

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 43-12960
Date Received: 3/5/01
Receipt No: 5023648
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUNSET RANCHES
% DONALD F JOHNSON
PO BOX 761
BURLEY ID 83318

Phone: (208)678-4194

2. Date of Priority: 06/30/1985

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:

3 WELLS & PUMPS TO SPRINKLER SYSTEMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.44	

7. Total Quantity Appropriated is:
1.44 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

43-12960

03/05/2001

1

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12S	26E	24	NW	SE	IRRIGATION	5
			SW	SE	IRRIGATION	5
					Section Acres	10
12S	26E	25	NW	NE	IRRIGATION	5
			SW	NE	IRRIGATION	12
					Section Acres	17
12S	27E	19	SE	SW	IRRIGATION	31
			NW	SW	IRRIGATION	5
				3	Section Acres	36
12S	27E	30	NE	NW	IRRIGATION	36
			NW	NW	IRRIGATION	5
			SE	NW	IRRIGATION	30
				1	Section Acres	71
					Total Acres	134

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:

EXPANSION CLAIM OF 43-02422 & 43-10238 PER IDAHO CODE 42-1416b.

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Pres of
Sunset Ranch Inc. Title _____, that I have signed the foregoing
Organization document in the space below as Pres of
Sunset Ranch Inc. Title _____ and that the statements contained in the
Organization foregoing document are true and correct. Donald Johnson
Signature of Authorized Agent
Pres Sunset Ranch Inc
Title and Organization
3-5-2001
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th
of March 2001

Jeanie Robertson

Notary Public

Residing at Twin Falls, Id.

My commission Expires 9-28-2006



COPY

Idaho Department of Water Resources Receipt

Receipt ID S023648

Payment Amount \$50.00 Date Received 3/5/01 3:14:49 PM Region Southern Status 
Payment Type Check Check Number 353

Payer JOHNSON, DONALD F

Comment A43-12960

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	ADJUDICATION FILING FEE	0337		44503	1155


Signature Line (Dept. Representative)

COPY

2001 NOV 23 PM 1:23

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

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

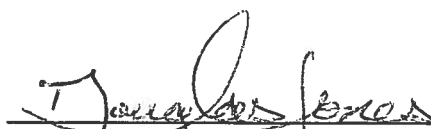
An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

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

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

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

Dated: 11/16/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

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

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



Signature of person or attorney mailing the form

11/15/2001

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

2001 NOV 23 PM 1:23

IDAHO DEPARTMENT OF WATER RESOURCES
CASSIA COUNTY, IDAHO
FILED

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.100 CFS
648.00 AFY

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

PRIORITY DATE: 02/15/1955

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

585 ACRES TOTAL

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

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

11/15/2001

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

11/15/2001

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

RIGHT NUMBER: 43-10238

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.200 CFS
1,156.00 AFY

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

PRIORITY DATE: 09/01/1961

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

585 ACRES TOTAL

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

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

11/15/2001

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

11/15/2001

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

RIGHT NUMBER: 43-12960

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.440 CFS

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

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

585 ACRES TOTAL

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

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

11/15/2001

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

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

November 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SUNSET RANCH INC
PO BOX 761
BURLEY ID 83318

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

Dear Claimant:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist

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

RECEIVED

NOV 16 2001

Department of Water Resources
Southern Region

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

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

Summary of Water Rights Before the Proposed Change

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

Purpose of Transfer (Changes Proposed)

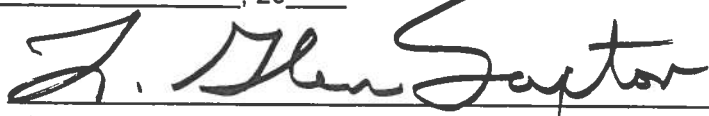
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-12960	NO	NO	NO	YES	NO	NO
43-2422	NO	NO	NO	YES	NO	NO
43-10238	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-12960	43-12960	1.44 cfs		134.0	585.0		N/A	N/A	N/A	N/A
43-2422	43-2422	3.10 cfs	648.0 af	162.0	585.0		N/A	N/A	N/A	N/A
43-10238	43-10238	3.20 cfs	1156.0 af	289.0	585.0		N/A	N/A	N/A	N/A
TOTALS		6.30 cfs	1804.0 af	N/A	585.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of November, 2001


Chief, Water Allocation Bureau

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

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

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

Priority Date: 02/15/1955

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENW	Sec. 30 Twp 12S	Rge 27E	CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S 26E 24													32.0	28.0	28.0	39.0	127.0
12S 26E 25	40.0	33.0	29.0	38.0													140.0
12S 27E 19									51.0	51.0	41.0						143.0
12S 27E 30					41.0	52.0	50.0	32.0	L3	L4							175.0
						L1	L2										

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-2422 is limited to the irrigation of 162.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

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

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 13th day of November, 2001



Chief, Water Allocation Bureau

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

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

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

Priority Date: 09/01/1961

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENW	Sec. 30 Twp 12S	Rge 27E	CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	26E	24													32.0	28.0	28.0	39.0	127.0
12S	26E	25	40.0	33.0	29.0	38.0													140.0
12S	27E	19										51.0	51.0	41.0					143.0
12S	27E	30					41.0	52.0	50.0	32.0		L 3	L 4						175.0
								L 1	L 2										

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-10238 is limited to the irrigation of 289.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

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

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 13th day of November, 2001



Chief, Water Allocation Bureau

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

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

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

Priority Date: 06/30/1985

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SESENE	Sec. 25 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	Lot 2 SWSWNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County
GROUND WATER	SENNW	Sec. 30 Twp 12S	Rge 27E	CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	26E	24													32.0	28.0	28.0	39.0	127.0
12S	26E	25	40.0	33.0	29.0	38.0													140.0
12S	27E	19									51.0	51.0	41.0						143.0
12S	27E	30					41.0	52.0	50.0	32.0	L3	L4							175.0
							L1	L2											

Total Acres: 585

CONDITIONS OF APPROVAL

- Right 43-12960 is limited to the irrigation of 134.0 acres within the place of use described above in a single irrigation season.
- Rights 43-193, 43-194, 43-195, 43-2422, 43-10238 and 43-12960 when combined shall not exceed the irrigation of 585.0 acres in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 43-2422, 43-10238 and 43-12960 shall not exceed 6.30 cfs, nor total combined annual volume of 1804.0 af.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

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

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Right 43-12960 is an expansion of Rights 43-2422 & 43-10238 pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 13th day of November, 2001



Chief, Water Allocation Bureau

VERIFIED BY

3/7/01

03/07/2001

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

RIGHT NUMBER: 43-12960

NAME AND ADDRESS: SUNSET RANCHES
% DONALD F JOHNSON
PO BOX 761
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.44 CFS

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

PRIORITY DATE: 06/30/1985

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

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	1.44 CFS

PLACE OF USE:

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

585 ACRES TOTAL

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

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

Water Right 43-12960

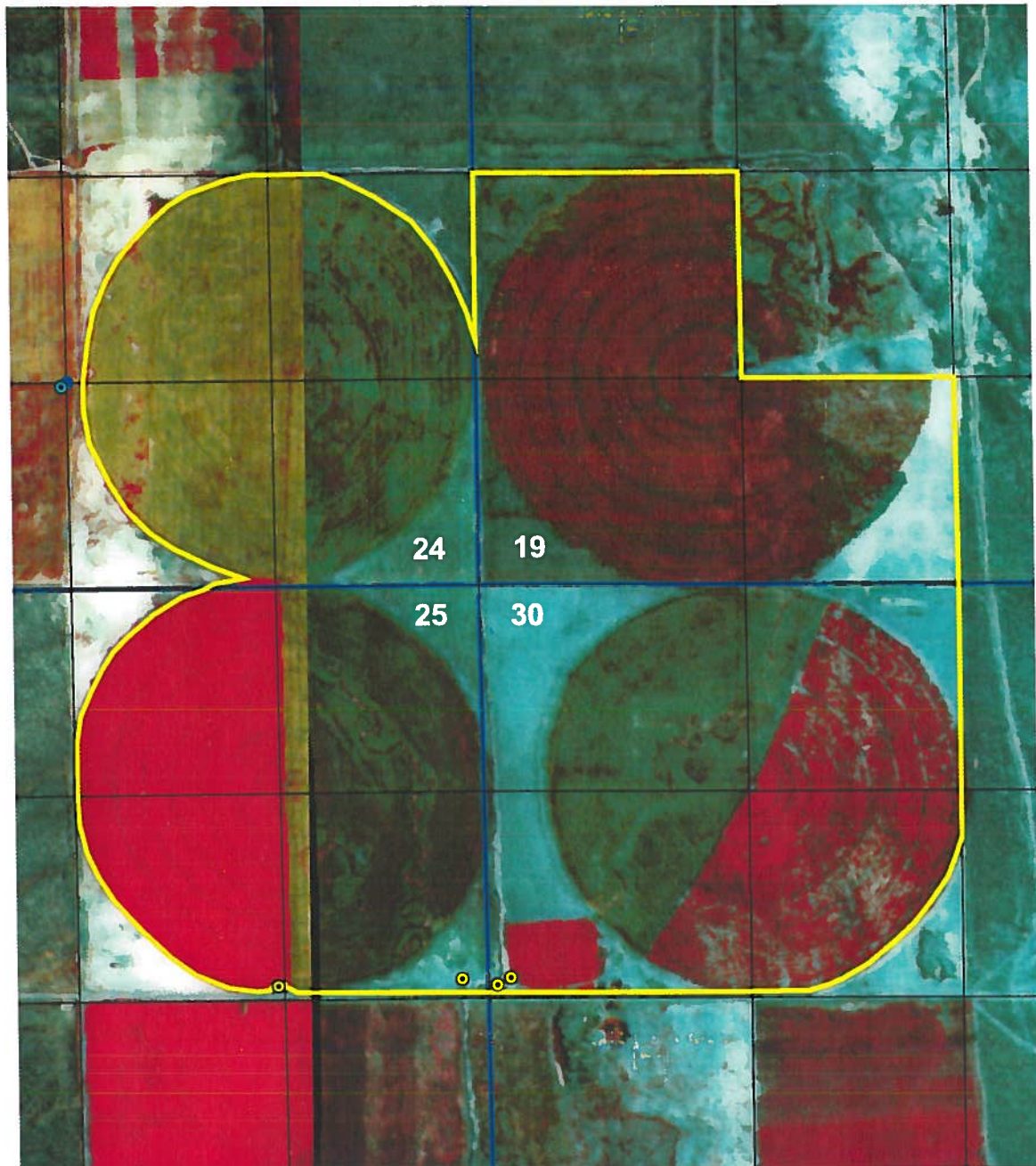
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO
CODE.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

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



0 1320 2640 Feet

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



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

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

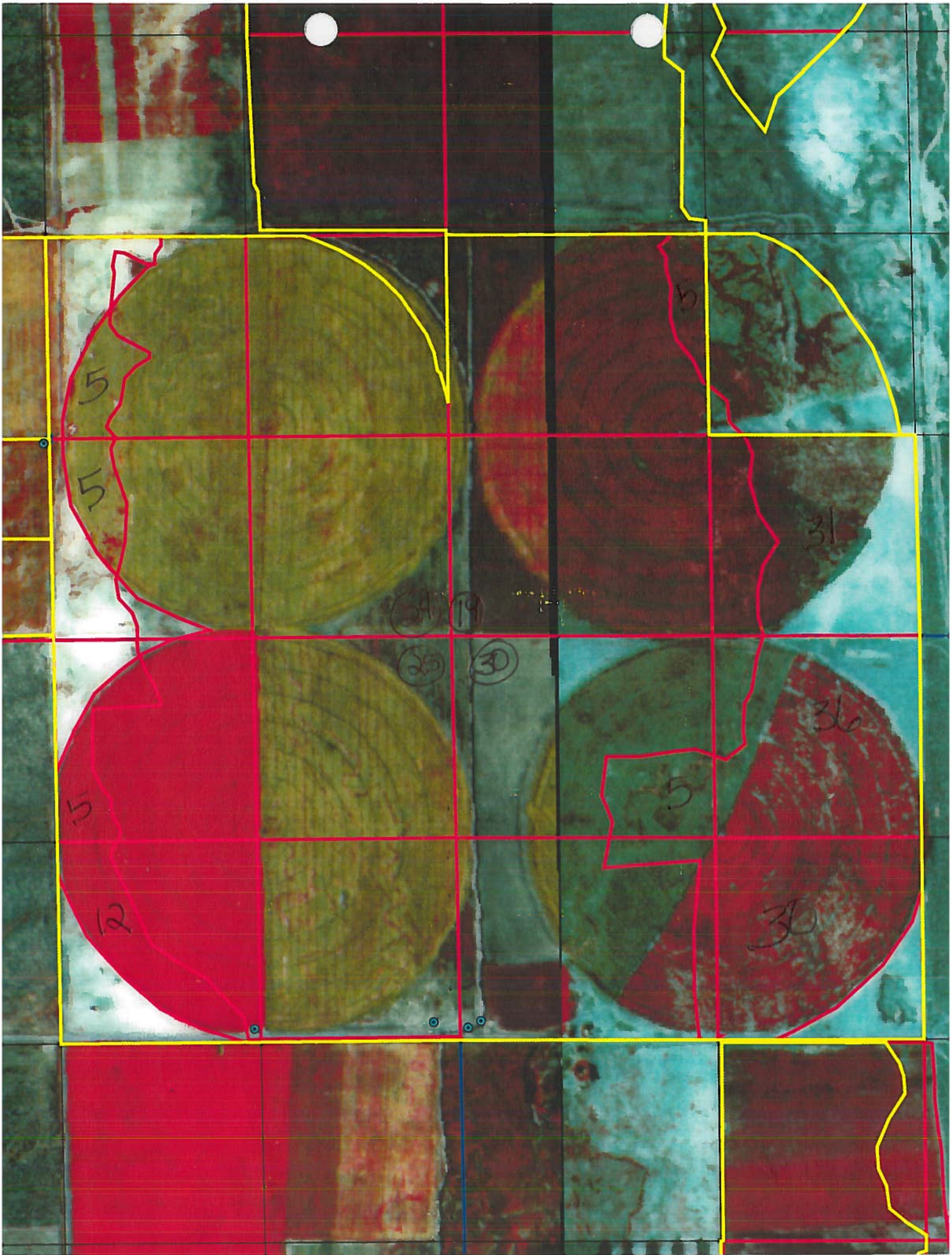
RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	12S	27E	19										5		31					36

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	12S	27E	30					36	5		30									71

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	12S	26E	24														5	5		10

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	12S	26E	25		5	12														17

$6.3 \div 585 \times 134 = 1.44$
 $43 - 12960 = 134 \text{ Ac.}$



T=451 allowed as B.U.
-162 lbs. in lot 43 - 10238
289A.

24

39

47

25

39

51

10

27

40

43

4

18

39

45