

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10196 V1

WATER RIGHT NUMBER: 2-10196 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	COTTONWOOD MUTUAL CANAL CO C/O RINGERT CLARK CHARTERED PO BOX 2773 BOISE, ID 83701 (208)342-4591
Attorney	WILLIAM F RINGERT RINGERT CLARK PO BOX 2773 BOISE, ID 837012773 (208)342-4591

Priority Date: 02/25/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.030 CFS	5.00 AF
<u>Total Diversion:</u>		0.030 CFS	5.00 AF

Location of Point(s) of Diversion

SNAKE RIVER	SE1/4NW1/4SE1/4	Sec. 12, Twp 05S, Rge 10E, B.M.
ELMORE County		
SNAKE RIVER	NE1/4SE1/4	Sec. 12, Twp 05S, Rge 10E, B.M.
ELMORE 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	
05S	10E	32	1.5																1.5
			L 1																

Total Acres: 1.5

Conditions of Approval:

1. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. R64 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10196 V1

3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. T09 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.

Remarks:

1. General 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.
2. Single point of diversion located on or near the line between NWSE and NESE, S12, T05S, R10E.
3. General Approval of Transfer 68552 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Comments:

1. PSKAGGS 8/17/2001 9:08:40 AM Transferred Right
Comment: This is now a approved transfer, transfer number = 68552

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.03
Generic Max Volume Per Acre: 4
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

WATER RIGHT NO. 2-10196
As Modified by Transfer No. 68552

In accordance with the approval of Transfer No. 68552, Water Right No. 2-10196 is now described as follows.

Right Holder: COTTONWOOD MUTUAL CANAL CO
 C/O RINGERT CLARK CHARTERED
 PO BOX 2773
 BOISE ID 83701

Priority Date: 02/25/1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31	0.03 CFS	5.0 AF
		0.03 CFS	5.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER SENWSE Sec. 12 Twp 05S Rge 10E ELMORE County

SNAKE RIVER NESE Sec. 12 Twp 05S Rge 10E ELMORE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05S 10E 32	1.5																1.5
	L 1																

Total Acres: 1.5

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. 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.
4. Approval of Transfer 68552 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

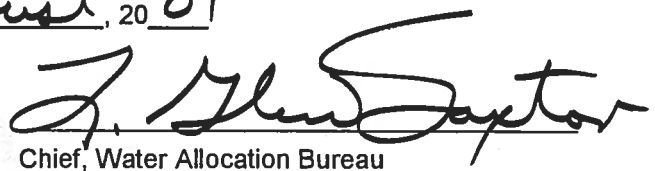
WATER RIGHT NO. 2-10196
As Modified by Transfer No. 68552

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.
8. Single point of diversion located on or near the line between NWSE and NESE, S12, T05S, R10E.

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 16th day of August, 2001


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68552

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WATER RES
WESTERN

This is to certify that: COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701
(208)342-4591

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
2-10190	AJC/License	02/25/1963	49.41 cfs	13797.5 af	3,110.5	3,110.5	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
2-10190	YES	YES	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
2-10190	2-10196	0.03 cfs	5.0 af	1.5	1.5	2-10195	49.38 cfs	13792.5 af	3,109.0	3,109.0
TOTALS		0.03 cfs	5.0 af	1.5	1.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of August, 2001


Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 2-10190

WATER RIGHT NUMBER: 2-10190

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	COTTONWOOD MUTUAL CANAL CO C/O RINGERT CLARK CHARTERED PO BOX 2773 BOISE, ID 83701 (208)342-4591
Attorney	WILLIAM F RINGERT RINGERT CLARK PO BOX 2773 BOISE, ID 837012773 (208)342-4591

Priority Date: 02/25/1963

Basis: License

Status: Parent

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	49.410 CFS	13,797.50 AF
	<u>Total Diversion:</u>	49.410 CFS	13,797.50 AF

Location of Point(s) of Diversion

SNAKE RIVER	L6 NW1/4SW1/4	Sec. 9, Twp 06S, Rge 11E, B.M.
ELMORE 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	
06S	10E	1									35.0		40.0	27.0					102.0
06S	10E	2																40.0	40.0
06S	10E	11			40.0		40.0			40.0									120.0
06S	10E	12				18.5	40.0	40.0	40.0	40.0		20.0	40.0	40.0	40.0	40.0	40.0	40.0	438.5
06S	10E	13	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	560.0
06S	10E	24	40.0	40.0	40.0	40.0									40.0	40.0			240.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 2-10190

06S 11E 6						10.0				10.0									
06S 11E 7		25.0	25.0	40.0	40.0	30.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	600.0
06S 11E 17						40.0	40.0			40.0									120.0
06S 11E 18		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0						480.0
06S 11E 19							40.0			40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	320.0
06S 11E 20											40.0	40.0							80.0

Total Acres: 3110.5

Conditions of Approval:Remarks:

- 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.
This claim has been split per Transfer 68552 approved 8/16/01.
See claim nos. 02-10195 & 02-10196

Comments:

- pskaggs 8/10/2001 7:29:11 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 66124

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68552

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WATER RES
WESTERN

This is to certify that: COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701
(208)342-4591

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
2-10190	AJC/License	02/25/1963	49.41 cfs	13797.5 af	3,110.5	3,110.5	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
2-10190	YES	YES	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
2-10190	2-10196	0.03 cfs	5.0 af	1.5	1.5	2-10195	49.38 cfs	13792.5 af	3,109.0	3,109.0
TOTALS		0.03 cfs	5.0 af	1.5	1.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of August, 2001


Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10190 V1

WATER RIGHT NUMBER: 2-10190 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	COTTONWOOD MUTUAL CANAL CO C/O RINGERT CLARK CHARTERED PO BOX 2773 BOISE, ID 83701 (208)342-4591
Attorney	WILLIAM F RINGERT RINGERT CLARK PO BOX 2773 BOISE, ID 837012773 (208)342-4591

Priority Date: 02/25/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	49.410 CFS	13,797.50 AF
	<u>Total Diversion:</u>	49.410 CFS	13,797.50 AF

Location of Point(s) of Diversion

SNAKE RIVER	L6 NW1/4SW1/4	Sec. 9,	Twp 06S,	Rge 11E, B.M.
ELMORE 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	
06S	10E	1									35.0		40.0	27.0					102.0
06S	10E	2															40.0		40.0
06S	10E	11		40.0			40.0		40.0										120.0
06S	10E	12				18.5	40.0	40.0	40.0	40.0		20.0	40.0	40.0	40.0	40.0	40.0	40.0	438.5
06S	10E	13	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	560.0
06S	10E	24	40.0	40.0	40.0	40.0									40.0	40.0			240.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-10190 V1

06S 11E 6											10.0							10.0
06S 11E 7	25.0	25.0	40.0	40.0	30.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	600.0
06S 11E 17						40.0	40.0			40.0								120.0
06S 11E 18	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					480.0
06S 11E 19							40.0			40.0	40.0		40.0	40.0	40.0	40.0		320.0
06S 11E 20											40.0	40.0						80.0

Total Acres: 3110.5

Conditions of Approval:

1. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. R64 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.

Remarks:

1. General 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.
2. General Approval of Transfer 66124 is not a confirmation of the validity of this water right and does not preclude the opportunity for review in the ongoing Snake River Basin Adjudication.

Comments:

1. PSKAGGS 8/10/2001 7:29:17 AM Transferred Right
Comment: This is now a approved transfer, transfer number = 66124

WATER RIGHT NO. 2-10190
As Modified by Transfer No. 66124

In accordance with the approval of Transfer No. 66124, Water Right No. 2-10190 is now described as follows.

Right Holder: COTTONWOOD MUTUAL CANAL CO
 C/O RINGERT CLARK CHARTERED
 PO BOX 2773
 BOISE ID 83701

Priority Date: 02/25/1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31		49.41 CFS	13,797.5 AF
			49.41 CFS	13,797.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER Lot 6 NWSW Sec. 9 Twp 06S Rge 11E ELMORE 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	
06S 10E 1									35.0		40.0	27.0					102.0
06S 10E 2																40.0	40.0
06S 10E 11		40.0			40.0			40.0									120.0
06S 10E 12				18.5	40.0	40.0	40.0	40.0		20.0	40.0	40.0	40.0	40.0	40.0	40.0	438.5
06S 10E 13	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	560.0
06S 10E 24	40.0	40.0	40.0	40.0									40.0	40.0			240.0
06S 11E 6											10.0						10.0
06S 11E 7	25.0	25.0	40.0	40.0	30.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	600.0
06S 11E 17						40.0	40.0			40.0							120.0
06S 11E 18	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					480.0
06S 11E 19							40.0		40.0	40.0		40.0	40.0	40.0	40.0	40.0	320.0
06S 11E 20										40.0	40.0						80.0

Total Acres: 3110.5

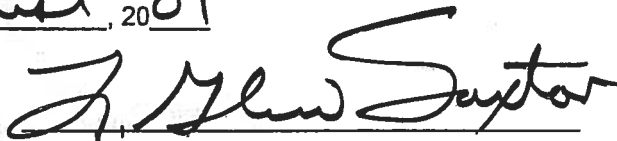
WATER RIGHT NO. 2-10190
As Modified by Transfer No. 66124

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 install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. 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.
4. Approval of Transfer 66124 is not a confirmation of the validity of this water right and does not preclude the opportunity for review in the ongoing Snake River Basin Adjudication.

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 9th day of August, 2001


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 66124

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WATER RESOURCES
WESTERN REGION

This is to certify that: COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701
(208)342-4591

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

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
2-10188	AJC/License	02/25/1963	49.51 cfs	13814.2 af	3,115.5	3,115.5	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

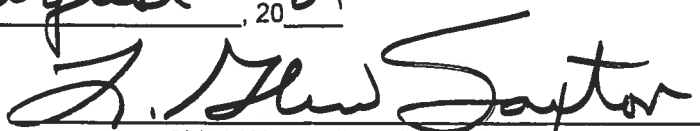
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
2-10188	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
2-10188	2-10191	0.10 cfs	16.7 af	5.0	5.0	2-10190	49.41cfs	13797.5 af	3,110.5	3,110.5
TOTALS		0.10 cfs	16.7 af	5.0	5.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of August, 2001


Chief, Water Allocation Bureau

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 2-10188
Date Received: 3/7/1990
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

COTTONWOOD MUTUAL CANAL CO Phone: (208)342-4591

C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID USA 83701

2. Date of Priority: 02/25/1963

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	11E	9	NW SW 6	ELMORE	

5. Description of diverting works:

SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	49.51	13814.2

7. Total Quantity Appropriated is:

49.51 C.F.S. and/or 13814.2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06S	10E	1	SW SW	IRRIGATION	40
			SE SW	IRRIGATION	32

			NE	SW	IRRIGATION	35
					Section Acres	107
06S	10E	2	SE	SE	IRRIGATION	40
					Section Acres	40
06S	10E	11	NW	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
					Section Acres	120
06S	10E	12	SE	NE	IRRIGATION	18.5
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NW	SW	IRRIGATION	20
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	438.5
06S	10E	13	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	560
06S	10E	24	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
					Section Acres	240
06S	11E	6	SW	SW	IRRIGATION	10
					Section Acres	10
06S	11E	7	NE	NE	IRRIGATION	25
			NW	NE	IRRIGATION	25
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	30

			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	600
06S	11E	17	NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			NW	SW	IRRIGATION	40
					Section Acres	120
06S	11E	18	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
					Section Acres	480
06S	11E	19	SW	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	320
06S	11E	20	NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
					Section Acres	80
					Total Acres	3115.5

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split for a portion of 02-10186. DB 7/27/2001

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct. _____
Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

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 02-10188
Date Received: 3/7/90
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID USA 83701

Phone: (208)342-4591

2. Date of Priority: 02/25/1963

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	11E	9	NW SW 6	ELMORE	

5. Description of diverting works:

SEE REMARKS.

6. Water is used for the following purposes:

Purpose
IRRIGATION

From To C.F.S.
04/01 10/31 62.31

(or) A.F.A.
10428.8

7. Total Quantity Appropriated is:
62.31 C.F.S. and/or 10428.8 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	10E	1	SW SW		IRRIGATION	40
			SE SW		IRRIGATION	32
			NE SW		IRRIGATION	35
					Section Acres	107
06S	10E	2	SE SE		IRRIGATION	40
					Section Acres	40
06S	10E	11	NW NE		IRRIGATION	40
			NE NW		IRRIGATION	40
			SE NW		IRRIGATION	40
					Section Acres	120
06S	10E	12	SE NE		IRRIGATION	18.5
			NE NW		IRRIGATION	40
			NW NW		IRRIGATION	40
			SW NW		IRRIGATION	40
			SE NW		IRRIGATION	40
			NW SW		IRRIGATION	20
			SW SW		IRRIGATION	40
			SE SW		IRRIGATION	40
			NE SE		IRRIGATION	40
			NW SE		IRRIGATION	40
			SW SE		IRRIGATION	40
			SE SE		IRRIGATION	40
					Section Acres	438.5
06S	10E	13	NE NE		IRRIGATION	40
			NW NE		IRRIGATION	40
			SW NE		IRRIGATION	40
			SE NE		IRRIGATION	40
			NE NW		IRRIGATION	40
			NW NW		IRRIGATION	40
			SW NW		IRRIGATION	40
			SE NW		IRRIGATION	40
			NE SW		IRRIGATION	40
			NW SW		IRRIGATION	40
			NE SE		IRRIGATION	40
			NW SE		IRRIGATION	40
			SW SE		IRRIGATION	40
			SE SE		IRRIGATION	40
					Section Acres	560

06S	10E	24	NE NE	IRRIGATION	40
			NW NE	IRRIGATION	40
			SW NE	IRRIGATION	40
			SE NE	IRRIGATION	40
			NE SE	IRRIGATION	40
			NW SE	IRRIGATION	40
				Section Acres	240
06S	11E	6	SW SW	IRRIGATION	10
				Section Acres	10
06S	11E	7	NE NE	IRRIGATION	25
			NW NE	IRRIGATION	25
			SW NE	IRRIGATION	40
			SE NE	IRRIGATION	40
			NE NW	IRRIGATION	30
			NW NW	IRRIGATION	40
			SW NW	IRRIGATION	40
			SE NW	IRRIGATION	40
			NE SW	IRRIGATION	40
			NW SW	IRRIGATION	40
			SW SW	IRRIGATION	40
			SE SW	IRRIGATION	40
			NE SE	IRRIGATION	40
			NW SE	IRRIGATION	40
			SW SE	IRRIGATION	40
			SE SE	IRRIGATION	40
				Section Acres	600
06S	11E	17	NW NW	IRRIGATION	40
			SW NW	IRRIGATION	40
			NW SW	IRRIGATION	40
				Section Acres	120
06S	11E	18	NE NE	IRRIGATION	40
			NW NE	IRRIGATION	40
			SW NE	IRRIGATION	40
			SE NE	IRRIGATION	40
			NE NW	IRRIGATION	40
			NW NW	IRRIGATION	40
			SW NW	IRRIGATION	40
			SE NW	IRRIGATION	40
			NE SW	IRRIGATION	40
			NW SW	IRRIGATION	40
			SW SW	IRRIGATION	40
			SE SW	IRRIGATION	40
				Section Acres	480

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
MAR 12 2001
 WATER RESOURCES
 WESTERN 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
02-02209	A02-02209D	X			

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**.

3. Name and Address of Former Owner/Claimant(s) Cottonwood Mutual Canal Company
P.O. Box 2773, Boise, ID 83701
4. New Owner/Claimant(s) Robert and Connie Smith
 Name Connector (Check one): ☒ and, ☐ or ☐ and/or
64 Merry Lane
 New Mailing Address
Burbank, WA 99323
 City, State and ZIP Code
509 545-8364
 New Telephone Number
February 14, 2001
5. Date you acquired the property

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 <u>02-02209/A02-02209D</u>		
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	<u>2.83cfs</u>	<u>141.5 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>2.83cfs</u>	

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)

Robert L Smith
Connie J Smith

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

For Office Use Only

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

02-10186



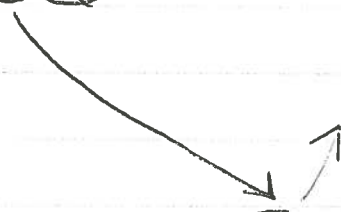
02-10188

Cottonwood

62.31 cfs

10428.8 AFA

POU same less-



Copy to
all 3 parties

02-10189

Smith

2.83 cfs

473.6 AFA

6S 10E 12 NENE 40

NWNE 40

NWNE 40

SENE 21.5

POU

6S, 10E, 12 NENE 40

NWNE 40

SWNE 40

SENE 21.5

141.5

*Change SENE to $\rightarrow$ 18.5

Total acres 3115.5

326844

ELMORE COUNTY, IDAHO ss
Request of

Time 10:45 P.M.

Date February 15, 2001

GAIL L. BEST, Recorder

By Debra M. Lyle

Fee \$16.00 Deputy

DEED TO A WATER RIGHT

FOR VALUABLE CONSIDERATION, the receipt and sufficiency whereof are hereby acknowledged, Cottonwood Mutual Canal Company, an Idaho corporation, also known as Cottonwood Canal Company, does hereby grant and convey unto Robert Smith and Connie Smith, husband and wife, a water right for 2.83 cfs of the waters of the Snake River, with priority date of February 25, 1963, being that part of the water right evidenced by Water License No. 30990/02-2209 that originally was appurtenant to the following 141.5 acres of land in Township 6 South, Range 10 East, B.M., Elmore County, Idaho described in the place of use of said license:

Section 12, NE1/4NE1/4, 40 acres,
NW1/4NE1/4, 40 acres,
SW1/4NE1/4, 40 acres,
SE1/4NE1/4, 21.5 acres.

TO HAVE AND TO HOLD, all and singular the above mentioned and described property together with the appurtenances unto Robert Smith and Connie Smith, and to their successors and assigns forever.

IN WITNESS WHEREOF, the name of Cottonwood Canal Company has been hereunto subscribed by Daniel V. Steenson and Charles L. Honsinger, the President and a Director, respectively, of Cottonwood Mutual Canal Company, having been thereunto duly authorized by

resolution of the Board of Director of that corporation, this 14th day of February, 2001.

COTTONWOOD MUTUAL CANAL COMPANY
(Also known as Cottonwood Canal Company)

By *Daniel Steenson*
President

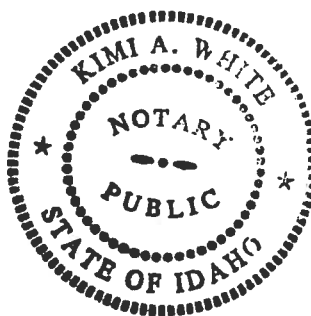
ATTEST:

Charles L. Honsinger
Director

STATE OF IDAHO)
) ss.
County of Ada)

On this 14th day of February, 2001, before me, *Kimi A. White*, the undersigned, a notary public in and for said state, personally appeared Daniel V. Steenson and Charles L. Honsinger, known or identified to me to be the President and a Director, respectively, of Cottonwood Mutual Canal Company, the Idaho corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kimi A. White
Notary Public for Idaho
Residing at *Boise*, Idaho
My Commission Expires *2/1/04*

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 2-10186
Date Received: 3/7/1990
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

COTTONWOOD MUTUAL CANAL CO Phone: (208)342-4591

C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID USA 83701

2. Date of Priority: 02/25/1963

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	11E	9	NW SW 6	ELMORE	

5. Description of diverting works:

SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	65.14	10902.4

7. Total Quantity Appropriated is:
65.14 C.F.S. and/or 10902.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06S	10E	1	SW SW	IRRIGATION	40
			SE SW	IRRIGATION	32

			NE	SW	IRRIGATION	35
					Section Acres	107
06S	10E	2	SE	SE	IRRIGATION	40
					Section Acres	40
06S	10E	11	NW	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
					Section Acres	120
06S	10E	12	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NW	SW	IRRIGATION	20
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	580
06S	10E	13	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	560
06S	10E	24	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
					Section Acres	240
06S	11E	6	SW	SW	IRRIGATION	10
					Section Acres	10
06S	11E	7	NE	NE	IRRIGATION	25
			NW	NE	IRRIGATION	25

			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	30
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	600
06S	11E	17	NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			NW	SW	IRRIGATION	40
					Section Acres	120
06S	11E	18	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
					Section Acres	480
06S	11E	19	SW	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	320
06S	11E	20	NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
					Section Acres	80
					Total Acres	3257

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS THE RESULT OF APPROVED TRANSFER 5714 APPROVED 8-4-2000. THIS CLAIM IS A SPLIT FROM PARENT RIGHT 02-2209D. SB 7/26/01.

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing

Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct. _____

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

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: A02-07154
Date Received: 1/16/1989
Receipt No: C005147
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRIANGLE DAIRY INC 208-345-3130
Address: PO BOX 7526
BOISE ID 83707

2. Date of Priority: JUL 23, 1974

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

4. Point of Diversion:

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

5. Description of diverting works:
PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	9.600		2187.00

7. Total Quantity Appropriated is:
9.600 C.F.S. (and/or) 2187.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

~~MICROFILMED~~
AUG 16 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03E	36	NW	NE		IRR	15.0
			SW	NE		IRR	34.0✓
			SE	NE		IRR	40.0✓
			NE	NW		IRR	40.0✓

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	03E	36	NW		NW		IRR	6.0✓
			SW		NW		IRR	33.0✓
			SE		NW		IRR	10.0✓
			NE		SW		IRR	3.0✓
			NW		SW		IRR	16.0
			NE		SE		IRR	22.0✓
			NW		SE		IRR	21.0✓
			SW		SE		IRR	3.0✓
			SE		SE		IRR	12.0✓

Section Acres 255.0

04E	31	NW	NW	IRR	0.5
		SW	NW	IRR	37.0
		SE	NW	IRR	5.0✓
		NE	SW	IRR	37.0✓
		NW	SW	IRR	36.0✓
		SW	SW	IRR	10.0✓
		SE	SW	IRR	32.0✓

Lot 2.7
5

Section Acres 157.5

06S	03E	11	SE	SW	IRR	32.0
-----	-----	----	----	----	-----	------

Section Acres 32.0

14	NE	NW	IRR	28.0
----	----	----	-----	------

Section Acres 28.0

04E	6	NE	NW	IRR	10.0
		NW	NW	IRR	3.5

Section Acres 13.5

Total Acres 486.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:

OWNERSHIP CHANGED BY RDH ON 6/27/91.

CLAIM AMENDED PER TRANSFER NO. 4195 APPROVED 9/21/1993.

~~MICROFILMED~~

~~AUG 16 1994~~

14. Remarks: Continued

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO. 4195 APPROVED 9/21/1993.
LAND FROM WHICH THE WATER RIGHT IS REMOVED IS NOT PRESENTLY
AUTHORIZED TO BE IRRIGATED FROM ANY SOURCE.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 31, 2003

JAMES GLENN
ELEANOR GLENN
5073 N FARROW
BOISE ID 83713

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 02-10196

Dear Mr. & Mrs. Glenn:

Per information in our records, we have noted that the above referenced water right should show you as the current owner.

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions included with this form and return to our office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Lori Harris

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region

LH:1
Enclosures

12/15/2003

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

RIGHT NUMBER: 2-10196

NAME AND ADDRESS: COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.030 CFS
5.000 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 90.24 CFS. COMBINED RIGHT NOS.: 2-103,
2-4021, AND ALL PARTS OF BASE RIGHT 2-2209 INCLUDING 2-2209B,
2-2209C, 2-2209E, 2-10187, 2-10189, 2-10191, 2-10196, 2-10208, & 2-10209.

PRIORITY DATE: 02/25/1963

POINT OF DIVERSION:

T05S R10E S12 SWNESE Lot 7 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.030 CFS 5.00 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 ELMORE County

T05S R10E S32 Lot 1 NENE 1.5

1.5 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: License

12/15/2003

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

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 2-10190.

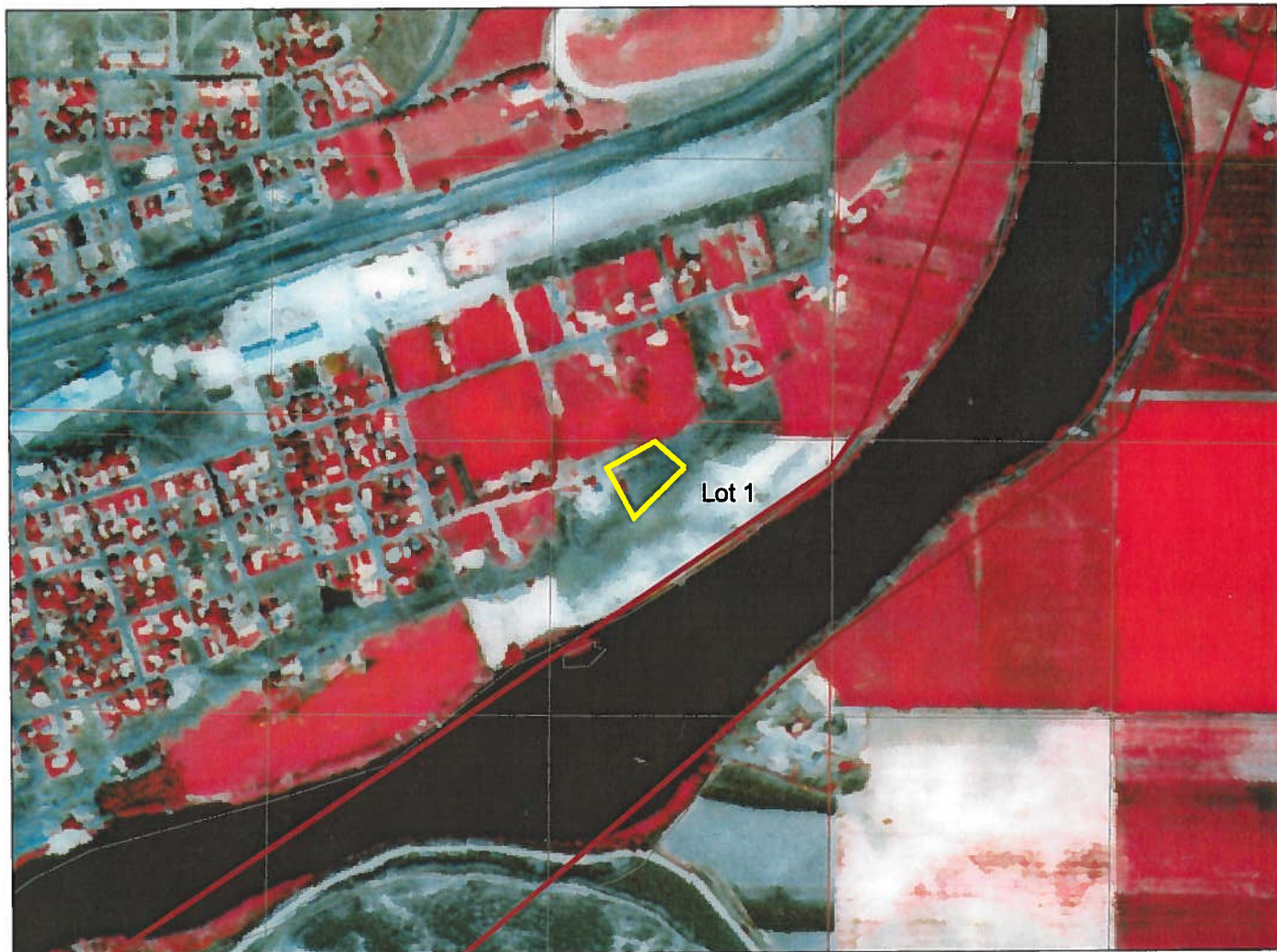
This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Failure of the right holder to comply with the conditions of Transfer 68552 is cause for the Director to rescind approval of the transfer.

Approval of Transfer 68552 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Idaho Department of Water Resources

Place of Use Layout 2-10196



0 0.25 0.5 Miles

Township 5S Range 10E Section 32



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: Scott King
Date prepared: October 31, 2003

- | | |
|--|----------------------------|
|  | Point of Diversion |
|  | Place of Use |
|  | PLSS Township |
|  | PLSS Section Lines |
|  | PLSS quarter-quarter lines |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 2-10196

1. ☒ No Change NAME IS SAME Glenn needs to file an ownership change from CMCC.
NEW OWNER: _____
No Change ADDRESS _____
NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION
Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

POD is King Hill Irrig Dist.
See Carriage Agreement.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
Incomplete description, list below:

Harris, Lori

From: Skaggs, Pam
Sent: Monday, November 05, 2001 10:19 AM
To: Harris, Lori
Subject: RE: Amended Transfers 66124 & 68552-Cottonwood Canal

Lori,

The Amended Approval was issued modifying the conditions of approval to resolve complaints in petition for reconsideration from Charlie Honsinger. The first 3 conditions were removed & the 4th modified.

Comment from Application: "An Amended Approval for Transfer 66124 was issued on 10-19-2001 changing the conditions on Right 2-10190."

Pam

-----Original Message-----

From: Harris, Lori
Sent: Monday, November 05, 2001 10:06 AM
To: Skaggs, Pam
Subject: Amended Transfers 66124 & 68552-Cottonwood Canal

Pam,

Could you clue me as to what was Amended per these amended transfers? I have been looking over these copies I received and can't seem to figure it out.

Thanks,

Lori

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 68552

This is to certify that: COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701
(208)342-4591

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

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
2-10190	AJC/License	02/25/1963	49.41 cfs	13797.5 af	3,110.5	3,110.5	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

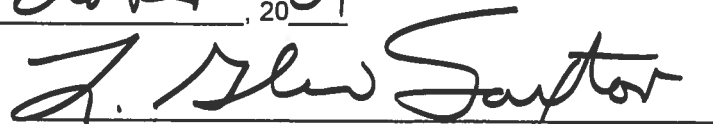
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>PQU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
2-10190	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
2-10190	2-10196	0.03 cfs	5.0 af	1.5	1.5	2-10195	49.38 cfs	13792.5 af	3,109.0	3,109.0
TOTALS		0.03 cfs	5.0 af	1.5	1.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of October, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 2-10196
As Modified by Transfer No. 68552

In accordance with the approval of Transfer No. 68552, Water Right No. 2-10196 is now described as follows.

Right Holder: COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701

Priority Date: 02/25/1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.03 CFS	5.0 AF
			0.03 CFS	5.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER SENWSE Sec. 12 Twp 05S Rge 10E ELMORE County

SNAKE RIVER NESE Sec. 12 Twp 05S Rge 10E ELMORE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
05S 10E 32	1.5																1.5
	L 1																

Total Acres: 1.5

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. 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.
4. Approval of Transfer 68552 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

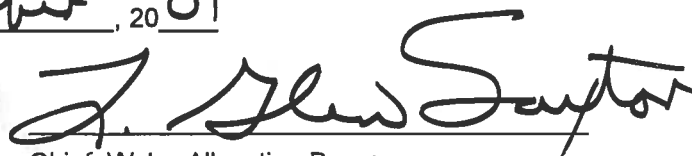
WATER RIGHT NO. 2-10196
As Modified by Transfer No. 68552

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.
8. Single point of diversion located on or near the line between NWSE and NESE, S12, T05S, R10E.

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 19th day of October, 2001


Chief, Water Allocation Bureau