

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 43-12986
Date Received: 3/13/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

G H MATTHEWS Phone: (208) 349-5777
2201 E 300 S
DECLO ID USA 83323

GH

G T MATTHEWS Phone: (208) 349-5777
2201 E 300 S
DECLO ID USA 83323

2. Date of Priority: 12/17/1949

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	26E	12	NW NW SW	CASSIA	
11S	26E	11	SW SW NW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.83	392

7. Total Quantity Appropriated is:
1.83 C.F.S. and/or 392 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
11S	26E	12	NE	SW		IRRIGATION	32.5
			NW	SW		IRRIGATION	32.5
			SW	SW		IRRIGATION	32.5
			SE	SW		IRRIGATION	32.5
						Section Acres	130
						Total Acres	130

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

3-13-01: OWNERSHIP CHANGE MATTHEWS TO TAYLOR RESULTED IN A SPLIT OF CLAIM 43-2338A INTO 43-12986 AND 43-12987, AND ALSO RESULTED IN A SPLIT OF COMPANION EXPANSION CLAIM 43-11132. SPLIT PERCENTAGES PER PORTION OF PPU CONVEYED. VH

15. Basis of Claim: License



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

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

RECEIVED

APR 27 2001

Department of Water Resources
Southern Region

☐ Water Right Number(s):

43-12986

☐ Old Mailing Address:

GH Matthews or GT Matthews

Star Route, Declo, ID 83323

☒ New Mailing Address:

2201 East 300 South

Declo, Idaho 83323

☐ New Telephone Number:

(208) 349-5777

☒ Signature of Claimant(s):

GH Matthews

Date:

March 28, 2001

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

Contract ID:
116655 GT
116556 GH



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 14, 2001

*Ch'd to
Declo per
phone call.*

G.H.MATTHEWS
G.T. MATTHEWS
2201 E. 300 S.
DECLO, IDAHO 83323

RE: Snake River Basin Adjudication (SRBA)
Claim 43-12986 (a portion of 43-2338)

Dear Mr. Matthews,

We are in the final stages of information gathering in the SRBA, and it appears that our last attempt to correspond to you in regard to the above claim for irrigation use was returned for incorrect address. We will be sending out copies of individual recommended water rights in the near future. In order for us to change your address of record to one at which you will receive these documents, we must have formal notice from you.

I am sending this letter and enclosed change of address form to the address I found in the local telephone directory. Please return the completed form as soon as possible so that I can change our records in time for you to receive our preliminary report.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent
Southern Regional Office, Twin Falls

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED



- ☐ MOVED, LEFT NO ADDRESS
- ☒ UNDELIVERABLE AS ADDRESSED
- ☐ UNABLE TO FORWARD
- ☐ ATTEMPTED - NOT KNOWN
- ☐ UNCLAIMED
- ☐ REFUSED

THIS ENVELOPE
NUMBER _____

Per phone
book:
Pete Matthews
2201 E 300S
Rapt River
83201
349-5177

A43-02338A
G H MATTHEWS
G T MATTHEWS
STAR RT
DECLD

ID 83323



RECEIVED

JUN - 8 2000

Department of Water Resources

2201 E. 300 S.
DECLD, ID 83323-5078

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

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G T MATTHEWS Phone: (208)349-5777

STAR RT
DECLO ID USA 83323

G H MATTHEWS Phone: (208)349-5777

STAR RT
DECLO ID USA 83323

2. Date of Priority: 12/17/1949

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:

6. Water is used for the following purposes:

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7. Total Quantity Appropriated is:
1.83 C.F.S. and/or 392 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
11S	26E	12	NE	SW	IRRIGATION	32.5
			NW	SW	IRRIGATION	32.5
			SW	SW	IRRIGATION	32.5
			SE	SW	IRRIGATION	32.5
					Section Acres	130
					Total Acres	130

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:

3-13-01: OWNERSHIP CHANGE MATTHEWS TO TAYLOR RESULTED IN A SPLIT OF CLAIM 43-2338A INTO 43-12986 AND 43-12987, AND ALSO RESULTED IN A SPLIT OF COMPANION EXPANSION CLAIM 43-11132. SPLIT PERCENTAGES PER PORTION OF PPU CONVEYED. VH

15. Basis of Claim: License

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
NOV 08 2000
Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 43-02338
Adjudication Claim No(s).: A43-11132 and A43-02338

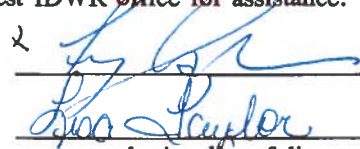
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant G. H. Matthews and Linda Matthews
Malta, Idaho 83342

4. New Owner/Claimant(s) Lynn Taylor and Lisa Taylor
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1102 East Highway 81
City, State and ZIP Code Declo, Idaho 83323
New Telephone Number (208) 654-2111

5. Date you acquired the property May of 1999

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) 
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

262826

WARRANTY DEED

THIS INDENTURE, made this 13th day of May -
 1999, between G. H. MATTHEWS and LINDA MATTHEWS, husband and
 wife, a/k/a G. H. "PETE" MATTHEWS and LINDA H. MATTHEWS,
 husband and wife, ("Grantor"), and LYNN TAYLOR and LISA TAYLOR,
 husband and wife, whose address is 1102 East Highway 81, Declo,
 Idaho 83323, ("Grantee").

W I T N E S S E T H:

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

That property more particularly described on
 Exhibit A attached hereto and made a part hereof
 by reference.

AND TOGETHER WITH all water rights, including,
 but not limited to 43-02338, A43-11132, and
 A43-02338.

SUBJECT TO: 1999 taxes, levies and
 assessments; Right of Way Contract on the
 Southeast Quarter Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$)
 of Section 11, Township 11 South, Range 26
 East, Boise Meridian, as recorded on
 Instrument No. 15562, records of Cassia
 County; Right of Way Deed recorded as

Page 1 - Warranty Deed

PARSONS, SMITH & STONE, LLP
 LAWYERS
 BURLEY, IDAHO

EXHIBIT A

Part of the SE $\frac{1}{4}$ of Section 11 of Township 11 South, Range 26 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the SE corner of Section 11 of T.11 S., R.26 E., B.M. said corner marked by a U.S. BLM pipe with cap which shall be the Point of Beginning;

THENCE North 89 degrees 48 minutes 38 seconds West along the south line of Section 11 for a distance of 1970.28 feet to a $\frac{1}{2}$ " rebar on the east right of way of Interstate Highway 84;

THENCE North 31 degrees 38 minutes 08 seconds West along the east right of way of Interstate Highway 84 for a distance of 93.40 feet to a highway right of way marker at Station 614+91.02;

THENCE North 31 degrees 38 minutes 39 seconds West along the east right of way of Interstate Highway 84 for a distance of 1194.99 feet to a $\frac{1}{2}$ " rebar on the west line of the SE $\frac{1}{4}$;

THENCE North 00 degrees 02 minutes 26 seconds West along the west line of the SE $\frac{1}{4}$ for a distance of 1550.51 feet to a $\frac{5}{8}$ " rebar at the center $\frac{1}{4}$ corner of Section 11;

THENCE South 89 degrees 48 minutes 31 seconds East along the north line of the SE $\frac{1}{4}$ for a distance of 2649.64 feet to a U.S. BLM pipe with cap at the east $\frac{1}{4}$ section corner of Section 11;

THENCE South 00 degrees 03 minutes 01 seconds West along the east line of Section 11 for a distance of 2645.02 feet to the point of Beginning.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
1999 MAY 18 A 4 30
CASSIA COUNTY, IDAHO
DANIEL H. ROSKELLEY
RECORDER
FEE \$200 DEPUTY *[Signature]*

Exhibit A

262826

PARSONS, SMITH & STONE, LLP

ATTORNEYS AT LAW

137 WEST 13TH STREET

P. O. BOX 910

BURLEY, IDAHO 83318

WILLIAM A. PARSONS

RICHARD K. SMITH

RANDOLPH C. STONE
rcstone@cyberhighway.net

LANCE A. LOVELAND
love9593@cyberhighway.net

TELEPHONE
(208) 678-8382

FAX NO.
(208) 678-0146

November 7, 2000

RECEIVED
NOV 08 2000
Department of Water Resources
Southern Region

Mr. John Freitag
Idaho Department of Water Resources
1341 Fillmore Street - Suite 200
Twin Falls, Idaho 83301-3380

RE: Taylor

Dear John:

I was wrong. The title company inadvertently forgot to send you the change of water right ownership concerning the purchase by Taylor of a part of the SE $\frac{1}{4}$ of Section 11, Township 11 South, Range 26 E.B.M.

With the change of ownership is the deed and the map as required.

I assume you can amend the profile report that you sent me to reflect the change of ownership.

I apologize for the inconvenience.

Very truly yours,

PARSONS, SMITH & STONE, LLP



William A. Parsons

WAP:rt

Enc.

cc: Larry Roberts

262828

WELL AGREEMENT WITH EASEMENTS

AGREEMENT, made this 12th day of May, 1999, between G. H. MATTHEWS, a/k/a G. H. "PETE" MATTHEWS, and LINDA MATTHEWS, a/k/a LINDA H. MATTHEWS, husband and wife, ("Matthews") and LYNN TAYLOR and LISA TAYLOR, husband and wife, 1102 East Highway 81, Declo, Idaho 83323 ("Taylor").

1. RECITALS: The parties recite:

1.1. Taylor owns the North Half (N½), all of the Southwest Quarter (SW¼) of Section 11, Township 11 South, Range 26 East, Boise Meridian, lying East of the Interstate Highway, and the Southeast Quarter (SE¼) of Section 11, Township 11, Range 26 East, Boise Meridian, in Cassia County, Idaho ("Taylor Property").

1.2. Matthews owns the Southwest Quarter (SW¼) of Section 12, Township 11 South, Range 26 East, Boise Meridian, Cassia County, Idaho ("Matthews Property").

1.3. There is a well located on the Taylor Property for which delivers water both to the Taylor Property and to the Matthews Property.

1.4. The parties desire to provide for an easement from Taylor to Matthews for ingress and egress to the well located on the Taylor Property. The parties further desire to provide for the use of the well for delivery of water to the respective parcels and to provide for the costs and expenses

incident thereto.

NOW, THEREFORE, in consideration of the recitals, the terms and conditions hereof and other consideration herein receipted for but not recited the parties agree:

2. TAYLOR: Taylor does hereby grant and convey to Matthews a perpetual non-exclusive easement on, over, and across the property in Cassia County, more particularly described on Exhibit A attached hereto and made a part hereof by reference ("Easement"), to a well located upon the West end of the Easement and for a pipeline across the SE¼ of Section 11, Township 11 South, Range 26 East Boise Meridian, for delivery of water to the Matthews Property, also described on Exhibit A. This Easement shall be for the benefit of the Matthews land located in the Southwest Quarter (SW¼) of Section 12, Township 11 South, Range 26 East, Boise Meridian. The use of such Easement shall be for ingress and egress to the well including the withdrawal of water therefrom, repairs and maintenance of the pump, motor and apparatus and for a pipeline to a booster pump at the East end of the Easement.

3. NONASSIGNMENT: The Easement granted in the preceding paragraph is nonassignable except to the owners of the Matthews land in the said Southwest Quarter (SW¼) of Section 12, Township 11 South, Range 26 East Boise Meridian.

4. TERMINATION: The Easement may be terminated only by an instrument in writing signed by Taylor and Matthews or

1 their successors in interest of the respective parcels
2 described in the recitals of this agreement. No modification
3 of the Easement shall take place except by an instrument in
4 writing signed by the owners of the respective Taylor and
5 Matthews parcels as described in the recitals of this
6 agreement.

7 5. EFFECTIVE DATE: This agreement and Easement
8 shall be effective when executed by the parties and recorded in
9 the office of the County Recorder of the County of Cassia,
10 State of Idaho.

11 6. WATER: Each party shall be entitled to withdraw
12 water from the well located on the West end of the Easement for
13 irrigation of their respective parcels as defined in the
14 recitals of this agreement and as authorized by water right
15 appurtenant to their lands. The parties shall cooperate each
16 with the other in utilizing the well and the delivery of water
17 to the respective parcels. The parties shall have equal rights
18 to the withdrawal of the water consistent with prudent farming
19 practices and considering the nature of the crops being grown
20 by each of the parties on their designated parcels and the
21 legal water rights.

22 7. MAINTENANCE: Taylor shall be responsible for
23 three-fourths (3/4) of the repairs, maintenance, improvements,
24 replacements of the well and apparatus. Matthews shall be
25 responsible for one-fourth (1/4) of the repairs, maintenance,
26

PARSONS, SMITH & STONE, LLP
LAWYERS
BURLEY, IDAHO

1 improvements, and replacements of the well and apparatus.

2 Matthews shall be responsible for the pipeline repairs across
3 the Southeast Quarter (SE $\frac{1}{4}$) of Section 11, Township 11 South,
4 Range 26 East, Boise Meridian, as described on Exhibit A.

5 The cost thereof shall be due and payable within five (5) days
6 after the parties being advised of the cost thereof, that is to
7 be paid by the other party. Except in an emergency the parties
8 will consult with each other relative to the needs of the
9 necessary repairs, maintenance, replacement and general
10 maintenance. In the event the parties cannot agree upon the
11 necessary expenditures for the designated purposes Taylor shall
12 be entitled to make the final decision. In the event either
13 party fails to reimburse the other for necessary items herein
14 designated then that party shall not be entitled to draw water
15 from the well until the expenses have been reimbursed to the
16 other party.

17 8. ATTORNEY FEES: The prevailing party in any
18 action arising under this agreement shall be entitled to
19 reasonable attorney fees in addition to all other relief
20 provided by law.

21 9. BINDING EFFECT: This Well Agreement and Easement
22 shall be binding upon the parties and their successors and
23 assigns and the successors and assigns of the respective
24 parcels as defined in the recitals of this agreement.

25 10. COVENANTS RUNNING WITH THE LAND: This agreement
26

1 and the Easement shall be deemed covenants running with the
2 land and shall inure to and be for the benefit of the parties
3 and their respective successors and assigns of the parcels
4 described in paragraphs 1.1 and 1.2 of this agreement.

5 11. RELATIONSHIP OF PARTIES: The parties are not
6 partners, joint venturers or any other relationship which may
7 create an obligation one between the other. The parties are
8 strictly entitled to use the water and the easement as separate
9 individuals. Neither party shall bind or purport to bind the
10 other party for any obligations or liabilities in connection
11 with the well easement and apparatus.

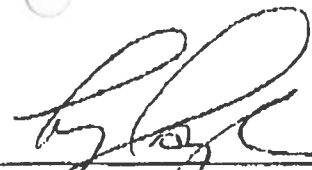
12 12. ENCUMBRANCE: Neither party shall encumber the
13 well, pump, motor, or Easement without the written consent of
14 the other party.

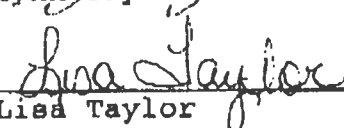
15 13. DURATION: This agreement shall continue until
16 terminated by written agreement signed by the parties or their
17 successors in interest of the respective parcels described in
18 paragraphs 1.1 and 1.2.

19 IN WITNESS WHEREOF, the parties have executed this
20 agreement the day and year first above written.

21 G. H. Matthews
22 G. H. Matthews

23 Linda Matthews
24 Linda Matthews

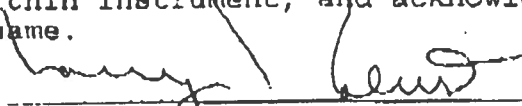

Lynn Taylor


Lisa Taylor

STATE OF IDAHO)
) ss
County of Cassia)

On this 17th day of May, in the year 1999,
before me, the undersigned, a Notary Public in and for said
State, personally appeared G. H. MATTHEWS, a/k/a G. H. "PETE"
MATTHEWS, and LINDA MATTHEWS, a/k/a LINDA H. MATTHEWS, husband
and wife, known or identified to me to be the persons whose
names are subscribed to the within instrument, and acknowledged
to me that they executed the same.

Larry Roberts
Notary Public
State of Idaho


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

STATE OF IDAHO)
) ss
County of Cassia)

On this 17th day of May, in the year 1999,
before me, the undersigned, a Notary Public in and for said
State, personally appeared LYNN TAYLOR and LISA TAYLOR, husband
and wife, known or identified to me to be the persons whose
names are subscribed to the within instrument, and acknowledged
to me that they executed the same.

Larry Roberts
Notary Public
State of Idaho

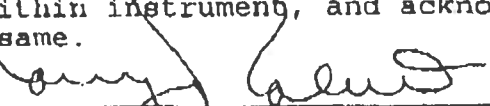

Notary Public for Idaho
Residing at Burley, Idaho
My Commission Expires: 6-30-03

EXHIBIT A

Part of the NW $\frac{1}{4}$ and part of the NE $\frac{1}{4}$ of Section 11 of Township 11 South, Range 26 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the Center $\frac{1}{4}$ corner of Section 11 of T.11 S., R.26 E., B.M., said corner marked by a $\frac{3}{8}$ " which shall be the Point of Beginning;

THENCE North 89 degrees 48 minutes 31 seconds West along the south line of the NW $\frac{1}{4}$ for a distance of 50.43 feet;

THENCE North 00 degrees 11 minutes 29 seconds East for a distance of 41.92 feet;

THENCE South 89 degrees 48 minutes 31 seconds East for a distance of 50.26 feet to the east line of the NW $\frac{1}{4}$;

THENCE South 00 degrees 02 minutes 26 seconds East along said line for a distance of 10.00 feet;

THENCE South 89 degrees 48 minutes 31 seconds East for a distance of 1312.58 feet;

THENCE North 00 degrees 11 minutes 29 seconds East for a distance of 18.08 feet;

THENCE South 89 degrees 48 minutes 31 seconds East for a distance of 50.00 feet;

THENCE South 00 degrees 11 minutes 29 seconds West for a distance of 50.00 feet to the south line of the NE $\frac{1}{4}$;

THENCE North 89 degrees 48 minutes 31 seconds West along said line for a distance of 1362.45 feet to the Point of Beginning.

AND

A ten foot (10') easement for the installation, maintenance and repair or an irrigation pipeline for delivery of water to the Southwest Quarter (SW $\frac{1}{4}$) of Section 12, Township 11 South, Range 26 East, Boise Meridian, which begins 1362.45 feet South 89°48'31" East from the Northwest Corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section 11, Township 11 South, Range 26 East Boise Meridian; thence Southeasterly across the Southeast Quarter (SE $\frac{1}{4}$) of said Section 11, Township 11 South, Range 26 East, Boise Meridian to a point on the West boundary of Section 12, Township 11 South, Range 26 East, Boise Meridian that is 628 feet South of the Northeast corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section 11, Township 11 South, Range 26 East, Boise Meridian, being the terminus point of the easement.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

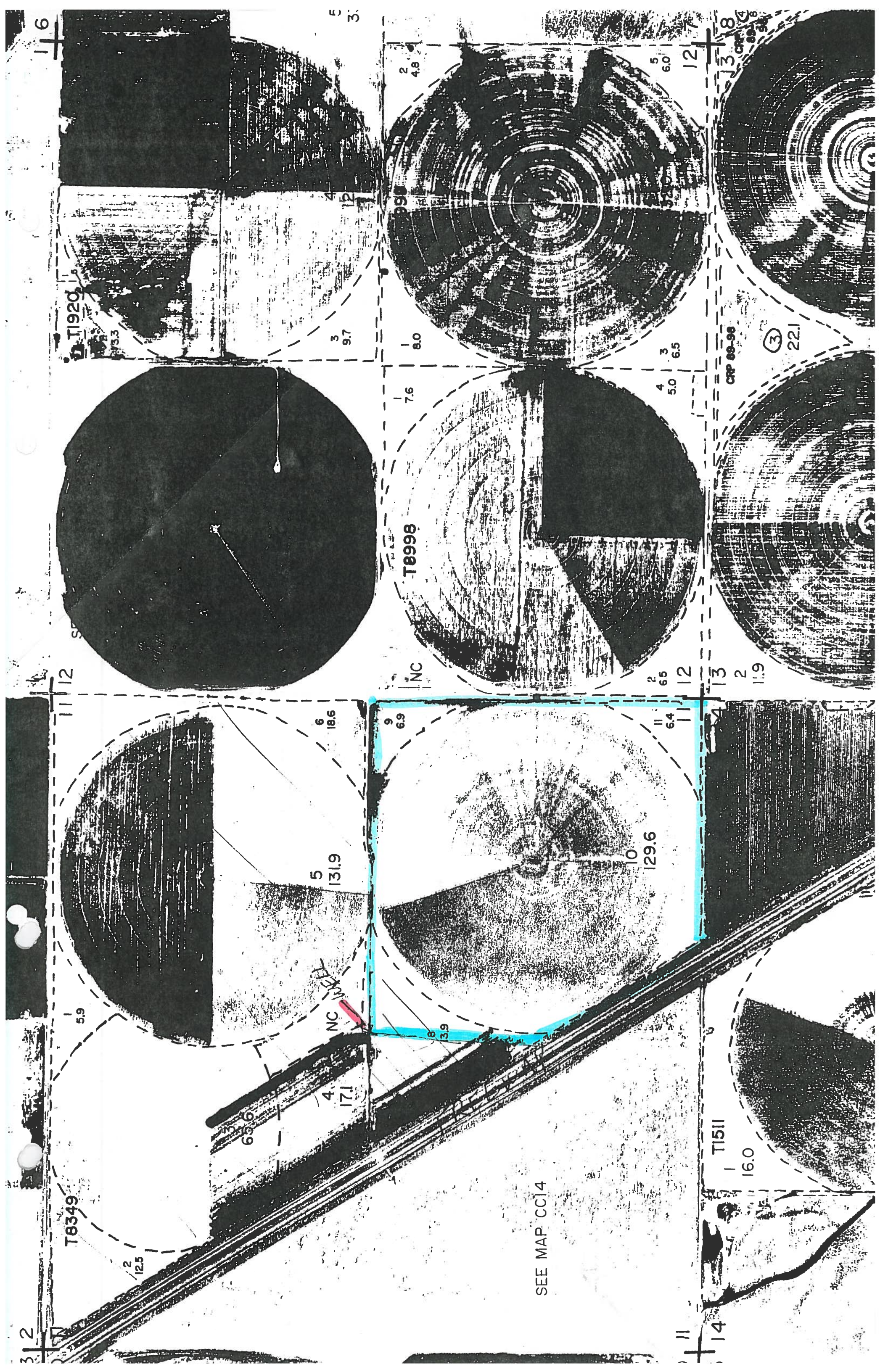
FILM

1999 MAY 18 A 9:34

262828

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER

FEE 2.00 DEPUTY



SEE MAP CC14

T8349

T8998

T1511

T1920

CRP 89-98

22.1

16.0

129.6

131.9

18.6

17.1

3.9

6.4

6.9

NC

6.5

12

3

2

11.9

4

5.0

6.5

7.6

8.0

9.7

12

4.8

5

6.0

12.1

13.8

16.0

22.1

16

3

2

11

14

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A43-02338A**

Date Received: 6/ 8/1989

Receipt No: X777777

Received By: ownership change/sale

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

1. Name: G H MATTHEWS 208-349-5777
Address: STAR RT
DECLO ID 83323

OR

Name: G T MATTHEWS 208-349-5777
Address: STAR RT
DECLO ID 83323

2. Date of Priority: DEC 17, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	26E	12	NW	NW	SW		CASSIA

5. Description of diverting works:
320' WELL W/ 250 HP CENTR. PUMP AND 180' STATIC WATER LEVEL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.300		700.00

7. Total Quantity Appropriated is:
3.300 C.F.S. (and/or) 700.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	26E	11	NE	SE		IRR	27.5
			NW	SE		IRR	27.5
			SW	SE		IRR	27.5
			SE	SE		IRR	27.5
						Section Acres	110.0
		12	NE	SW		IRR	16.3
			NW	SW		IRR	16.2
			SW	SW		IRR	16.2
			SE	SW		IRR	16.3
						Section Acres	65.0
						Total Acres	175.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

DIVERSION OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
1280 AF/ANNUM.

THIS CLAIM IS TO REFLECT THE ACRES IRRIGATED IN 1987 WHICH ARE DIFFERENT THAN THOSE RECOGNIZED UNDER TRANSFER 2382. CLAIM A43-11132 IS FOR AN ADDITIONAL 106 ACRES EXPANDED UNDER THIS SYSTEM.

THERE ARE TWO WELLS IN THE NWNWSW OF SECTION 12. ONE IS THE IRRIGATION WELL AND THE OTHER IS THE DOMESTIC & STOCKWATER WELL.

PURSUANT TO APPROVED TRANSFER NO. 4490:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. APPROVAL OF THIS TRANSFER IN NO WAY GRANTS ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.
3. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
4. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
5. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY

14. Remarks: Continued

FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

6. 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.
7. THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER NO. 4490 SHALL NOT EXCEED 6.00 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 1,280 AF.

5/7/99 TF; CLAIM SPLIT FROM A43-02338 PER 1409(6) AND WARRANTY DEED REC'D 7/28/98.

15. Basis of Claim: LICENSE

Water Right Number: 21315

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 20 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 28 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 43-02338
Adjudication Claim No(s): A 43-02338 A 43-11132

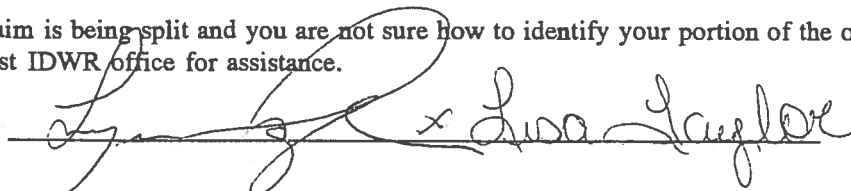
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant G. H. Matthews & Linda Matthews
Malta ID 83211

4. New Owner/Claimant(s) Lynn Taylor & Lisa Taylor
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address 1102 East Highway 81
City, State and ZIP Code Declo ID 83323
New Telephone Number (208) 654-2111

5. Date you acquired the property June 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 210 Number and type of stock None
Diversion rate in CFS 5 1/2 Number of homes None Other uses None
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) 
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

WARRANTY DEED

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

W I T N E S S E T H:

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

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

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

Conveying unto the Grantee all water rights

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

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

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

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

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

IN WITNESS WHEREOF, the Grantor has executed this

Deed the day and year first above written.

G. H. Matthews
G. H. Matthews

Linda Matthews
Linda Matthews

STATE OF IDAHO)
County of Cassia) ss

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

LARRY ROBERTS
★ NOTARY PUBLIC ★
STATE OF IDAHO

RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES

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

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILM 300

1998 JUN 22 P 2:35

256251

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER

FEE 9.00 REPUTATION

LAND TITLE & ESCROW

T8349

5.9

2
12.5

3
65.6

4
17.1

NC WELL

5
131.9

6
18.6

9
6.9

8
3.9

SEE MAP CC14

10
129.6

11
6.4

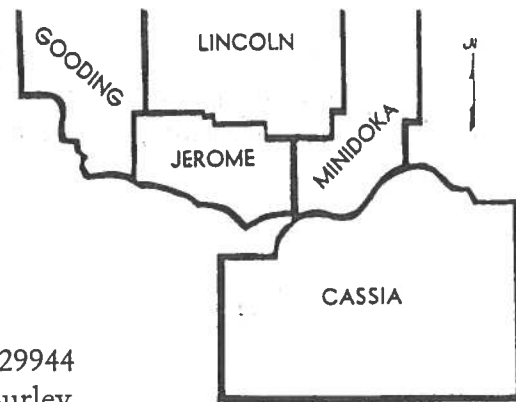
T1511

16.0

14

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #29944
OFFICE: Burley

July 27, 1998

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

RECEIVED

JUL 28 1998

Department of Water Resources
Southern Region

Dear Sir/Madam:

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

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

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

Very truly yours,
LAND TITLE AND ESCROW, INC.

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

Nancy Garrett
Reconveyance Department

/nrg
enc.

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

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

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

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0608 - FAX 436-1199

AJ5809NP
No. R43-02338

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/29/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	G T MATTHEWS	12/17/1949	IRRIGATION	04-01 10-31	6.00 CFS	
C	G H MATTHEWS					
	STAR RT					
	DECLO ID 83323					
	(208) 349-5777					
TOTAL DIVERSION:					6.00 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R26E S11
S12

SWSWNE - *Taylor*
NWNWSW - *Matthews*

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NUNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				SUM
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM		
11S	26E	11	: 30 30 30 30	: 25	:	:	:	:	:	:	:	27 27 27 27	: 255.0			
11S	26E	12	:	:	:	16 16 16 16	:	:	:	:	:	:	: 65.0			
													TOTAL ACRES	320.0		

POU County: CASSIA

Non-Irrigation Uses: NONE.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-02338 A43-11132

Other Water Rights Listing Overlapping Place(s) of Use:
A43-02338 A43-11132

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN DIVERSION OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
1280 AF/ANNUM.

THIS CLAIM IS TO REFLECT THE ACRES IRRIGATED IN 1987 WHICH
ARE DIFFERENT THAN THOSE RECOGNIZED UNDER TRANSFER 2382.
CLAIM A43-11132 IS FOR AN ADDITIONAL 106 ACRES EXPANDED
UNDER THIS SYSTEM.

THERE ARE TWO WELLS IN THE NWNWSW OF SECTION 12. ONE IS THE
IRRIGATION WELL AND THE OTHER IS THE DOMESTIC & STOCKWATER WELL.

PURSUANT TO APPROVED TRANSFER NO. 4490:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE
FOR THE LANDS ABOVE.
2. APPROVAL OF THIS TRANSFER IN NO WAY GRANTS ANY RIGHT-OF-WAY
OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S)

45 Taylor
320 = 75

6.00 cfs
x 45
270 cfs Taylor

175
320 = .55

6.00
x .55
3.3 cfs Matthews

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

Remarks:

OTHER THAN THE RIGHT OWNER.

3. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
4. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
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. 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.
7. THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER NO. 4490 SHALL NOT EXCEED 6.00 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 1,280 AF.

MDI?

580 AF Taylor
700 AF Matthews

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

Comments: Date: 10/19/1995 User-ID: JROBERTS Subject: AMENDED/TRANSFER
This claim was amended pursuant to approved Transfer No. 4490. jr

Audit: 10/19/95 JROBERTS

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A43-02338

Date Received: 6/ 8/1989

Receipt No: S007659

Received By: *amended/transfer*

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: G T MATTHEWS 208-349-5777
Address: STAR RT
DECLO ID 83323
OR
Name: G H MATTHEWS 208-349-5777
Address: STAR RT
DECLO ID 83323

2. Date of Priority: DEC 17, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
320' WELL W/ 250 HP CENTR. PUMP AND 180' STATIC WATER LEVEL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	6.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	26E	11	NE		NE		IRR	30.0
			NW		NE		IRR	30.0
			SW		NE		IRR	30.0
			SE		NE		IRR	30.0
			NE		NW		IRR	25.0
			NE		SE		IRR	27.5
			NW		SE		IRR	27.5
			SW		SE		IRR	27.5
			SE		SE		IRR	27.5
							Section Acres	255.0
		12	NE		SW		IRR	16.3
			NW		SW		IRR	16.2
			SW		SW		IRR	16.2
			SE		SW		IRR	16.3
							Section Acres	65.0
							Total Acres	320.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

DIVERSION OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
1280 AF/ANNUM.

THIS CLAIM IS TO REFLECT THE ACRES IRRIGATED IN 1987 WHICH
ARE DIFFERENT THAN THOSE RECOGNIZED UNDER TRANSFER 2382.

CLAIM A43-11132 IS FOR AN ADDITIONAL 106 ACRES EXPANDED
UNDER THIS SYSTEM.

THERE ARE TWO WELLS IN THE NWNWSW OF SECTION 12. ONE IS THE
IRRIGATION WELL AND THE OTHER IS THE DOMESTIC & STOCKWATER WELL.

PURSUANT TO APPROVED TRANSFER NO. 4490:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE
FOR THE LANDS ABOVE.
2. APPROVAL OF THIS TRANSFER IN NO WAY GRANTS ANY RIGHT-OF-WAY
OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S)
OTHER THAN THE RIGHT OWNER.
3. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED

14. Remarks: Continued

- WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
4. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
 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. 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.
 7. THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER NO. 4490 SHALL NOT EXCEED 6.00 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 1,280 AF.

15. Basis of Claim: LICENSE

Water Right Number: 21315

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

Southern AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4490
WATER RIGHT NO. 43-02338

RECEIVED

JUN 14 1995

This is to certify that: G H MATTHEWS
G T MATTHEWS
STAR RT
DECLO ID 83323

Department of Water Resources
Southern Region

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	6.00 CFS	1280.0 AF

SOURCE

GROUNDWATER

Priority: 12/17/1949

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 11, Township 11S, Range 26E
NWSW , Sec. 12, Township 11S, Range 26E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	26E	11	NENE 30.0	NWNE 30.0	SWNE 30.0	
			SENE 30.0	NENW 25.0	NESE 27.5	
			NWSE 27.5	SWSE 27.5	SESE 27.5	255
		12	NESW 16.3	NWSW 16.2	SWSW 16.2	
			SESW 16.3			65

Total number of acres irrigated: 320

CONDITIONS/REMARKS:

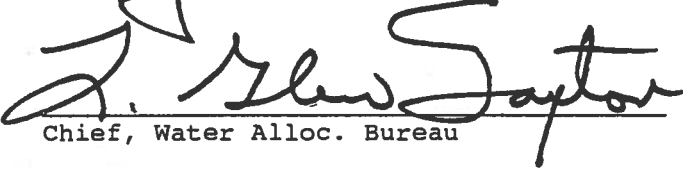
1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

TRANSFER NO. 4490
WATER RIGHT NO. 43-02338

CONDITIONS/REMARKS:

4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
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. 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.
- * 7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4490 shall not exceed 6.00 cfs, nor total combined annual volume of 1,280 af.

Dated this 2nd day of may, 1995.


Chief, Water Alloc. Bureau

DEC 23 1994

MEMORANDUM TO FILE

FROM: MEL SCHULTE

DATE: OCTOBER 3, 1994

RE: G.T. & G.H. MATTHEWS
TRANSFER APPLICATION 43-02338

1. The Place of Use in this transfer is in the Raft River Critical Ground Water Management Area.
2. The Place of Use for license 43-02338 has been changed and expanded without proper approvals since T2382 was approved in 1980.
3. The additional acres and water needed to fill out the quarter circle pivots described in the land list proposed in this transfer are covered by the SRBA expansion claim A43-11132.
4. A more practical and workable approach to the Place of Use proposed in this transfer would be to make the SW 1/4 of S12 a 1/2 circle pivot and the SE 1/4 of S11 a 3/4 circle pivot. The applicant, however, wants to file the transfer application as written and the SRBA claims as they are currently filed.

43-02338. T # 4490

T # 4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4490

SEP 30 1994 APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources
Southern Region Office

Name of applicant G.T. / or G.H. Matthews Phone (208) 349-5777
Post Office address Star Rt. Declo, ID 83323

A. PURPOSE OF TRANSFER

OCT 19 1994

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Split
2. Describe the reason for the proposed changes To reorganize water rights under existing delivery system, correct legal description of existing well (see 11)

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

1. Right Number 43-2338 Priority 12/12/49 Amount (cfs/ac-ft) 6.0 Nature of Use Irrigation Period of Use 4/1 to 10/31
2. Total amount of water being transferred 6.0 cubic feet per second and/or 1280 acre-feet per annum
3. Source of water Ground Water tributary to _____
4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 320

PART 1

6. General Information:

- a. Description of diversion system Drilled wells, vertical turbine pump
mainline, pivot
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? XXX Yes _____ 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:
No change pending results of SRBA proceedings
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

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. 43-2338 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2382 which produced this right.

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

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Ground water tributary to _____

4. Date or priority 12/17/49

5. Water is used for the following purpose:

amount 6.00 for Tr. purposes from _____ to _____
(cfs/ac-ft)
amount _____ for Dam. purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.00 cubic feet per second and/or 1280 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	11	11S	26E	Cassia	
		NW	SW	12	11S	26E	Cassia	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	26E	12									33	33	33	33	33	33	33	33	264
		11	28				28												56

Total acres 320

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

10. To your knowledge, has any portion of this water right undergone a period of one or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

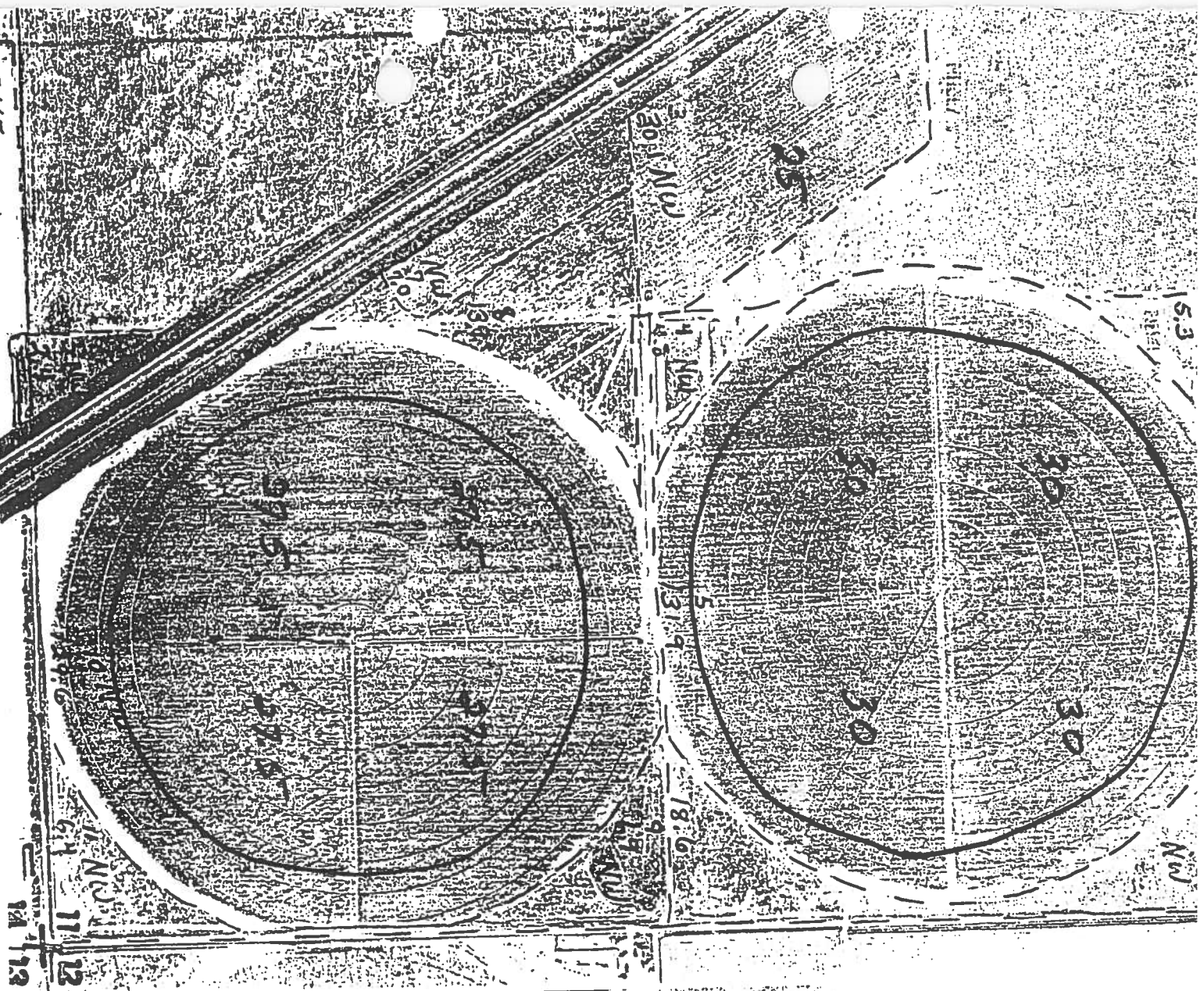
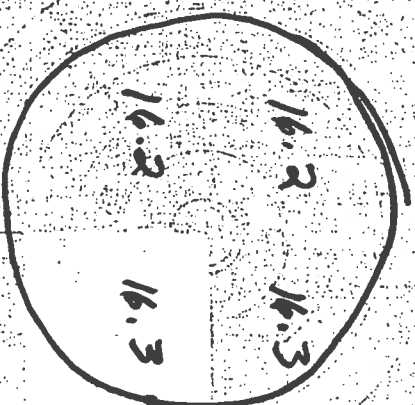
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

4582000
 Matthews Transfer Application
 Proposed PUA after Transfer

115,26E.

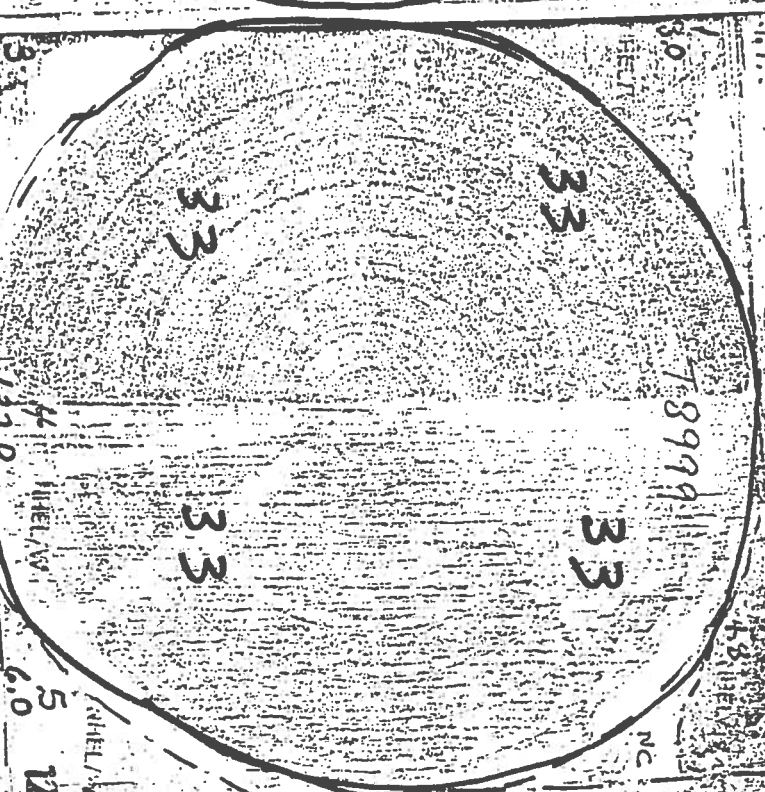
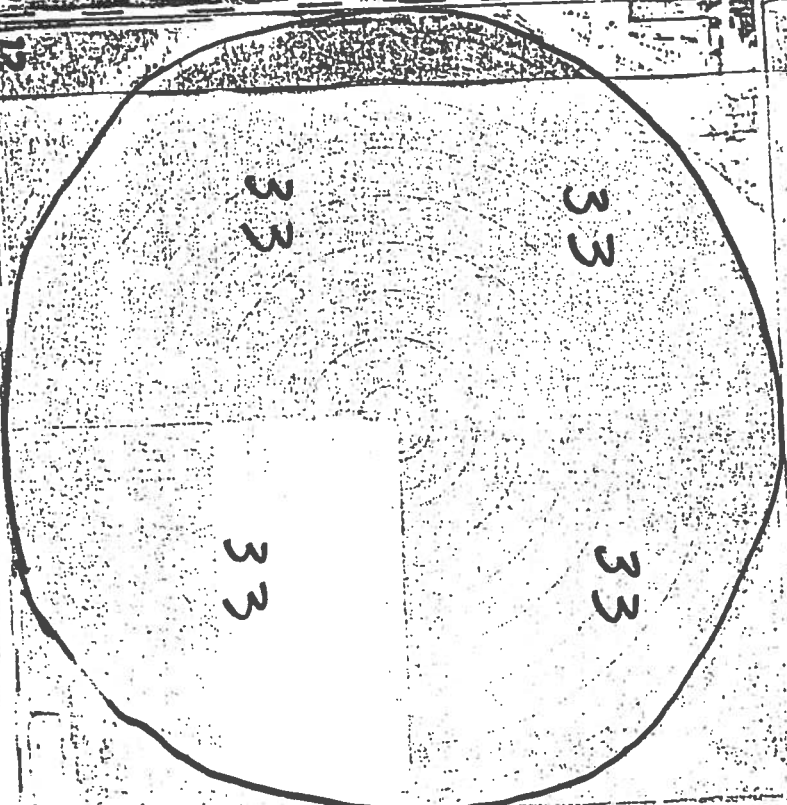
CC14



43-02338
G.T. & G.H. Matthews Transfer Application
P/U before Transfer

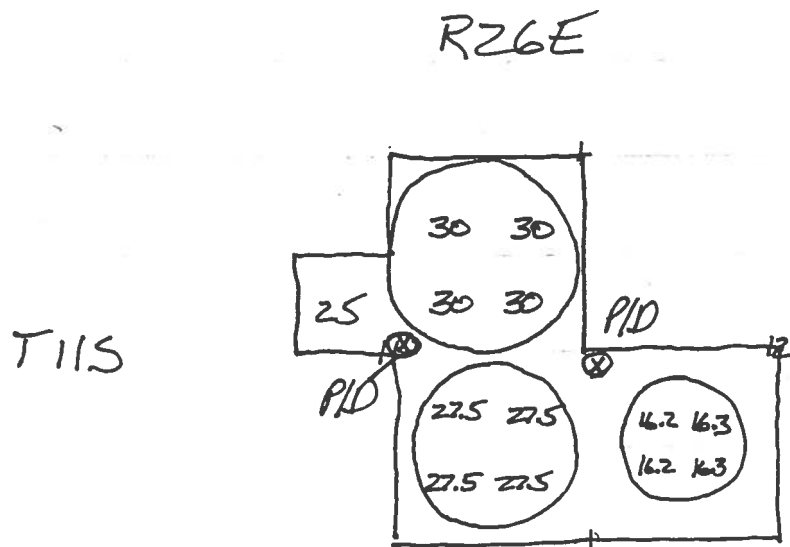
115, 26E

CC14



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

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



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

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

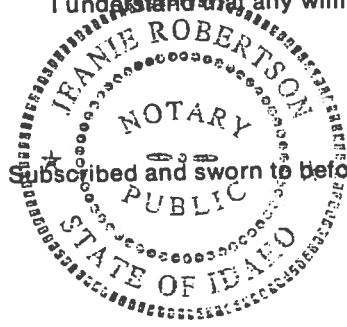
1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

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.

G. H. Matthews

(Signature of Applicant)

30th

day of

Sept., 19 94

Subscribed and sworn to before me this

Jeanie Robertson

(Notary Public)

My commission expires

9/23/20005 6 11 4**FOR DEPARTMENT USE ONLY****OCT 19 1994**Department of Water Resources
Southern Region Office MTransfer contains 6 pages and 3 attachmentsReceived by DT

Date

10/18/94

Protest filed by

10-19-94Prelim. check by MTS

Fee

\$100 5017480Received by MB

Replaces

75F

Date

10-19-94Published in So. Id. PressPub. dates 11/28 & 12/5/94

Watermaster recommendation requested on

N/A

Copies of protest forwarded by

Hearing held by

Date

Recommended for

☒ approval☐

der

by

ADM

rec'd.

Copy of transfer sent to lien holder

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A43-02338**
Date Received: 6/ 8/1989
Receipt No: S007659
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: G T MATTHEWS 208-349-5777
Address: STAR RT
DECLO ID 83323
OR
Name: G H MATTHEWS 208-349-5777
Address: STAR RT
DECLO ID 83323

2. Date of Priority: DEC 17, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
320' WELL W/ 250 HP CENTR. PUMP AND 180' STATIC WATER LEVEL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.880		
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOUSE HOLD AND 500 HEAD BEEF IN WINTER

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	26E	11	NE		NE		IRR	30.0
			NW		NE		IRR	30.0
			SW		NE		IRR	30.0
			SE		NE		IRR	30.0
			SE		NW		IRR	25.0
			NE		SE		IRR	27.5
			NW		SE		IRR	27.5
			SW		SE		IRR	27.5
			SE		SE		IRR	27.5
							Section Acres	255.0
		12	NE		SW		IRR	16.3
			NW		SW		IRR	16.2
			NW		SW		DOMEST	
			NW		SW		STOCK	
			SW		SW		IRR	16.2
			SE		SW		IRR	16.3
							Section Acres	65.0
							Total Acres	320.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

DIVERSION OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
1280 AF/ANNUM.

THIS CLAIM IS TO REFLECT THE ACRES IRRIGATED IN 1987 WHICH
ARE DIFFERENT THAN THOSE RECOGNIZED UNDER TRANSFER 2382.

CLAIM A43-11132 IS FOR AN ADDITIONAL 106 ACRES EXPANDED
UNDER THIS SYSTEM.

THERE ARE TWO WELLS IN THE NWNWSW OF SECTION 12. ONE IS THE
IRRIGATION WELL AND THE OTHER IS THE DOMESTIC & STOCKWATER WELL.

15. Basis of Claim: LICENSE

Water Right Number: 21315

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

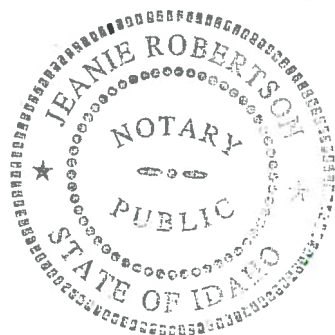
Signature of Claimant(s): J. H. Matthews Date: Sept 30, 94

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of Sept. 19 94
Jeanie Robertson
Notary Public

Seal



Residing at Twin Falls, ID
My Commission Expires 9/23/2000

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A43-02338**
Date Received: 6/ 8/1989
Receipt No: S007659
Received By: _____

AMENDED

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

AMENDED

1. Name: G. T. MATHEWS
Address:

DECLO ID 83323

OR

Name: G. H. MATHEWS
Address:

DECLO ID 83323

2. Date of Priority: DEC 17, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
320' WELL W/ 250 HP CENTR. PUMP AND 180' STATIC WATER LEVEL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.880		
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	11/15	04/01	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOUSE HOLD AND 500 HEAD BEEF IN WINTER

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	26E	11	NE		NE		IRR	28.0
			NW		NE		IRR	33.0
			SW		NE		IRR	33.0
			SE		NE		IRR	28.0
			SE		NW		IRR	40.0
			NE		SE		IRR	33.0
			NW		SE		IRR	33.0
			SW		SE		IRR	33.0
			SE		SE		IRR	33.0
							Section Acres	294.0
		12	NE		SW		IRR	33.0
			NW		SW		IRR	33.0
			SW		SW		IRR	33.0
			SE		SW		IRR	33.0
							Section Acres	132.0
							Total Acres	426.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-02492

14. Remarks:

TRANS. 2382.

DIVERSION OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
1280 AF/ANNUM.

IDWR NOTE: CLAIM AMENDED TO REMOVE CAPPED WELL IN SEC 12 IN
NWNWSW. INCLUDED IN ERROR, AND REMOVE ACRES CLAIMED IN THE SE 1/4
OF SEC 12 WHICH ARE SERVED FROM THE WELL ON CLAIM A43-02492.

RVW 3/17/94

15. Basis of Claim: LICENSE

Water Right Number: 21315

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): G.H. Mantewer Date: 3/17/94

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of March 19 99
Robert V. Horstell
Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A43-02338
Date Received: 6/08/1989
Receipt No: 500 7659
Received By: PAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: G. T. MATHEWS
Address:

DECLO, ID 83323

OR

Name: G. H. MATHEWS
Address:

DECLO, ID 83323

2. Date of Priority: DEC 17, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
320' WELL W/ 250 HP CENTR. PUMP AND 180' STATIC WATER LEVEL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.880		
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	11/15	04/01	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOUSE HOLD AND 500 HEAD BEEF IN WINTER

A43-02338

Page 1

Date: 06/08/89

MICROFILMED

MAR 03 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	26E	11	NE		NE		IRR	28.0
			NW		NE		IRR	33.0
			SW		NE		IRR	33.0
			SE		NE		IRR	28.0
			SE		NW		IRR	40.0
			NE		SE		IRR	33.0
			NW		SE		IRR	33.0
			SW		SE		IRR	33.0
			SE		SE		IRR	33.0
							Section Acres	294.0
		12	NE		SW		IRR	33.0
			NW		SW		IRR	33.0
			SW		SW		IRR	33.0
			SE		SW		IRR	33.0
			NE		SE		IRR	33.0
			NW		SE		IRR	33.0
			SW		SE		IRR	33.0
			SE		SE		IRR	33.0
							Section Acres	264.0
							Total Acres	558.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-02492

14. Remarks:
TRANS. 2382.
DIVERSION OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
1280 AF/ANNUM.

15. Basis of Claim: LICENSE
Water Right Number: 21315

(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.

For Individuals:

Signature of Claimant(s): M.H. Matthews Date: June 8, 1981
Date:

State of Idaho)
County of Twain Falls) SS.

Subscribed and sworn (or affirmed) before me this 8 day
of June 19 88 David A. Smith
Notary Public
Seal

Residing at ~~BRUCE A. SCHULD, NOTARY PUBLIC~~
My Commission Expires ~~RESIDING AT BOISE, IDAHO~~
~~MY COMMISSION EXPIRES APRIL 11, 1995~~

Water Right Number - 43-02338

Prefix Translation: WATER RIGHT

Old (D) Number - 21315

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MATHEWS

G. T.

1 -

2 -

3 -

City- DECLO

State- ID Zip- 83323

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +

12/17/1949

17 SOUTHERN

L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +

GROUNDWATER

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - - +

Twn Rng Sec Tract Lot RFlg County

11S 26E 11 NW SE (31) CASSIA

11S 26E 12 NW SW (31) CASSIA

+ - - - - - - - - - - - - - - - Water Use - - - - - Diversion Rate Diversion Volume - - - - - +

Code Description Period From Period To

01 - IRRIGATION

43 - DOMESTIC

6.000

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

6.000

| Twn | | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-----|-------|-----|-------|--------------|------|-------------|--------------|
| 11S | 26E | 11 | 11 | NE NE | | 28.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 11 | 11 | SE NE | | 28.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | NE SW | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | NW SW | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | SW SW | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | SE SW | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | NE SE | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | NW SE | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | SW SE | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |
| 11S | 26E | 12 | 12 | SE SE | | 33.0 | | 01 | IRRIGATION | (31) CASSIA |

Total Acres: 320.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

[illegible]

COPY

2002 JAN 25 PM 2: 24

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

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

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

IDWR has completed the following Administrative Proceeding:

☒ Address change

☐ Substitution of party

☒ I.C. § 42-222 transfer

☐ Point of diversion

☒ Place of use

☐ Period of use

☐ Nature of use

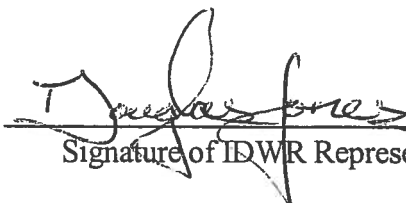
☐ Split of water right

☐ Change in ownership

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

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

Dated 1/23/02



Signature of IDWR Representative

CERTIFICATE OF MAILING

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

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



Signature of person or attorney mailing the form

11/20/2001

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

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

LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.410 CFS
512.00 AFY

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

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

PRIORITY DATE: 12/17/1949

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

478 ACRES TOTAL

11/20/2001

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

11/20/2001

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

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

LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS

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

USE OF THIS RIGHT WITH RIGHT NOS. 43-2338B, 43-12986, 43-12987, 43-12989,
43-13034 AND 43-13068 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
6.75 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1,546.0
AF.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

478 ACRES TOTAL

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

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

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

11/20/2001

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

11/20/2001

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

RIGHT NUMBER: 43-12986

NAME AND ADDRESS: LYNN TAYLOR
1102 E HWY 81
DECLO ID 83323

LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.830 CFS
392.00 AFY

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

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

PRIORITY DATE: 12/17/1949

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

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

PLACE OF USE:

IRRIGATION Within CASSIA County

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

478 ACRES TOTAL

11/20/2001

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

11/20/2001

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

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

LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.760 CFS
376.00 AFY

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

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

PRIORITY DATE: 12/17/1949

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

478 ACRES TOTAL

11/20/2001

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

01/24/2002

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

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

LISA TAYLOR
1250 E 11 N
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.440 CFS

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

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

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

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

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

01/24/2002

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

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

LISA TAYLOR
1250 E 11 N
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.450 CFS

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

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

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

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

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: IRRIGATION Within CASSIA County

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

478 ACRES TOTAL

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

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

January 25, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LYNN TAYLOR
LISA TAYLOR
1102 E HWY 81
DECLO ID 83323

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

Dear Claimant:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Mark and Diane Baker

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

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

RECEIVED

NOV 07 2001

Department of Water Resources
Southern Region

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

Summary of Water Rights Before the Proposed Change

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

Purpose of Transfer (Changes Proposed)

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

Summary of Water Rights After the Approved Change

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

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

Detailed Water Right Description(s) attached

Dated this 5th day of November, 2001

J. Glen Saxton
Chief, Water Allocation Bureau

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

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

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

Priority Date: 12/17/1949

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

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

PLACE OF USE: IRRIGATION

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

Total Acres: 478

CONDITIONS OF APPROVAL

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

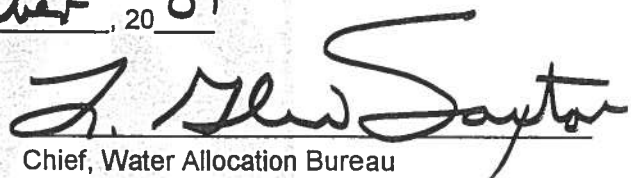
WATER RIGHT NO. 43-2338B
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

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

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

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

Priority Date: 06/30/1985

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

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

PLACE OF USE: IRRIGATION

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

Total Acres: 478

CONDITIONS OF APPROVAL

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

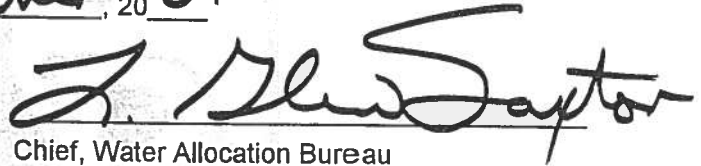
WATER RIGHT NO. 43-11132B
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

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

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

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

Priority Date: 12/17/1949

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

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

PLACE OF USE: IRRIGATION

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

Total Acres: 478

CONDITIONS OF APPROVAL

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

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

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

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

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

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

Priority Date: 12/17/1949

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

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

PLACE OF USE: IRRIGATION

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

Total Acres: 478

CONDITIONS OF APPROVAL

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

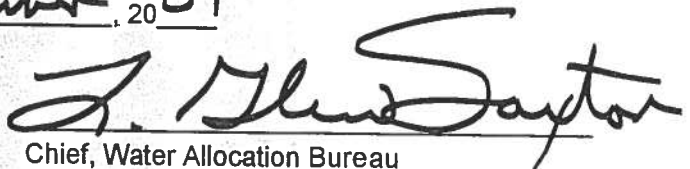
WATER RIGHT NO. 43-12987
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

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

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

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

Priority Date: 06/30/1985

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

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

PLACE OF USE: IRRIGATION

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

Total Acres: 478

CONDITIONS OF APPROVAL

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

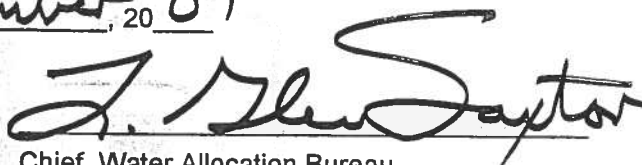
WATER RIGHT NO. 43-12989
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

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

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

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

Priority Date: 06/30/1985

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

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

PLACE OF USE: IRRIGATION

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

Total Acres: 478

CONDITIONS OF APPROVAL

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

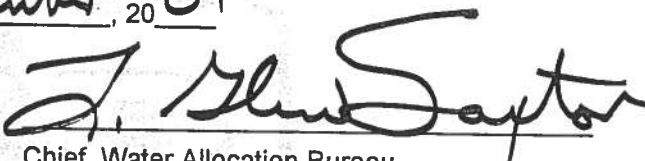
WATER RIGHT NO. 43-13034
As Modified by Transfer No. 69236

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

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

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

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

Priority Date: 03/16/1963

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: IRRIGATION

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

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001


 Chief, Water Allocation Bureau

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

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

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

Priority Date: 03/16/1963

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

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

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

PLACE OF USE: IRRIGATION

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

Total Acres: 478

CONDITIONS OF APPROVAL

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

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

CONDITIONS OF APPROVAL

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

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

Dated this 5th day of November, 2001



Chief, Water Allocation Bureau

06/19/2001

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

RIGHT NUMBER: 43-12986
NAME AND ADDRESS: LISA TAYLOR
LYNN TAYLOR
1250 E 11 N
DECLO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 1.83 CFS
392 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-13034 AND 43-13035 IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.83 CFS AND TO
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 392 AF

PRIORITY DATE: 12/17/1949

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

PURPOSE AND
PERIOD OF USE:

| | | |
|-----------------------|----------------------|-----------------|
| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
| IRRIGATION | 04-01 10-31 | 1.83 CFS |
| | | 392.00 AFY |

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

PLACE OF USE:

| | | | | | |
|--|------|----|---------------|------|----|
| <u>IRRIGATION Within CASSIA County</u> | | | | | |
| T11S R26E S12 | NESW | 33 | T11S R26E S12 | NWSW | 31 |
| T11S R26E S12 | SWSW | 32 | T11S R26E S12 | SESW | 34 |

130 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-13034 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 130 ACRES IN A SINGLE IRRIGATION SEASON

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 98 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

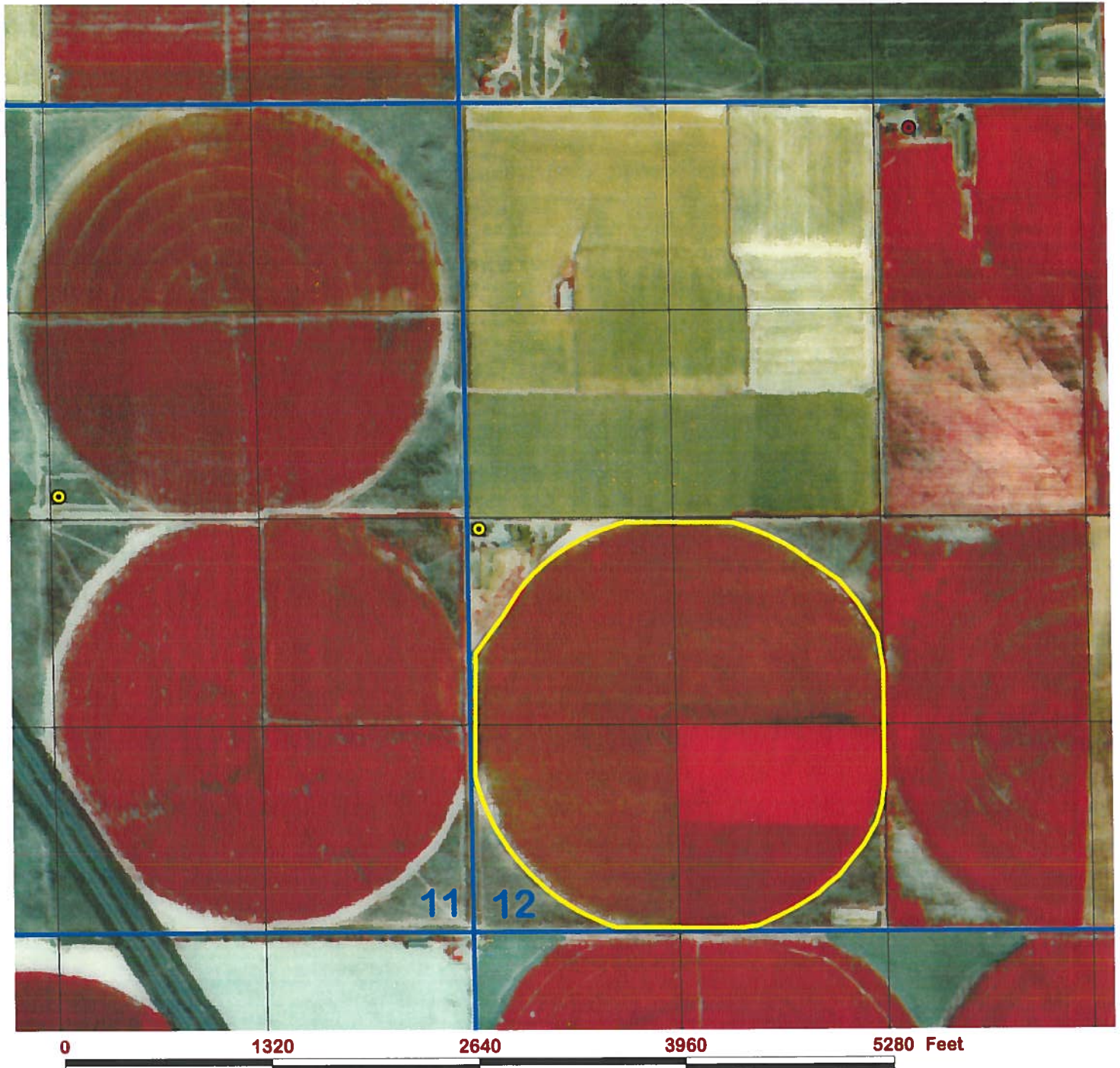
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

Idaho Department of Water Resources

RIGHTS: 43-12986, 43-13034

RECOMMENDED PLACE OF USE
TWP 11S, RNG 26E, SEC 12
Data entry on June 7, 2001



● RECOMMENDED POINT OF DIVERSION

□ RECOMMENDED PLACE OF USE

□ SECTION LINES

□ QUARTER/QUARTER LINES



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



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 8, 2001

Lynn and Lisa Taylor
1250 e 11 n
Delco, Idaho 83323

RE: Snake River Basin Adjudication (SRBA)
43-13034, 43-12986, 43-2338B, 43-11132B

Dear Mr. and Mrs. Taylor,

Enclosed please find copies of water right claims 43-13034 and 43-12986 that have been changed to reflect that you are the current owners of these rights. *Note that 43-13034 represents the irrigation portion of what was 43-12988.* This right was split to separate the irrigation from the domestic & stockwater uses.

Also enclosed is the revised place of use for irrigation of rights 43-2338B and 43-11132B. As you can see I moved 25 acres from the NENW to the SENW of Section 11 as Pete Matthews directed - and which made much more sense. I was not able to see that there was any sign of irrigation to the east of that 25 acres in the SENW circa 1987, so your rights are going to be limited to the 171 acres shown. This agrees with information given on Transfer 4490 by Matthews in 1995. If you have any additional questions, feel free to contact me and we can review it.

As I pointed out, this recommendation represents the extent of irrigation as of 1987, and as transferred by T4490 in 1995. Any subsequent development or changes made by transfer will be handled by our allocation bureau, but will be based upon the findings of the Adjudication. Jim will be back in the office Monday June 18th, I have placed these revised recommendations on his desk so that he may review them at that time.

Sincerely,

Vikie Hancock
Sr. Water Resource Agent
Southern Regional Office, Twin Falls

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.

RECEIVED
MAY 10 2001
 Department of Water Resources
 Southern Region

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 |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 43-02338A | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

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

- A. The appropriate **FILING FEE**. See instructions for fee 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**.
- 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**.

| | |
|--|---|
| Name and Address of Former Owner/Claimant(s) | G. H. Matthews and Linda Matthews
Burley, Idaho 83318 |
| New Owner/Claimant(s) | Lynn Taylor and Lisa Taylor
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or |
| New Mailing Address | 1250 East 11 North
Declo, Idaho 83323 |
| City, State and ZIP Code | |
| New Telephone Number | (208) 654-2111 |
| Date you acquired the property | April, 2001 |

27-747

WARRANTY DEED

THIS INDENTURE, made this 30 day of April, 2001, between G. H. MATTHEWS, a/k/a G. H. "PETE" MATTHEWS, a/k/a PETE MATTHEWS, and LINDA H. MATTHEWS, a/k/a LINDA MATTHEWS, husband and wife, ("Grantor"), and LYNN TAYLOR and LISA TAYLOR, husband and wife, whose address is 1250 East 11 North, Declo, Idaho 83323, ("Grantee").

W I T N E S S E T H:

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

That property more particularly described on Exhibit A attached hereto and made a part hereof by reference.

SUBJECT TO: 2001 and subsequent years taxes, levies and assessments; Right of Way of Salt Lake Pipeline Co. recorded as Instrument No. 15565 on film 23, records of Cassia County, Idaho; Agreement to Purchase Power, Instrument No. 116535, film 125, records of Cassia County, Idaho.

 RECORDED AT THE REQUEST OF
 LAND TITLE & ESCROW
 01 MAY 2 PM 10 00

 CASSIA COUNTY, IDAHO
 DARRELL M. ROSKELLEY
 RECORDER
 FEE \$500 DEPUTY *[Signature]*

274747

1 INCLUDING ALL WATER RIGHTS, including, but not
2 Limited to 43-02338A.

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

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

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

18 IN WITNESS WHEREOF, the Grantor has executed this
19 Deed the day and year first above written.
20

21 G. H. Matthews
G. H. Matthews

22
23 Linda H. Matthews
Linda H. Matthews
24
25
26

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STATE OF IDAHO)
) ss
County of Cassia)

On this 1st day of May, in the year 2001,
before me, the undersigned, a Notary Public in and for said
State, personally appeared G. H. MATTHEWS and LINDA H.
MATTHEWS, husband and wife, known or identified to me to be the
persons whose names are subscribed to the within instrument,
and acknowledged to me that they executed the same

Larry Roberts
Notary Public
State of Idaho

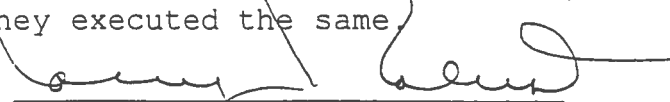

Notary Public for Idaho
Residing at Burley, ID
My Commission Expires: 06-30-03

EXHIBIT A

PARCEL 1:

TOWNSHIP 11 SOUTH, RANGE 26 EAST BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Part of the SW1/4 of Section 12 of Township 11 South,
Range 26 East of the Boise Meridian, Cassia County,
State of Idaho.

Beginning at the West 1/4 section corner of Section
12 of T. 11 S., R. 26 E., B.M., said corner marked by
a U.S. BLM pipe with cap;
THENCE South 89°33'41" East for a distance of 146.36
feet to the Point of Beginning;
THENCE South 00°03'01" West along the West line of Section
12 for a distance of 34.41 feet to a point;
THENCE North 00°03'01" East for a distance of 10.00
feet;
THENCE South 89°33'41" East for a distance of 40.00
feet;
THENCE South 00°03'01" West for a distance of 40.00
feet;
THENCE North 89°33'41" West for a distance of 40.00
feet;
THENCE North 00°03'01" East for a distance of 30.00
feet to the Point of Beginning.

PARCEL 2:

TOWNSHIP 11 SOUTH, RANGE 26 EAST BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 12: SW1/4 EXCEPT the following parcel:

Part of the SW1/4 of Section 12 of Township 11 South,
Range 26 East of the Boise Meridian, Cassia County, State
of Idaho.

Beginning at the West 1/4 section corner of Section
12, of T.11 S., R. 26 E., B.M. said corner marked by
a U.S. BLM pipe with cap which shall be the Point of
Beginning;
THENCE South 89°33'41" East along the North line of
the SW1/4 for a distance of 614.30 feet to a ½"
rebar;

THENCE South 35°14'01" West for a distance of 1066.11 feet to a ½" rebar on the West line of Section 12;
THENCE North 00°03'01" East along the west line of section 12 for a distance of 875.50 feet to the Point of Beginning.

The immediately foregoing exception expressly excludes Parcel 1 heretofore described notwithstanding the fact that Parcel 1 is described within the foregoing exception.

AND FURTHER GRANTING AND CONVEYING to the Grantee a perpetual nonexclusive easement on, over and across the following described real estate in Section 12, Township 11 South, Range 26 East, Boise Meridian, particularly described as follows:

EASEMENT:

Part of the SW1/4 of Section 12 of Township 11 South, Range 26 East, of the Boise Meridian, Cassia County, Idaho.

Beginning at the West 1/4 section corner of Section 12 of T. 11 S., R. 26 E., B.M., said corner marked by a U.S. BLM pipe with cap;

THENCE South 00°03'01" West along the West line of Section 12 for a distance of 34.41 feet to the Point of Beginning;

THENCE South 89°33'41" East for a distance of 146.36 feet;

THENCE South 00°03'01" West for a distance of 20.00 feet;

THENCE North 89°33'41" West for a distance of 124.41 feet;

THENCE South 00°03'01" West for a distance of 587.49 feet;

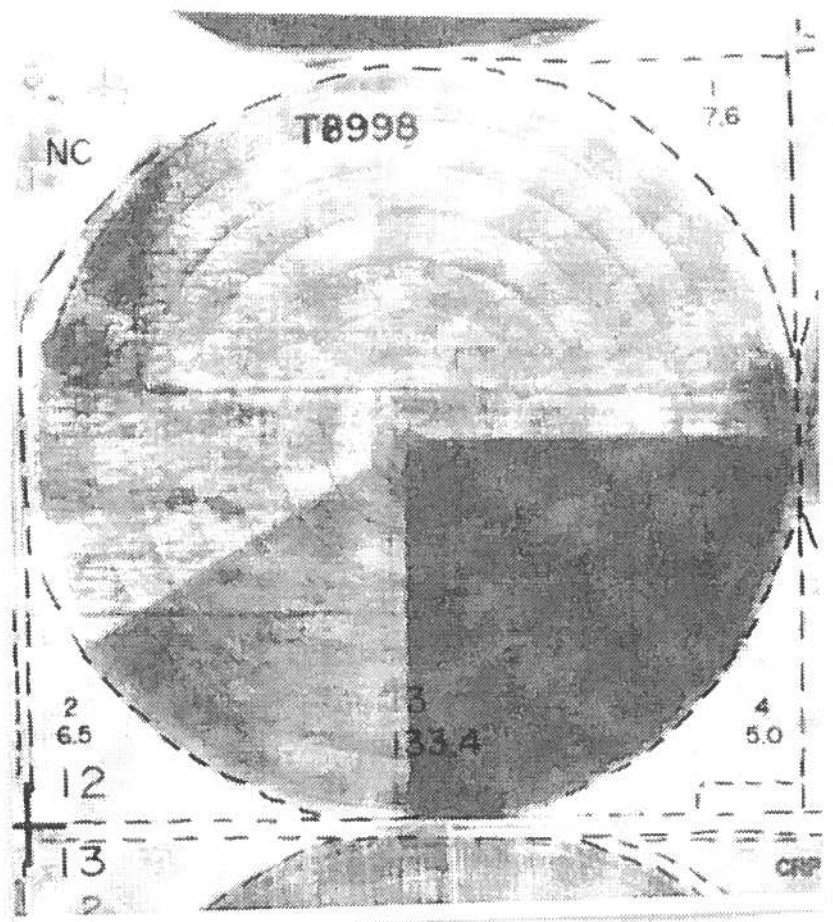
THENCE South 62°37'50" East for a distance of 117.69 feet;

THENCE South 35°14'01" West for a distance of 20.19 feet;

THENCE North 62°37'50" West for a distance of 129.30 feet to the West line of Section 12;

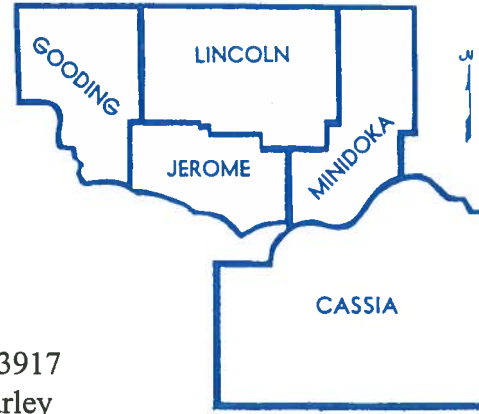
THENCE North 00°03'01" East along the West line of Section 12 for a distance of 618.81 feet to the Point of Beginning.

FOR THE PURPOSE of installing, maintaining, repairing and replacing an irrigation pipeline from Parcel 1 for the benefit of Parcel 2 above described, and which easement shall be an easement running with the land and shall inure to the benefit of the Grantee and the successors and assigns of the Grantee of Parcels 1 and 2 heretofore described.



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #33917
OFFICE: Burley

May 9, 2001

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

RECEIVED
MAY 10 2001
Department of Water Resources
Southern Region

Dear Clerk:

Enclosed with this letter please find an original executed Notice of Change of Water Right Ownership on property located in Cassia County, Idaho with attached deeds and aerial photo.

Would you please make the necessary changes in the records to indicate the new owner as Lynn Taylor and Lisa Taylor for future water assessments and notices.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Very truly yours
Land Title and Escrow, Inc.

A handwritten signature in blue ink that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg
enc.

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

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

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

BOX 111, RUPERT, IDAHO 83350
PHONE 438-0806 - FAX 438-1199

03/14/2001

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

RIGHT NUMBER: 43-12986

NAME AND ADDRESS: G H MATTHEWS
G T MATTHEWS
STAR RT
DECLO, ID 83323

*address chg'd
5-1-01*

SOURCE: GROUND WATER

QUANTITY: 1.83 CFS
392 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-12988 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.83 CFS AND TO A TOTAL
ANNUAL DIVERSION VOLUME OF 392 AF.

PRIORITY DATE: 12/17/1949

| | | | |
|---------------------|---------------|--------|----------------------|
| POINT OF DIVERSION: | T11S R26E S11 | SWSNE | Within CASSIA County |
| | T11S R26E S12 | NWNWSW | Within CASSIA County |

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|------------------------|
| IRRIGATION | 04-01 10-31 | 1.83 CFS
392.00 AFY |

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

PLACE OF USE:

| | | | | | |
|--|------|----|---------------|------|----|
| <u>IRRIGATION Within CASSIA County</u> | | | | | |
| T11S R26E S12 | NESW | 32 | T11S R26E S12 | NWSW | 33 |
| T11S R26E S12 | SWSW | 32 | T11S R26E S12 | SESW | 33 |

130 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-12988 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 130 ACRES IN A SINGLE
IRRIGATION SEASON

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 98 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

*Don & Lesse
Chgd per
dec'd submitted*

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

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

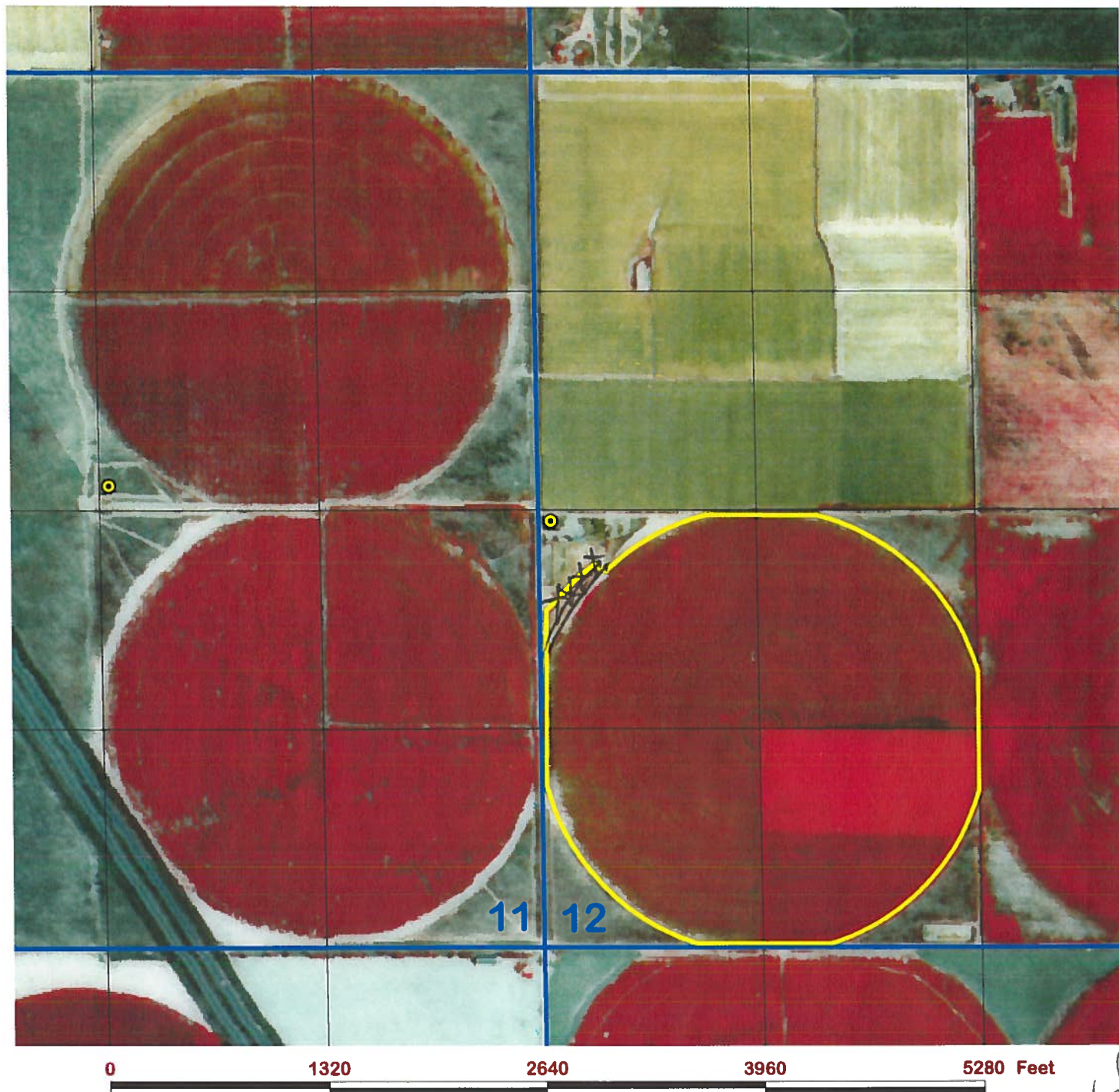
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 43-12988 IS AN EXPANSION OF THIS RIGHT PURSUANT
TO SECTION 42-1416B, IDAHO CODE

Idaho Department of Water Resources

RIGHTS: 43-12986, 43-12988

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



● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES



*IRR pay'd
Ch'd per
deed submitted*

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

3-13-01

DPH

Recommended -

mattheus - Taylor Split 1999 Deed

43-2338A & 43-11132A

255 ac PPU 3.59 cfs

mattheus

Taylor

$$130 \text{ ac} / 255 \text{ ac} = .51$$

$$125 / 255 = .49$$

43-2338A

mattheus

192 ac 3.59 cfs

TAYLOR

43-12986

768 af

43-12987

192 ac

98 ac

94 ac

3.59 cfs

1.83 cfs 392 af

1.76 cfs 376 af

768 af

43-11132A

63 ac & cfs

mattheus

Taylor

43-12988

43-12989

63 ac

32 ac

31 ac

Totals

255 ac

130 ac

125 ac

3.59 cfs

1.83 cfs

1.76 cfs

mattheus Rights (130/426 = .305)

Taylor Rights (296/426 = .69)

43- 98 ac 1.83

43-2338B 128 ac 2.4

43- 32 ac &

43-11132B 43 ac &

43- 94 ac 1.7

43- 31 ac &

426 ac

130 ac

296 ac

6.0 cfs

1.83 cfs

4.17

3-13-01

— Recommended —

Matthews - Taylor Split 1998 Dwd

43-2338 & 43-11132

426 PPU 6 cfs

Matthews



Taylor

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

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

43-2338

320 ac 6 cfs

Matthews



Taylor

43-2338A

43-2338B

320 ac

192 ac

128 ac

6 cfs

3.59 cfs

2.41 cfs

43-11132

106 ac 2 cfs

Matthews



Taylor

43-11132A

43-11132B

106 ac

63 ac

43 ac

2 cfs

2 cfs

2 cfs

Totals

426 ac

255 ac

171 ac

6 cfs

3.59 cfs

2.41 cfs

AJ0749NP
No. R43-02338A

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

DATE: 03/09/00
PAGE: 1

VERIFIED BY *[Signature]* 3/11/2000

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|----------------------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C G H MATTHEWS
C G T MATTHEWS | | 12/17/1949 | IRRIGATION | 04-01 10-31 | 3.300 CFS | 200-00 AFA |
| TOTAL DIVERSION: | | | | | 3.300 CFS | 700.00 AFA |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: 111S R26E S12 NW1/4SW

CASSIA County

| Place of use Legal Description for: IRRIGATION | | | | | | | | | |
|--|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|-------------|---|
| NE | | NW | | SW | | SE | | SUM | |
| T R S | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : | : |
| 11S 26E 11 | : | : | : | : | : | : | : | : | : |
| 11S 26E 12 | : | : | : | : | : | : | : | : | : |
| TOTAL ACRES | | TOTAL ACRES | | TOTAL ACRES | | TOTAL ACRES | | TOTAL ACRES | |
| 255.0 | | 255.0 | | 255.0 | | 255.0 | | 255.0 | |

OK per

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: 43-11132A

Conditions of Approval:

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

Remarks: QNT

USE OF THIS RIGHT WITH RIGHT NO. 43-11132A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.3 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 700 AF. *3.59 cfs & 768 af*

USE

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

POU1

USE OF THIS RIGHT WITH RIGHT NO. 43-11132A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 255 ACRES IN A SINGLE
IRRIGATION SEASON. *192 ac*
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 175 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

*CHAS prior per
10/10/00
under per 3-14-01
split per 3-14-01
split per 3-14-01
split per 3-14-01*

AJ0749NP
No. R43-02338A

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

DATE: 03/09/00
PAGE: 2

Remarks: EXP RIGHT NO. 43-11132A IS AN EXPANSION OF THIS RIGHT PURSUANT TO
SECTION 42-14,168, IDAHO CODE.

Dates: Exam Made Date: 08/17/1994 Verified Date: 03/09/2000 Objection Filed Date:

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

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.

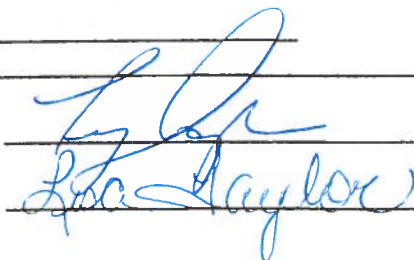
DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

| | | |
|--|--|--|
| 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)


Lisa Taylor

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 _____ |
| Receipted by _____ | Date _____ | Receipt No. _____ |
| Processed by _____ AJ | Date _____ | WR _____ Date _____ |

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

From: V. Hancock

3-14-2001

HISTORY

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

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

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

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

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

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

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

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

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

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

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

1987 Claims are filed in the SRBA:

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

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

1995 Matthews transfers 132 acres of the POU of 43-2338 entirely off the SE¼ of section 12 onto various places in Section 11 including the SE¼. Remarks included in transfer #4490 state that this administrative action acknowledges changes in POU that occurred after 1980 transfer #2382 but were not recorded with IDWR. Overlapping POU of claim 43-2492 is addressed only indirectly by "pending Adjudication review". Expansion claim 43-11132 for 106 acres in conjunction with the transfer is filed at this time by Matthews.

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

ANALYSIS

ANALYSIS

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

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

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

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

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

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

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

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

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

cover those acres irrigated by the well in the NE Section 12 in 1987, but not included in the recommendation for claim 43-2492. It appears that there are approximately 127 acres irrigated by pivot in the SE¼ Section 12. These acres were paid for by Matthews at claim filing. Expansion claim was filed by Heward for 130 acres on 3-15-01. **43-2338** Matthews' original claim included the licensed POU, which overlapped his SRBA claim 43-2492 on the SE¼ of Section 12. When he transferred the POU from the SE¼ section 12 to the SE¼ section 11 he stated that this represented a transfer that had been accomplished prior to 1987. It is possible that he was given direction at the time of claims filing to identify this right as licensed and not how it was currently being used, as when the claim was amended in 1994 remarks were added that the acres in SE Sec 12 were served by the well on claim 43-2492. This claim should be recommended as described in transfer 4490 which included 320 acres in sections 11 and 12. And pods in NWSW 12 and SWNW 11. Expansion claim **43-11132** was also filed in conjunction with transfer 4490 and included 106 acres, listing both pods described above. 43-2338 and 43-11132 should be recommended as filed which is a PPU of 426 acres.

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

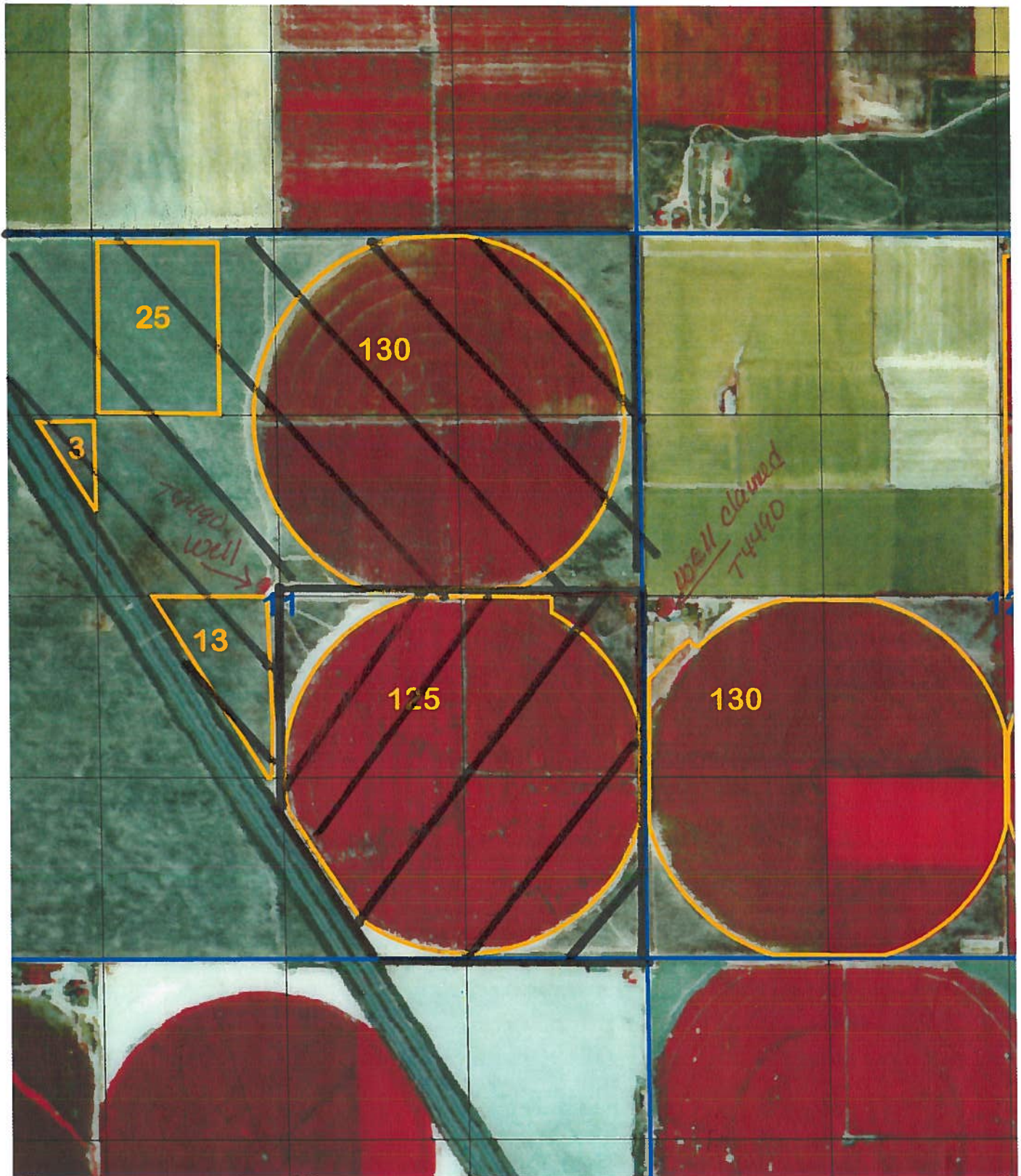
1998 Warranty deed from Matthews to Taylor split both rights 43-2338 and 43-11132, which were included in a permissible place of use totaling 426 acres, into A (255 ac) and B (171 ac). This permissible place of use was created prior to the 1998 sale. It was noticed on the ASCS photo/map included with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

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

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

43-2338 POU per APPROVED TRANSFER T4490 = 320 AC
43-11132 expansion claim = 106 AC

TWP 11S, RNG 26E



 Conveyed to Taylor 1998 WD
V HANCOCK  Conveyed to Taylor
1999 WD

1987 AERIAL PHOTOGRAPHY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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03/08/00
18

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A43-02338A

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|----------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C G H MATTHEWS | | 12/17/1949 | IRRIGATION | 04-01 10-31 | 3.300 CFS | 700.00 AFA |
| C G T MATTHEWS | | | | | | |
| | | | | TOTAL DIVERSION: | 3.300 CFS | 700.00 AFA |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T11S R26E S12

NWNWSW

CASSIA 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 | | |
| 11S | 26E | 11 | : | | | | | : | | | | | : | | | | | : | | | | | | |
| 11S | 26E | 12 | : | | | | | : | | | | | : | | | | | : | | | | | | |
| | | | | | | | | | | | | | 16 | 16 | 16 | 16 | : | 31.3 | 31.2 | 31.2 | 31.3 | : | 118.0 | 12 |
| | | | | | | | | | | | | | 32.5 | 32.5 | 32.5 | 32.5 | : | | | | | : | 65.0 | 13 |
| | | | | | | | | | | | | | | | | | | | | | : | TOTAL ACRES | 175.0 | 25 |

POU County: CASSIA

Non-Irrigation Uses: NONE

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN

DIVERSION OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 1280 AF/ANNUM.

THIS CLAIM IS TO REFLECT THE ACRES IRRIGATED IN 1987 WHICH ARE DIFFERENT THAN THOSE RECOGNIZED UNDER TRANSFER 2382. CLAIM A43-11132 IS FOR AN ADDITIONAL 106 ACRES EXPANDED UNDER THIS SYSTEM.

THERE ARE TWO WELLS IN THE NWNWSW OF SECTION 12. ONE IS THE IRRIGATION WELL AND THE OTHER IS THE DOMESTIC & STOCKWATER WELL.

PURSUANT TO APPROVED TRANSFER NO. 4490:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. APPROVAL OF THIS TRANSFER IN NO WAY GRANTS ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.
3. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
4. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
5. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY

cond. code
C18

"EXP" KØ3
"QNT" E25

copy to comments

"POU 1" E11
KØ6 (175)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:06:11
03/08/00
19

PAGE: 19
PROFILE REPORT CONTINUED

CLAIM NUMBER: A43-02338A

Remarks: FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE
ONGOING SNAKE RIVER BASIN ADJUDICATION.

6. 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.

7. THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS
OF DIVERSION UNDER TRANSFER NO. 4490 SHALL NOT EXCEED 6.00
CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 1,280 AF.

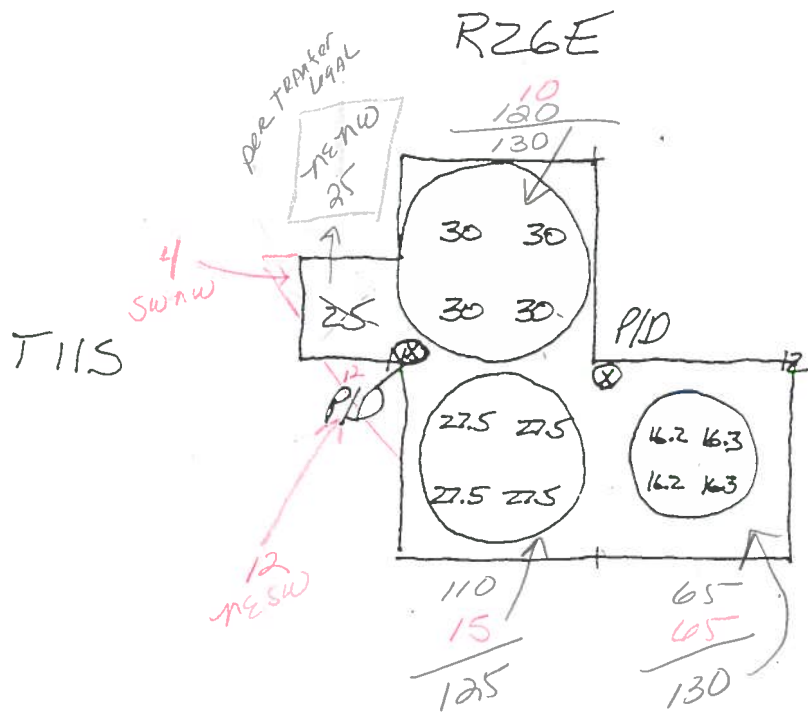
5/7/99 TF; CLAIM SPLIT FROM A43-02338 PER 1409(6) AND WARRANTY
DEED REC'D 7/28/98.

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

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.



LC Exp

43-2338 43-11132

120 + 10

25 + 4

110 + 12

65 + 15

320 + 65

1046

424

FE 8-17-1994 BY JR
FOUND 426 AC 12R BY GIS CALC 1487 WAPP
41 130 124 129 { PPH created
prior to 1998 sale

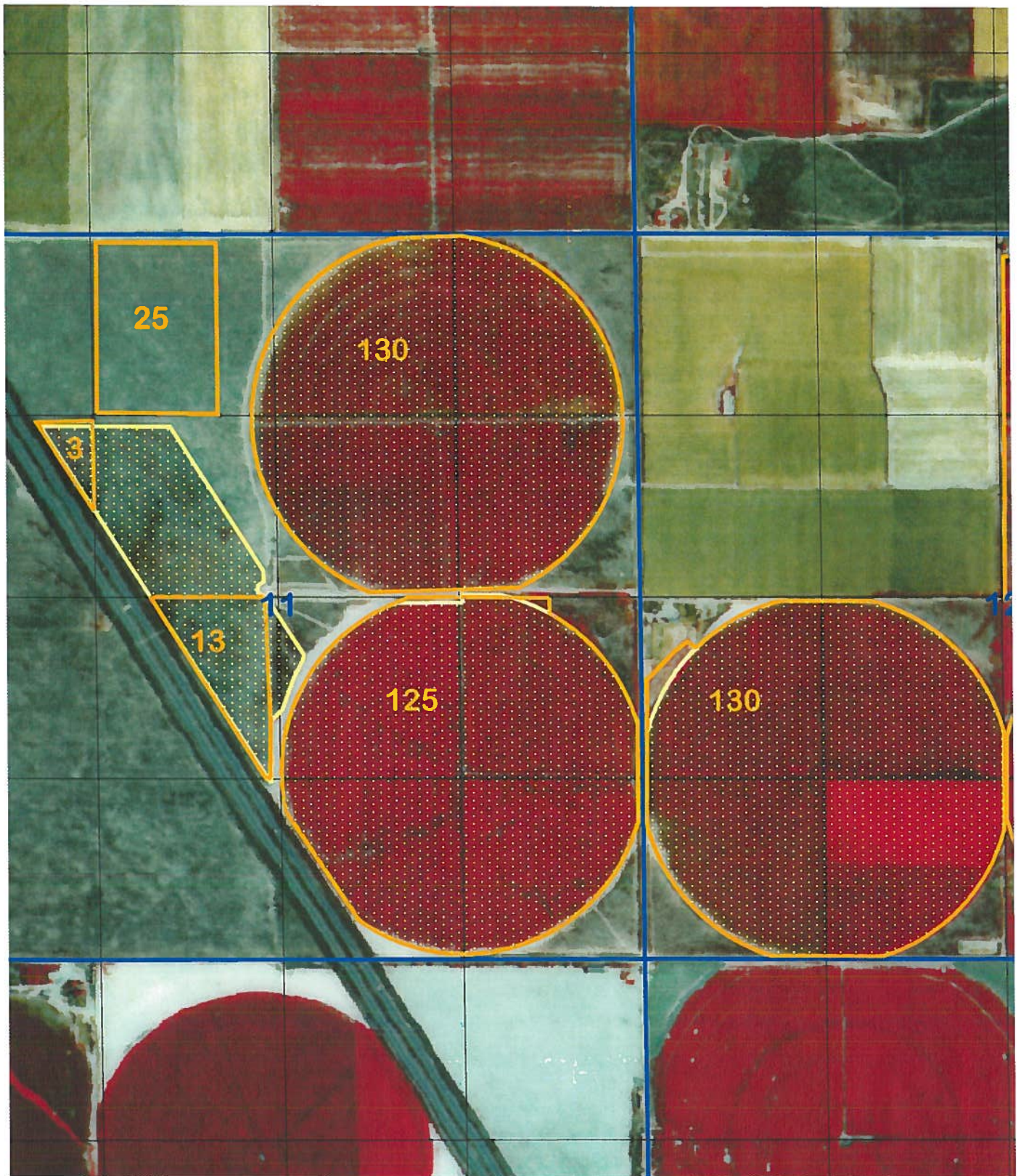
43-11132
SW NW 4
NE SW 12



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

43-2338 POU per APPROVED TRANSFER T4490 = 320 AC TWP 11S, RNG 26E & ~~27E~~
43-11132 expansion claim = 106 AC

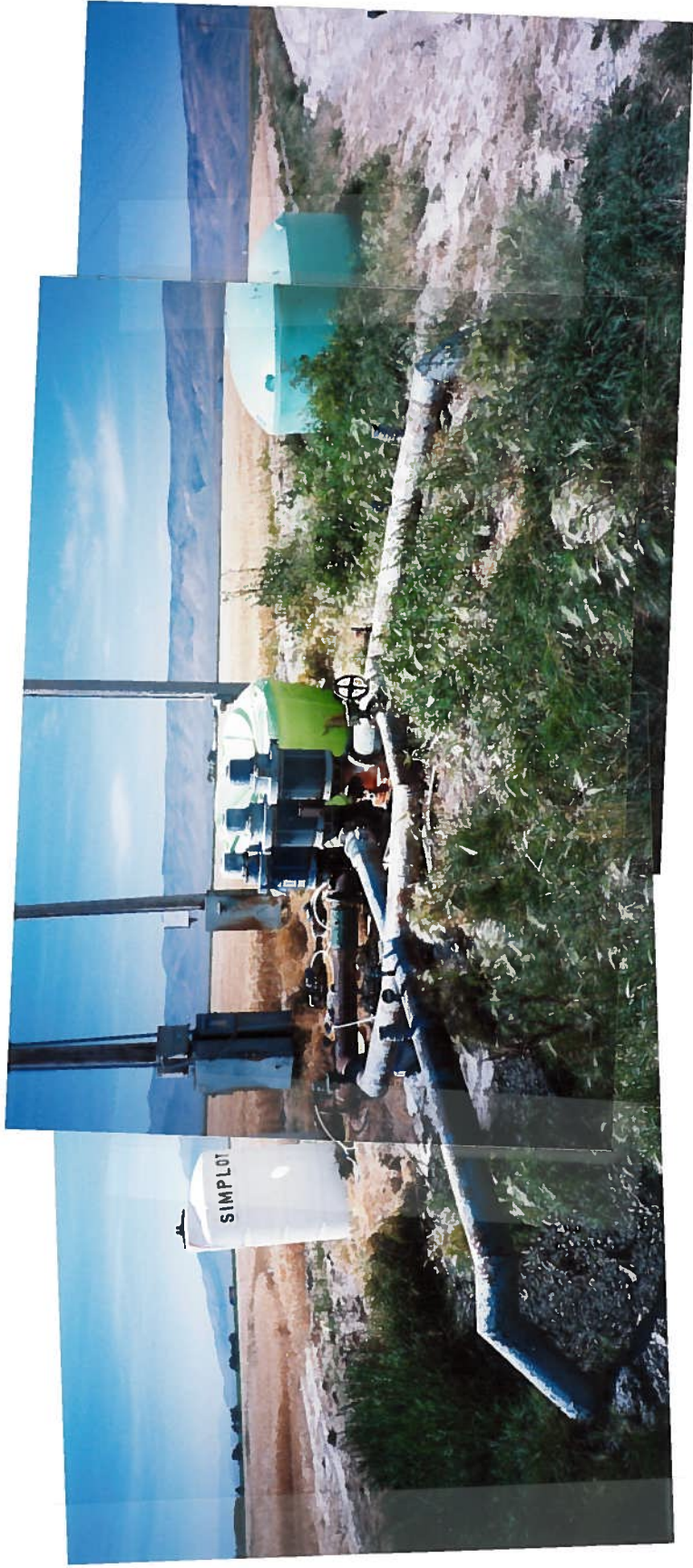
FOUND IRRIGATED 1994 & ORIGINAL T4490 POU



See 1994 FE

1987 AERIAL PHOTOGRAPHY

V HANCOCK





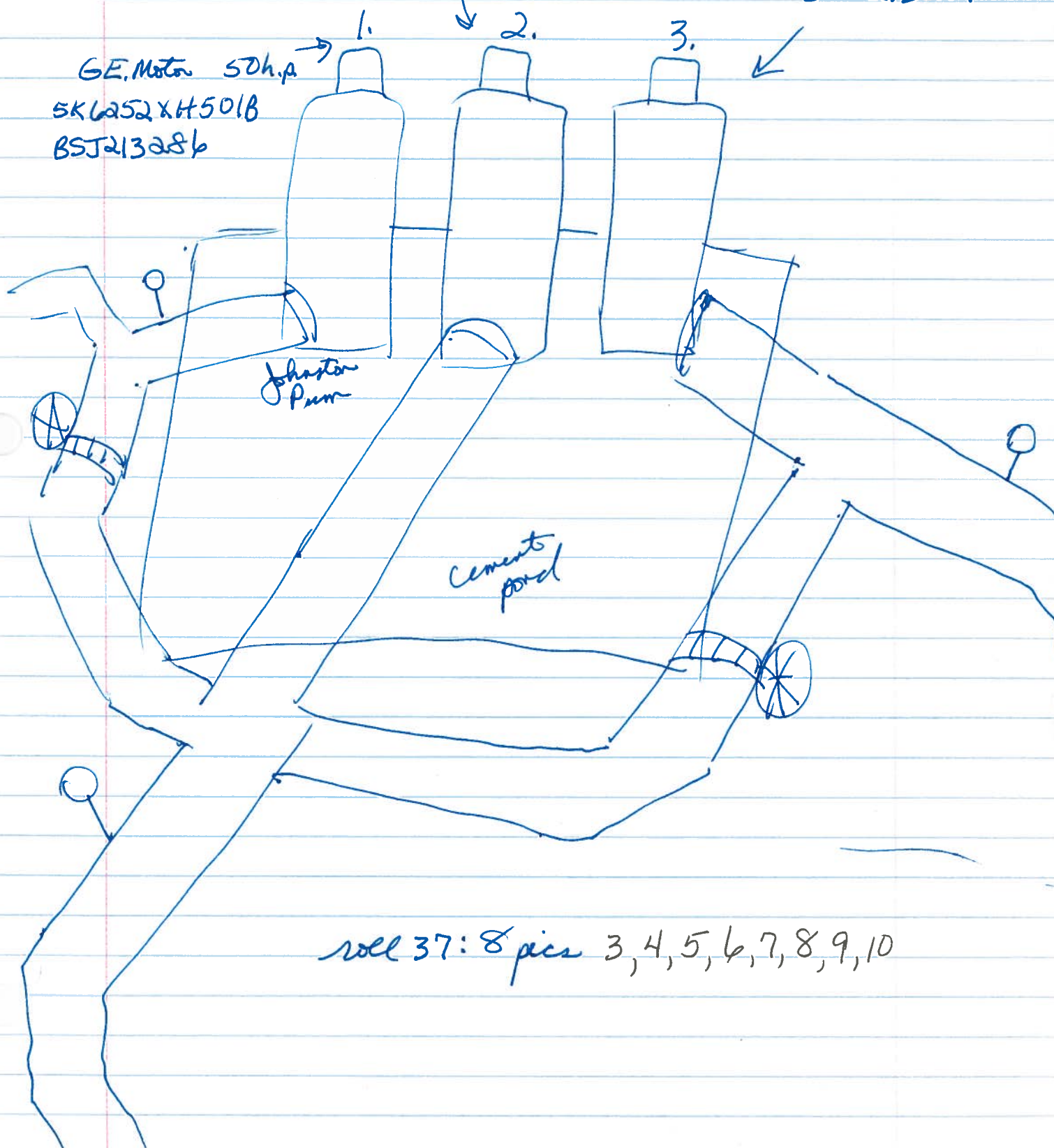
Pete Matthews Booster Pumps (3)

polc# 8074

GE Motor 50hp.
5K6252XH501B
BTJ219301

GE Motor 50hp
5K6252XN501B
BSTJ213287

GE Motor 50hp.
5K6252XH501B
BSTJ213286



roll 37: 8 pics 3, 4, 5, 6, 7, 8, 9, 10

R 26

6031-350

7

1971
T8349

T8348

2
63.3

5.3

11

NW

3
30.1 NW

4 NW
4.8

5
131.9

18.6

8
13.9

NW
2.0

9
4.9

NW

11
158.7

2115
T1511 NW

2 NW
2.4

10 NW
129.6

11 NW
6.4

16.0

14

| OPERATOR: Name, Address & I D No. | FARMLAND | CROPLAND | IRRIGATED
CROPLAND | EFFECTIVE
CROPLAND | FARM IDENTIFIER | STATUS |
|---|------------------------|----------|-----------------------|-----------------------|-----------------|--------|
| 519-62-0764 S
G H MATTHEWS
HC 66 BOX 10A
DECLD | 1475.0
208-349-5777 | 360.7 | 360.7 | 360.7 | NONE | ACTIVE |
| ID 83323 | | | | | | |

CRP: .6

IFM: N

RECON. REF. NO.: A40073

OF AVERAGE NORMAL PLANTED ACRES: 1.0

| CROP | ROT. | BASE | CRP
REDUCTION | ADJ. BASE | DATE | -----P&CP----- | | -----YIELD----- | | |
|--------|------|-------|------------------|-----------|------|----------------|-------|-----------------|-----|---|
| | | | | | | YEAR | | YEAR | NI | I |
| WHEAT | 1 | 107.8 | .0 | | | 93 | 107.6 | 94 | 25 | 8 |
| | | | | | | 92 | 107.2 | 85 | 25 | 8 |
| | | | | | | 91 | 107.0 | | | |
| | | | | | | 90 | 108.0 | | | |
| | | | | | | 89 | 109.2 | 94 | 80 | |
| | | | | | | 88 | 106.7 | 85 | 88 | |
| | IAM | 107.0 | | | | | | | | |
| | NAW | .8 | | | | | | | HWY | |
| BARLEY | 1 | 78.0 | .0 | | | 93 | 77.6 | 94 | 25 | 9 |
| | | | | | | 92 | 79.0 | 85 | 25 | 9 |
| | | | | | | 91 | 81.6 | | | |
| | | | | | | 90 | 78.9 | | | |
| | | | | | | 89 | 73.1 | 94 | 95 | |
| | | | | | | 88 | 75.4 | 85 | 98 | |
| | IAM | 81.6 | | | | | | | | |
| | NAW | .0 | | | | | | | HWY | |

No. of Tracts: 4

Current Year

| TRACT NO. | FARMLAND | CROPLAND | IRRIGATED
CROPLAND | HEL | Ø27 | AØ27 | W | CW | FW | PC | AW | MW | RW | HG | CWTE | CWNA | PCW |
|------------|----------|-------------------------------------|-----------------------|-----|-----|------|---|----|----|----|----|----|----|----|------|------|-----|
| 1550 | 440.0 | .0 | | N | N | N | | N | | | | | | | | | N |
| IDENTIFIER | | EE14.16 S18.19 T11 R27 | | | | | | | | | | | | | | | |
| OWNER | | 1 - G T MATTHEWS. 2 - G H MATTHEWS | | | | | | | | | | | | | | | |
| 1815 | 195.0 | 27.4 | 27.4 | N | N | N | N | N | — | | | | | | | | N |
| IDENTIFIER | | NN26 S27 T13 R29 | | | | | | | | | | | | | | | |
| OWNER | | 1 - G H MATTHEWS | | | | | | | | | | | | | | | |
| 1920 | 180.0 | 176.0 | 176.0 | N | N | N | N | N | — | | | | | | | | N |
| IDENTIFIER | | DD14 S12 T11 R26 S7 T11 R27 | | | | | | | | | | | | | | | |
| OWNER | | 1 - G H MATTHEWS | | | | | | | | | | | | | | | |
| 8999 | 660.0 | 157.3 | 157.3 | N | N | N | | N | — | | | | | | | | N |
| IDENTIFIER | | DD14.EE14 S7.17 T11 R27 S12 T11 R26 | | | | | | | | | | | | | | | |
| OWNER | | 1 - G H MATTHEWS | | | | | | | | | | | | | | | |

A 43-2492

KHC
6-9-94

licensed for 3.83 cfs for 240 A

claimed as:

A43-2492 Matthews for 3.83 cfs for 344 acres

A43-2492A FM Credit for 3.83 cfs for 240 Acres

A 43-2396

licensed for 6.0 cfs for 504 acres

claimed as

A43-2396A (FM Credit) 6.0 cfs for 344 acres

● 43-2338 licensed for 6.0 cfs 320 Acres

claimed as

A43-2338 Matthews 6.00 cfs 426 Acres



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Date: 8/17/94

To Whom It May Concern:

I grant permission to the Department of Water Resources to obtain copies of power records, copies of pump evaluation or energy audit reports from either Raft River Rural Electric Coop or from Robin Wells. I understand this information will be used by IDWR in evaluation of Notice of Claims filed in the Snake River Basin Adjudication.

Identification Information:

Power Pole No: (150 h.p.) 8031, (50 h.p.) 8075, 8074 (3 boosters)

Farm or Account Name: G.T. (Tim) Matthews

Tim Matthews
(Signed by Owner or Authorized Agent)

COMMUNICATION DOCUMENTATION

Claim No. A43-02338
A43-02492

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

IDWR Employee/Agent Jeanie RobertsonDate 8/17/94Contact Person(s) Pete MatthewsNature of Contact Field Exam

Substance of Communication Met with Mr. Matthews and he located his wells on my ASCS map and how the lines and ditches run to irrigate his place. I outlined his irrigated acres and he told me he gets the corners with tubes. I plan to meet with Dan Moss tomorrow to talk about his place and a couple of other people's places that Dan farms for them (including the rest of Pete Matthews place.) Pete did tell me where his other well on this property ^{was} and I located it and got some information and pictures, etc. It was turned off today so I plan to measure it tomorrow... He signed a Robin Walls Release.

DD 14
550M

← ← ← (more Taylor)

Simpsons

8658-1

Matthews

Northens

Taylor

maulini

Mathew

3 *Bombus* *opaculus*

20

big w

John

hard-
core

river

M. Thoma

1511
1511

937

3

1830

五

T 8349

T8348

out

and

22-150.0

Moan
wlad

Sumo

ant
hibe
2698.1

110 Call Creek Drive te #3 Post #10 83201
Allen Rollins Price Pointon

Moss Dam

11S, 27E, section 20 E 1/2
section 21 all

11S 26E section 10 E 1/2

~~232-8306~~

11S 26E Section 11 all

Pete →

Matthews

Carbon

sample

11 26E

section 13 NE 1/4

Section 14 NW 1/4

JEANIE

F.Y.I.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

August 26, 1996

Allen Rollins
Price Pouton
1110 Call Creek Drive Suite #3
Pocatello, ID 83201

232-8306

Dear Mr. Rollins:

Per your request, I have included profile reports of all the water rights and adjudication claims that are used, or claimed to be used, in the following legal descriptions:

| | | | |
|---------------------|------------|-------------------|---------------|
| East $\frac{1}{2}$ | Section 20 | Township 11 South | Range 27 East |
| All of | Section 21 | Township 11 South | Range 27 East |
| East $\frac{1}{2}$ | Section 10 | Township 11 South | Range 26 East |
| All of | Section 11 | Township 11 South | Range 26 East |
| NE $\frac{1}{4}$ of | Section 13 | Township 11 South | Range 26 East |
| NW $\frac{1}{4}$ of | Section 14 | Township 11 South | Range 26 East |

Please find enclosed profile reports of the following water right records (licenses and statutory claims):

| | | |
|-----------|-----------|----------|
| 43-02574A | 43-02576A | 43-04014 |
| 43-02342 | 43-02338 | 43-02366 |
| 43-02375 | 43-02555 | 43-02543 |

Also, please find enclosed profile reports of the following Snake River Basin Adjudication Claims:

| | | |
|------------|------------|------------|
| A43-02574C | A43-02576C | A43-04012A |
| A43-04013A | A43-04014C | A43-04014E |
| A43-02342 | A43-11132 | A43-02338 |
| A43-02366 | A43-02375 | A43-10305 |
| A43-02555 | A43-02543 | |

Please note the ownership of each individual adjudication claim. If the adjudication claims do not reflect the current owners, the ownership must be updated. If the ownership of the adjudication claims needs to be updated, or if you have any questions regarding individual adjudication claims, you should contact Jeanie Robertson from this office. Ms. Robertson is the adjudication agent doing the review work for the particular area of Basin 43 that you are interested in.

August 26, 1996
PAGE 2

If you have any questions, or if I can be of any other assistance,
feel free to contact me at your convenience.

Sincerely,

A handwritten signature in cursive script, appearing to read "Corey Skinner".

Corey Skinner, EIT
Dam Safety Section

Enclosures

REPORT OF WELL DRILLER
State of Idaho

RECEIVED

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well. 1968

WELL OWNER:

Name Tim Matthews
Address Box 1200 Miller Ave
Burley Idaho

Owner's Permit No. 21315

NATURE OF WORK (check): Replacement well ☐

New well ☐ Deepened ☒ Abandoned ☐

Water is to be used for: Irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒

Dug ☐ Other ☐

CASING SCHEDULE: Threaded ☐ Welded ☐

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: Material:

Steel ☐ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☐ No ☐ Type of perforator used:

Size of perforations: " by "
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☐ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No. ☐ Type of water:

Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No ☐

Cemented in place? Yes ☐ No ☐

Locate well in section

| | | |
|--|--|--|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

LOCATION: County

Use other side for additional remarks

Size of drilled hole: Department of Reclamation

depth of well: 270 Standing water

level below ground: 1345 Temp.

Fah. Test delivery: gpm

or cfs Pump? ☐ Bail

Size of pump and motor used to make test:

Length of time of test: Hrs. Min.

Drawdown: ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH MATERIAL WATER

FROM TO YES OR NO

FEET FEET

180 198 Black loess Yes

198 213 clay Yes

213 218 yellow clay Yes

218 221 black loess Yes

221 226 clay Yes

226 270 yellow clay Yes

Work started: 2/19/68

Work finished: 2/21/68

Well Driller's Statement: This well was

drilled under my supervision and this report

is true to the best of my knowledge.

Name: Harold Thompson

Address: Box 14 1st St Burley Idaho

Signed by: Harold Thompson

License No. 36 Date: 2/21/68

USE 35



TWP 11S, RNG 26E & 27E

R26E
R27E

43-2338, 43-2396A, 43-2492, 43-2492A, 43-11132

 AERIAL PHOTOGRAPHY
1968

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4490
WATER RIGHT NO. 43-02338

RECEIVED

MAY 05 1995

This is to certify that: G H MATTHEWS
G T MATTHEWS
STAR RT
DECLO ID 83323

Department of Water Resources
Southern Region

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

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION | 04/01 to 10/31 | 6.00 CFS | 1280.0 AF |

SOURCE

GROUNDWATER

Priority: 12/17/1949

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 11, Township 11S, Range 26E
NWSW , Sec. 12, Township 11S, Range 26E
CASSIA County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11S | 26E | 11 | NENE 30.0 | NWNE 30.0 | SWNE 30.0 | |
| | | | SENE 30.0 | NENW 25.0 | NESE 27.5 | |
| | | | NWSE 27.5 | SWSE 27.5 | SESE 27.5 | 255 |
| | 12 | | NESW 16.3 | NWSW 16.2 | SWSW 16.2 | |
| | | | SESW 16.3 | | | 65 |

Total number of acres irrigated: 320

CONDITIONS/REMARKS:

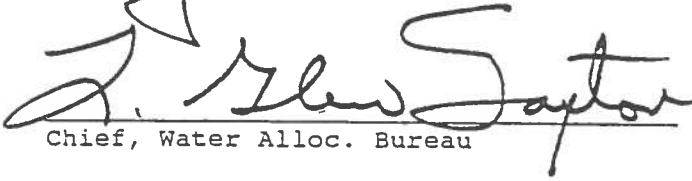
1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

TRANSFER NO. 4490
WATER RIGHT NO. 43-02338

CONDITIONS/REMARKS:

4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
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. 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.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4490 shall not exceed 6.00 cfs, nor total combined annual volume of 1,280 af.

Dated this 2nd day of may, 1995.


Chief, Water Alloc. Bureau

DEC 23 1994

MEMORANDUM TO FILE

FROM: MEL SCHULTE

DATE: OCTOBER 3, 1994

RE: G.T. & G.H. MATTHEWS
TRANSFER APPLICATION 43-02338

1. The Place of Use in this transfer is in the Raft River Critical Ground Water Management Area.
2. The Place of Use for license 43-02338 has been changed and expanded without proper approvals since T2382 was approved in 1980.
3. The additional acres and water needed to fill out the quarter circle pivots described in the land list proposed in this transfer are covered by the SRBA expansion claim A43-11132.
4. A more practical and workable approach to the Place of Use proposed in this transfer would be to make the SW 1/4 of S12 a 1/2 circle pivot and the SE 1/4 of S11 a 3/4 circle pivot. The applicant, however, wants to file the transfer application as written and the SRBA claims as they are currently filed.

1
1
2
X

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4490

SEP 30 1994 APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources
Southern Region Office

Name of applicant G.T. for G.H. Matthews

Phone (208) 349-5777

Post Office address Star Rt. Deco, ID 83323

A. PURPOSE OF TRANSFER

OCT 19 1994

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Split

Department of Water Resources
Southern Region Office

2. Describe the reason for the proposed changes To reorganize water rights under existing delivery system, correct legal description of existing well (see 11)

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>43-2338</u> | <u>12/12/49</u> | <u>6.0</u> | <u>Irrigation</u> | <u>4/1</u> to <u>10/31</u> |
| | | | | to |
| | | | | to |
| | | | | to |

2. Total amount of water being transferred 6.0 cubic feet per second and/or 1280 acre-feet per annum

3. Source of water Ground Water tributary to

4. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----------|-----------|-----------|-----------|------------|------------|---------------|--------------------------|
| | <u>SW</u> | <u>SW</u> | <u>NE</u> | <u>11</u> | <u>11S</u> | <u>26E</u> | <u>Cassia</u> | |
| | <u>NW</u> | <u>NW</u> | <u>SW</u> | <u>12</u> | <u>11S</u> | <u>26E</u> | <u>Cassia</u> | |
| | | | | | | | | |
| | | | | | | | | |

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 | |
| <u>11S</u> | <u>26E</u> | <u>11</u> | <u>30</u> | <u>30</u> | <u>30</u> | <u>30</u> | <u>25</u> | <u>dam</u> | | <u>25</u> | <u>dam</u> | | | | <u>27.5</u> | <u>27.5</u> | <u>27.5</u> | <u>27.5</u> | <u>255</u> |
| | | <u>12</u> | | | | | | | | | | | <u>16.3</u> | <u>16.2</u> | <u>16.2</u> | <u>16.3</u> | | | <u>65</u> |
| | | | | | | | | | | | | | | | | | | | |
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Total acres 320

6. General Information:

- a. Description of diversion system Drilled wells, vertical turbine pump
mainline, pivot
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? XXX Yes _____ 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:
No change pending results of SRBA proceedings
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

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. 43-2338 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2382 which produced this right.

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

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Ground water tributary to _____

4. Date or priority 12/17/49

5. Water is used for the following purpose:

amount 6.00 for Tr. purposes from _____ to _____
(cfs/ac-ft)
amount _____ for Dom. purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.00 cubic feet per second and/or 1280 acre-feet per annum.

7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
| | | NW | SE | 11 | 11S | 26E | Cassia | |
| | | NW | SW | 12 | 11S | 26E | Cassia | |
| | | | | | | | | |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals. |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|---------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| 11S | 26E | 12 | | | | | | | | | 33 | 33 | 33 | 33 | 33 | 33 | 33 | 33 | 264 |
| | | 11 | 28 | | | 28 | | | | | | | | | | | | | 56 |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |

Total acres 320

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

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |

Total acres _____

- # 4

2.

1

22

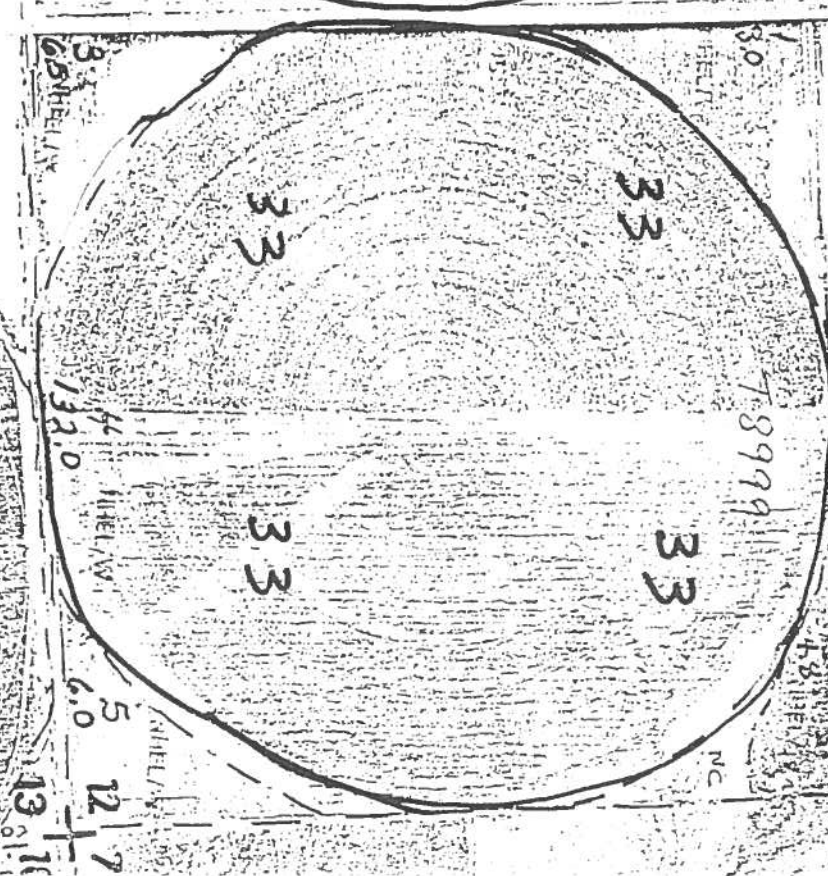
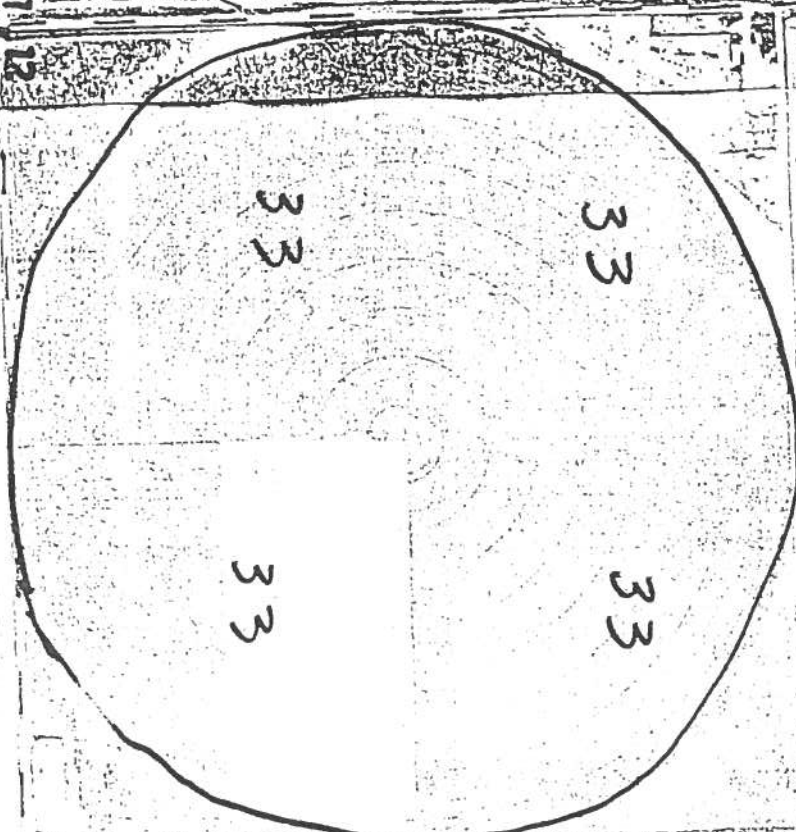


43-02338

G.T. & G.H. Matthews Transfer Application
RM before Transfer

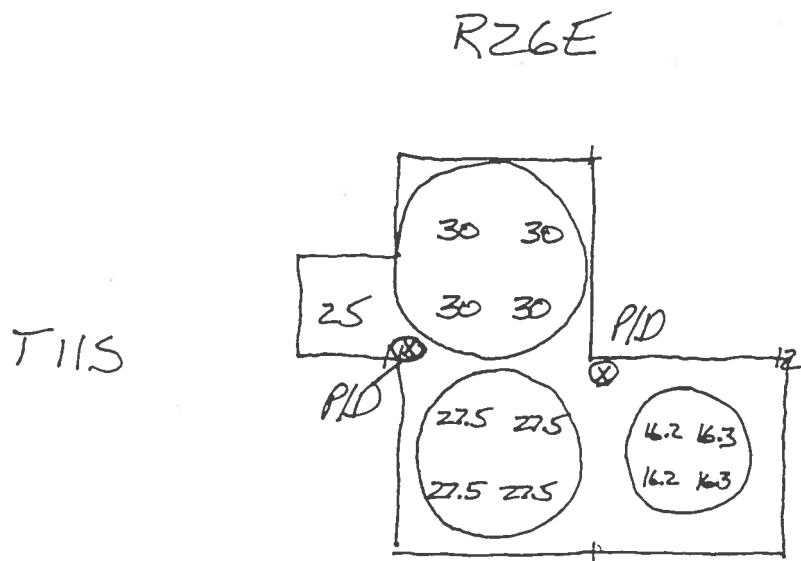
115, 26E

CC14



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

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



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

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

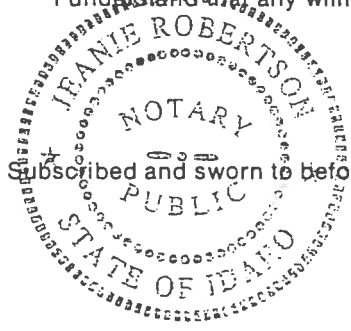
| 1 | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|----------------|
| | | | | _____ to _____ |
| | | | | _____ to _____ |

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.



G. H. Matthews
(Signature of Applicant)

Subscribed and sworn to before me this

30th

day of

Sept., 19 94

Jeanie Robertson
(Notary Public)

My commission expires

9/23/20004 5 6 7 8 9**FOR DEPARTMENT USE ONLY****OCT 19 1994**Transfer contains 6 pages and 3 attachmentsDepartment of Water Resources
Southern Region Office NoReceived by MTSDate 10/18/94

Protest filed by

Prelim. check by MTSFee \$100 501748010-19-94Received by MBDate 10-19-94Published in So. Id. Press

Copies of protest forwarded by

Pub. dates 11/28 & 12/5/94

Hearing held by Date

Watermaster recommendation requested on N/ARecommended for ☒ approval ☐ denial

rec'd.

by ADM

Copy of transfer sent to lien holder

7# 2382

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the change requested changed, omit part B)

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

2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use: _____

| TWP. | RANGE | SEC. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
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C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

- a. Amount of water to be diverted 6.0 c.f.s. &/or _____ acre feet
b. Point(s) of diversion NW 1/4 SW 1/4, Section 12 Township 11S
Range 26E, B.M., Cassia County _____
Additional points NW 1/4 SE 1/4, Section 11, T11S, R26E, Cassia County

- c. Description of diverting works Two wells equipped with vertical turbine pumps and buried mainline systems

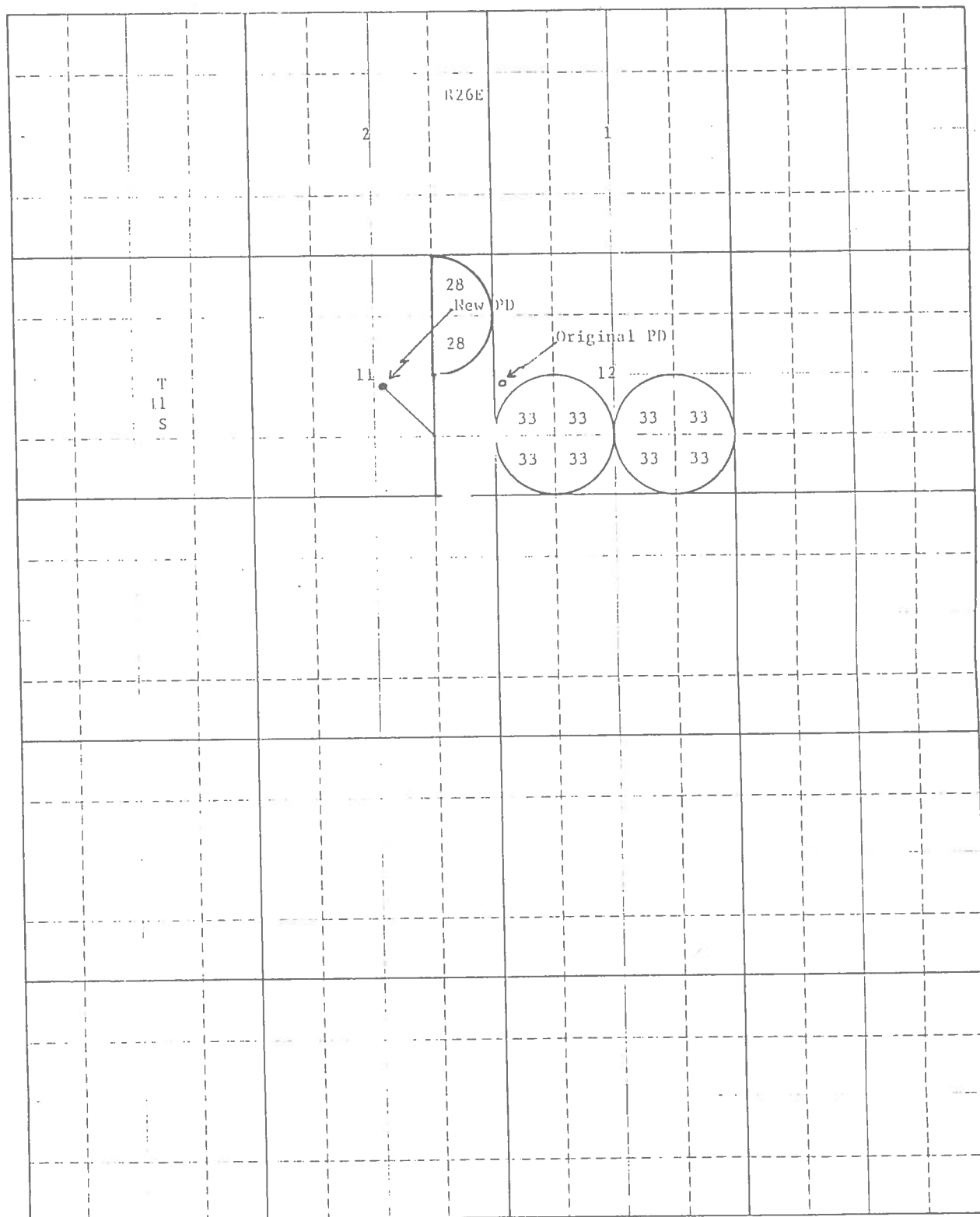
- d. Describe the reasons for applying for a change in the point(s) of diversion The well in the NW 1/4 SE 1/4, Section 12 is declining in yield due to sanding and age. The additional point of diversion will be used to irrigate some different ground with no increase in total water diverted or land irrigated.

2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

| TWP. | RANGE | SEC. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| 11S | 26E | 11 | 28 | | | 28 | | | | | | | | | | | | | 56 |
| 11S | 26E | 12 | | | | | | | | | 33 | 33 | 33 | 33 | 33 | 33 | 33 | 33 | 264 |
| | | | | | | | | | | | | | | | | | | | |
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- b. Draw a map indicating the new point(s) of diversion and/or the new land to be. Show clearly the land involved by section, township and range number.



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

3. Remarks The addition of a second point of diversion is to supplement the which is declining in yield below the previously licensed quantity. The place of use is to more efficiently operate the applicants farm. Because of the reduction in acreage irrigated in Section 12 through installation of pivot irrigation systems the land in Section 11 is proposed to be irrigated. There will be no expansion of the water right since no additional water will be diverted and only 320 acres will be irrigated as limited by license #43-2338

I hereby assert that no one will be injured by such change and 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.

G. T. Mathew
(Signature of applicant)

Subscribed and sworn to before me this 11th day of December, 19 79

James E. Hoffman
(Notary public)

My commission expires 11-10-80

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 43-2338, and said application is hereby approved

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

(1) Diversion of water under this right shall not exceed 1280 acre feet/year.

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

Witness my hand this 11th day of March, 19 80

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by marya Date 12/1/79

Prelim. check by gd Fee 12-18-79

Receipted by marya Date 12/1/79

Published in water rights

Pub. dates 12-1-80

Watermaster recommendation requested on _____
rec'd.

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial
by gd dim