

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: A36-02074A
Date Received: 9/28/1989
Receipt No: S009436
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES K. SCHAEFFER
Address: RT. 1 BOX 1196
PAUL, ID 83347
208-438-5234

2. Date of Priority: JUL 27, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	22E	29		SE	SW		MINIDOKA

5. Description of diverting works:
WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.350		

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

8. Total consumptive use is 720.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	22E	29	NE	SW		IRR	38.0
			NW	SW		IRR	1.0
			SW	SW		IRR	2.0
			SE	SW		IRR	39.0

A36-02074A

Page 1

Date: 03/30/90

MICROFILMED
JAN 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	22E	29	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	240.0
						Total Acres	240.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
A36-07015B

14. Remarks:

WATER NO LONGER APPLIED TO ACRES IN SECTIONS 28 & 30.
***** IDWR NOTE *****
OWNERSHIP CHANGE 3/30/90 ADM

15. Basis of Claim: LICENSE
Water Right Number: 20573

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

Southern Region, 222 Shoshone St. E, Twin Falls, Idaho 83301

(208) 734-3578

30-Mar-1990 13:07

James K. Schaeffer
Rt. 1 Box 1196
Paul, ID 83347

RE: SRBA Claims A36-07015B & A36-02074A

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer records of the claims noting the change in claimant. Please review the record and if you have any corrections please contact this office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Encl:

MICROFILMED

JAN 25 1993

RECEIVED

MAR 5 1990

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources
Southern Region Office[] Water Right Number(s): 36-7015B and 36-2074A[] Name and Address of
Former Claimant: W. Lee BennettRoute 2 Box 2450Paul, ID 83347[] New Claimant(s): James K. Schaeffer[] New Mailing Address: Route 1 Box 1196Paul, ID 83347New Telephone Number: (208) 438 - 5234[] Does the change in ownership result in a splitting of the
water right claimed? yes XX noIf yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership

Describe proof attached:

See attached Warranty Deed

[] Signature of New Claimant(s):

James Schaeffer
James SchaefferJames Schaeffer
James SchaefferDate:

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/30/90 By: AD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 7/30/90 By: AD

Claim Numbers of Split, if any:

MICROFILMED

JAN 25 1993

WARRANTY DEED

COPY

FOR VALUE RECEIVED WALTER LEE BENNETT and PATRICIA A. BENNETT, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto JAMES K. SCHAEFFER and DIANNE RAE SCHAEFFER, husband and wife, and DAN SCHAEFFER and TAMERA SCHAEFFER, husband and wife, whose present address is Route # 1, Box 1196, Paul, Idaho 83347, the Grantees, the following described premises, located in Minidoka County, Idaho, to-wit:

The South Half (S $\frac{1}{2}$) of Section 29, Township 8 South, Range 22 East, Boise Meridian, together with all water and water rights however evidenced and a 350 hp. pump, motor and panel; 2-Lockwood 2200 Circles; 5-1/4 mile 6" mainline (total 1.14 miles); 2-1/4 mile 4" mainline (total 1/2 mile); 4-1/4 mile 3" hand lines; and a Double Wide Mobile Home located on the premises,

SUBJECT TO an easement to Project Mutual Telephone Corporation Association, Inc. recorded June 16, 1958, in Book 36 of Deeds at page 331; and a power line easement to Idaho Power Company recorded October 13, 1958, in Book 36 of Deeds at page 389; and, an easement for highway purposes recorded July 7, 1977, as Document No. 272464; and a power line easement to Idaho Power Company recorded July 7, 1980, as Document No. 305109, all of record in the office of the Minidoka County Recorder.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantors do hereby covenant to and with the Grantees that they are the owners in fee of said premises, that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 22 day of February, 1990.


Walter Lee Bennett


Patricia A. Bennett

RECEIVED

MAR 5 1990

Department of Water Resources
Southern Region Office

RECORDED AT REQUEST OF
R.A. Co.
FILM NO. 3m
FEB 27 12 54 PM '90
MINIDOKA COUNTY, IDAHO
DUANE SMITH
RECORDER
FEE 6 DEPUTY 

MICROFILMED

JAN 25 1993

390365

A.H.A.

WARRANTY DEED

COPY

FOR VALUE RECEIVED FRANK M. McFARLAND and DOROTHY M. McFARLAND, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto WALTER LEE BENNETT and PATRICIA A. BENNETT, husband and wife, whose present address is Route # 2, Box 2150, Paul, Minidoka County, Idaho, the Grantees, the following described premises, located in Minidoka County, Idaho, to-wit:

The South Half of the South Half (S½S½) of Section 29, Township 8 South, Range 22 East, Boise Meridian, together with all water and water rights however evidenced,

SUBJECT TO an easement to Project Mutual Telephone Cooperative Association, Inc. recorded June 16, 1958, in Book 36 of Deeds at page 331; and a power line easement to Idaho Power Company recorded October 13, 1958, in Book 36 of Deeds at page 389; and an easement for highway purposes to the Minidoka County Highway District recorded July 7, 1977, as Document No. 272464 all in Minidoka County records.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantors do hereby covenant to and with the Grantees that they are the owners in fee of said premises, that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 22ND day of February, 1990.

Frank M. McFarland
Frank M. McFarland

Dorothy M. McFarland
Dorothy M. McFarland

STATE OF CALIFORNIA)
County of SAN BERNARDINO) ss.

On this 22ND day of February, 1990, before me, a Notary Public in and for said State, personally appeared Frank M. McFarland and Dorothy M. McFarland known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

(SEAL)



Deborah S. Gibbs
Notary Public
Residing at 14200 main st.
My Commission Expires: 4-16-93
Heperia CA 92345

RECEIVED

MAR 5 1990

Department of Water Resources
Southern Region Office

MICROFILMED

JAN 25 1993

390364

RECORDED AT REQUEST OF

R.A. Co.
FILM NO. 3m

FEB 27 12 53 PM '90

MINIDOKA COUNTY, IDAHO
DUANE SMITH
RECORDER

FEE 3- DEPUTY LL



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. E, Twin Falls, Idaho 83301

(208) 734-3578

30-Mar-1990 13:07

James K. Schaeffer
Rt. 1 Box 1196
Paul, ID 83347

RE: SRBA Claims A36-07015B & A36-02074A

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer records of the claims noting the change in claimant. Please review the record and if you have any corrections please contact this office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Encl:

MICROFILMED

JAN 25 1993

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: A36-02074A
Date Received: 9/28/1989
Receipt No: S009436
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: W. LEE BENNETT 208-438-5484
Address: RT 2 BOX 2450
PAUL, ID 83347

2. Date of Priority: JUL 27, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	22E	29		SE	SW		MINIDOKA

5. Description of diverting works:
WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.350		

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

8. Total consumptive use is 720.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	22E	29	NE	SW		IRR	38.0
			NW	SW		IRR	1.0
			SW	SW		IRR	2.0
			SE	SW		IRR	39.0

A36-02074A

Page 1

Date: 09/28/89

MICROFILMED
JAN 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	22E	29	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	240.0
						Total Acres	240.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
A36-07015B

14. Remarks:
WATER NO LONGER APPLIED TO ACRES IN SECTIONS 28 & 30.

15. Basis of Claim: LICENSE
Water Right Number: 20573

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): W Le Bennett Date: 9-28-89

Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of Sept 19 89 Lo. W. W.
Notary Public

Seal

Residing at TF
My Commission Expires 5/94

Water Right Number - 36-02074A

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 20573

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
JULION CLAWSON FARMS1 -
2 -
3 -

City- RUPERT

State- ID Zip-

Phone - 208-000-0000

LARSON

EST. OF LA DELL

1 -
2 -
3 -

City-

State- ID Zip-

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
MAY

CHRISTINA

1 -
2 -
3 -

City-

State- ID Zip-

Phone - 208-000-0000

+ - - Priority Date - - +
07/27/1948+ - - - Region - - - +
17+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

+ - - - - Source - - - - - +
GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

08S 22E 29 SE SW (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

3.350

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
3.350+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

08S	22E	28	NW SW		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	28	SW SW		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	29	NE SW		38.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	29	NW SW		1.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	29	SW SW		2.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	29	SE SW		39.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	29	NE SE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	29	NW SE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	29	SW SE		40.0	01	IRRIGATION	(67) MINIDOKA

Water right number - 36-02074A Adj. flag translation: Standard Water Right Number

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	22E	29	SE SE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	30	SE NE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	30	NE SE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	30	SE SE		40.0	01	IRRIGATION	(67) MINIDOKA

Total Acres: 440.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - -
No Remarks found.

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

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 05/20/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 04/24/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000		

MICROFILMED

JAN 25 1993

CLAIM NUMBERS 36-02074A
36-02015B

DATE 9/26/97
 AGENT DJ

TRANSFER NUMBER _____

OBJECTION FILED _____

TOTAL ACRES FROM RECOMMENDATION 316

GEOGRAPHIC INFO SYSTEM 311

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
RECOM	<u>85</u>	<u>22E</u>	<u>29</u>									<u>38</u>	<u>39</u>	<u>40</u>	<u>39</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>316</u>
GIS												<u>40</u>	<u>40</u>	<u>39.4</u>	<u>33.4</u>	<u>39.4</u>	<u>40</u>	<u>39.6</u>	<u>38.9</u>	<u>311</u>
RECOM																				
GIS																				
RECOM																				
GIS																				
RECOM																				
GIS																				

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF

✓

B36-DBPOD.DBF

✓

POLYGON CREATED ON 604

(✓)

ATTRIBUTES OF B36-POU.SHP

(480) 9/29

ATTRIBUTES OF B36-POD.SHP

(443) 9/29

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

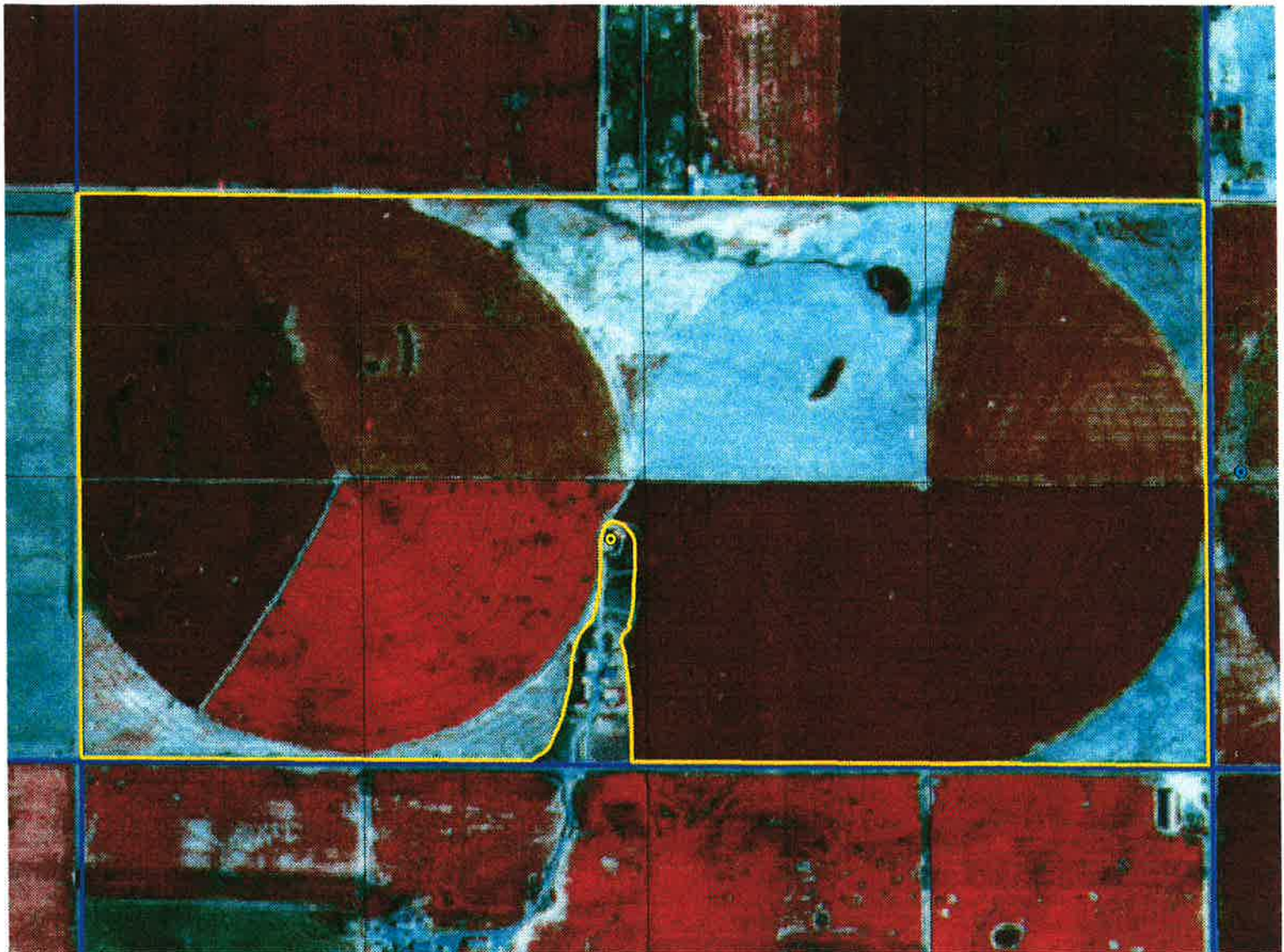
READY FOR DECREE yes () no ()

SENT FOR DECREE yes () no ()

IDAHO DEPARTMENT OF WATER RESOURCES

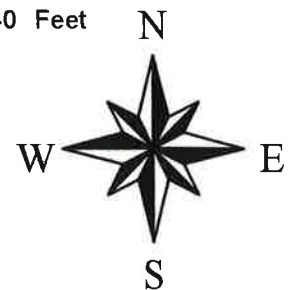
36-02074A & 36-07015B

JAMES SCHAEFFER



660 0 660 1320 1980 2640 Feet

TNS 8S, RNG 22E, SEC 29 S1/2



⊙ RECOMMENDED POINT OF DIVERSION



RECOMMENDED PLACE OF USE



SECTION LINES &/OR TRACT LINES



QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY SEPTEMBER 1997
BY DOUGLAS JONES

COPY

1971 OCT -4 PM 3:12

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

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

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUBCASE NO. 36-02074A

IDWR has completed the following Administrative proceeding: CHANGE OF ADDRESS

Name and New Address of Claimant:

James K Schaeffer
300 North 1005 West
Paul ID 83347

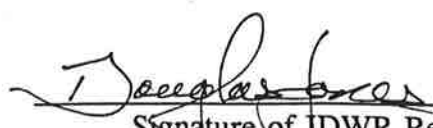
Phone: 438-5234

The Claimant has filed Objections or Responses to the following water rights: None

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

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

DATED: 10/4/96

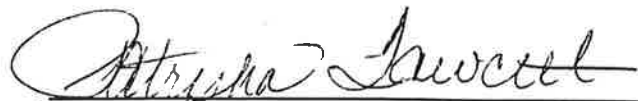


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10-4, 1996, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
James K Schaeffer
300 North 1005 West
Paul ID 83347
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

DATE: OCT-3-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-02074A

NAME & ADDRESS: JAMES K SCHAEFFER
300 NORTH 1005 WEST
PAUL ID 83347

SOURCE: GROUNDWATER

QUANTITY: 3.35 CFS

PRIORITY DATE: 07/27/1948

POINT OF DIVERSION: T08S R22E S29 NESESW Within MINIDOKA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	3.35 CFS

PLACE OF USE:	IRRIGATION	Within MINIDOKA County			
	T08S R22E S29	NESW 38.0	NWSW 39.0	SWSW 40.0	SESW 39.0
		NESE 40.0	NWSE 40.0	SWSE 40.0	SESE 40.0
	316.0 ACRES TOTAL				

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

USE OF THIS RIGHT WITH RIGHT NO. 36-07015B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.27 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1264 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 948 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 316 ACRES IN A SINGLE IRRIGATION SEASON. RIGHT NO. 36-07015B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

EXPLANATORY MATERIAL: 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 4, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

JAMES K SCHAEFFER
300 NORTH 1005 WEST
PAUL ID 83347

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. 36-02074A and 36-07015B
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in Address on the water right claim(s) referenced above. Our records have been updated accordingly.

Enclosed please find your copy of the Notice of Completed Administrative Proceeding the department filed on your claim(s) with the SRBA Court. This conforms with SRBA Administrative Order 11 which requires IDWR to report to the Court all changes to claims in basins where a Director's Report has been filed.

Should you have any questions you may contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf
Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Prefix Translation: WATER RIGHT

+ Remarks

GEN USE OF THIS RIGHT WITH RIGHT NO. 36-07015B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.27 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1264 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 948 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 316 ACRES IN A SINGLE IRRIGATION SEASON. RIGHT NO. 36-07015B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

```
+-----+----- Old Water Right Numbers -----+
```

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

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - + 00/00/0000
----------------------------------	----------------------------------	-----------------------------------

+ -Comments-+

Date: 01/28/1991 User Id: BEDKE Subject: LW-STAFF REVIEW
Date: 01/28/1991 User Id: BEDKE Subject: LW-STAFF REVIEW
Date: 07/23/1991 User Id: WELLS Subject: COPIED FROM REMARKS
WATER NO LONGER APPLIED TO ACRES IN SECTIONS 28 & 30.
OWNERSHIP CHANGE 3/30/90 ADM
Date: 10/02/1996 User Id: TFAWCETT Subject: ADDRESS CHANGE
ADDRESS CHANGED FROM ROUTE AND BOX TO GRID SYSTEM.

***** IDWR NOTE *****

+ - - Audit Fields - - +
10/02/96 TFAWCETT

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 11/02/1992	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	- 09/28/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S009436	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

R PROOF

✓

CVR

✓

MAPS

—

PHOTOS

—

MISC

✓

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JAN 25 1993

Water Right Number - R36-02074A

Prefix Translation: RESEARCH

Old (D) Number - 20573

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

*** C - CURRENT OWNER ***
SCHAEFFER

JAMES K.

1 - RT. 1 BOX 1196

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-5234

*** O - ORIGINAL OWNER ***
BENNETT

W. LEE

1 - RT 2 BOX 2450

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-5484

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/27/1948 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

08S 22E 29 NE SE SW (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 3.350+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.350 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
08S 22E 29 NE SW 38.0 01 IRRIGATION (67) MINIDOKA
08S 22E 29 NW SW 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 29 SW SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 29 SE SW 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 29 NE SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 29 NW SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 29 SW SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 29 SE SE 40.0 01 IRRIGATION (67) MINIDOKA

Total Acres: 316.0

+ - - Diversion Means - WELL, PUMP, SPRINKLERS

+ - - Non-Irrigation Use -

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JAN 25 1993

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	- 03/11/1992	Old Judicial District	-
Claim Received Date	- 09/28/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S009436	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

JAN 25 1993

1250

150



STATE OF IOWA
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00.00.00
12/11/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02074A

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N			DB	
POINT OF DIV	Y			Y				
SOURCE				N				
PLACE OF USE	Y			Y	3,6,1,4			
DIV. AMOUNT CFS/VOLUME				Y	6			
CONSUMPTIVE USE	-			Y				
PURPOSES				N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00.15
12/11/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02074A

LAST: BENNETT
ADDRESS: RT 2 BOX 2450
CITY: PAUL
PHONE NUMBER: 208-438-5484

FIRST: W. LEE
STATE: ID ZIP: 83347

OWNER CODE: O

LAST: SCHAEFFER
ADDRESS: RT. 1 BOX 1196
CITY: PAUL
PHONE NUMBER: 208-438-5234

FIRST: JAMES K.
STATE: ID ZIP: 83347

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: WATER NO LONGER APPLIED TO ACRES IN SECTIONS 28 & 30.
***** IDWR NOTE *****
OWNERSHIP CHANGE 3/30/90 ADM

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JAN 25 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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JAN 25 1993

A. AJ CLAIM: # A36-02074A PRIORITY DATE: 07-27-1948 STAGE: L

B. WR RECORD: # 36-02074A PRIORITY DATE: 07-27-1948 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(✓)
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
07-27-1948

REVIEWED BY lw

DATE 1/15/91

=====

RECORDED

JAN 25 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02074A	08S	22E	29	<i>Ne</i>	SE	SW		MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07015B NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02074A	08S	22E	29		SE	SW		MINIDOKA

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A36-07015B NONE
A36-12777

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
		Y	<i>N</i>
		N	

REMARKS:

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JAN 25 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>8N</u>	<u>22E</u>	<u>29</u>	<u>NE</u>	<u>SE</u>	<u>SW</u>	<u>---</u>	<u>67</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

W

DATE:

1/15/91

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A. ROOT WATER RIGHT NUMBERS: A36-02074B
A36-02074A

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	22E	29	NE	SW		SCHAEFFER , JAMES K. SCHAEFFER , JAMES K.	A36-02074A /38.0 A36-07015B /38.0	36-02074A /40.0 36-07015B /38.0	40.0		38
08S	22E	29	NW	SW		SCHAEFFER , JAMES K. SCHAEFFER , JAMES K.	A36-02074A / 1.0 A36-07015B /38.0	36-02074A /40.0 36-07015B /38.0	37.0		39
08S	22E	29	SW	SW		SCHAEFFER , JAMES K. SCHAEFFER , JAMES K.	A36-02074A / 2.0 A36-07015B /38.0	36-02074A /40.0 36-07015B /38.0	40.0		40
08S	22E	29	SE	SW		SCHAEFFER , JAMES K. BENNETT , W. LEE SCHAEFFER , JAMES K.	A36-02074A /39.0 A36-12777 / A36-07015B /38.0	36-02074A /40.0 - / 36-07015B /38.0	40.0		39
08S	22E	29	NE	SE		SCHAEFFER , JAMES K. SCHAEFFER , JAMES K.	A36-02074A /40.0 A36-07015B /38.0	36-02074A /40.0 36-07015B /38.0	40.0		40.0
08S	22E	29	NW	SE		SCHAEFFER , JAMES K. SCHAEFFER , JAMES K.	A36-02074A /40.0 A36-07015B /38.0	36-02074A /40.0 36-07015B /38.0	43.0		40
08S	22E	29	SW	SE		SCHAEFFER , JAMES K. SCHAEFFER , JAMES K.	A36-02074A /40.0 A36-07015B /38.0	36-02074A /40.0 36-07015B /38.0	41.0		40
08S	22E	29	SE	SE		SCHAEFFER , JAMES K. SCHAEFFER , JAMES K.	A36-02074A /40.0 A36-07015B /37.0	36-02074A /40.0 36-07015B /37.0	39.0		40
TOTAL ACRES						A36-02074A	240.00	320.00	320.00		316

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

N

JAN 25 1993

PRESUMPTION FLAG:

REMARKS:

acres added in NWSW + SWSW part of
original right. Also covered + paid for on
A36-070158 with later priority.

RECOMMENDATIONS:

TOTAL ACRES: 316

REVIEWED BY: W

DATE: 1/15/91

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JAN 25 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02074A IRRIGATION	FROM 03-15 TO 11-15	3.350 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.350 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02074A IRRIGATION	FROM TO	3.350 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.350 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u> N </u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u> N </u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u> Y </u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y(/) N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() Explain in remarks, below.

REMARKS:

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JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.350 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.350 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

N

2

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A36-07015B

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02074A	GROUNDWATER	SCHAEFFER , JAMES K.	3.350	0.013		
A36-07015B	GROUNDWATER	SCHAEFFER , JAMES K.	1.920	0.006	805.60	2.65

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-12777	DOMESTIC	BENNETT , W. LEE	FROM 01-01 TO 12-31	.040 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 316 x 0.02 CFS/ACRE = 6.32 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

1b. CALCULATIONS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 720.0 AF/A

ACRES 316 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 948 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 316 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 1264 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

limited to 1"/acre when ~~A3~~ combined with
A3L-07015B

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE 3.350 EXAMINER <u>✓</u>	DATABASE 1264 EXAMINER <u>1264</u>	DATABASE ~~720.0~~ EXAMINER <u>948</u>
TOTAL FOR THIS RIGHT		3.350		~~720.0~~

REVIEWED BY: lucDATE: 1/15/91

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JAN 25 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02074

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
7.450

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02074B	0.750	-		36-02074B	~~4.100~~ .75
-	A36-02074A	3.350	-		36-02074A	3.350
-	-		-		36-02074	

TOTAL CFS 4.100

~~7.450~~
4.1

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

confirmed error with Sharla Curtis 1/15/91

AUTHENTICATION:

SIGNATURE: *lw*

DATE: 1/15/91

NAME OF FIELD EXAMINER: TITLE:

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JAN 25 1993

JAN 25 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF TRANSFER NO'S	)	
3666, 3667, 3668, 3669, 3670, AND	)	ORDER EXTENDING
3671 ON WATER RIGHT NO.'S 35-2728	)	TEMPORARY APPROVAL
35-2821B/2844/7361/7586/7605/7632,	)	OF TRANSFERS
A35-10948, 36-2074/2121/2122/2124	)	
2127/2190/2193/2194/2300/2632/2727	)	
7015A/7022/7272/7495/7897	)	

Blaine Larsen, having received approved transfers from the Department of Water Resources in 1989, and having requested that the Department extend the two year approval period, the Director of the Department of Water Resource finds, concludes, and orders as follows:

FINDINGS OF FACT

1. On January 6, 1989, Blaine Larsen (Larsen) filed transfer applications no's 3502, 3503, 3504, 3505, 3506, 3507, 3508, and 3512 with the Department of Water Resources (department) proposing transfer of water right no.'s 35-7390, 35-7391, 35-7630, 35-7605, 35-7586, 36-7015A, 36-2074, 36-7613, 36-2409A, 36-7495, 37-2652, 36-2121, 36-2122, 36-2127, 36-2193, 36-2194, 35-2821A, 35-2728, 35-2844, 35-7361, 36-7022, 36-2632, 36-7272, 36-7897, and 36-2300. On January 25, 1989, Larsen filed transfer application no. 3500 with the Department, proposing transfer water right no.'s 21-7050 and 21-7051.

2. The transfer applications proposed irrigation of 4,594 acres in Jefferson and Clark counties from groundwater and withdrawal from irrigation of 4,894 acres in Bingham, Lincoln, Minidoka, Jefferson and Fremont counties to compensate for the proposed water use.

3. Timely protests against the approval of the applications were filed by various parties. Two days before a scheduled hearing, the protestants withdrew their protests based on a stipulation between the parties. The parties agreed that Blaine Larsen should be allowed to temporarily transfer water rights to his existing places of use pending the completion of a study by United States Geological Survey (USGS). USGS predicted completion of its study in 1991. Blaine Larsen's pending transfers in 1989 were approved for one year. Blaine Larsen subsequently filed other applications for transfer, numbered 3666, 3667, 3668, 3669, 3670, and 3671, proposing transfer of water right no's 35-2728, 35-2821, 35-2844, 35-7361, 35-7586, 35-7605, 35-7632, A35-10948, 36-2074, 36-2121, 36-2122, 36-2124, 36-2127, 36-2190, 36-2193, 36-2194, 36-

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JAN 25 1993

2300, 36-2632, 36-2727, 36-7015A, 36-7022, 36-7272, 36-7495, and 36-7897.

4. The last set of applications for transfer were advertised properly, and the applications were not protested. The department approved the transfers in the spring of 1990 for a period of two irrigation seasons. The transfers authorized the irrigation of 4,075 acres listed on the summary attached, and labeled as Attachment 2.

5. In the spring of 1991, Blaine Larsen filed another application for transfer, numbered 3847, proposing to transfer water right no. 36-2197 for the irrigation of an additional 147 acres in Fremont County. The application was protested by some of the original protestants, but the protests were subsequently withdrawn. The application for transfer was approved for one year.

6. The approved transfer authorized the diversion of 1.47 cfs for irrigation of the following lands:

Township	Range	Section			Acres
08N	37E	32	NE	NE	37
08N	37E	32	SE	NE	37
08N	37E	32	NE	SE	37
08N	37E	32	SE	SE	36
			TOTAL		147

7. The transfers expired at the end of the 1991 irrigation season.

8. As the end of the transfer approval period approached, the USGS represented that it would not complete its study prior to the 1992 irrigation season. Larsen negotiated with and received consent from all the original protestants to extend the prior approved transfer for one more year.

CONCLUSIONS OF LAW

1. Idaho Code, Section 42-222 sets forth the criteria the department must consider in evaluation of an application for transfer:

The director of the Department of Water Resources shall examine all the evidence and available information and shall approve the change in whole, or in part, or upon conditions, provided no other water rights are injured thereby, the change does not constitute an enlargement in use of the original right, and the change is consistent with conservation of water resource within the state of Idaho and is in the local public interest.

2. All of the criteria listed above were considered in the prior applications for transfer listed above, which were approved by the Department of Water Resources.

3. The petition for renewal of the transfer approval does not propose any change in the points of diversion, places of use, or water rights which were originally approved in 1990. A one year extension of time will not change the Director's original analysis of the criteria of Idaho Code, § 42-222.

4. No additional notice to the public is required. The published notice of the applications described the present water use, and, at the time, the public had an opportunity to contest the applications.

5. The request for an extension of the transfer approval should be granted.

ORDER

IT IS HEREBY ORDERED that applications for transfer no.'s 3666, 3667, 3668, 3669, 3670, and 3671, are REAPPROVED, subject to the following conditions:

1. The department retains jurisdiction over the transfers to modify, amend or cancel the transfers if it finds that the diversion and use of water under the transfers injures other water rights.

2. The transfers are approved for a period of one (1) year. On November 1, 1992, the water rights shall revert back to the original places of use and points of diversion with their original priority dates.

3. The priority of all water rights involved in these transfers shall be advance to December 22, 1989.

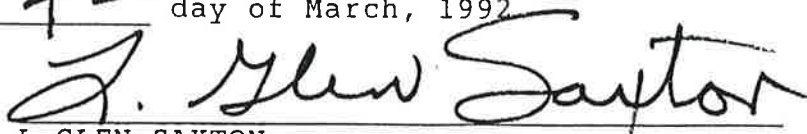
4. The place of use is limited to the 4221 acres listed in Attachment 2 and in finding of fact no.'s 4 through 6.

5. Any change in point of diversion, place of use, period of use, or nature of use, or any change in the water rights transferred to these lands for an additional years will require the filing of a new application of transfer.

Dated this

4th

day of March, 1992



L. GLEN SAXTON

Chief, Water Allocation Bureau

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT on the 4th day of March 1992, a true and correct copy of the ORDER EXTENDING TEMPORARY APPROVAL OF TRANSFERS was mailed, postage prepaid to:

Blaine Larsen
P.O. Box 188
Hamer, ID 83425

Michael C. Creamer
Givens, Pursley, Webb, and Huntley
P.O. Box 2720
Boise, ID 83701

Kent Foster
Idaho First National Bank
P.O. Box 50130
Idaho Falls, ID 83405

Barbara Scott-Brier
Fish and Wildlife Service
500 N.E. Multnomah Street
Suite 607
Portland, OR 97232

Steven V. Goddard
Idaho Department of Fish and Game
P.O. Box 25
Boise, ID 83707



Karen L. Gustafson
Secretary/Records Manager

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JAN 25 1993

**SUMMARY OF
BLAINE TRANSFER APPLICATIONS 1990**

NUMBER	PRIORITY	CFS	ACRES
1. ACEQUIA			
36-2121	12-13-1948	2.44	240
36-2122B	12-24-1948	3.26	263.1
36-2124B	06-07-1951	0.40	20
36-2127B	05-04-1950	2.47	160
36-2190B	02-25-1953	1.20	120
36-2193B	12-23-1950	2.16	160
36-2194	02-19-1951	3.18	240
		=====	=====
TOTAL		15.11	1203.1
2. ANDERSON			
36-2632	01-07-1966	1.94	97
36-7022	04-12-1968	4.64	232
36-7272	11-07-1972	1.50	78.5
36-7897	02-25-1980	2.84	203
36-2300	05-15-1956	3.88	194
		=====	=====
TOTAL		14.80	804.5
3. KERBS			
36-7495		4.58	320
36-2727		5.10	320
		=====	=====
TOTAL		9.68	640
4. MCFARLAND			
35-7015A	02-14-1968	0.94	152.6
36-2074	07-27-1943	0.75*	80*
		=====	=====
TOTAL		0.94	152.6
		* Same land as in 35-7015A	
5. STEWART			
35-2821B	05-02-1960	0.60	30
35-2728	07-09-1963	3.40	170
35-2844	10-17-1966	3.30	165
35-7361	12-26-1973	0.54	27
35-7632	08-05-1976	4.40	264
A35-10948	04-01-1978	0.56	28
		=====	=====
TOTAL		12.80	684
6. TAYLOR			
35-7605	04-28-1976	4.00	200
35-7586	02-23-1976	6.41	391
		=====	=====
TOTAL		10.41	591
			4075.2

ATTACHMENT 2

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JAN 25 1993

DEBRA ALSAKER-BURKE
REBECCA W. ARNOLD
J. RANDOLPH AYRE*
JOSEPH H. BAIRD
NANCY A. BASKIN
CHRISTOPHER J. BEESON
JOANN C. BUTLER
MICHAEL C. CREAMER
JEFFREY C. FEREDAY
ALAN R. GARDNER
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February 7, 1992



via Hand Delivery

Jim Johnson
Idaho Department of Water Resources
1301 Orchard
Boise, ID 83706

RE: Extension of Temporary Transfers of Blaine Larsen
Our File: 1207-25

Dear Mr. Johnson:

At your instruction, I am submitting this letter on behalf of Blaine Larsen to request that the Department of Water Resources grant an extension of the temporary transfers of groundwater rights that were approved for Blaine Larsen during the 1991 irrigation season. Mr. Larsen proposes to use these same water rights on the same places of use again in 1992. This request includes those water rights that were included in the group transfer application in 1991 and the portion of water right 36-02197, that was approved for temporary transfer as an individual application in 1991. Extension of the 1991 transfer approval through 1992 will not result in any changes from the previous year.

I am enclosing copies of the original lease agreements between Mr. Larsen and the water right lessors, together with copies of the extensions of the same lease agreements for the 1992 irrigation season. Also enclosed, is a copy of an extension of the 1989 Mud Lake Memorandum Agreement, executed by Blaine Larsen, the U.S. Fish and Wildlife Service, the Idaho Department of Fish and Game and the eight Mud lake area canal companies together with a stipulation by the same parties. This extension carries the 1989 Agreement forward through the 1992 irrigation season.

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Jim Johnson
February 7, 1992
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Based upon my conversation with you, and upon the Director's position at the last U.S.G.S. status meeting regarding the Mud Lake Study, we understand that this request should be directed to the Boise office rather than the Eastern Region, and that the extension of the transfers for one additional year will not require submission of new transfer application forms or publication of notice. This seems appropriate since there will be no change from last year's situation.

Because we are anxious to move forward with this process as quickly as possible, please contact either me or Jeff Fereday immediately if you require additional information. Thank you in advance for your assistance.

Sincerely,



Michael C. Creamer

cc: R. Keith Higginson (w/o encl.)
Blaine Larsen c/o Kevan Varin (w/encl.)
Kent Foster, Esq. (w/encl.)
Barbara Scott-Brier, Esq. (w/encl.)
Stephen Goddard, Esq. (w/encl.)

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