

11/05/2002

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

RIGHT NUMBER: 37-7047
NAME AND ADDRESS: KELLY C HUMAN
2246 E 1850 S
GOODING ID 83330

LORI M HUMAN
2246 E 1850 S
GOODING ID 83330

SOURCE: LITTLE WOOD RIVER TRIBUTARY: BIG WOOD RIVER
QUANTITY: 1.400 CFS
300.000 AFY
PRIORITY DATE: 06/16/1969
POINT OF DIVERSION:

T05S R16E S29 SESW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.400 CFS 300.00 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 GOODING County

T05S R15E S35	SWSW	9.0	T05S R15E S35	SESW	32.0
T05S R15E S35	SESE	4.0	T06S R15E S02 Lot 1	NENE	32.0
T06S R15E S02 Lot 2	NWNE	2.0	T06S R15E S02	SWNE	30.0
T06S R15E S02	SENE	38.0	T06S R15E S02 Lot 3	NENW	40.0
T06S R15E S02 Lot 4	NWNW	38.0	T06S R15E S02	SWNW	36.0
T06S R15E S02	SENW	27.0			

288 ACRES TOTAL

RIGHT NOS. 37-177N, 37-374B, 37-2043D AND 37-7047 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 168 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 75 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: License

Water Right 37-7047

1

11/05/2002

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

WATER IS DELIVERED THROUGH THE SOUTH GOODING MAIN CANAL.

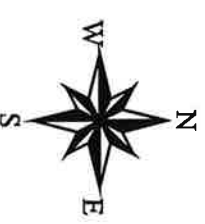
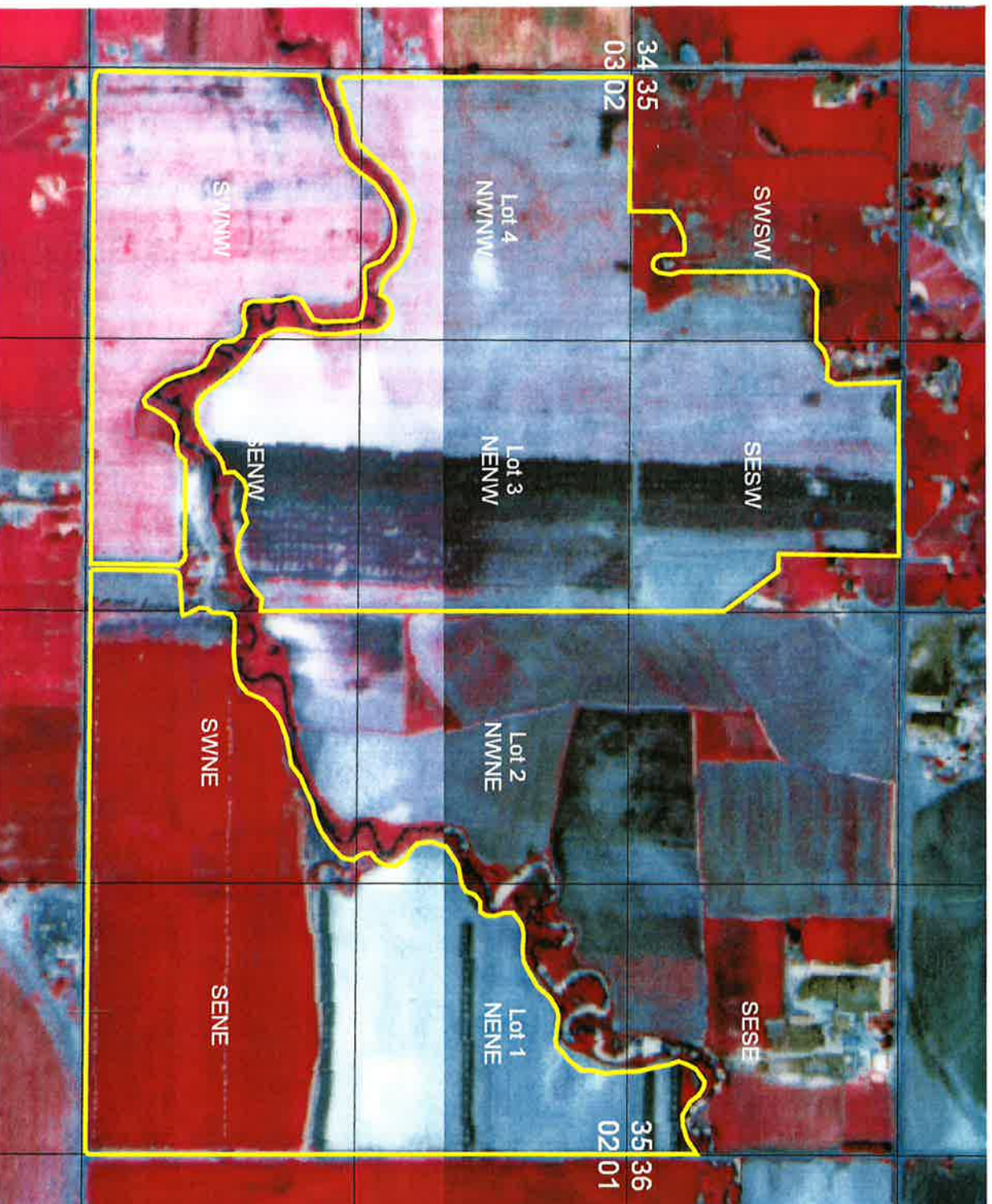
Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS RESERVOIR DIST. NO. 2.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

37-1777N, 37-374B, 37-2043D & 37-7047

T05S R15E S35
T06S R15E S02



Map prepared by: Carter Frischle
Date prepared: 11/05/02
1987-1988 NAPP photography
Idaho Department of Water Resources

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: **A37-07047**
Date Received: 9/ 1/1988
Receipt No: S002037
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: KELLY C HUMAN 208-934-5977
Address: 2246 E 1850 S
GOODING ID 83330

AND/OR

Name: LORI M HUMAN 208-934-5977
Address: 2246 E 1850 S
GOODING ID 83330

2. Date of Priority: JUN 16, 1969

3. Source: LITTLE WOOD RIVER Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	16E	29	SE	SW			GOODING

5. Description of diverting works:
HEADGATE, PIPELINE TO POND, PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.400		300.00

7. Total Quantity Appropriated is:
1.400 C.F.S. (and/or) 300.00 A.F.A.

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	35	SW	SW		IRR	9.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	35	SE	SW		IRR	32.0
			SE	SE		IRR	4.0
						Section Acres	45.0
06S	15E	2	NE	NE	1	IRR	32.0
			NW	NE	2	IRR	2.0
			SW	NE		IRR	30.0
			SE	NE		IRR	38.0
			NE	NW	3	IRR	40.0
			NW	NW	4	IRR	38.0
			SW	NW		IRR	36.0
			SE	NW		IRR	27.0
						Section Acres	243.0
						Total Acres	288.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

A37-07259, 00177N, 00374A, 02043D

14. Remarks:

WR ORIGINALLY COVERED 75 ACRES, INCREASED TO 178.2 ACRES. ACRES ALSO WATERED WITH A37-07259 DEEP WELL.

*****CLAIM AMENDED 2-9-94 TO CORRECT THE PLACE OF USE. THE ACRES ORIGINALLY CLAIMED SHOWED A WRONG QUARTER QUARTER AND WAS FOR FEWER ACRES THAN REPRESENTED UNDER A37-07259 WHICH USES A COMMON DELIVERY SYSTEM. NO NEW ACRES ADDED SO NO ADDITIONAL FEE DUE. KKC.

CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 4324:

1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37M.

2. A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

3. THESE RIGHTS 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.

4. 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.

5. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED

14. Remarks: Continued

WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

6. 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.

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. COMBINED RIGHT NOS. 37-00177N AND 37-00374B ARE LIMITED TO IRRIGATION OF A TOTAL OF 64 ACRES IN A SINGLE IRRIGATION SEASON, AND WHEN COMBINED WITH RIGHT NOS. 37-02043D AND 37-07047 ARE LIMITED TO IRRIGATION OF A TOTAL OF 168 ACRES IN A SINGLE IRRIGATION SEASON.

9. RIGHT NO. 37-07047 IS LIMITED TO IRRIGATION OF 75 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

*****2/6/96 TF; CONSUMPTIVE USE CORRECTED.

15. Basis of Claim: LICENSE



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

October 13, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

KELLY C HUMAN
2246 E 1850 S
GOODING ID 83330

RE: Amendment of SRBA Claims A37-00177N, A37-07047, A37-02043D,
A37-00374B

Dear Claimant:

Pursuant to the approval of Transfer No. 4324, the above referenced Notice(s) of Claim in the Snake River Basin Adjudication have been amended to conform with the transfer. Please find enclosed a printout of the way your claim records have been modified. Please check these modified records over carefully to verify they correctly reflect your intended change. If you have questions please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

MICROFILMED
NOV 27 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

TRANSFER OF WATER RIGHT

JUL 03 1995

TRANSFER NO. 4324
WATER RIGHT NO(S). 37-00177M/37-00374A/37-02043D/37-07047
Department of Water Resources
Southern Region

This is to certify that: KELLY C HUMAN
1850 S 2246 E
GOODING ID 83330

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>
Right No. 37-00177M : IRRIGATION	04/01 to 10/31	0.06 CFS	25.3 AF
Right No. 37-00374A : IRRIGATION	04/01 to 10/31	0.24 CFS	101.3 AF
Right No. 37-02043D : IRRIGATION	04/01 to 10/31	0.37 CFS	116.0 AF
Right No. 37-07047 : IRRIGATION	04/01 to 10/31	1.40 CFS	300.0 AF
TOTAL:		2.07 CFS	542.6 AF

DATE OF PRIORITY:

Right No. 37-00177M : 04/01/1883
Right No. 37-00374A : 05/15/1884
Right No. 37-02043 : 05/10/1906
Right No. 37-07047 : 06/16/1969

SOURCE

LITTLE WOOD RIVER

TRIBUTARY OF

MALAD RIVER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 29, Township 05S, Range 16E
LINCOLN 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>
05S	15E	35	SWSW 9	SESW 32	SESE 4	45
06S	15E	2	Lot 1(NENE) 32	Lot 2(NWNE) 2	SWNE 30	
			SENE 38	Lot 3(NENW) 40	Lot 4(NWNW) 38	
			SWNW 36	SENW 27		
Total number of acres irrigated:						243
						* 288

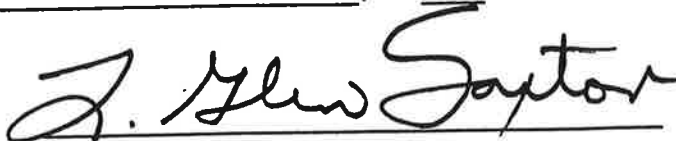
MICROFILMED
NOV 27 1995

TRANSFER NO. 4324
WATER RIGHT NO(S). 37-00177M/37-00374A/37-02043D/37-07047

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
2. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. These rights 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.
4. 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.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. 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.
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. Combined Right Nos. 37-00177M and 37-00374A are limited to irrigation of a total of 64 acres in a single irrigation season, and when combined with Right Nos. 37-02043D and 37-07047 are limited to irrigation of a total of 168 acres in a single irrigation season.
- *9. Right No. 37-00177M is limited to irrigation of 32 acres in the place of use described above in a single irrigation season.
- *10. Right No. 37-00374A is limited to irrigation of 64 acres in the place of use described above in a single irrigation season.
- *11. Right No. 37-02043D is limited to irrigation of 29 acres in the place of use described above in a single irrigation season.
- *12. Right No. 37-07047 is limited to irrigation of 75 acres in the place of use described above in a single irrigation season.

Dated this 28th day of June, 1995.


Chief, Water Alloc. Bureau

MICROFILMED
NOV 27 1998

Date Sent to S.C. SEP 20 1994

RECEIVED 12
Page 1 of 2STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4324

MAR 11 1994

Department of Water Resources
Southern Region OfficeAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Kelly C. Human Phone 934-5977
Post Office address 1850 S. 2246 E., Gooding, ID 83330

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create permissible place of use
2. Describe the reason for the proposed changes Original pump in Little Wood R. is no longer usable, as I no longer have access to it due to sale of property to Avonmore West (see pending transfers in their name). Also to describe permissible place of use as it now exists.

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|------------------|------------------|--------------------|---------------|----------------------------|
| <u>37-00177M</u> | <u>4-1-1883</u> | <u>0.06 cfs</u> | <u>Irrig.</u> | <u>4-1</u> to <u>10-31</u> |
| <u>37-00374A</u> | <u>5-5-1884</u> | <u>0.24 cfs</u> | <u>"</u> | <u>"</u> to <u>"</u> |
| <u>37-02043D</u> | <u>5-10-1906</u> | <u>0.37 cfs</u> | <u>"</u> | <u>"</u> to <u>"</u> |
| <u>37-07047</u> | <u>6-16-1969</u> | <u>1.40 cfs</u> | <u>"</u> | <u>"</u> to <u>"</u> |
2. Total amount of water being transferred 2.07 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Little Wood River tributary to Mald River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SW	29	5S	16E	Lincoln	Head of South Gooding Main Canal
	NE	NE	SW	2	6S	15E	Gooding	Re-diversion from Canal

5. Lands irrigated or place of use:
- Now change permissible 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	
5S	15E	35										9	32				4		45
6S	15E	2	32	2	30	38	40	38	36	27									243
			Lt1	Lt2			Lt3	Lt4											

Total acres 288

PART 1**6. General Information:**

a. Description of diversion system Headgate to South Gooding main canal, conveyance thru canal, Headgate # in canal, pipeline across WTR to pond, Pump in pond to sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ 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 - land is all irrigated from the same collection pond/pump system at this time.

d. Remarks:

The only operational change represented by this transfer is a change in point of diversion from the Little Wood River.
The District 37 Watermaster makes deliveries at both the new diversion & re-diversion points, so both are shown in Part 1.B.4.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

MICROFILMED
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. 37-00177E Decreed to Charles Dill
 in case of S.C. Frost Et. AL. vs. Atturus Water Co. Et. AL.
 dated 12-13-1909 in Fourth District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 804 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 Little Wood River tributary to Malad River
4. Date or priority 4-1-1883

5. Water is used for the following purpose:

amount 0.20 cfs for Irrig purposes from 4-1 to 10-31
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right 0.20 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	36	5S	15E	Gooding	#89-P Pump

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	15E	1						X											
								44											
		2	X																
			41																

Total acres _____

9. Describe any other water rights used for the same purpose as described above Congl Shores 27 1998

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 0.06 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

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	
<u>6S</u>	<u>15E</u>	<u>2</u>	<u>32</u>																
			<u>171</u>																

Total acres _____

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

1. amount 0.14 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Unknown but not #89-p Pump

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	
<u>6S</u>	<u>15E</u>	<u>1</u>						<u>X</u>											
								<u>174</u>											

Total acres _____

NOV 27 1938

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. 37-00374 Decreed to W. B. Kelly
in case of S. C. Frost, Et. Al. vs. Alturas Water Co, Et. Al.
dated 12-13-1909 in Fourth District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice☐ Warranty Deed☐ Other _____

3. Source of water Little Wood R. tributary to Malad R.
4. Date or priority 5-15-1884

5. Water is used for the following purpose:

amount 0.80 cfs for Irrig. purposes from 4-1 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 0.80 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	36	5S	15E	Gooding	#89-P Pump

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	15E	1						X											
								L+4											
		2	X	X	X														
			L+1	L+2															

Total acres

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

Canal shares
NOV 27 1998

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 0.24 cfs for Irrig. purposes from 4-1 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: Same

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	
6S	15E	2	32	2	30														64

Total acres 64**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 0.56 cfs for Irrig. purposes from 4-1 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: Unknown but not the #87-P pump

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	
6S	15E	1						X											
								Lt4											
		2	X	X	X														
			Lt1	Lt2															

Total acres _____

NOV 27 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4324

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. 37-02043 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice☐ Warranty Deed☐ Other _____3. Source of water Little Wood River tributary to Mald River4. Date or priority 5-10-1906

5. Water is used for the following purpose:

amount 2.5 cfs for Irrig. purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for Domestic purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.5 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	36	55	15E	Gooding	

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	
55	15E	35																25	35
65	15E	1							25										25
		2				25													25

Total acres 85

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

Cong/ shgrec

NOV 27 1996

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 0.37 cfs for Irrig. purposes from 4-1 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) _____ for _____ purposes from _____ to _____
2. Point(s) of Diversion: Actual present PID per unrecorded transfer

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SW	36	5S	15E	Gooding	#89-P Pump

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	
5S	15E	35																4	4
6S	15E	2				25													25

Total acres 29

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

1. amount 2.13 cfs for Irrig. purposes from 4-1 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) _____ for _____ purposes from _____ to _____
2. Point(s) of Diversion: Same as licensed

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	
5S	15E	35																31	31
6S	15E	1							25										25

Total acres 56

NOV 27 1996

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. 37-07047 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice☐ Warranty Deed☐ Other _____3. Source of water Little Wood River tributary to Mald River4. Date or priority 6-16-1969

5. Water is used for the following purpose:

amount 1.4 cfs for Irrig. purposes from 4-1 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) _____

6. Total amount of water under right 1.4 cubic feet per second and/or 300 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	2	65	15E	Gooding	
		SE	NW	"	"	"	"	

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	
65	15E	2					35	40											75
							643	644											

Total acres 759. Describe any other water rights used for the same purpose as described above 37-7259, Canal shares

NOV 27 1996

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No Yes If yes, describe Right has not been available due to continuing drought

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)

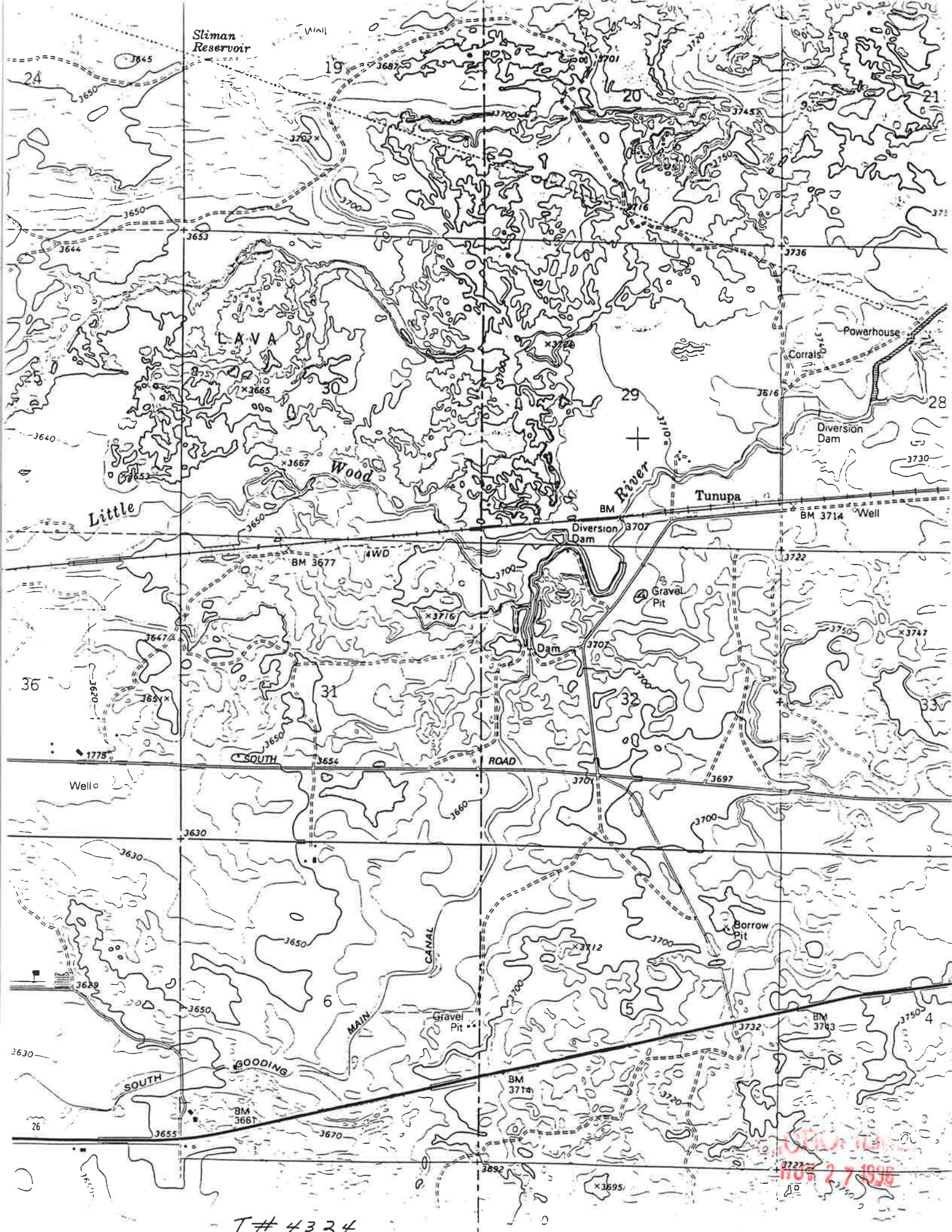
2. Point(s) of Diversion:

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

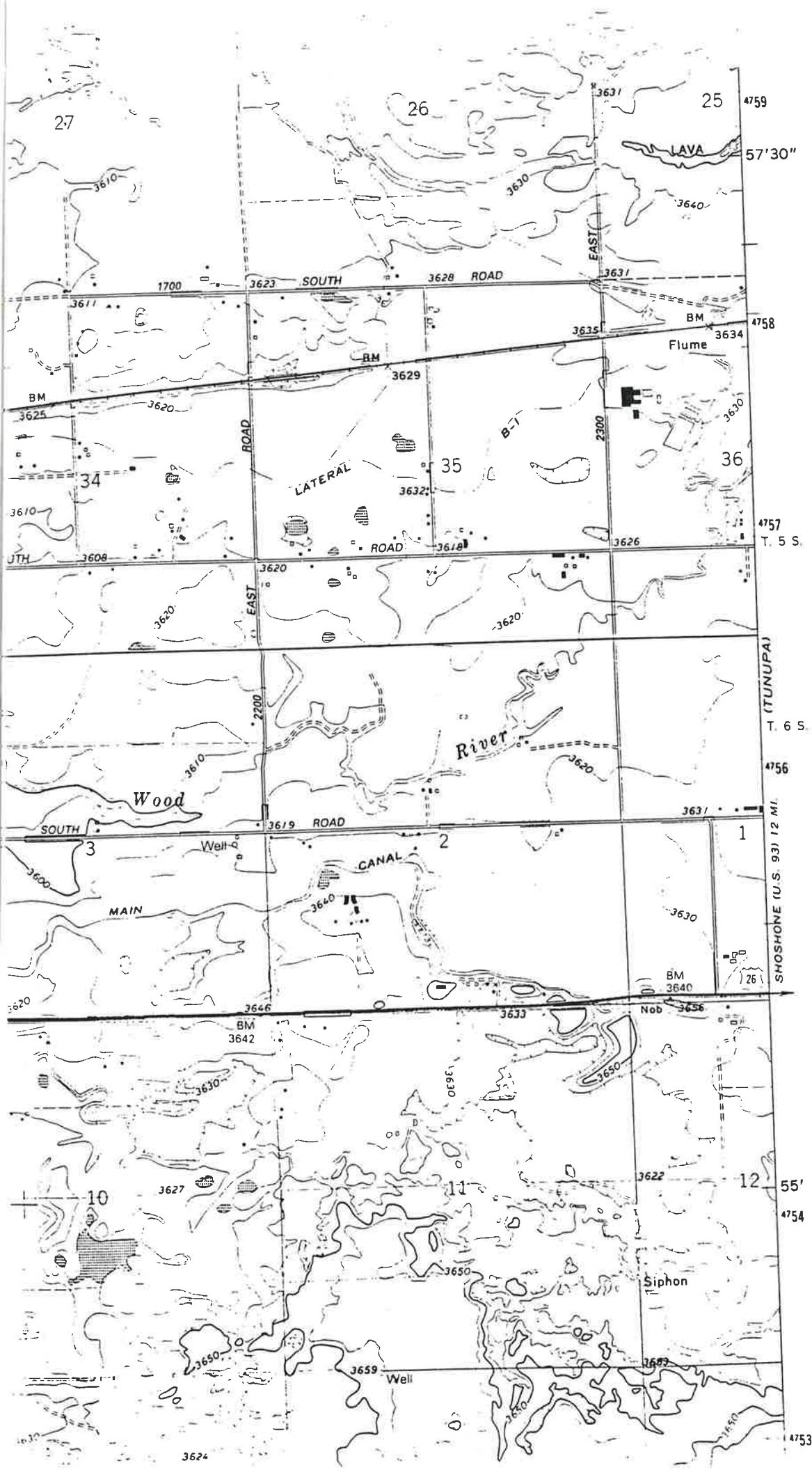
3. Lands irrigated or place of use:

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 _____
 100 27 1999



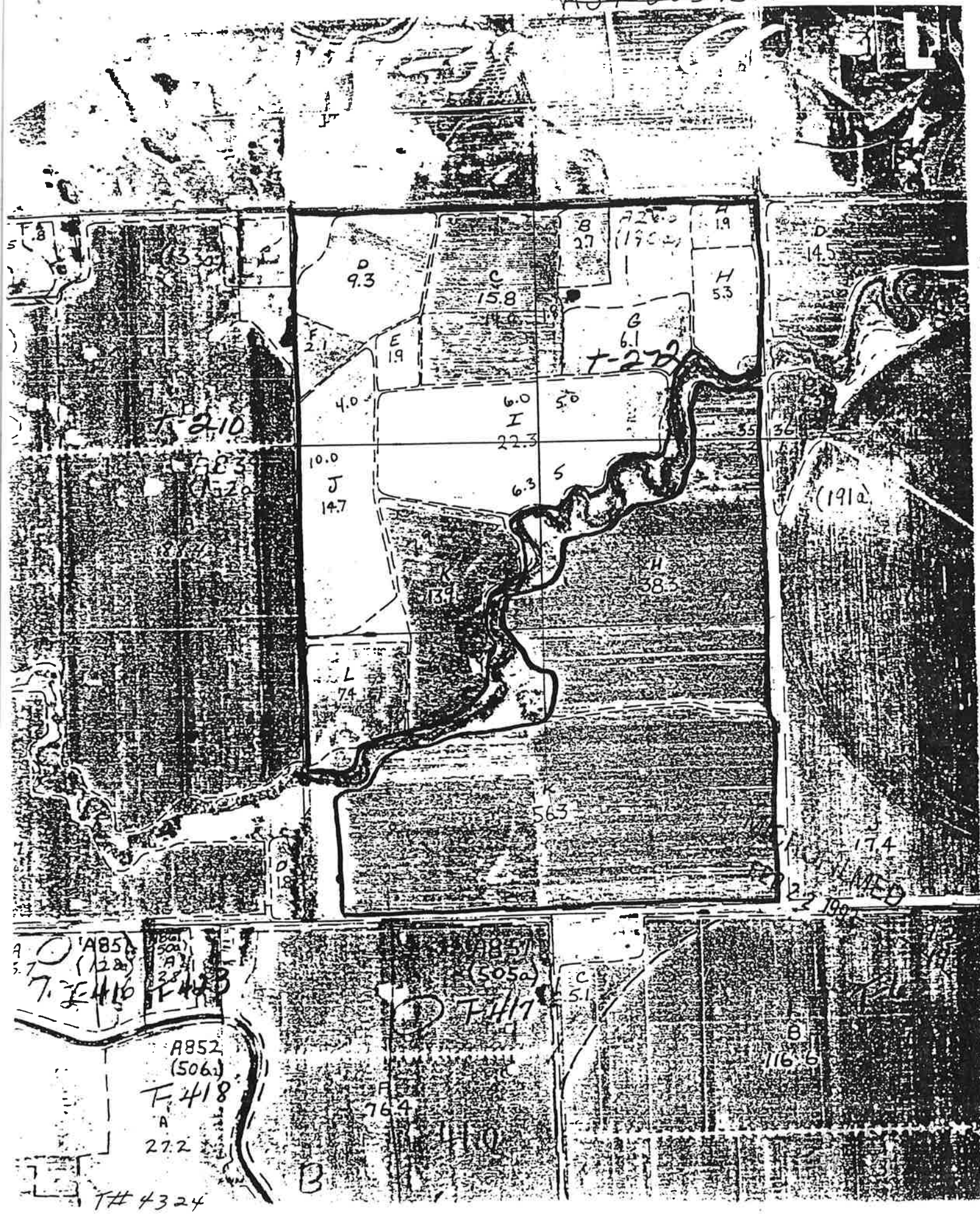
T# 4324



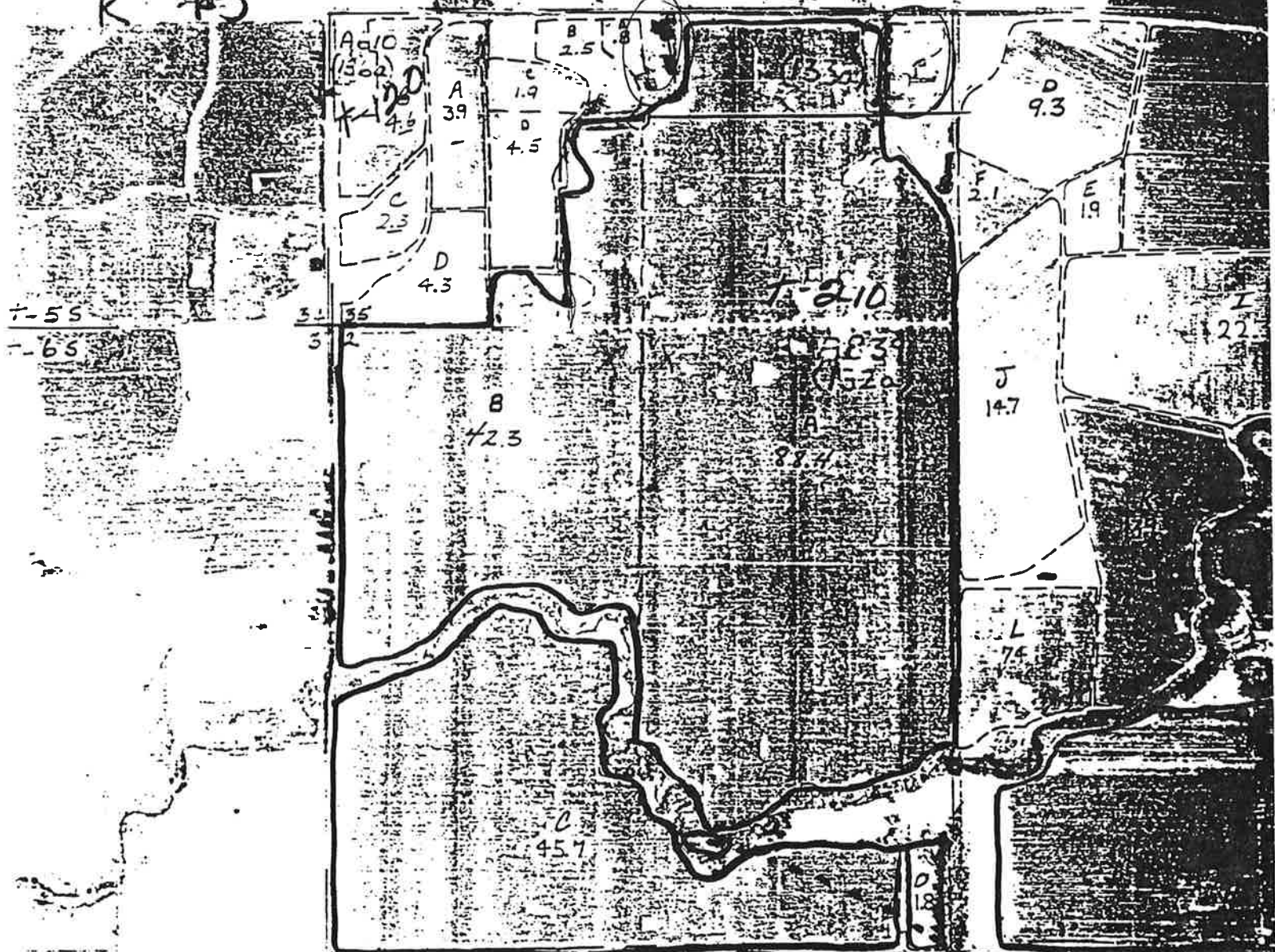
ENCLOSURE
NOV 27 1936

T # 4324

A37-00375A



T 5,6
R #5



A 23.7

A851 (128)

A 23.7

A852 (506.)

F 418

A 27.2

FEB 24 1993

#4324

506.1

506.2

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

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

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

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

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

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

Kelly Human
(Signature of Applicant)

Subscribed and sworn to before me this 9th day of February, 19 94.

Mary G. Baldwin
(Notary Public)

My commission expires 10/16/1998

FOR DEPARTMENT USE ONLY

Transfer contains 12 pages and 3 attachments

Received by J.F. Stanton Date 2-9-94

Protest filed by None

Prelim. check by M+S Fee \$50.00 5016549

Receipted by JA Date 2-9-94

Published in Gooding Co. Leader, Lincoln Co. Journal

Copies of protest forwarded by

Pub. dates 4/6 + 4/13/94

Hearing held by Date

Watermaster recommendation requested on 3/28/94

Recommended for ☒ approval ☐ denial

rec'd. 4/6/94

by ADK

Copy of transfer sent to lien holder

MICROFILMED
NOV 27 1996

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: Kelly Human Transfer

FROM: Jim Stanton

DATE: 3-10-94

Today I met with the applicant at his home concerning this transfer. We reviewed the aerial photos and irrigation sysyem. I am familiar with this farm, having done the licensing exam on his irrigation well a ~~few~~ couple years ago. Due to a land sale beyond his control, it is no longer feasible for Kelly to use the old river pump; the other rights on that pump are also being transferred to other diversion points. No new land will be irrigated under this transfer, but operation of the system will be more efficient. There will no be one diversion point for all of Kelly's water, and it will be only 1/4 mile or so from his farm. Assuming watermaster agrees, I see no reason not to approve this transfer.

☒ (X) For your information

☐ () Response required


signature

T # 4325

EXCERPTED
NOV 27 1998

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: **A37-07047**
Date Received: 9/ 1/1988
Receipt No: S002037
Received By: _____

AMENDED

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

AMENDED

1. Name: KELLY HUMAN 208-934-5977
Address: 2246E 1850S
GOODING ID 83330

AND/OR

Name: LORI MM. HUMAN 208-934-5977
Address: 2246E 1850S
GOODING ID 83330

2. Date of Priority: JUN 16, 1969

3. Source: LITTLE WOOD RIVER Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	15E	2	SW	NW			GOODING
			SE	NW			GOODING

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.400		300.00

7. Total Quantity Appropriated is:
1.400 C.F.S. (and/or) 300.00 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
05S	15E	35	SW	SW		IRR	9.0
			SE	SW		IRR	32.0
Section Acres							41.0
06S	15E	2	NE	NW		IRR	40.0
			NW	NW		IRR	38.0
			SW	NW		IRR	36.0
			SE	NW		IRR	27.0
Section Acres							141.0
Total Acres							182.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A37-07259

14. Remarks:

WR ORIGINALLY COVERED 75 ACRES, INCREASED TO 178.2 ACRES. ACRES ALSO WATERED WITH A37-07259 DEEP WELL.
***** CLIAM AMENDED 2-9-94 TO CORRECT THE PLACE OF USE. THE ACRES ORIGINALLY CLAIMED SHOWED A WRONG QUARTER QUARTER AND WAS FOR FEWIER ACRES THAN REPRESENTED UNDER A37-07259 WHICH USES A COMMON DELIVERY SYSTEM. NO NEW ACRES ADDED SO NO ADDITIONAL FEE DUE. KKC.

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):

Kelly Hansen

Date:

2/9/94

Date:

State of Idaho

County of

Twin Falls

)
) SS.

Subscribed and sworn (or affirmed) before me this

9th

day

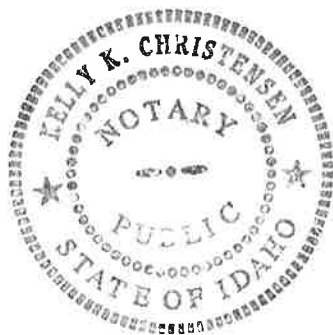
of

February

19

94

Seal



Kelly K. Christensen
Notary Public

Residing at

Kimberly Rd

My Commission Expires

3-2-98

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: A37-07047
Date Received: 9/01/1988
Receipt No: S002037
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KELLY HUMAN 208-934-5977
Address: 2246E 1850S
GOODING, ID 83330

AND/OR
Name: LORI MM. HUMAN 208-934-5977
Address: 2246E 1850S
GOODING, ID 83330

2. Date of Priority: JUN 16, 1969

3. Source: LITTLE WOOD RIVER Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	15E	2	SW	NW			GOODING
			SE	NW			GOODING

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.400		300.00

7. Total Quantity Appropriated is:
1.400 C.F.S. (and/or) 300.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	15E	35	SE SE		IRR	23.0

Section Acres 23.0

06S	15E	2	NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	35.0

Section Acres 155.0

Total Acres	178.0
-------------	-------

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A37-07259

14. Remarks:

WR ORIGINALLY COVERED 75 ACRES, INCREASED TO 178.2 ACRES. ACRES
ALSO WATERED WITH A37-07259 DEEP WELL.

15. Basis of Claim: LICENSE

MICROFILMED
FEB 24 1993

(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.

MICROFILMED
 FEB 24 1993

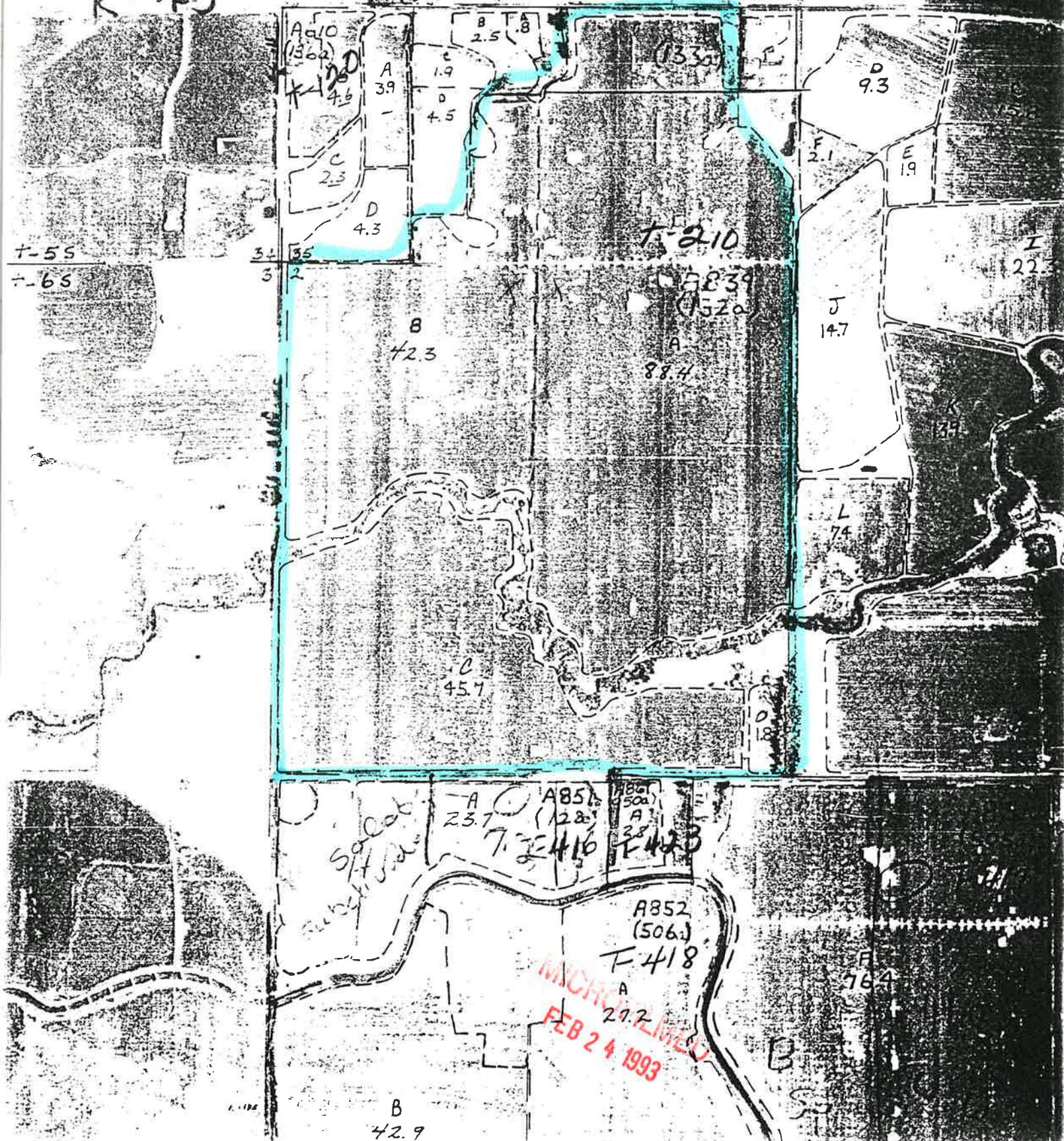
44-37

POOR ORIGINAL

Sec ~~35~~ 35, 2

T 5.6

R 15



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7047 Priority June 16, 1969 Amount 1.40 cfs

THIS IS TO CERTIFY, that Heber Dale Durrant &/or Betty S. Durrant
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 37-7047 issued pursuant to Application for Permit dated June 16, 1969,
and has submitted proof to the Department of Water Resources on August 30, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.50 cfs of water from Little Wood River,
tributary to Big Wood River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>1.40</u> cfs and	<u>300 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 1.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
300 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ -and- SE $\frac{1}{4}$ NW $\frac{1}{4}$ of
Sec. 2, Twp. 6 S, Rge. 15 E, B. M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	15 E	2					35	40											75

Total number of acres irrigated 75

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of
February, 19 76.

Director