

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: A37-07064D
Date Received: 6/13/1989
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAY GOVE 208-788-3520
Address: PO BOX 2819
KETCHUM ID 83340

AND/OR

Name: NANCY GOVE 208-788-3520
Address: PO BOX 2819
KETCHUM ID 83340

2. Date of Priority: APR 21, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	25	NE	NW			BLAINE

5. Description of diverting works:

WELL, PUMP TO HANDLINES, DRIP SYSTEM TO TREES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/31	0.360		

7. Total Quantity Appropriated is:

0.360 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	25	NE	NW		IRR	17.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	25	SE	NW		IRR	1.0
Section Acres							18.0
Total Acres							18.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A37-00102

14. Remarks:

SUPPLEMENT TO BIG WOOD RIVER WATER...A37-00102.

PURSUANT TO APPROVED TRANSFER NO. 3765:

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 3.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
3. 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THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
4. 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.

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: _____

MEMORANDUM

To: 37-7064D & 37-21834
From: Denise Maline 
Date: June 9, 2015
Subject: Address correction / update

IDWR received a phone call from water right holder Jay Gove on June 4, 2015, inquiring about his address in our records. He was alerted to ask the department, after receiving correspondence from Galena Ground Water District.

After further research in our database, it was discovered that our records showed 2 different addresses for Mr. Gove and his wife, Nancy. Mr. Gove indicated that the P.O. Box in Ketchum was not a current address for them.

In looking at the water right files, it appeared that water right record 37-7064D did not get updated accordingly to show their current address in Bellevue. This information was found & verified in water right record 37-21834.

37-7064D has been updated accordingly and copies were sent to Mr. & Mrs. Gove.

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098



WVRY
Box #

37-7640

NANCY GOVE
JAY GOVE
PO BOX 2819
KETCHUM ID 83340

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

10664 Hwy 75 83313

RECEIVED
MAR 14 2007
DEPARTMENT OF
WATER RESOURCES

FIRST CLASS



UNITED STATES
FIRST CLASS
02 1M
0004230683
MAILED FROM ZIP CODE 83713
\$00.87
MAR 07 2007

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



Idaho Department of Water Resources

SRBA Recommendation:

37-7064D

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Blaine County
IDWR Basin 37



R18E



TOWN

0 0.1 0.2 Miles

Prepared by N. Erickson
On Saturday, November 18, 2006
2006 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED

37-7064D



GOVE
PO BOX 2819
KETCHUM ID 83340

RECEIVED
SEP 20 2004

Department of Water Resources
Southern Region





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

September 9, 2004

Dear Claimant in the Snake River Basin Adjudication (SRBA):

You or the predecessor in interest of your property filed a "Notice of Claim to a Water Right in the Snake River Basin Adjudication" with the Idaho Department of Water Resources. Claim filing began in 1988, and since that time IDWR has worked to complete recommendations throughout the state. Now the investigation of "Irrigation and Other State Based Claims" is about to begin in the area where your claim(s) were filed, IDWR's administrative Basin 37. As shown in the enclosed map, this basin includes parts of Blaine, Camas, Elmore, Gooding and Lincoln counties and is subdivided into 3 parts.

If your claims are located in Basin 37 Part 2 or Part 3*, you are invited to attend a public meeting at one of the locations below on **Wednesday, September 22, 2004:**

10:00 am
Liberty Theater
116 N. Main St.
Hailey, Idaho

or

2:30 pm
Camas County Senior Citizens Center
7129 W Willow
Fairfield, ID

* Similar informational meetings were held in Basin 37 Part 1 over the last couple of years.

The purposes of this general informational meeting are to provide an update on how the adjudication process works; introduce IDWR staff that will be working in your area; and to give you the opportunity to express concerns or discuss problems relating to water delivery in your area. This will help us understand, from an historical perspective, the use and delivery of your water right.

IDWR adjudication staff will be investigating your claims beginning this year with additional field work next season. We request your cooperation in this process - the better we understand your water rights, the more accurate our recommendation will be to the SRBA Court.

Please contact our toll-free number, 1-800-451-4129, if you have any questions.

Sincerely,

Douglas Jones, P.E.
Supervisor
Southern Region Adjudication Unit

Enclosure: Basin 37 Map

BASIN 37

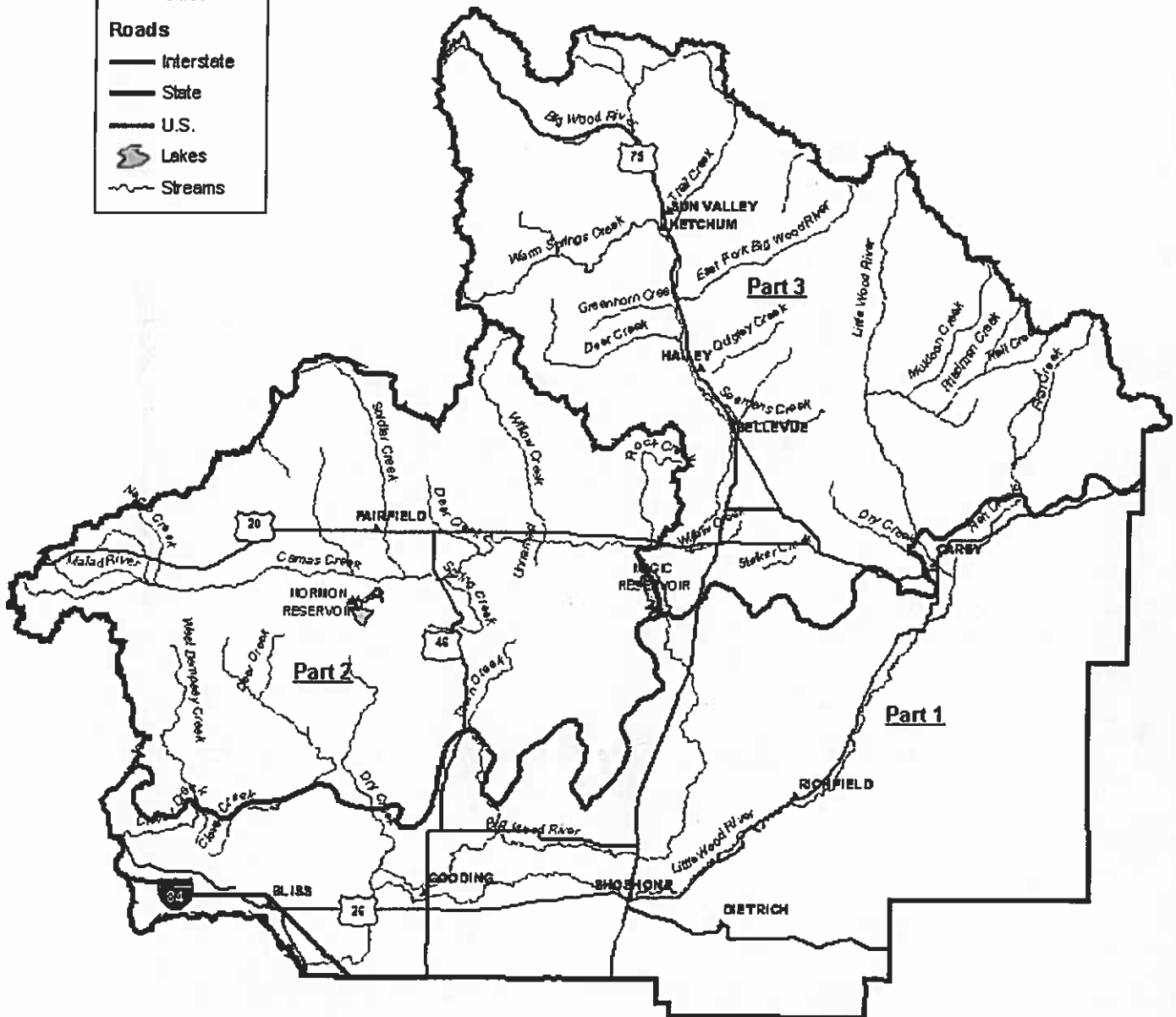
Legend

- Cities

Roads

- Interstate
- State
- U.S.

 Lakes
 Streams



WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	37-07064	James I Eakin	6.73

ACRES & CFS REDUCED BY TRANSFER #3406

Full Assignment	37-07064	James I Eakin	6.06
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SPLIT INTO PARTS A, B, C, D & E BY TRANSFERS #3765, 3766 & 3777

All Approved 4-15-91

Partial Assignment	37-07064A	James I Eakin	3.82
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T# 3766

Partial Assignment	37-07064B	W Clinton Stennett Edward A Lawson	0.72
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T# 3766

Partial Assignment	37-07064C	W Clinton Stennett Edward A Lawson	0.70
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T# 3766

Partial Assignment	37-07064D	Nancy Gove Jay Gove	0.36
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T# 3765

Partial Assignment	37-07064E	W. Clinton Stennett Bill Grant Betty Grant	0.46
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T# 3777 + 4338

SCANNED
OCT 23 2003

RECEIVED

JUN 13 1994

Inspected by _____
Twp. _____ Rge. _____ Sec. _____
_____ 1/4 _____ 1/4 _____ 1/4
Lat. : : Long. : :

11. WELL TESTS:

— Pump — Bailer

X = Air = Flowing Artesian

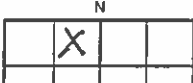
Name **GOVE, JAY**

Address 10664 HWY 75

City **BELLEVUE** State **ID** Zip **83313**

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



Twp. 1 North X or South ☐
 Rge. 18 East X or West ☐
 Sec. 25 $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$
 Gov't Lot _____ County BLAINE $\frac{10}{160}$ acres
 Lat. : : Long. : :
 Address of Well Site 10664 HWY 75
 City BELLEUE
 (Give at least name of road - Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5, TYPE OF WORK check all that apply (Replacement etc.)

☐ New Well ☐ Modify ☐ Abandonment ☐ Other_____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
BENTONITE	0	20	12 SKS	OVERBORE

Was drive shoe used? ~~X~~ Y = 1 Shoe Depth(s) _____
Was drive shoe seal tested? ~~Y~~ = N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6	+1.5	120	250	STEEL	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

Perforations Method_____

 Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Lines
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

_____ ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or control devices: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

[illegible]

Completed Depth 120 (Measurable)
Date: Started 06/26/96 Completed 06/26/96

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name **WOOD RIVER DRILLING INC** Firm No. **265**

Firm Official **KEN SMITH** *Ken Smith* Date **07/15/96**

Supervisor or Operator John A. Brown Date 7-15-66

Superior Film Co., Inc., Chicago, Ill.

MEMORANDUM

To: File 37-07064D
From: L. Glen Saxton *LS*
RE: PHONE CALL - JAY GOVE
Date: June 13, 1996

On this date, I returned a phone call to Jay Gove of Ketchum concerning approved Transfer No. 37-07064D. Gove advised he had recently applied to the department's Twin Falls office for a drilling permit but that the application had been returned to him suggesting he contact me about the water right authorization.

I checked the water right file and determined that Gove has constructed the well authorized by the approved transfer. The well has been used for domestic and irrigation use. Gove now wants to drill a separate well in the same 40-acre tract to be used for irrigation only and to use the original well for domestic use only.

I advised Southern Region of my review and recommendations and advised that Gove likely would be contacting them soon. If so, it was OK to issue the drilling permit for a replacement irrigation well since the water right authorization was in place.

12 June 1996

TO: FILE 37-07064D, A37-07064D, T#3765
FROM: GEORGIA SATTERLEE

JAY GOVE CALLED AND WANTED TO KNOW WHY HE COULD NOT GET A WELL DRILLING PERMIT. AFTER DISCUSSION WITH GARY FUNDERBURG AND DIGGING UP PROOF REPORTS, WHAT SEEMS TO HAVE TRANSPIRED IS:

1. THE LICENSED WATER RIGHT #37-07064D HAD A TRANSFER (#3765) TO CHANGE THE POINT OF DIVERSION.
2. ONE OF THE CONDITIONS OF THE TRANSFER WAS TO ACCOMPLISH THE CHANGE IN THE POINT OF DIVERSION IN A ONE (1) YEAR PERIOD.
3. ACCORDING TO MR. GOVE THE WELL WAS NOT DRILLED BECAUSE OF AN INCOMPETANT WELL DRILLER. MR. GOVE NEGLECTED TO OBTAIN ANOTHER WELL DRILLER.
4. GARY FUNDERBURG CONVERSED WITH ALLEN MERRITT AND GLEN SAXTON ABOUT THE SITUATION AND THE CONCLUSION WAS TO WRITE A LETTER TO MR. GOVE. A LETTER WAS WRITTEN APPROXIMATELY 04 JUNE 1996. THE LETTER STIPULATED THAT IF MR. GOVE COULD PROVIDE "EVIDENCE OF PROCEEDING TOWARDS DRILLING THE WELL" THAN THE DEPARTMENT COULD ISSUE A DRILLING PERMIT. THIS LETTER IS NOT IN THE RECORDS IN OUR OFFICE AND FUNDERBURG SAYS HE DID NOT SAVE IT ON HIS COMPUTER.
5. IN TALKING TO MR. GOVE TODAY, I RE-INTERATED WHAT FUNDERBURG AND I DISCUSSED PLUS THE CONDITIONS STATED ON THE PROOF REPORTS. MR. GOVE SAID HE TRIED CALLING GLEN SAXTON. THE S.O. SAID SAXTON WAS OUT OF THE OFFICE AND MR. GOVE WOULD PROBABLY GET RESULTS BY CALLING THE SOUTHERN REGION. I DID NOT WANT TO PASS THE BUCK, HOWEVER IT APPEARS THE RESPONSIBILILTY TO PROVE INTENT STILL LIES WITH MR. GOVE AND THAT HE NEEDS TO PROCEED WITH WHAT THE DEPARTMENT HAS REQUIRED. MR. GOVE SAID HE WOULD CALL GLEN SAXTON TO CLARIFY ANY OTHER SNAG THAT MAY NEED TO BE CLARIFIED.

RECORDED
NOV 27 1996

Water Right Number - R37-07064D Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
GOVE JAY
1 - PO BOX 2819
2 -
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-788-3520
1 - PO BOX 2819
2 -
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-788-3520
L - LICENSE
+ - - - - Region - - - - + + - - - Stage - - - - + + - - - Status - - - - +
17 SOUTHERN
+ - - - - Source - - - - - + + - - - Tributary - - - - - +

GROUNDWATER
+ - - - - Priority Date - - - - + + - - - Region - - - - + + - - - Stage - - - - + + - - - Status - - - - +
04/21/1970
+ - - - - Source - - - - - + + - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County
01N 18E 25 NE NW (13) BLAINE
+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - -
Code
01 - IRRIGATION 05/01 10/31 0.360
+ - - - - Total Div. Rate - - - - + + - - - Total Div. Volume - - - - + + - - - Total Consumptive Use - - - - + + - - - KW Usage - - - - +
0.360 0.0

+ - - - - Place of Use - - - - - Description - - - - - County - - - - -
TwN Rng Sec Tract Lot Acres Code
01N 18E 25 NE NW 17.0 01 IRRIGATION (13) BLAINE
01N 18E 25 SE NW 1.0 01 IRRIGATION (13) BLAINE

Total Acres: 18.0
+ - - - - Diversion Means - WELL, PUMP TO HANDLINES, DRIP SYSTEM TO TREES
+ - - - - Non-Irrigation Use -
+ - - - - Other Rights for Same Use - A37-00102
+ - - - - Remarks - - - - -

SUPPLEMENT TO BIG WOOD RIVER WATER...A37-00102.

PURSUANT TO APPROVED TRANSFER NO. 3765:

RECORDED
NOV 27 1998

Water right number - R37-070640

Remarks

1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 3.0 AFA PER ACRE FOR THE LANDS ABOVE.
2. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
3. 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.
4. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SHAKE RIVER BASIN ADJUDICATION.

No Old Water Right Numbers Found

- - Conditions of Approval - - -
No Conditions of Approval found.

+ - - -	- - - +
Decree Defendant	

Comments-

ate: 12/06/1994 User Id: JROBERTS Subject: SPLIT/TRANSFER

- - - Audit Fields - - -

Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	-	39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-	
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-	
Claim Received Date	- 06/13/1989	Last Amended Date	- 00/00/0000	Temporary Right	-	P
		Receipt Number	- X777777	Water District	-	
		PQU Ownership Flag	- Y	Federal/State Indicator	-	S
		Name Connector	- AND/OR	Presumption Flag	-	
			-	Notice of Error Flag	-	

NOV 27 1935



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

December 6, 1994

JAY GOVE
NANCY GOVE
PO BOX 2819
KETCHUM ID 83340

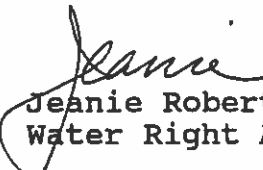
Re: Ownership Change for Adjudication Claim #A37-07064D
BROWN PROP PARTNERSHIPS/GOVE

Dear Claimant(s):

Pursuant to the approval of Transfer No. 3765 and notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the records of the current owner and amended the claim as per the transfer. Please find enclosed a copy of the computer record of the claim noting these changes.

Please review the records and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Water Right Agent

/jr
Enclosures

RECORDED
NOV 27 1994

RECEIVED

MAY 19 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF COMPLETED TRANSFER

The Idaho Department of Water Resources will consider this form as a statement regarding completion of the authorized water right(s) transfer.

1. Water Right No(s). 37-01064D

Transfer No. 3765

2. Name of Water Right Holder(s): Jay + Nancy Gove

Address: 10664 Hwy 75 Bellevue Id. 83313

3. Water right transfer authorized by Department is:
(check appropriate space or provide description)

Complete X

Not Complete _____

Partially Complete (describe work completed) _____

4. If the transfer has not yet been completed or is only partially complete, please provide a statement why the authorized change(s) have not been accomplished and the date which you expect the changes to be complete: _____

5. I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in Department action rescinding the approved water right(s) transfer.

Jay Gove
Signature
(& title if on behalf of a company or organization)

5/18/92.
Date

JUN 11 1992

RECEIVED 3765

APR 24 1991 Transi

Transfer No.

Department of Water Resources
WATER RIGHT Office

RECEIVED
APPL

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

AUG 28 1990

County of Application Jay + or Nancy Gove Phone 788-3520
Post Office address P.O. 2819 Ketchum Id 83340.

* Phone 788-3520

P.O. 2819 Ketchum Id. 83340.

APPROVED

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 Develop well on my property

37-1064 MAT 17 3765

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-------------------|-----------|-----------------------|------------------|---------------|
| (part)
37-7064 | 4/21/1970 | 0.36 | irrigation | 5/1 to 10/31 |
| | | | | to |
| | | | | to |
| | | | | to |

2. Total amount of water being transferred 0.36 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres

18

PART 1

6. General Information:

a. Description of diversion system well, pump to handlines, drip system to trees

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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:

Farm was split up for sale and a portion of right was attached to each parcel to equitably distribute water, portions of parcels will not be irrigated any more.

d. Remarks:

Supplemental to 37-0102. SRBA A37-7064A shows right distributed to parcels.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-07064

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

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

15th

day of

April

19 91

J. Glen Saxton

CHIEF, WATER ALLOCATION BUREAU

MICROFILMED
NOV 27 1996

CONDITIONS OF APPROVAL

Transfer of Water Right No. 37-07064
Transfer No. 3765

1. This right when combined with all other rights shall provide no more than 3.0 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.
3. 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.
4. 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.

Dated this 15th day of April, 1991.

A. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED
NOV 27 1998

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. 37-7064 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2406 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 Groundwater tributary to _____

4. Date or priority 4/21/1970

5. Water is used for the following purpose:

amount 6.06 for Irrigation purposes from 5/01 to 10/31
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

6. Total amount of water under right 6.06 cubic feet per second and/or 1060.5 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	NE	25	1N	18E	Blaine	

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	
1N	18E	24																36	36
		25	40	35	40	40	7			30	35			40					267

Total acres 2730.3

9. Describe any other water rights used for the same purpose as described above 37-00102, 37-00103, 37-00104, 37-00105, 37-00106, 37-00107, 37-00108, 37-00109, 37-00110, 37-00111, 37-00112, 37-00113, 37-00114, 37-00115, 37-00116, 37-00117, 37-00118, 37-00119, 37-00120, 37-00121, 37-00122, 37-00123, 37-00124, 37-00125, 37-00126, 37-00127, 37-00128, 37-00129, 37-00130, 37-00131, 37-00132, 37-00133, 37-00134, 37-00135, 37-00136, 37-00137, 37-00138, 37-00139, 37-00140, 37-00141, 37-00142, 37-00143, 37-00144, 37-00145, 37-00146, 37-00147, 37-00148, 37-00149, 37-00150, 37-00151, 37-00152, 37-00153, 37-00154, 37-00155, 37-00156, 37-00157, 37-00158, 37-00159, 37-00160, 37-00161, 37-00162, 37-00163, 37-00164, 37-00165, 37-00166, 37-00167, 37-00168, 37-00169, 37-00170, 37-00171, 37-00172, 37-00173, 37-00174, 37-00175, 37-00176, 37-00177, 37-00178, 37-00179, 37-00180, 37-00181, 37-00182, 37-00183, 37-00184, 37-00185, 37-00186, 37-00187, 37-00188, 37-00189, 37-00190, 37-00191, 37-00192, 37-00193, 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3

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 0.36 for Irrigation purposes from 5/1 to 10/31
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
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
		NW	NE	25	1N	18E	Blaine	

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	
1N	18E	25					7			7				4					18

Total acres 18

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

1. amount 5.70 for Irrigation purposes from 5/1 to 10/31
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
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
		NW	NE	25	1N	18E	Blaine	

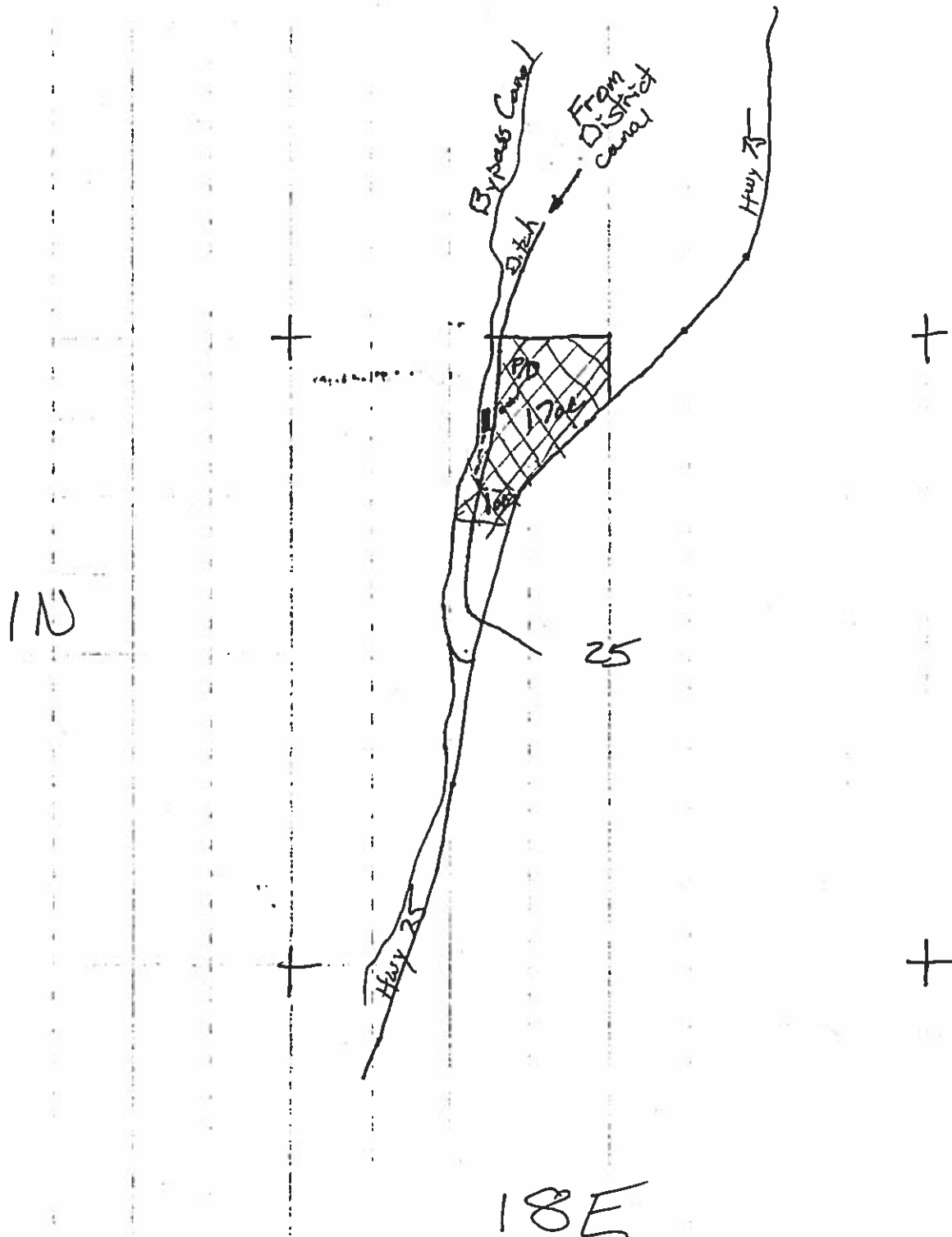
3. Lands irrigated or place of use:

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	
1N	18E	24																	36
		25	40	35	40	40				23.35			36						

Total acres 285

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.



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.

Subscribed and sworn to before me this 28th day of August, 1990.

Twin Falls, Idaho

(Notary Public)

My commission expires July 18, 1995

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachmentsReceived by JR Date 4/28/90Prelim. check by JG Stanton Fee \$50 5012604Received by JR Date 8/28/90Published in Wood River JournalPub. dates 10/17 + 10/24/90Watermaster recommendation requested on N/A

Protest filed by _____

Copies of protest forwarded by _____

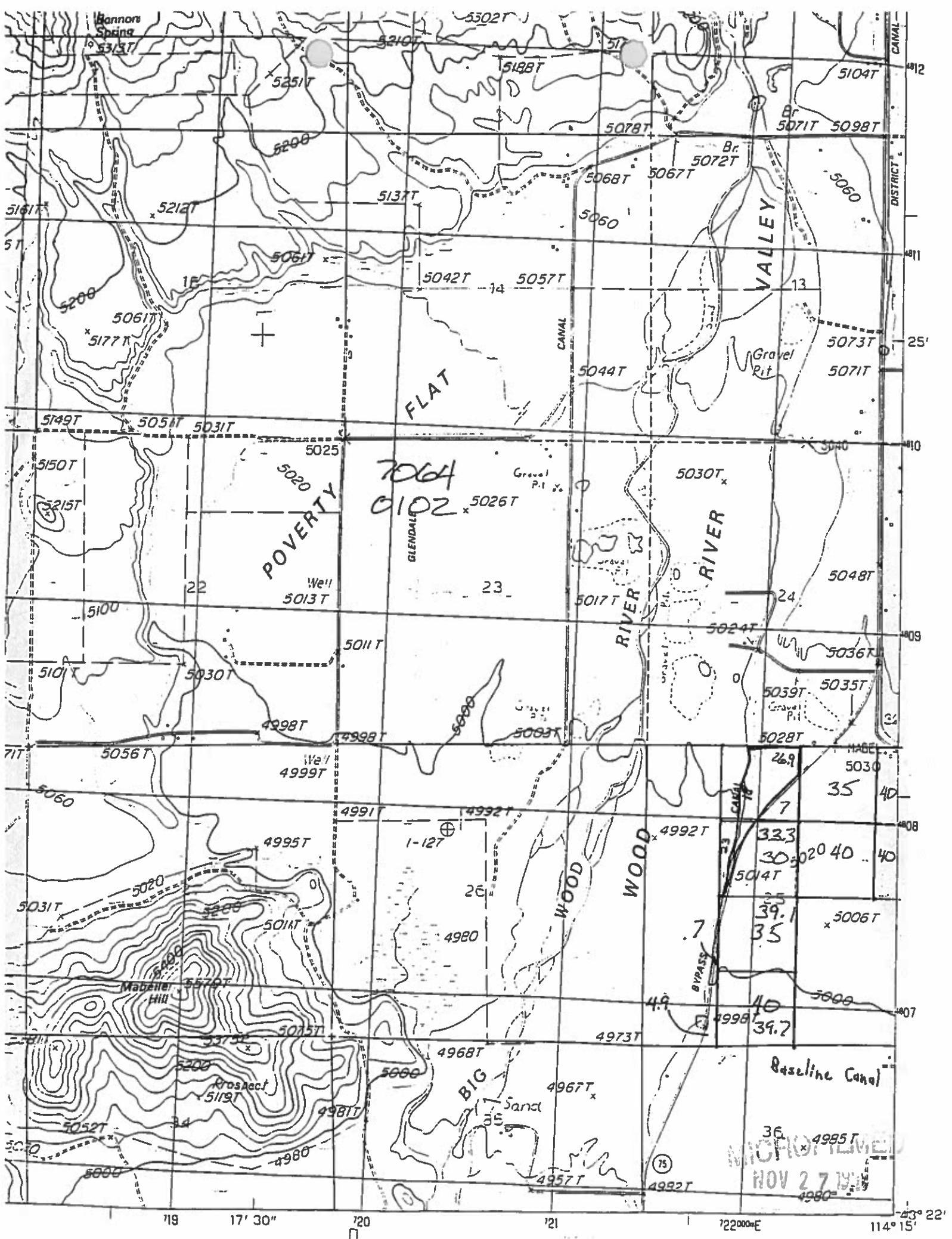
Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MICROFILMED
NOV 27 1996



WARRANTY DEED

For Value Received

An undivided one-third interest:
DOROTHEA S. DOWD, MARIE S. HILL, and JOHN W. SWEET

An undivided two-thirds interest:
DOROTHEA S. DOWD, as to an undivided 1/18 interest
ROY B. DOWD, as to an undivided 1/18 interest
NANCY D. SHORTRIDGE, as to an undivided 1/18 interest
MYRON B. DOWD, JR., as to an undivided 1/18 interest
WILLIAM F. DOWD, as to an undivided 1/18 interest
SALLY D. COUTERNO, as to an undivided 1/18 interest
JOHN W. SWEET, as to an undivided 1/9 interest
JOHN R. SWEET, as to an undivided 1/9 interest
ELIZABETH S. LUTHY, as to an undivided 1/9 interest
MARIE S. HILL, as to an undivided 1/6 interest
GARY G. HILL, as to an undivided 1/6 interest

BLAINE CO. REQUEST
OF: Sawtooth Title Co., Inc.
89 JUL 26 PM 4 33
MARY GREEN, CLERK
FEES \$ 150

307955

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

JAY LEE GOVE AND NANCY GOVE, husband and wife
whose address is: P.O. Box 2819 Ketchum, ID 83340

Hereinafter called the grantee, the following described premises, in Blaine..... County, Idaho,
to-wit:

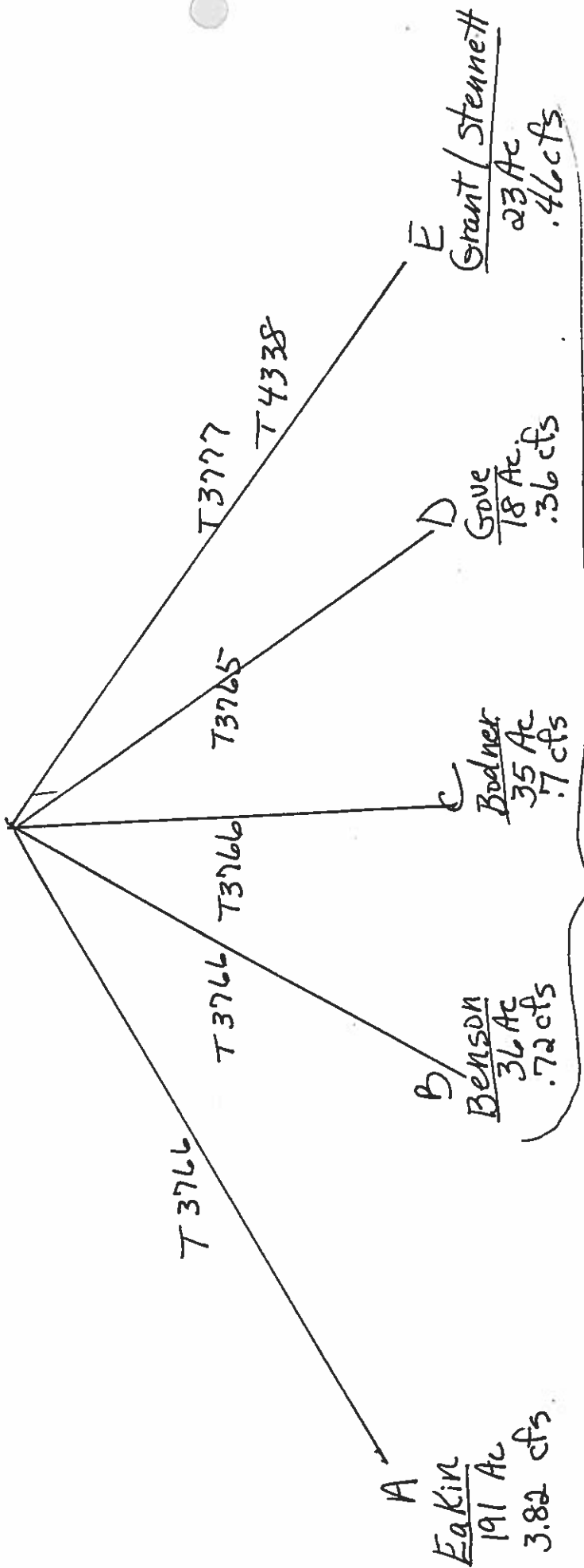
Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho,
Section 25: All that portion of the E1/4NW1/4 lying West of State Highway 75, EXCEPT
BEGINNING at the Northwest corner of the NE1/4NW1/4, the POINT OF BEGINNING
THENCE South 0°39'32" East for 2632.12 feet;
THENCE North 89°24'24" East 24.07 feet;
THENCE North 17°50'00" East 7.13 feet;
THENCE North 08°26'00" East 184.00 feet;
THENCE North 12°36'00" West 134.30 feet;
THENCE North 27°49'00" East 155.60 feet;
THENCE North 14°12'00" East 536.00 feet;
THENCE North 04°14'00" West 288.80 feet;
THENCE North 20°06'00" East 243.50 feet;
THENCE North 01°50'00" East 458.00 feet;
THENCE North 10°43'00" East 163.00 feet;
THENCE North 21°44'00" East 232.40 feet;
THENCE North 14°40'00" West 171.10 feet;
THENCE North 05°18'00" West 142.97 feet;
THENCE North 89°27'07" East 388.62 feet back to POINT OF BEGINNING.

Together with the following water rights
Portion of 37-00102 Being 1.36 CFS (67.8) Miner inches
Portion of 37-07064 Being .36 CFS (18 Miner inches)
JMS

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NOV 27 1995

Attachment A

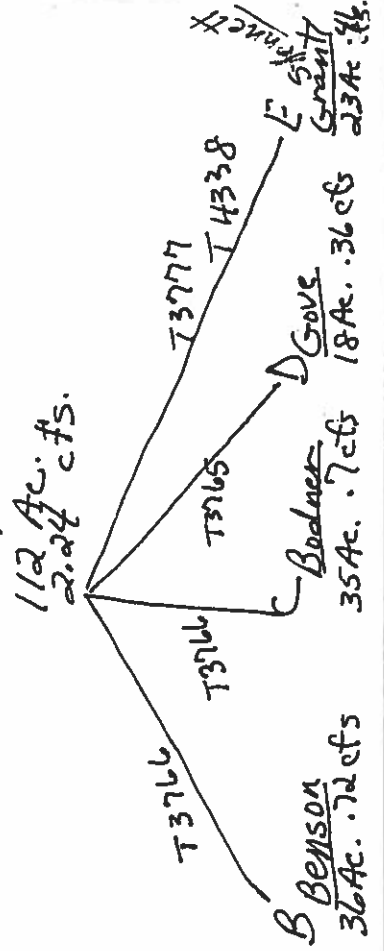
W.K.
37-07064
303 Ac
6.06 cfs



A.J.
A37-07064 (Z out)
EaKin
191 Ac
6.06 cfs

A.J.
A37-07064 A (Z out)
Brown Prop. Partnerships

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NOV 27 1996



RECEIVED

NOV - 4 1988

November 2, 1988

Department of Water Resources
Southern Region Office

John W. Sweet
1605 5th N
Seattle, WA 98109

RE: WATER RIGHT LICENSE NO. 37-7064

Dear Mr. Sweet:

Your letter dated October 21, 1988 in connection with the above referenced license has been referred to me for response. Your interpretation of the department's September 16, 1970 letter is basically correct with the exceptions and additional explanation noted below.

The land to which water right license 37-7064 is appurtenant includes one miner's inch (0.02 cfs) for each acre in the following legal descriptions:

Section 25, T1N, R18E, BM

NE1/4NW1/4	7 acres
SE1/4NW1/4	30
NE1/4SW1/4	35
SE1/4SW1/4	40

TOTAL 112 acres

This means a portion of the above referenced water right is appurtenant to the 112 acres in the amount of 112 miners's inches (2.24 cfs) from a ground water source with a priority of April 21, 1970.

As far as I can determine from the land descriptions you have provided, you are correct that the first three parcels are irrigated with water from this licensed water right and that the fourth parcel is not included.

There are two options available to obtain a water right for the fourth parcel. You or a successor in interest can submit an application for permit to initiate a new appropriation for irrigation of the fourth parcel or include the land in a transfer as described below. An application, if approved would have a priority date as of the date of submittal of the application and would have a development period of up

37-7064
MICROFILMED
NOV 27 1988

to five years if granted by the department.

Another option which you might want to consider to provide some water to each of the four parcels is to file a transfer changing both the points of diversion and place of use of the existing portion of the water right such that some of the 112 irrigated acres is within each of the four parcels. Such a transferred water right, however, can not include the irrigation of more than a total of 112 acres. Another way of describing this procedure is that for each non irrigated acre in the fourth parcel to which water is transferred will result in the drying up of an irrigated acre in one of the first three parcels.

A transfer as described in the previous paragraph may be in your best interest, since the department has not been able to approve new appropriations of water in the Bellevue area for a number of years. The reason is due to the ongoing resolution to a very complex water right issue described as the "Swan Falls" water right controversy. There will be a substantial delay in processing of new applications due to the already existing backlog.

To obtain approval to drill separate wells on any of the parcels, you or a successor in interest will have to file a transfer of water right with the department to change the point of diversion (add a well or wells) on some or all of the parcels. In addition to filing a transfer to drill additional wells, a "drilling permit" must also be obtained from the department for the construction of each new well, or for deepening or modification of an existing well. These permits are relatively easy to obtain from the department when issued in connection with a domestic use or well under an approved transfer.

Your letter referred to domestic use. Water right 37-7064 does not include domestic use and is not a part of the right. The right to obtain water from a well for domestic use, however, is relatively simple. Domestic use from a well for single family use can be obtained simply by obtaining a "drilling permit" and having the well constructed by a licensed well driller.

An application for permit or transfer application and instructions can be obtained from our Southern Regional office located at 2148 4th Avenue East, Twin Falls, ID 83301. The completed application for permit or transfer application should also be filed with our Twin Falls office.

Please feel free to contact the department if you have questions.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

c: S. Region

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State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 12, 1987

RECEIVED

NOV 13 1987

John W. Sweet
1605-5th North #301
Seattle, WA 98109

Re: License No. 37-7064

Department of Water Resources
Southern Region Office

Dear Mr. Sweet:

Your letter of October 25, 1987, asked: (1) whether 112 acres which you own are listed under License No. 37-7064, (2) whether an additional 28 acres could be added to the license, and (3) how much water per acre is allowed for a sprinkling system.

Unless you provide a detailed description of the 112 acres which you own, I cannot tell you whether your land is appurtenant ground under the water right license. I have included for your reference, however, a copy of the water right license from which you should be able to determine whether your land is appurtenant irrigated acreage.

Acreage not covered by the original license cannot be added as a place of use unless 28 acres which are now licensed are taken out of production. In order to irrigate an additional 28 acres, without any reduction in other land, you must file another application to appropriate water.

Finally, the Department allows .02 cfs per acre as the maximum amount of water that can be applied for irrigation without wasting water.

If I can be of further assistance, please contact me.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

CC: ✓ Southern Region

Enclosure

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37-7064