, with its principal office at PO Box 7026
Boise, ID 83707 of County of Ada, State of Idaho
GRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto
John B. Unruh Trust

Grantee(S), whose current address is: Box 156 Montezuma, KS 67867
the following described real property in Owyhee County, State of Idaho,
more particularly described as follows, to wit:
Township 6 South Range 3 East, Boise Meridian, Owyhee County, Idaho

Section 13: W1/2SW1/4
Section 14: S1/2
Section 23: NE1/4, N1/2NW1/4
Section 24: W1/2NW1/4

EXCEPTING AND RESERVING unto Grantor and its successors and assigns a permanent easement and right-of-way for roadway purposes over and across that certain road known as South Side Boulevard located along the northerly 36 feet of the herein described real property.

FILED - RECORDED

226768

NOV 2 1998 PM 4:54

WILLIAM D. TATE, JR.
OWYHEE COUNTY RECORDER
BY: [Signature] DEPUTY

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does/do hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this 30th day of November, 1998.

Triangle Dairy, Inc. Corporate Name
[Signature] President
[Signature] Vice Pres.

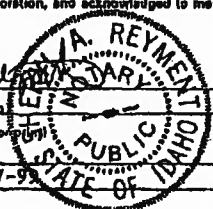
ACKNOWLEDGEMENT-Corporate

STATE OF Idaho, County of Elmore, ss.

On this 30th day of November
in the year of 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared

Kathleen A. Tate/William D. Tate
known or identified to me to be the Pres/Vice Pres of the corporation that executed the instrument or the person(s) who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Signature: [Signature]
Name: Sheryl A. Reymen
(Type or Print)
Residing at: Mountain Home
My commission expires: 12-27-99



MICROFILMED

JUL 12 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5486

RECEIVED

AUG 16 1999

Department of Water Resources

could be questions/arise during
re processing of this applica
on please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Robert Dirks Phone 834-3344
Post Office address HC 85, Box 344, Grand View, ID 83624

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes A portion of the land will be removed from irrigation
and a portion will be moved to a new place of use.

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

- | Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|------------------|---------------|-----------------------|-------------------|-----------------------------|
| <u>02-07060A</u> | <u>4/9/70</u> | <u>5.60</u> | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| <u>02-07060B</u> | <u>"</u> | <u>.80</u> | <u>"</u> | <u>"</u> to <u>"</u> |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 6.40 cubic feet per second and/or 1.600 acre-feet per annum.
3. Source of water Snake River tributary to Columbia River
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
9	SW	SE	SW	34	5S	4E	Owyhee	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
			PART "A"																
6S	2E	12	40	40	40	40				40					40				240
6S	3E	3															40		40
															TOTAL				280
			PART "B"																
6S	4E	18							42	40									40
															TOTAL				40

JUL 12 2000

Total acres 320

RK5

TANGL
IRY

MICROFILMED

PART I**6. General Information:**

a. Description of diversion system Pumping plant in Snake River; canal to irrigated land with both gravity and pumped distribution systems.

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

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

A portion of the land (80 acres) will no longer be irrigated.

d. Remarks:

The land from which the water is to be transferred has been in CRP. Set aside documents are attached (Attachment "B").

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

MICROFILMED
JUL 12 2000

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 02-07060 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☐ Warranty Deed

☒ Other Sales Contract

3. Source of water Snake River tributary to Columbia River

4. Date or priority 4/9/70

5. Water is used for the following purpose:

amount 6.40 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.40 cubic feet per second and/or 1,600 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
9		SE	SW	34	5S	4E	Owyhee	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	2E	12	40	40	40	40				40					40			40	280
6S	3E	7											40						40

MICROFILMED

JUL 12 2000

Total acres 320

9. Describe any other water rights used for the same purpose as described above None

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 1.60 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
9	SW	SE	SW	34	5S	4E	Owyhee	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	4E	18							40										40
6S	3E	3																40	40

Total acres 80**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 4.8 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
9	SW	SE	SW	34	5S	4E	Owyhee	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	2E	12	40	40	40	40				40					40				240

JUL 12 2009

Total acres 240

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

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

			R3E		R4E	
34		35		36		31
						T 5 S
						T 6 S
3	2		1		6	
<i>PART A</i> ← New P/U						
10		9		8		7
<i>PART B</i> New P/U →						
15	14		13		18	

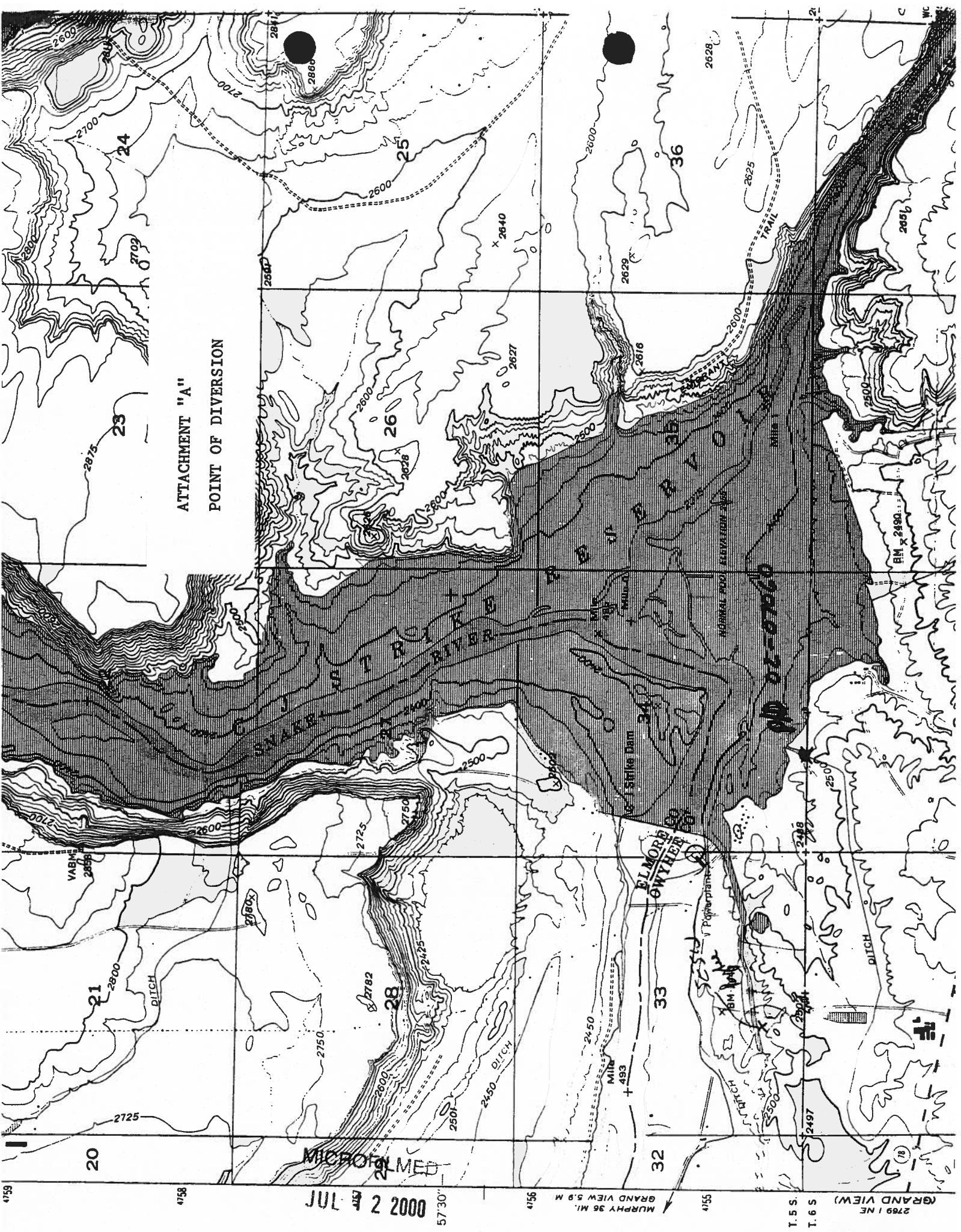
MICROFILMED

JUL 12 2000

POINT OF DIVERSION SHOWN ON ATTACHMENT "A"

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

SWNW, not SWNE-per Sherl Chapman



ATTACHMENT "A"
POINT OF DIVERSION

MICROFILMED

JUL 4 2 000

57°30'

47°55'

MURPHY 36 MI.
GRAND VIEW 5.9 M.

47°55'

T. 5 S.
T. 6 S.

(GRAND VIEW)
2769' NE

1

1

1

1

1318

1413

MICROFILMED

12 2000

11/12/13

11/12
1413

166

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

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

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

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

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

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



(Signature of Applicant)

Subscribed and sworn to before me this 9 day of June, 19 99.

(Notary Public)

My commission expires 6-14-2000**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 4 attachmentsReceived by KH Date 6/22/99 Protest filed by _____Prelim. check by LS Fee 100⁰⁰Receipted by KH Date 6/22/99 W025367

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

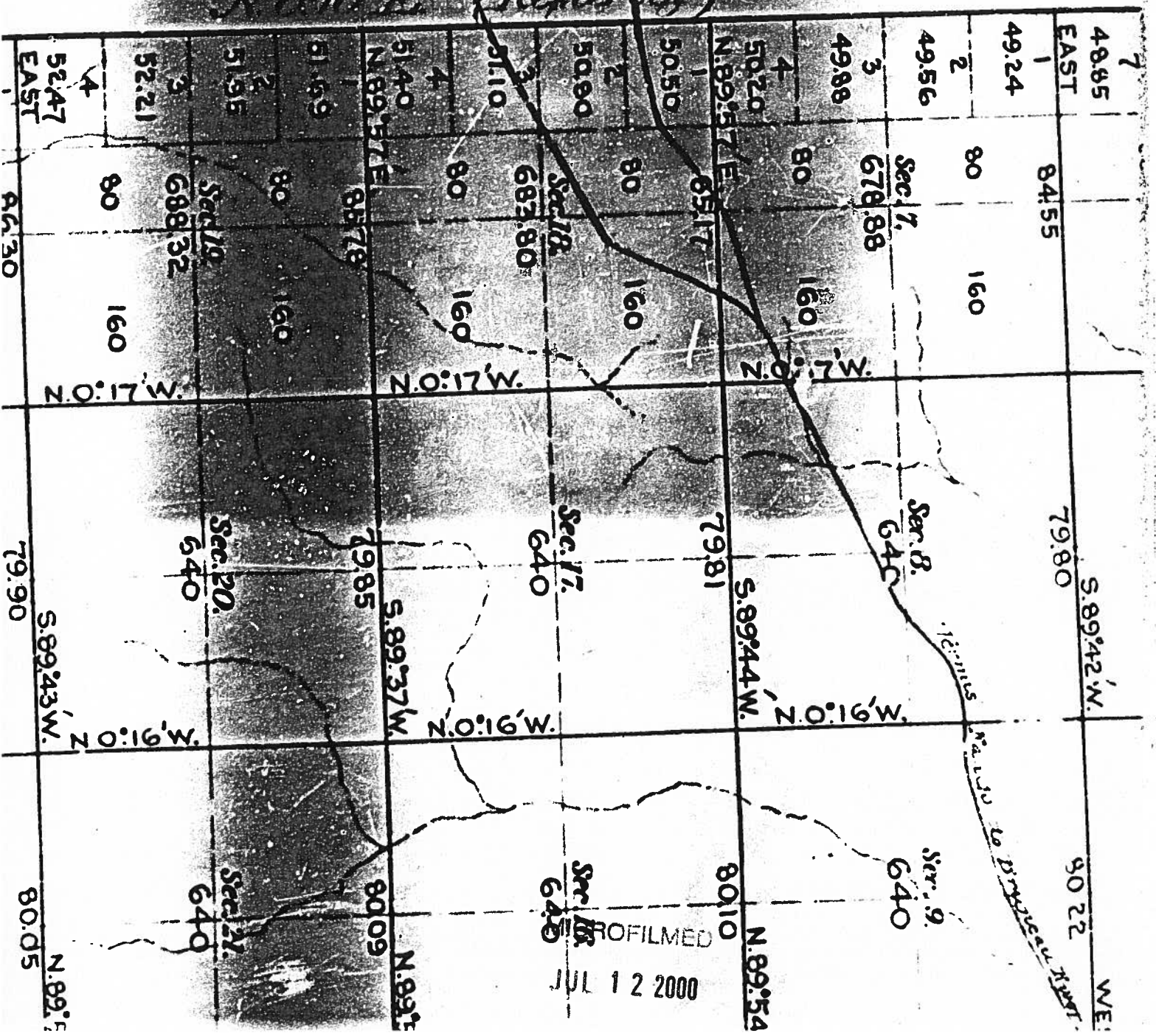
Copy of transfer sent to lien holder _____

MICROFILMED

JUL 12 2000

11

NO. 10 R. (Resurvey)



REPROFILMED
JUL 12 2000

CRP-1
(02-21-86)U.S. DEPARTMENT OF AGRICULTURE
Agricultural Stabilization and Conservation Service
Commodity Credit Corporation

ST. & CO. CODE & C/D

2. CONTRACT NO.

3

3. FARM NO.

CONSERVATION RESERVE PROGRAM CONTRACT

16 073 0 C 496 739

NOTE:

The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a): The authority for requesting the information to be supplied on this form is the Food Security Act of 1985, P.L. 99-198, and the regulations promulgated thereunder (7 CFR Part 704) and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court, magistrate, or administrative tribunal. Furnishing of the Social Security Number (SSN) is mandatory. Furnishing all other information is voluntary; however, failure to furnish the correct, complete information requested will result in rejection of the offer to enter into the contract.

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners and operators (referred to as "Owner" and "Operator", respectively) on the farm identified above (referred to as "Farm") for the fields and acres (referred to as "designated acreage") identified in Items 8-17 below and on the Conservation Reserve Program ("CRP") for a period of 10 years. The Owner and Operator also agree to implement on such designated acreage conservation practices based upon the conservation plan or other conservation practices as are identified in the Appendix to this contract. The Owner and Operator agree to comply with the terms and conditions contained in the Conservation Reserve Program Contract (referred to as "CRP-1") and the Appendix to CRP-1. A copy of the CRP-1 and Appendix to CRP-1 has been provided to the Owner and Operator and that the Owner and Operator has signed the last page of such Appendix which will be kept on file in the County Agricultural Stabilization and Conservation Service (ASCS) Office. By signing below, the Owner and Operator also agree to allow CCC a period of 30 days from the close of the applicable signup period to accept this Contract and agree to pay liquidated damages in an amount specified in the Appendix if the Owner and Operator do not allow CCC such 30-day period in which to execute this Contract.

ATTACHMENT "B"

CRP CONTRACT

4. OWNERS AND OPERATORS

A. OPERATOR NAME AND ADDRESS

Robert Dirks
HC 85 Box 344
Grandview, ID 83624

SHARE

SSN

100%

519 56 5917 1

SIGNATURE

Robert Dirks

DATE

5/14/86

B. OWNER NAME AND ADDRESS

Conn. Gen. Life Insur. Co
% Tippet Land + mortgage
1705 N. Cedar
Boise, ID 83704

SHARE

SSN

0%

Alfred B. Tippet for
Conn. Gen. Life Insur. Co.

SIGNATURE

DATE

5/14/86

C. NAME AND ADDRESS

On 3-18-87 Robert Dirks present proof of purchase of this farm at the Owyhee County Assessor's office. Conn. Gen. Life Insur. Co. therefore no longer has any interest in this land or contract.

SHARE

SSN

D. NAME AND ADDRESS

SHARE

SSN

%

Robert Dirks

SIGNATURE

DATE

5. ACRES FOR CRP

633.2

6. RENTAL RATE PER ACRE

\$

39.99

7. CONTRACT PERIOD

FROM

5-16-86

TO 9-30-91
9-30-96
9-30-98

TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES	TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES
8	9	10	11	12	13	14	15	16	17
T 844	1	CP-4	160.0	Pay 51% Seed 50%					
"	2	CP-4	159.4	"					
"	3	CP-4	156.3	"					
"	4	CP-4	81.3	"					
1	5	CP-4	76.2	"					

18. ANNUAL PAYMENT

25321.76

19. CCC USE ONLY - Payments according to the shares are approved.

CCC REPRESENTATIVE'S SIGNATURE

William R. Strickland

DATE

9-3-86

REPORT OF ACREAGE

6-7-78

determine eligibility for assistance. Furnishing this data is voluntary; however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the Act.

TRACT NO.	FIELD NO.	CROP OR LAND USE	Offered Acres	Eligible Acres	1985	1984	1983	1982	1981	KEY SHARE	DISPOSITION	METHOD	GROSS ACRES	DEDUCTIONS IDENT./MEAS.	ACRES	NET ACRES	INITIAL &
1	2	New Seedlings ALFALEA 3.6 T (Eligible)	160.0	160.0	New Seedlings	Barley	Pot	Pot	Corn	5	7	0	3	10	11	12	
2		Class 3S CP-4			Conv	Conv	Conv	Conv	Conv	6							
3		New Seedlings ALFALEA 4.2 T (Eligible)	154.4	154.4	Conv	Conv	Conv	Conv	Conv								
4		Class 3S CP-4			New Alfalfa	Barley	Pot	Corn	Corn								
5		New Seedlings ALFALEA 4.2 T (Eligible)	156.3	156.3	Conv	Conv	Conv	Conv	Conv								
6		Class 3S CP-4			New Seedlings	Boats	Corn	Corn	Bean								
7																	

SECTION I - FARM FIELD REPORT (NOTE: Gray Shaded Area to be Filled In by Reporter ONLY.)

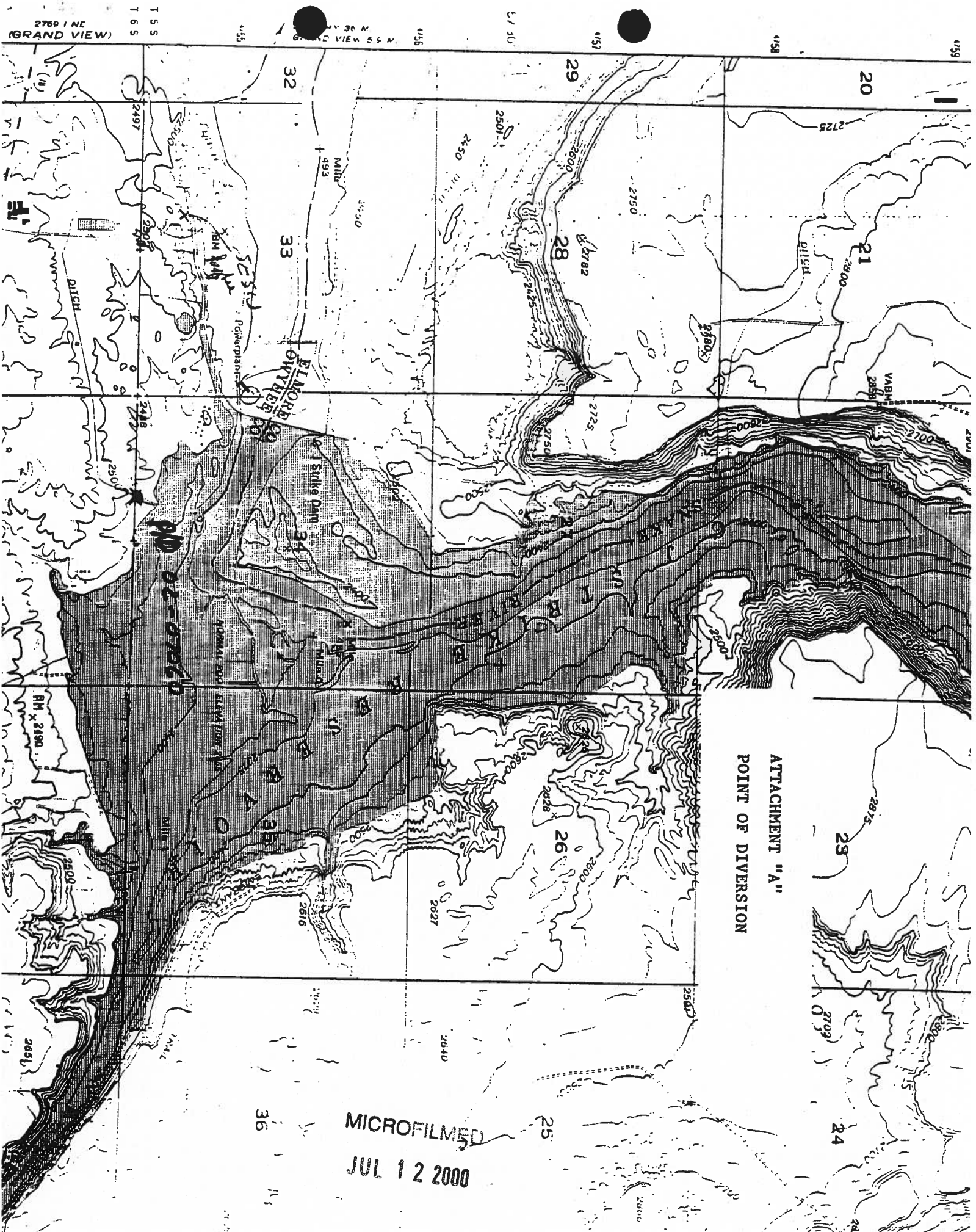
TRACT NO.	FIELD NO.	CROP OR LAND USE	Offered Acres	Eligible Acres	1985	1984	1983	1982	1981	KEY SHARE	DISPOSITION	METHOD	GROSS ACRES	DEDUCTIONS IDENT./MEAS.	ACRES	NET ACRES	INITIAL &
1	2	New Seedlings ALFALEA 3.6 T (Eligible)	160.0	160.0	New Seedlings	Barley	Pot	Pot	Corn	5	7	0	3	10	11	12	
2		Class 3S CP-4			Conv	Conv	Conv	Conv	Conv	6							
3		New Seedlings ALFALEA 4.2 T (Eligible)	154.4	154.4	Conv	Conv	Conv	Conv	Conv								
4		Class 3S CP-4			New Alfalfa	Barley	Pot	Corn	Corn								
5		New Seedlings ALFALEA 4.2 T (Eligible)	156.3	156.3	Conv	Conv	Conv	Conv	Conv								
6		Class 3S CP-4			New Seedlings	Boats	Corn	Corn	Bean								
7																	

TOTAL OPERATOR REPORT	
TOTAL REPORTER'S REPORT	

SECTION II - OPERATOR'S CERTIFICATION
I certify to the best of my knowledge and belief that the acreages of crops and land reported herein are true and correct. Further, my signature constitutes authority for ASGS.

Robert Ours R-12-81

DATE



ATTACHMENT "A"
POINT OF DIVERSION

MICROFILMED
JUL 12 2000