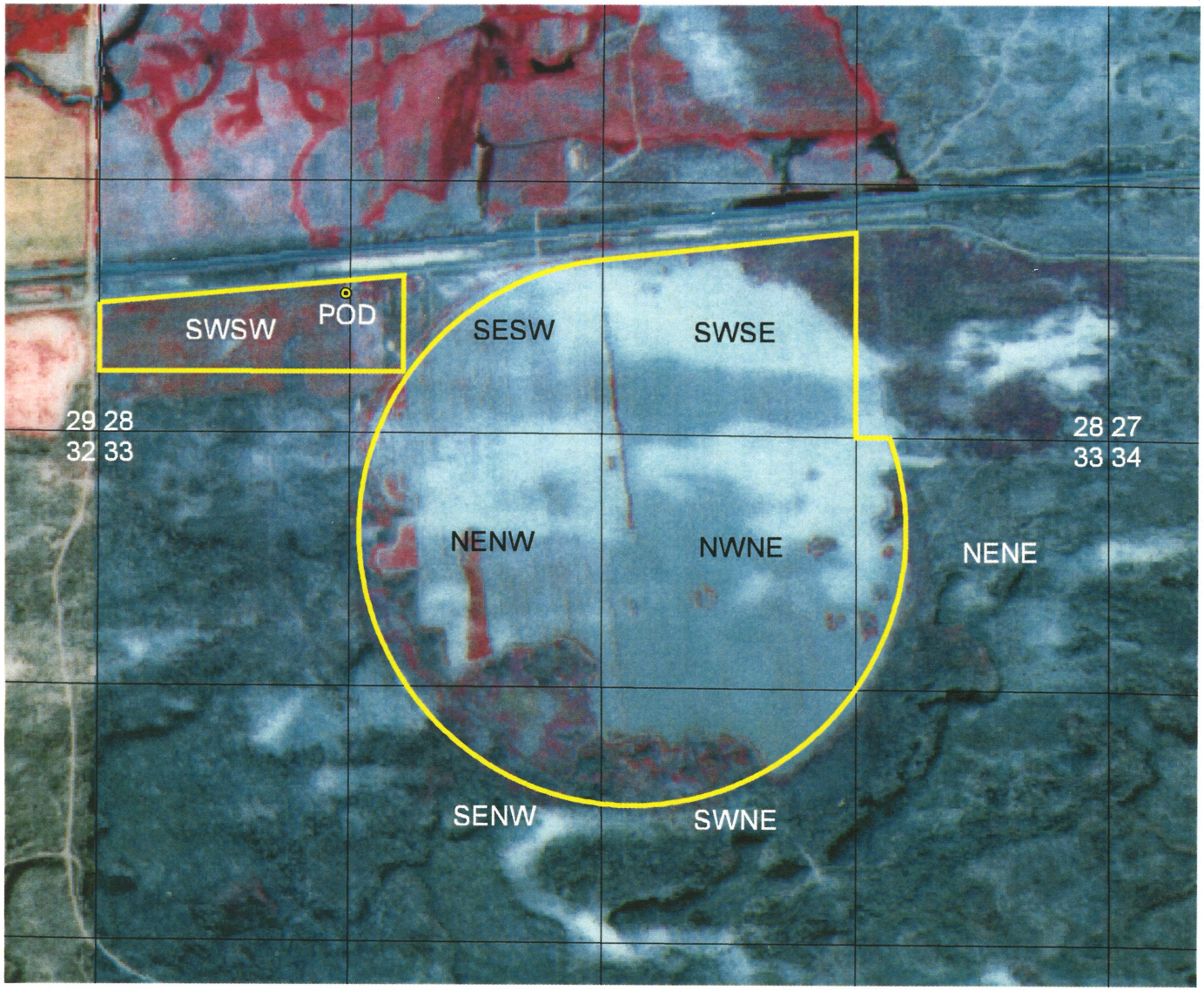
37-7357



T05S R16E
S28 & S32

N
W
E
S

1000 0 1000 2000 3000 4000 Feet

Map prepared by: Carter Fritschle
Date prepared: 11/23/01
1987-1988 NAPP photography
Idaho Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES 01/16/2002

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7357

NAME AND ADDRESS: PATTERSON LAND & LIVESTOCK INC
1450 SOUTH 2050 EAST
GOODING ID 83330

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 2.90 CFS
680.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 37-7952 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.90 CFS.

PRIORITY DATE: 04/25/1974

POINT OF DIVERSION:

T05S R16E S28 NESWSW Within LINCOLN County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	2.900 CFS 680.00 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 NOVEMBER 1 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 LINCOLN County

T05S R16E S28	SWSW	13.0	T05S R16E S28	SESW	20.0
T05S R16E S28	SWSE	30.0	T05S R16E S33	NENE	6.0
T05S R16E S33	NWNE	40.0	T05S R16E S33	SWNE	14.0
T05S R16E S33	NENW	37.0	T05S R16E S33	SENW	10.0

170 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
RIGHT NO. 37-7952 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

37-7357 7-16-1992



2 meter resolution

37-7357
-7952
-10232

NW

WMD POD Data 05S 16E 28 SESW

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
05S 16E 28 SESW	A0002857	IRRIGATION WELL		401742

Latitude 042:57:18.372 Longitude -114:34:08.101 GPS File R101514A PCC (2)

PCC Data

Year	Total KWH	PCC Acre-Ft	Qualifier	PCC	PCC Date	Utility	Account Number	Service Number
1997	307080.00	745.5	1	411.9	08/17/1998	IP	19550011210	

Comments: Tracking: Preferred: ☐ Validated: ☐ Change Date:

1998	238960.00	579.21	1	412.56	08/17/1998	IP	1955-001121-0	

Comments: Tracking: Preferred: ☑ Validated: ☐ Change Date: 2/3/2000

1999	278120.00	674.13	1	412.56	08/17/1998	IP	1955-001121-0	

Comments: Tracking: Preferred: ☐ Validated: ☐ Change Date: 2/3/2000

2000	287400.00	696.63	1	412.56	08/17/1998	IP	1955-001121-0	

Comments: Tracking: Preferred: ☑ Validated: ☐ Change Date: 2/13/2001

PCC Calibration

Date 08/17/1998 PCC: 412.56 Change Date: 1/12/2000

3.03 cfs

Kilowatt-Hour Meter

Utility: IP
Pole No: 829
Meter Mfgr: G
Meter S/N: 92528311
Disk Const: 4.8
Multiplier: 40

	KW	GPM	PCC	PSI	Percent	Descrip
Condition #1	103.16	1358	412.56	58	100	pivot and handlines
Condition #2	0	0		0	0	
Condition #3	0	0		0	0	

Water Level Data

Year	Seq	Date	Water Level	Status	Method	Acceptable	USGS Use Codes		Examiner
	0	6/15/1998	141	P	R	Y			

Comments: OPERATOR REPORTED INFORMATION ON DYNAMIC WATER LEVEL

Change Date: 6/21/2000

Legal Description		GPS Site ID	Diversion Name						Meas Option	POD
	0	6/15/1998	145	A	R	Y				

Comments: OPERATOR REPORTED INFORMATION ON STATIC WATER LEVEL

Change Date: 6/21/2000

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
8/17/1998	DNELSON	PCC Calibration	

Notes: During calibration owner stated that he has to operate the pivot ì and the handlines together to keep his field wet. However, he ì can operate his pivot alone if he has to. I performed a PCC ì calibration for the pivot by itself in case he changes his set ì up. The hard file has the pivot only PCC, I did not include it ì on the dbase to prevent convusion.

The owner also had an older model McCrometer flow meter. I ì calibrated this meter also and found that it was operating - 17.3 % low. The owner is going to use power records.

The owner had a fire which blew upo his power pannel and the ì Idaho Power meter. He claims that the old pannel and Idaho Power ì meter was very inefficient. He believes there will be a great ì reduction in his power records.

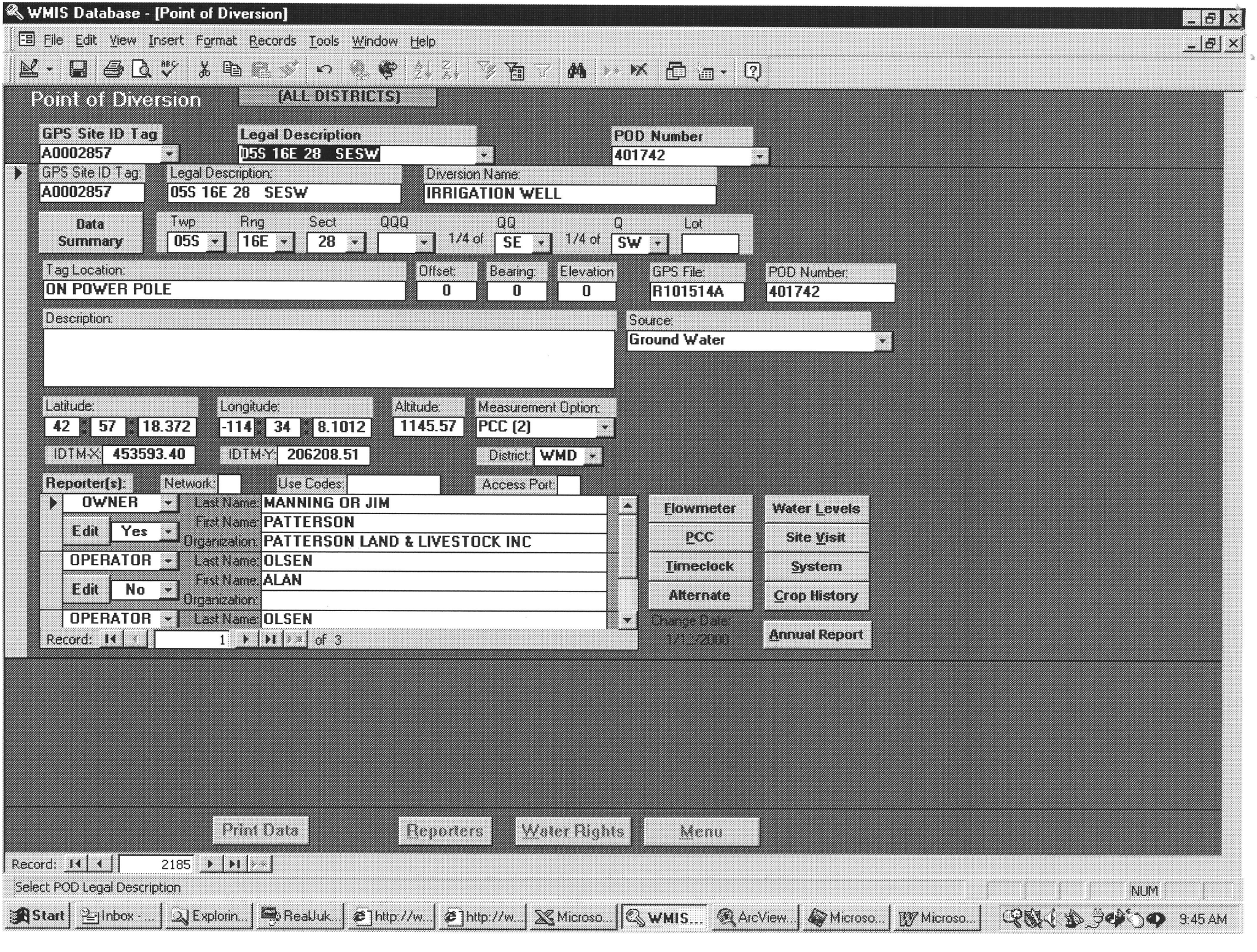
DAN 8-18-98

10/15/1997	DNELSON	Inventory

Notes:

Crop History

Year	Crop	Acres
1999	ALFALFA / HAY	185
	1999 Total	*185*


WMIS Database - [Point of Diversion]
File Edit View Insert Format Records Tools Window Help
Point of Diversion
[ALL DISTRICTS]
GPS Site ID Tag
A0002857
Legal Description
05S 16E 28 SESW
POD Number
401742
GPS Site ID Tag:
A0002857
Legal Description:
05S 16E 28 SESW
Diversion Name:
IRRIGATION WELL
Data Summary
Twp
05S
Rng
16E
Sect
28
QQQ
1/4 of
QQ
SE
1/4 of
Q
SW
Lot
Tag Location:
ON POWER POLE
Offset:
0
Bearing:
0
Elevation
0
GPS File:
R101514A
POD Number:
401742
Description:
Source:
Ground Water
Latitude:
42 57 18.372
Longitude:
-114 34 8.1012
Altitude:
1145.57
Measurement Option:
PCC (2)
IDTM-X:
453593.40
IDTM-Y:
206208.51
District:
WMD
Reporter(s):
Network:
Use Codes:
Access Port:
OWNER
Last Name:
MANNING OR JIM
Edit
Yes
First Name:
PATTERSON
Organization:
PATTERSON LAND & LIVESTOCK INC
OPERATOR
Last Name:
OLSEN
Edit
No
First Name:
ALAN
Organization:
OPERATOR
Last Name:
OLSEN
Record:
1
of 3
Flowmeter
PCC
Timeclock
Alternate
Water Levels
Site Visit
System
Crop History
Change Date:
1/1/2000
Annual Report
Print Data
Reporters
Water Rights
Menu
Record:
2185
Select POD Legal Description
NUM
Start
Inbox - ...
Explorin...
RealJuk...
http://w...
http://w...
Microso...
WMIS...
ArcView...
Microso...
Microso...
9:45 AM

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: **A37-07357**
Date Received: 6/23/1988
Receipt No: S000513
Received By: O/C HB

COPY FOR YOUR FILES | **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** | **COPY FOR YOUR FILES**

1. Name: PATTERSON LAND & LIVESTOCK INC 208-934-5693
   Address: 1450 SOUTH 2050 EAST
   GOODING ID 83330

2. Date of Priority: APR 25, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
05S	16E	28	SE SW		LINCOLN

5. Description of diverting works:
   WELL & PUMP, PIVOT AND HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.900		

7. Total Quantity Appropriated is:
   2.900 C.F.S. (and/or) 680.00 A.F.A.

8. Total consumptive use is 510.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	16E	28	SW SW		IRR	15.0
			SE SW		IRR	21.0
			SW SE		IRR	33.0

MICROFILMED
NOV 27 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
						Section Acres	69.0
		33	NE	NE		IRR	9.0
			NW	NE		IRR	40.0
			SW	NE		IRR	10.0
			NE	NW		IRR	36.0
			SE	NW		IRR	6.0
						Section Acres	101.0
						Total Acres	170.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:
LICENSED P/U CORRECTED BY TRANS. 3287.
OWNERSHIP CHANGE MADE 6/21/96 BY TLB.

15. Basis of Claim: LICENSE

MICROFILMED
NOV 27 1996

Form 42-1409(7)

IDWR

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
MAY 21 1996
Department of Water Resources
Southern Region

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township_____ Range_____
Section_____,_____1/4 of_____1/4 of_____1/4,Govt. Lot_____, BM.
Lot_____,Block,_____,Subdivision/Townsite_____.
If you have additional legal descriptions, please attach separate sheet.

[ ] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[ ] Water Right Number(s) Assigned by IDWR: A37-07357, A37-07952, A37-10232

[ ] Name and Address of Former Owner/Claimant(s)(Seller): James E Unruh
Eileen Unruh

[ ] New Owner/Claimant (Purchaser): Patterson Lands Livestock Inc.

[ ] New Mailing Address: 1450 S 2050 East
Gooding Idaho 83330

[ ] New Telephone Number: (208) 934-5693

[ ] Does the change in ownership result in a splitting of the water right owned/claimed? ___yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[ ] Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[ ] Signature of New Owner/Claimant(s) Patterson Lands Livestock Inc Date 5/22/96
James M Patterson Date

[ ] Signature of Former Owner/Claimant(s): _____ Date
_____ Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: **By:**
Further Action Needed:

Further Action Taken
Date: **By:**
Final Review and Data-Entry
Date: 6/21/96 **By:** HLB
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
NOV 27 1996

WARRANTY DEED

#L-23391

For Value Received

JAMES E. VARIN, AN UNMARRIED MAN AND EILEEN M. VARIN, AN UNMARRIED WOMAN

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

PATTERSON LAND AND LIVESTOCK COMPANY, INC., AN IDAHO CORPORATION
Address: 1450 South 2050 East, Gooding, ID 83332

Hereinafter called the Grantee, the following described premises situated in LINCOLN County, Idaho, to-wit:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 27: SW¼SW¼;

Section 28: SE¼SE¼;

Section 33: S½NW¼NW¼; SW¼NW¼; S½SE¼NW¼; SE¼NE¼; S½SW¼NE¼; NE¼NE¼;

Section 34: W½NW¼;

PARCEL NO. 2

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 28: S½SW¼SW¼; S½SE¼SW¼; S½SW¼SE¼;

Section 33: N½NW¼NW¼; NE¼NW¼; NW¼NE¼; N½SE¼NW¼; N½SW¼NE¼;

together with all water and water rights appurtenant thereto; including but not limited to 1 share of Big Wood Canal Company Water Stock,

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumberances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 2, 1996

James E Varin
JAMES E. VARIN

Eileen M Varin
EILEEN M. VARIN

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 2nd day of APRIL, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared James E Varin & Eileen M Varin, known or identified to me to be the person swhose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

160661

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of
Land Title of Lincoln Inc
APR - 3 1996
at 1 minutes past 4:00 PM
ded by Penny Hart
Fee 3.00 Same as above

Notary Public
Residing at: Jerome
My Commission expires: 07-30-97

OFFICIAL SEAL
RICK BERNSEN
NOTARY PUBLIC STATE OF IDAHO
JEROME
JEROME COUNTY
My Commission Expires 7-30-97

RECEIVED
APR 2 1996

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

JUL 10, 1996

PATTERSON LAND & LIVESTOCK
1450 SOUTH 2050 EAST
GOODING ID 83330

RE: SRBA CLAIM(S):A37-07357, A37-07952, & A37-10232
VARIN

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THESE COPIES ARE FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

Tara L Backlund

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES

MICROFILMED
NOV 27 1996

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: **A37-07357**
Date Received: 6/23/1988
Receipt No: S000513
Received By: JJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EILEEN M. VARIN 208-934-5292
   Address:
   GOODING, ID 83330
   AND/OR
   Name: JAMES E. VARIN
   Address: 1435 VISTA DR.
   GOODING, ID 83330

2. Date of Priority: APR 25, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
05S	16E	28	SE SW		LINCOLN

5. Description of diverting works:
   WELL & PUMP, PIVOT AND HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.900		

7. Total Quantity Appropriated is:
   2.900 C.F.S. (and/or) 680.00 A.F.A.

8. Total consumptive use is 510.0 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	16E	28	SW	SW		IRR	15.0
			SE	SW		IRR	21.0
			SW	SE		IRR	33.0
						Section Acres	69.0
		33	NE	NE		IRR	9.0
			NW	NE		IRR	40.0
			SW	NE		IRR	10.0
			NE	NW		IRR	36.0
			SE	NW		IRR	6.0
						Section Acres	101.0
						Total Acres	170.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:
LICENSED P/U CORRECTED BY TRANS. 3287.

15. Basis of Claim: LICENSE
Water Right Number:

MICROFILMED
FEB 24 1993

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 X 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)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
FEB 24 1993

Form No. 42-1409 (2) a 1/88

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

CIVIL CASE NUMBER: 39356

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

Ident. Number 37-07357

Date Received 6-23-88

Receipt Number 500053

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) VARIN, EILEEN M.
VARIN, JAMES E. Phone (208) 934-5292

Mailing Address 1435 Vista Drive, Gooding, Idaho Zip 83330

2. Date of Priority (Only one (1) per claim) April 25, 1974

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 5S Range 16E Section 28,
~~SE~~ 1/4 of ~~SW~~ SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Lincoln

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well & pump, pivot sprinkler, handline & Wheel line
Additional SESE 10 acres - Water License #37-7952, November 18, 1981
Well depth - 200 ft.

MICROFILMED
FEB 24 1993

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from Apr 1 to Nov 1 amount 2.90 or 680

For ~~Irrigation~~ purposes from ~~Apr 1~~ to ~~Nov 1~~ amount ~~.15~~ or ~~30~~

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~3.05~~ 2.9 (cfs) and/or (b) ~~710~~ 680 (acre feet)

8. Total consumptive use claimed is ~~710~~ 510 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:
   a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
   b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5S	16E	28											15	21			33		69
		33	9	40	10		36			6									101
		~~28~~											~~ADDITIONAL~~	~~SE~~	~~SE~~				~~10~~

Total number of acres irrigated 170 ~~180~~

11. In which county (ies) are lands listed above as place of use located? Lincoln

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Water License #37-7952 or None ( )

14. Remarks:

See Transfer #3287

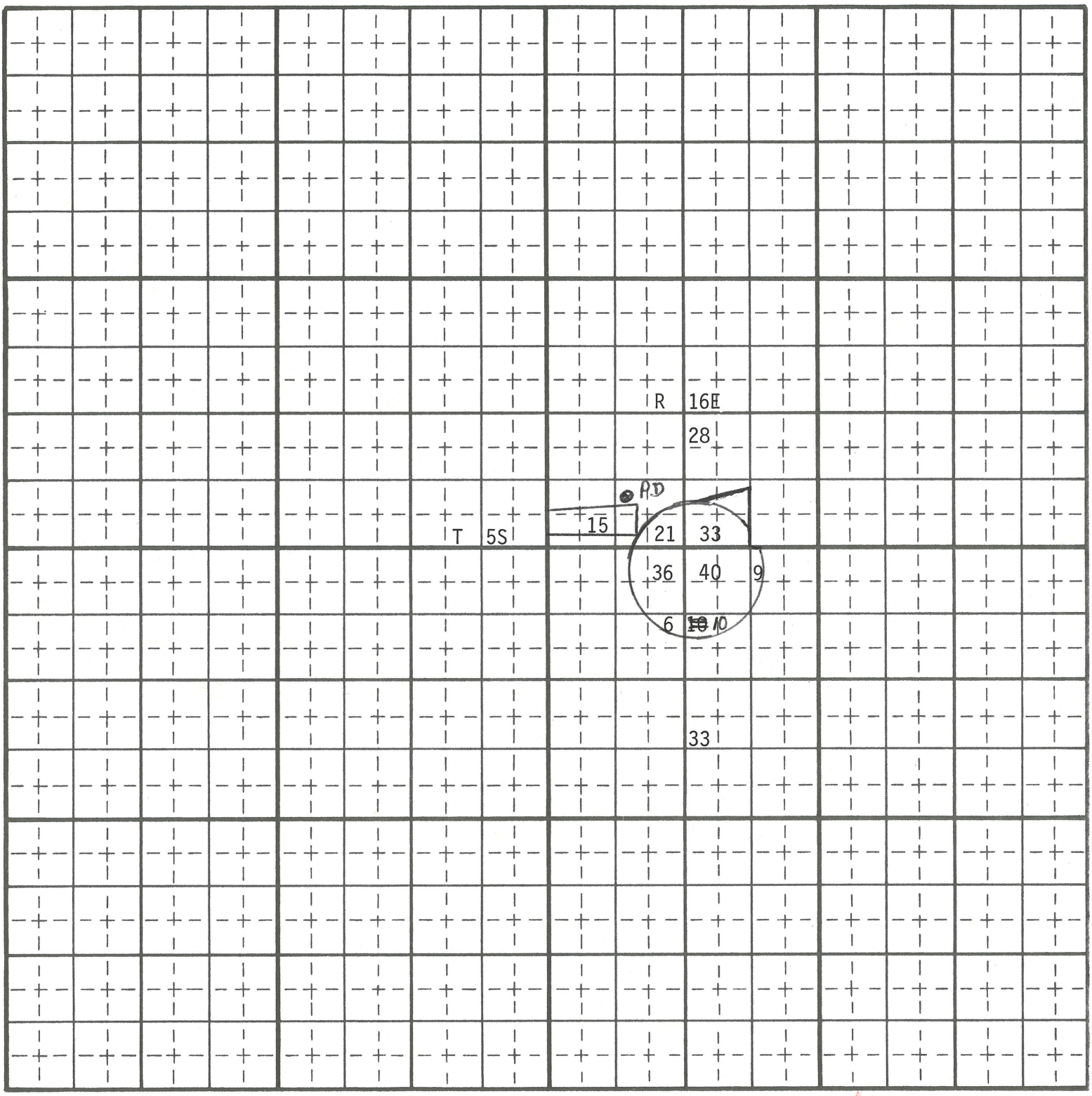
MICROFILMED
FEB 24 1993

Last Name VARIN Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED
FEB 24 1993

Last Name VARIN Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____

If applicable provide IDWR Water Right Number 37-7357 and ~~37-7952~~

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) James E Varin Date 6/15/88

Helen M Varin Date 6/15/88

For Organizations: I do solemnly swear or affirm that I am _____
Title

of _____ , that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
) SS.
County of Gooding)

Subscribed and sworn (or affirmed) before me this 15th day of June 19 88

SEAL

Notary Public Helen K. Piatt

Residing at Gooding, Idaho

My Commission Expires April 16, 1991

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
FEB 24 1993

Last Name VARIN Ident. Number _____

Copies White-State, Yellow-Claimant

Form No. 222 8/84

RECEIVED JUN 6 1986 Department of Water Resources

Transfer No. 3287

Water Right No. 37-7357

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CORRECTED

APPLICATION FOR TRANSFER OF WATER RIGHT

APPROVED

To Change the Point of Diversion and/or the Place of Use

Name of applicant James E. Varin Phone 934-5292

Post Office address 1435 Vista Drive, Gooding, ID 83330

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____ (Name)

   in case of _____ vs _____

   dated in _____ in _____ (Name of court) county of _____

   b. License No. 37-7357 issued by the Idaho Department of Water Resources

   c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water Groundwater tributary to _____

4. Date of priority 4-25-1974

5. Water is used for the following purposes:

   amount 2.9 cfs for Irrigation purposes from Apr 1 to Nov 1

   amount _____ for _____ purposes from _____ to _____

   amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 2.9 cubic feet per second &/or
   b. 680 acre feet per annum

7. Location of original point of diversion is SE ¼ of SW ¼ of Section 28

   Township 5S Range 16E, B.M., in ~~Gooding~~ Lincoln County

   Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	16E	28											18	4					22
		33		36	36		40			36									148

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Total number of acres to be irrigated 170

9. Describe any other water rights used for the same purpose as described above _____
   Permit 37-7952

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

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

2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

a. Amount of water to be diverted 2.90 c.f.s. &/or 680 acre feet

b. Description of diverting works Well & pump, pivot sprinkler, handline & wheel line

c. Describe the reasons for the proposed changes Correct error in land description on license.

2. Change in point of diversion No Change

Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

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3. Change in place of use

a. 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 change.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Land never was irrigated.

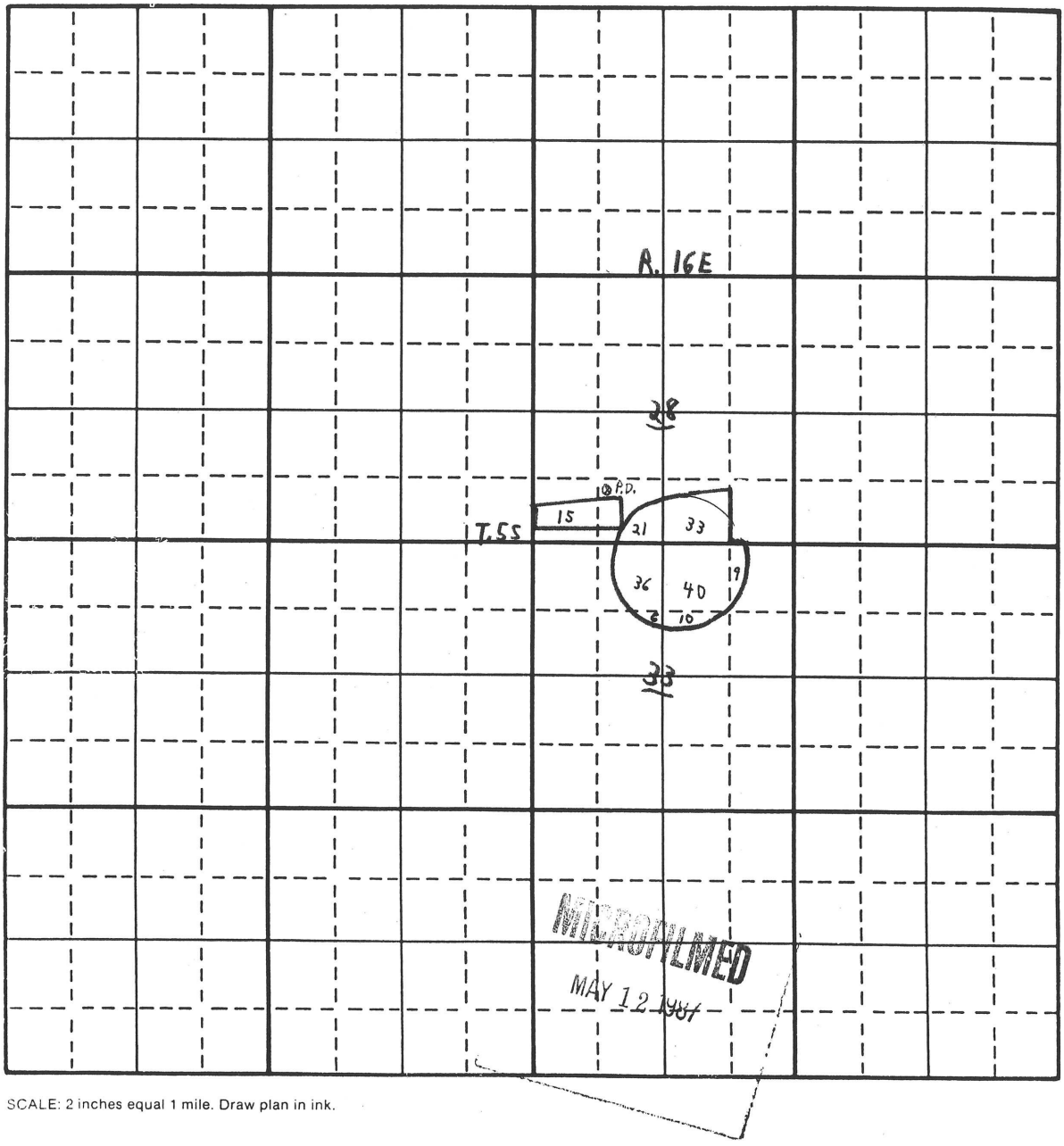
c. Describe the lan or place of use to which the right will be nsferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	16E	28											15	21			33		69
		33	9	40	10		36			6									101

Total number of acres to be irrigated 170

4. Describe any other water rights used for the same purpose as described above. _____
Permit 37-7952

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

D. REMARKS

This transfer is based on a licensing exam conducted by IDWR for Permit 37-7952.

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 willfull misrepresentations made in this application may result in voiding its approval.

James E Darr
(Signature of Applicant)

Subscribed and sworn to before me this 3rd day of November, 19 86.

Mary A. Baldwin
(Notary Public)

My commission expires Oct. 16, 1992

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-7357 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 22nd day of April, 19 87.

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

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MAY 12 1987

Received by JS Date 10-3-86
Prelim. check by TB Fee —
Receipted by JS Date 6/6/86 R.# 60162
Published in Lincoln Co. Journal
Pub. dates 11/19/86; 11/26/86
Watermaster recommendation requested on N/A
_____ rec'd. _____

Protest filed by None
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial
by ADM Jim GS

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7357 Priority April 25, 1974 Amount 2.90 cfs

THIS IS TO CERTIFY, that JAMES E. VARIN

of Gooding, Idaho, has complied with the terms and conditions of Permit No. 37-7357 issued pursuant to Application for Permit dated April 25, 1974, and has submitted proof to the Department of Water Resources on March 10, 1976, 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 2.90 cfs of water from a ground water source, tributary to _____, 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
Irrigation	from April 1	to November 1	at 2.90	cfs and	680 acre feet
	from	to	at	cfs and	
	from	to	at	cfs and	
	(both dates inclusive)				

Subject, however, to the condition that no more than 2.90 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 680 acre feet per year, said waters to be diverted within the SE¼SW¼, Sec. 28, Twp. 5S Rge. 16 E, B.M., in the County of Lincoln

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	16E	28											18	4					22
		33		36	36		40			36									148

Total number of acres irrigated 170

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 29 day of May, 1979.

Director

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