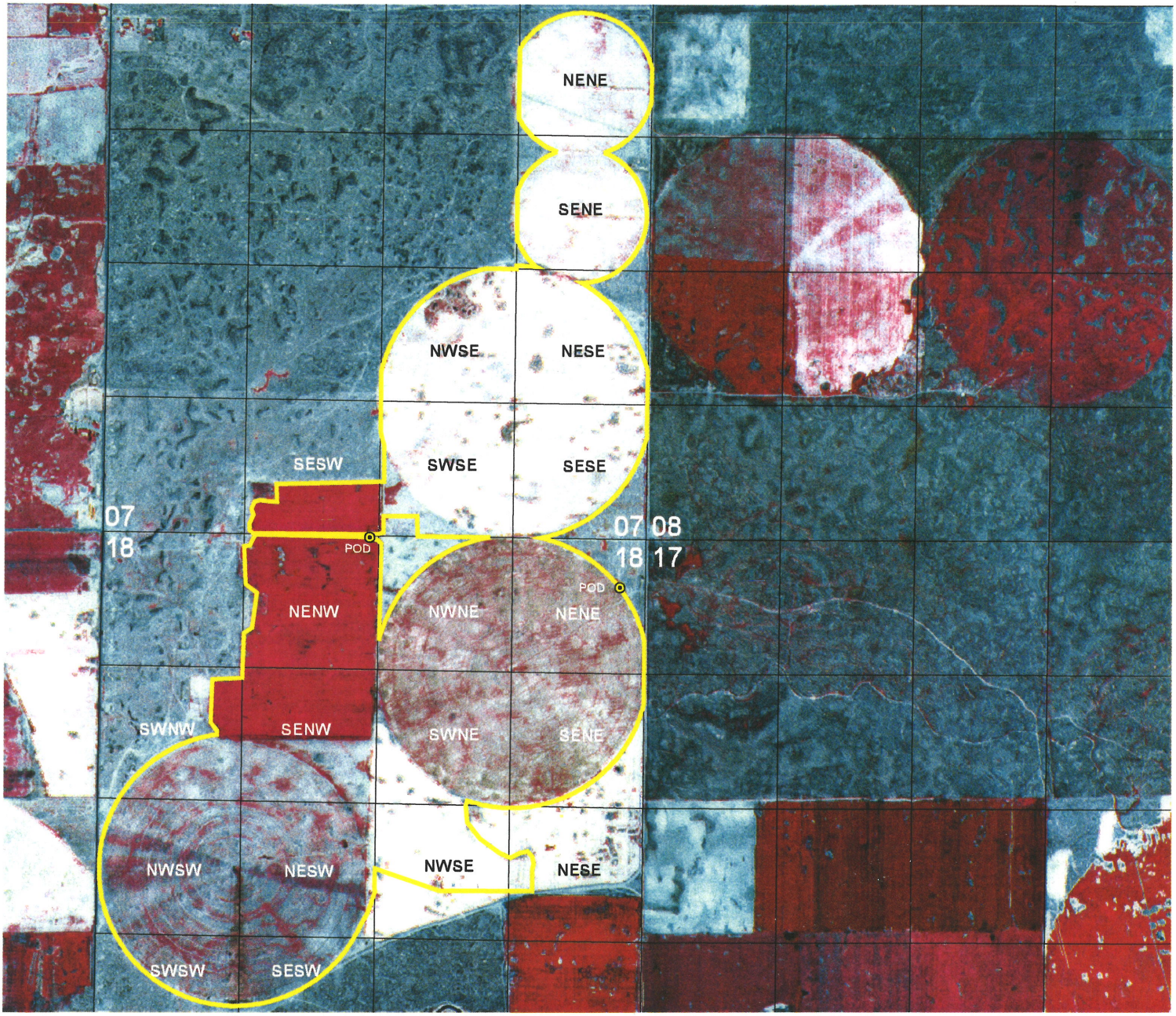
37-2549, 37-2550, 37-7370, 37-7572 & 37-7634



700 0 700 1400 2100 2800 3500 4200 4900 Feet

T06S R14E S07 & S18

N
W E
S

Map prepared by: Carter Fritschle
Date prepared: 12/04/01
1987-1988 NAPP photography
Idaho Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES 12/06/2001

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7572

NAME AND ADDRESS: JAMES D NAFZIGER
1645 E 3100 S
WENDELL ID 83355

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 2.53 CFS
492.0 AFY

RIGHT NOS. 37-2549, 37-2550, 37-7370, 37-7572 AND 37-7634 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2304 AF.

PRIORITY DATE: 03/21/1977

POINT OF DIVERSION:

T06S R14E S18 NENENE Within GOODING County

T06S R14E S18 NENENW Within GOODING County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	2.530 CFS 492.00 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 GOODING County

T06S R14E S18	NENE	33.0	T06S R14E S18	NWNE	32.0
T06S R14E S18	SWNE	40.0	T06S R14E S18	SENE	32.0
T06S R14E S18	NENW	38.0	T06S R14E S18 Lot 2	SWNW	17.0
T06S R14E S18	SENW	40.0	T06S R14E S18	NESW	39.0
T06S R14E S18 Lot 3	NWSW	41.0	T06S R14E S18 Lot 4	SWSW	14.0
T06S R14E S18	SESW	12.0	T06S R14E S18	NESE	2.0
T06S R14E S18	NWSE	21.0	T06S R14E S07	NENE	32.0
T06S R14E S07	SENE	33.0	T06S R14E S07	SESW	13.0
T06S R14E S07	NESE	34.0	T06S R14E S07	NWSE	33.0
T06S R14E S07	SWSE	38.0	T06S R14E S07	SESE	32.0

576 ACRES TOTAL

RIGHT NOS. 37-2549, 37-2550, 37-7370, 37-7572 AND 37-7634 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 576 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 123 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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Nafziger

Claim Identification No. 37-7572

PLACE OF USE OVERLAP REVIEW

WR No.	Twn	Rng	Sec	NE				NW				SW				SE				Total
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
37-2549	6S	14E	7												12					12
			18					40		10	10	7			3					70
			19					10	8											18
																			K06=	100
37-2550	6S	14E	7													34	34	34	40	142
																			K06=	142
37-7370	6S	14E	18	38	34	34	34									6	17			163
																			K06=	163
37-7572	6S	14E	7												2 ~~14~~					2* ~~14~~
			18					0 ~~30~~		1 ~~11~~	30 ~~40~~	33 ~~40~~	36 ~~36~~	12 ~~12~~	9 ~~12~~					121* ~~181~~
																			K06=	123
37-7634	6S	14E	7	36			29													65
																				65
TOTALS	6S	14E	7	36			29								14	34	34	34	40	221
			18	38	34	34	34	40		11	40	40	36	12	12	6	17			354
			19					10	8											18
																				593
SDE	6S	14E	7	32			29								13	34	33	38	32	215
			18	33	32	40	32	38		LT 2 17	40	39	LT3 41	LT4 14	112	2	21			361
			19					0	0											0
																				576

* Acres shown in RED are the additional acres that were irrigated in each quarter-quarter with license 37-7572 (see overlap review in WR file 37-7572).

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. SEE BELOW

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

◇◇◇

April 17, 1995 3:04pm

NAME:		RE:
ELBERT DAVIS	**CALLIN/BACK**	**RETURN HIS CALL**

I RETURNED HIS CALL TO 734-5380... TALKED W/ SECR. AND SHE WILL HAVE HIM CALL ME.

CALLBACK: HE ASKED FOR THE LICENSE OR WR PROOF OF THESE NUMBERS ALSO. (I HAD GIVEN THE PROOF REPORTS EARLIER ON THE AJ CLAIMS.)

THEY ARE:	37-02549	37-02550	37-07370
	37-07634	A 37-07572	37-08732 PERMIT

HE WILL PICK UP TOMORROW.

MICROFILMED

COVERSATION MEMORANDUM

NAME OF PARTY LORI FOSSCECO OF FARM CREDIT DATE 08/12/96
EMPLOYEE COREY SKINNER CS FILE SEE LIST BELOW

RE:

ON FRIDAY (AUGUST 9, 1996) LORI FOSSCECO OF FARM CREDIT CAME INTO THE OFFICE AND REQUESTED INFORMATION ON WATER RIGHTS FOR A COUPLE OF DIFFERENT AREAS OF LAND THAT MAY BE IN THE NAME OF SUNSHINE FARMS.

TODAY (AUGUST 12, 1996) MS. FOSSCECO CAME BACK INTO THE OFFICE TO SEE WHAT I FOUND. I WENT OVER MY FINDINGS WITH HER AND GAVE HER THE FOLLOWING PROOF REPORTS:

SRBA CLAIMS	ALLOCATIONS RECORDS
36-07498	36-07498
36-07458	36-07458
36-07213	36-07213
A37-02549	37-02459
A37-02550	37-02550
A37-07370	37-07370
A37-07572	37-07572
A37-07634	37-07634

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: A37-07572
Date Received: 7/26/1988
Receipt No: S001089
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: JAMES D. NAFZIGER
   Address: 1645 E. 3100 S.
   WENDELL, ID 83355

2. Date of Priority: MAR 21, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06S	14E	18	NE NE NE		GOODING
			NE NE NW		GOODING

5. Description of diverting works:
   TWO WELLS AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.530		584.10

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

8. Total consumptive use is 1728.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	14E	7	NE NE		IRR	35.0
			SE NE		IRR	30.3
			SE SW		IRR	13.7
			NE SE		IRR	29.0

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06S	14E	7	NW	SE		IRR	28.0
			SW	SE		IRR	35.4
			SE	SE		IRR	36.2
						Section Acres	207.6
		18	NE	NE		IRR	33.0
			NW	NE		IRR	34.5
			SW	NE		IRR	34.7
			SE	NE		IRR	34.7
			NE	NW		IRR	38.0
			SW	NW		IRR	12.0
			SE	NW		IRR	38.0
			NE	SW		IRR	36.0
			NW	SW		IRR	44.0
			SW	SW		IRR	11.0
			SE	SW		IRR	11.0
			NE	SE		IRR	20.0
			NW	SE		IRR	21.5
						Section Acres	368.4
						Total Acres	576.0

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:
A37-02550, A37-02549, A37-07370, A37-07634

14. Remarks:
ALL THE LISTED WR ARE NOW ONE SYSTEM WITH THE TWO WELLS.
COMBINED DIVERSION OF ALL WR NOT TO EXCEED 7.8 CFS.
****
OWNERSHIP CHANGE 2/13/91 BY JG.

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: _____

MICROFILMED
FEB 24 1993

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 2 4 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: **A37-07572**
Date Received: 7/26/1988
Receipt No: S001089
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOREN W. GRAVES 208-837-4843
   Address: HC 60 BOX 1495
   BLISS, ID 83314

   Name: HAZEL M. GRAVES 208-837-4843
   Address: HC 60 BOX 1495
   BLISS, ID 83314

2. Date of Priority: MAR 21, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
06S	14E	18	NE	NE	NE		GOODING
			NE	NE	NW		GOODING

5. Description of diverting works:
   TWO WELLS AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.530		584.10

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

8. Total consumptive use is 1728.0 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
06S	14E	7	NE	NE		IRR	35.0
			SE	NE		IRR	30.3
			SE	SW		IRR	13.7
			NE	SE		IRR	29.0
			NW	SE		IRR	28.0
			SW	SE		IRR	35.4
			SE	SE		IRR	36.2
						Section Acres	207.6
		18	NE	NE		IRR	33.0
			NW	NE		IRR	34.5
			SW	NE		IRR	34.7
			SE	NE		IRR	34.7
			NE	NW		IRR	38.0
			SW	NW		IRR	12.0
			SE	NW		IRR	38.0
			NE	SW		IRR	36.0
			NW	SW		IRR	44.0
			SW	SW		IRR	11.0
			SE	SW		IRR	11.0
			NE	SE		IRR	20.0
			NW	SE		IRR	21.5
						Section Acres	368.4
						Total Acres	576.0

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:
A37-02550, A37-02549, A37-07370, A37-07634

14. Remarks:
ALL THE LISTED WR ARE NOW ONE SYSTEM WITH THE TWO WELLS.
COMBINED DIVERSION OF ALL WR NOT TO EXCEED 7.8 CFS.

15. Basis of Claim: LICENSE

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: 1

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): Loren W Brown Date: 7/26/88

_____ Date: _____

State of Idaho)
) SS.
County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 26th day of July 19 88

Mary G. Baldwin
Notary Public

Seal

Residing at Gooding Ida

My Commission Expires 10/16/1992

MICROFILMED
FEB 24 1993


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State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

RECEIVED
FEB 20 1991
Department of Water Resources
Southern Region Office

13-Feb-1991 16:12

James D. Nafziger
1645 E. 3100 S.
Wendell, ID 83355

Adjudication Claim(s) No. A37-07634, A37-07370, A37-07572, A37-02549, A37-02550

Dear Mr. Nafziger:

We have changed the name of the ownership on the above-listed Adjudication Claim(s) to a water right, as you have requested. Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry.

We apologize for the delay on the change of ownership and hope it has not caused you any inconvenience. If you have any questions or objections regarding the computer record, please contact this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

Janet Gorrell
Manager-Gooding
Land Title and Escrow Inc.
Box 473
Gooding, ID 83330

MICROFILMED
FEB 24 1993

RECEIVED
JAN 16 1990
Department of Water Resources
Southern Region Office

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[ ] Water Right Number(s): A37-07634, A37-07370, A37-07572, A37-02549, A37-02550

[X] Name and Address of Former Claimant: Loren W. Graves

1224 E 2100 S

Bliss, ID 83314

[X] New Claimant(s): James D. Nafziger

1645 E 3100 S

[X] New Mailing Address: Wendell, ID 83355

New Telephone Number: ( ) ____-____

[ ] Does the change in ownership result in a splitting of the water right claimed? X yes _____ no

If yes, then describe the portion of the water right that is now claimed by the new owner:

See Attached

[X] Attach proof of ownership
Describe proof attached: copy of recorded warranty Deed

[ ] Signature of New Claimant(s): James D. Nafziger

James D. Nafziger

Patti Lois Nafziger

Nafziger

Date: 1-9-1990

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: 2/13/91 By: JC
Further Action Needed:
Further Action Taken
Date: By:
Final Review and Data-Entry
Date: 2/13/91 By: JC
Claim Numbers of Split, if any:

MICROFILMED
FEB 24 1993

LAW OFFICES
HOBDEY & HOBDEY
125 FIFTH AVENUE WEST
P.O. BOX 176
GOODING, IDAHO 83330

CECIL D. HOBDEY
CRAIG D. HOBDEY

TELEPHONE
(208) 934-4429

February 5, 1991

RECEIVED
FEB - 7 1991
Department of Water Resources
Southern Region Office

Allen Merritt
Department of Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

RE: Loren Graves/James Nafziger
Graves Water License No. 37-2549

Dear Mr. Merritt:

Enclosed please find a Release. Please note the release is signed by Graves transferring all their interest in License No. 37-2549 to Nafziger. This should resolve the matter.

Sincerely yours,

Craig D. Hobdey

CDH:bj

Enclosure

pc: Clients

MICROFILMED
FEB 24 1993

RECEIVED
FEB - 7 1991
Department of Water Resources
Southern Region Office

RELEASE

WHEREAS, LOREN W. GRAVES and HAZEL M. GRAVES, husband and wife, (hereinafter "Graves"), transferred to JAMES D. NAFZIGER and PATTIE LOIS NAFZIGER, husband and wife, (hereinafter "Nafziger"), by deed dated January 9, 1990 and recorded as Instrument No. 139380, records of Gooding County, Idaho, on January 9, 1990, certain real property together with certain water licenses appurtenant thereto, and;

WHEREAS, it was and is the intent of Graves to transfer all of their interest in and to said water licenses to Nafziger;

NOW, THEREFORE, Graves release all of their right, title and interest in and to Water License No. 37-2549.

DATED THIS 5 day of February, 1991.

Loren W Graves
Loren W. Graves

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Gooding)

On this 5th day of February, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared LOREN W. GRAVES, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

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

Beverly Johannsen
NOTARY PUBLIC FOR IDAHO;
Residing at Gooding, Idaho
Commission Expires: 5-27-92

MICROFILMED
FEB 24 1993

RECEIVED
JAN 16 1990
Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources

ASSIGNMENT OF LICENSE,

I, LOREN W. GRAVES, hereby assign to James D. Nafziger

of 1645 E 3100 S, Wendell, Idaho 83355
Address

CHECK ONE

[XX] All my right, title, and interest in and to License No. 37-2549, Except for that part appurtenant to Twp. 6S, Rng. 14EBM, Sec.19, 37-7370, 37-7634, 37-2550 to appropriate the public waters of the State of Idaho.

[ ] The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within each 40 acre subdivision, the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 9th day of January, 1990.

Loren W. Graves
License Holder

Hazel M. Graves
Spouse of License Holder

State of Idaho)
ss.
County of Gooding)

On this 9th day of January, 1990, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that *he**(she)* (they) executed the same.

OFFICIAL SEAL
JANET A. GORRELL
NOTARY PUBLIC STATE OF IDAHO
GOODING
GOODING COUNTY
My Commission Expires 2-28-1993

Janet A. Gorrell
Notary Public residing at
Gooding, Idaho

My commission expires:
2-28-1993.

MICROFILMED
FEB 24 1993

FURNISHED BY Land Title and Escrow, Inc.

G-16268

COPY

WARRANTY DEED

For Value Received LOREN W. GRAVES and HAZEL M. GRAVES, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
JAMES D. NAFZIGER and PATTIE LOIS NAFZIGER, husband and wife,
whose address is: 1645 E 3100 S, Wendell, ID 83355

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

SEE EXHIBIT "A" ATTACHED HERETO and by this reference made a part hereof.

TOGETHER with all the right, title and interest to all irrigation equipment, including pipes and pumps located on the above described premises together with all Grantors' interest in all deep well water rights appurtenant thereto.

SUBJECT to a mortgage in favor of Farm Credit Bank of Spokane, successor in interest to The Federal Land Bank of Spokane, which mortgage will be assumed by Grantees.

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

MICROFILMED
FEB 24 1993

EXHIBIT "A"

TOWNSHIP 6 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

A tract of land located in Sections 7 and 18, more particularly described as follows:

Beginning at the Northeast corner of said Section 7;
Thence South 0°05'09" East a distance of 131.75 feet along the Easterly boundary of said Section 7 to the Southerly right of way boundary of State Highway No. 20 and THE TRUE POINT OF BEGINNING;
Thence South 0°05'09" East a distance of 5136.07 feet along the Easterly boundary of said Section 7 to the Southeast corner thereof;
Thence South 0°10'32" East a distance of 3390.55 feet along the Easterly boundary of said Section 18 to center of a gravel road;
Thence Westerly along the center of said gravel road the following courses and distances South 83°06'23" West a distance of 1233.75 feet;
Thence South 69°19'46" West a distance of 1447.91 feet;
Thence South 59°44'42" West a distance of 655.17 feet;
Thence South 56°27'21" West a distance of 334.08 feet;
Thence South 62°42'32" West a distance of 232.23 feet leaving the center of said gravel road to a point in the road fence which is 1400.00 feet from the center of an irrigation pivot;
Thence Westerly along the edge of said pivot 2227.67 feet on the arc of a non-tangent curve to the right with a radius of 1400.00 feet, a central angle of 91°10'06" and a chord which bears North 60°34'28" West a distance of 1999.98 feet to a point on the Westerly boundary of said Section 18;
Thence North 0°03'00" East a distance of 726.59 feet along the Westerly boundary of said Section 18 to a point 1400.00 feet from the center of said irrigation pivot;
Thence Northeasterly along the edge of said irrigation pivot 1821.12 feet on the arc of a non-tangent curve to the right with a radius of 1400.00 feet, a central angle of 74°31'50" and a chord which bears North 52°21'20" East a distance of 1695.42 feet to a point on the Westerly boundary of the E½NW¼ of said Section 18;
Thence North 0°00'23" West a distance of 1922.36 feet to the Northwest corner of said E½NW¼;
Thence North 0°00'23" West a distance of 600.00 feet on the projection northwardly of the Westerly boundary of said E½NW¼;
Thence North 89°56'40" East a distance of 1339.67 feet parallel with and 600.00 feet Northerly from the Southerly

MICROFILMED
FEB 24 1993

On this 9th day of January , 19 94

boundary of said Section 7 to the Westerly boundary of the E½ of said Section 7;
Thence North 0°00'22" West a distance of 2072.19 feet along the Westerly boundary of the E½ of said Section 7;
Thence North 89°59'10" East a distance of 1262.81 feet to a point 50.00 feet Westerly from the Westerly boundary of the E½NE¼ of said Section 7;
Thence North 0°05'50" West a distance of 2460.67 feet parallel with the Westerly boundary of said E½NE¼ to the Southerly right of way boundary of said State Highway No. 30;
Thence North 89°46'37" East a distance of 1413.30 feet along said right of way boundary to THE TRUE POINT OF BEGINNING.

SUBJECT TO all legal highways and easements of record.

TOGETHER with all the right, title and interest to all irrigation equipment, including pipes and pumps located on the above described premises together with all Grantors' interest in all deep well water rights appurtenant thereto including Water License No. 37-2549, EXCEPT for the part appurtenant to Township 6 South, Range 14 E.B.M., Section 19; Water License No. 37-2550; Water License No. 37-7370; and Water License No. 37-7634.

SUBJECT to a mortgage in favor of Farm Credit Bank of Spokane, successor in interest to The Federal Land Bank of Spokane, which mortgage will be assumed by Grantees.

? 37-7572

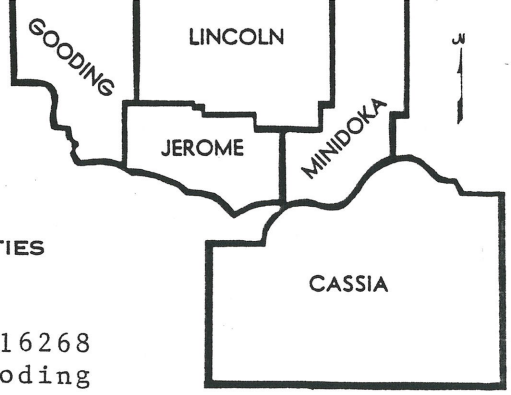
EXHIBIT "A"
Page -2-

MICROFILMED
FEB 24 1993

On this 9th day of January, 1990

Land Title and Escrow, Inc.

COMPLETE SERVICE — 5 IDAHO COUNTIES



REFER TO: G-16268
OFFICE: Gooding

January 11, 1990

RECEIVED
JAN 16 1990
Department of Water Resources
Southern Region Office

Department of Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

Re: Real Estate Sale
Graves to Nafziger

Gentlemen:

In connection with the above referenced transaction, please find enclosed the following:

1. Change in Ownership of Notice of Claim
2. Assignment of License
3. Copy of recorded Warranty Deed

Should you require additional information, please contact this office at 934-8477.

Thank you.

Sincerely,

Janet Gorrell

Janet Gorrell
Manager-Gooding

Enclosures

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-4842 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

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FEB 24 1993

Titles insured by Lawyers Title Insurance Corporation Richmond, Virginia "One of the Nation's largest and strongest title insurance companies"

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

06-Feb-1990 15:26

Land Title and Escrow, Inc.
Attn: Janet Gorrell
P.O. Box 473
Gooding, ID 83330

RE: Change in ownership of SRBA Claims A37-02549, A37-02550, A37-07370 and A37-07634 (Graves to Nafziger)

Dear Janet:

Our office has reviewed the change in ownership request you recently submitted to our office. Keeping in mind the difference between a Snake River Basin Adjudication Claim and a Water Right License, we have reviewed the ownership documents you provided and wish to point out the following:

Graves filed the four above referenced claims which were claimed as being used to irrigate 576 acres in Sections 7 & 18, T6S, R14E. These claims are based on licenses which were originally licensed for other lands than were claimed. (Please find enclosed copies of proof reports of these four SRBA claims and proof reports of the original licenses inwhich these claims are based.)

The land in Section 19, T6S, R14E which is presently showing a portion of License 37-02549 covering 18 acres in the N1/2NW1/4 is not covered by any of the above referenced SRBA claims. Actually we have no record of any SRBA claim covering these lands.

Since the documents thus far submitted contradict each other our office is holding your change of ownership request without action until the situation is resolved.

If you have questions please feel free to contact me at my office.

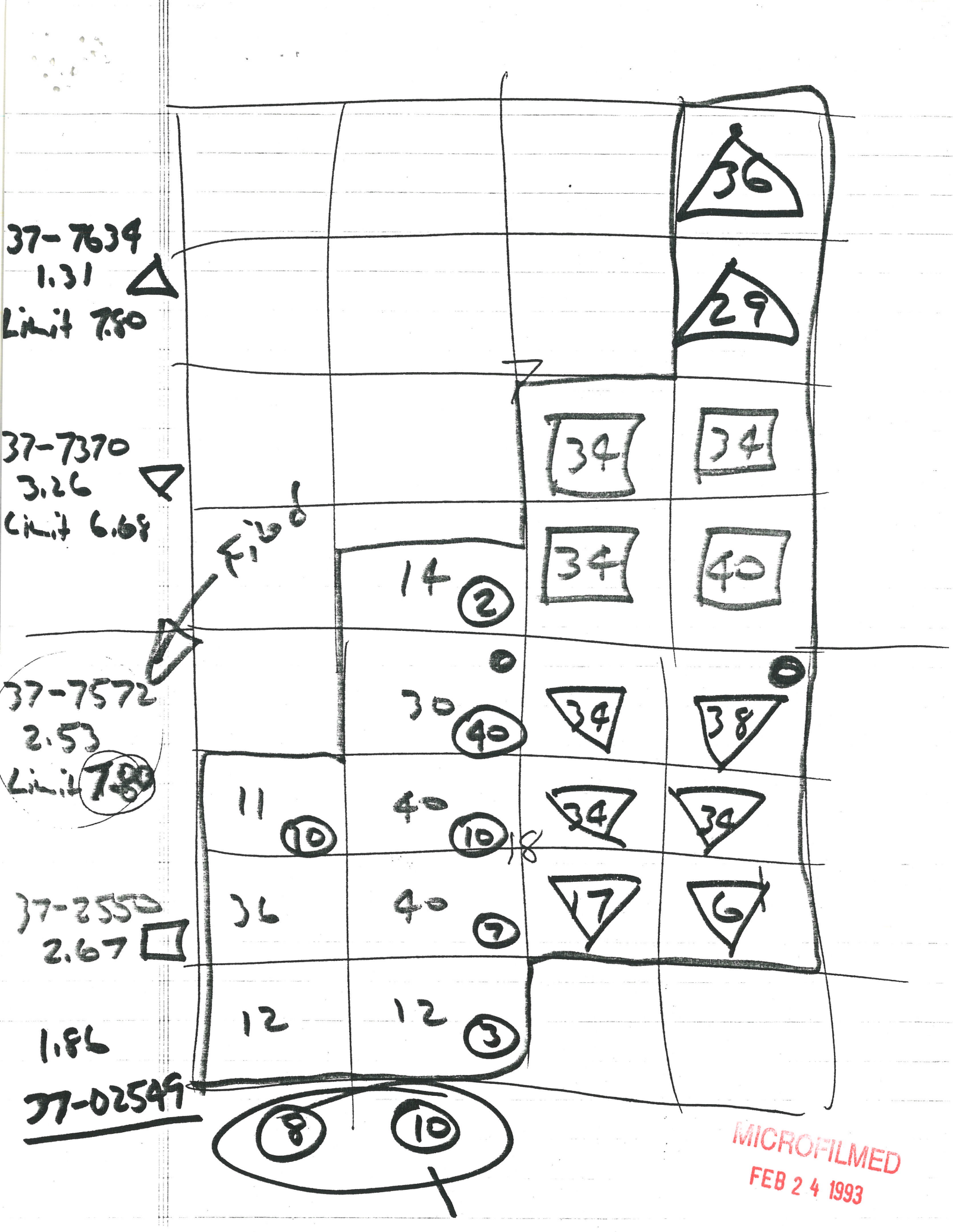
Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

cc: Graves
Nafziger

Encl:

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FEB 24 1993


37-7634
1.31
Limit 7.80
37-7370
3.26
Limit 6.68
Fixed
37-7572
2.53
Limit 7.80
37-2550
2.67
1.86
37-02549
36
29
34
34
34
40
14
2
0
30
40
34
38
0
11
10
40
10
18
34
34
36
40
7
17
6
12
12
3
8
10
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FEB 2 4 1993

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7572 Priority March 21, 1977 Amount 2.53 cfs

THIS IS TO CERTIFY, that Loren Graves

of Bliss, Idaho, has complied with the terms and conditions of Permit No. 37-7572 issued pursuant to Application for Permit dated March 21, 1977, and has submitted proof to the Department of Water Resources on July 28, 1982, 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 7.80 cfs of water from a groundwater 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 2.53 cfs	and 584.1 acre feet
_____	from _____	to _____	at _____ cfs	and _____
_____	from _____	to _____	at _____ cfs	and _____

(both dates inclusive)

Subject, however, to the condition that no more than 2.53 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 584.1 acre feet per year, said waters to be diverted within the NE¼NE¼, NE¼NW¼, Section 18, Twp 6S, Rge 14E in the County of Gooding

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	
6S	14E	7												14					14
		18					30		11	40	40	36	12	12					181

Total number of acres irrigated 195

Ac. Irr. = 194.7

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CONDITIONS OF APPROVAL

a. 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.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

The maximum combined rate of diversion under this right and Right Nos. 37-2549, 37-2550 & 37-7370 shall not exceed 7.80 cfs.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 1ST day of NOVEMBER, 19 85.

Acting for the Director Norman C Young

Form 219
12/82

RECEIVED
JUL 27 1984
Department of Water Resources

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

37-7572
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	8/27/1982	LJ	
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)	5~~8~~/9/84 1:00pm		

capacity 7.798 ≈ 7.80 cfs

EXAMINATION

Date 5-9-1984 Accompanied by Loren Graves Total Q measured 3500 gal/min.
Source groundwater Tributary to ✓ Supp. annubar measurement sheet used? ✓
If source is surface water, estimate total flow of source ✓
Methods of measurement McCrometer Meets permit requirements? yes.

Measurement calculations: Well #1 Meas 2100 gal/min Well #2 Meas. 1400 gal/min
2100 ✓ Volume = (3.0 AcFt/Ac/AN)(194.7 Acres) = 584.1 AcFt/ANN
1400 ✓
3500 gal/min ÷ 448.8 gal/min/cfs = 7.80 C.f.S. ✓

V = 2.53 × 1.9835 × 214 = 1073.9 AF

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
1	200	U.S.	C2691-01-362	Aura	✓	McCrometer	good.	
2	150	G.E.	FNJ629142	Aura	✓	McCrometer	good	Vibrates

System Description Both wells pump into a interconnected System.
#1 Well is 115' Deep @ 95 psi at pump. pump is set at 85'
8.8 (200)(.70) ÷ 85 + (95 × 2.3) = 4.06 c.f.s.
#2 Well is Approximetly 126' Deep, pump set at 90', psi at pump 80 psi
8.8 (150)(.70) ÷ 90 + (86 × 2.3) = 3.37 c.f.s

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 3.0 ✓ AFA/Acre 214 days

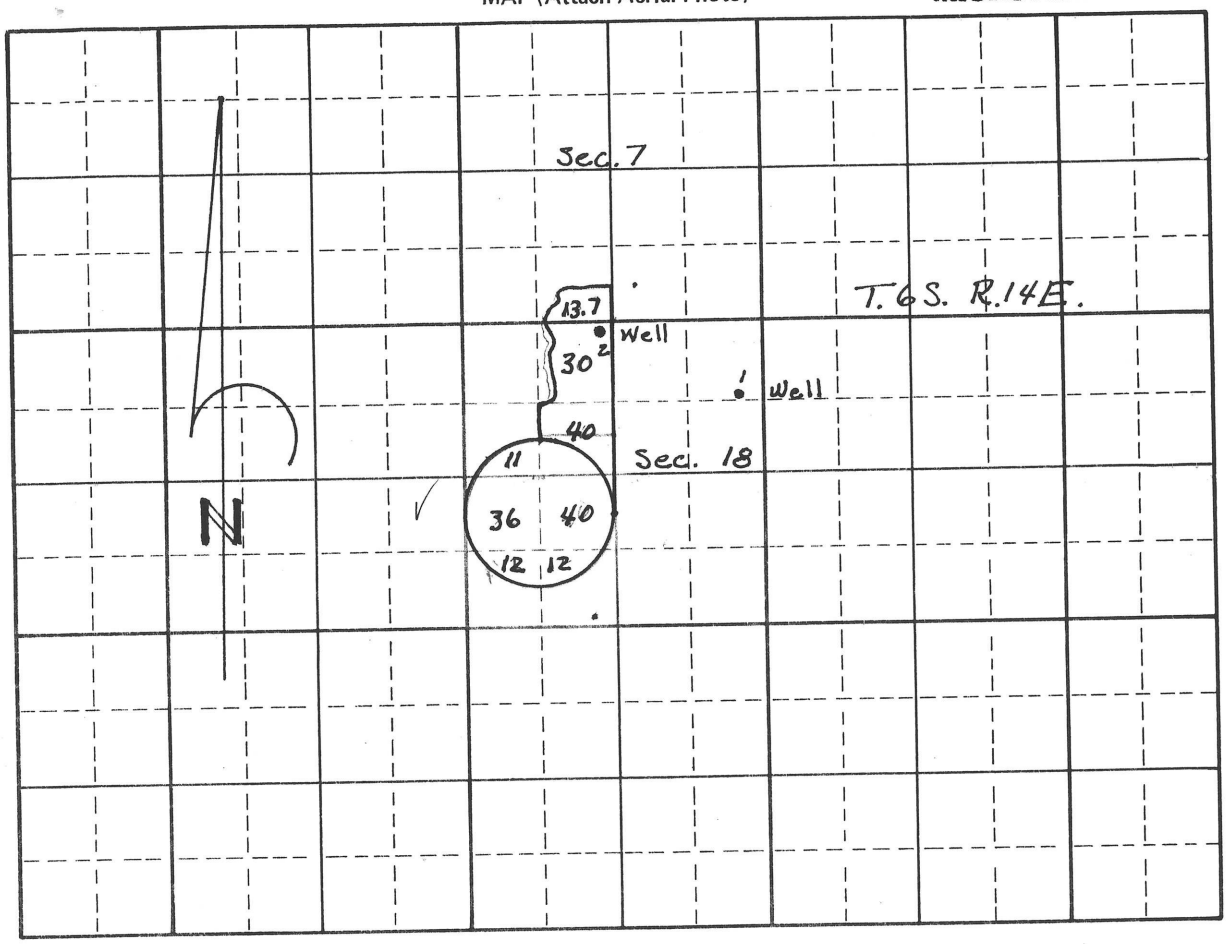
USE	Q (cfs)	V (afa)	FROM	TO
IRRIGATION ✓	ALLOW ~~3.89~~ 2.53 per overlap review	584.1 ✓	4-1 ✓	11-1 ✓
Total	~~3.89~~ 2.53	584.1 ✓		

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Remarks This ground is irrigated by (2) points of diversion.
(3) 1/4 mile Pivotts (3) 1/8 mile pivotts w/Hand lines.
See Also other rights 37-7370, 37-2549 & 37-7634
this right when Combined w/ other rights should not exceed 1"/A or the diversion Rate.

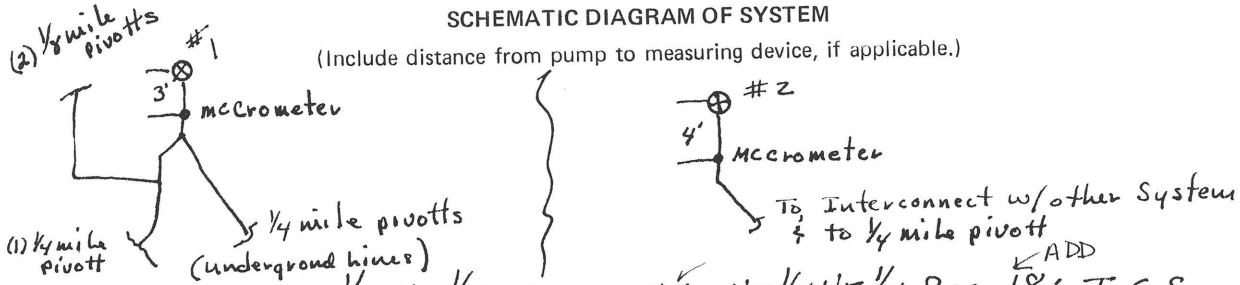
MAP (Attach Aerial Photo)

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SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: ~~N2 1/4 NW1/4, Sec. 18;~~ NE1/4NE1/4, Sec 18 (ADD); T. 6 S. R. 14 E.

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	18					(30)		(11)	40	40	36	12	12					181.0
		7												13.7					~~13.7~~ (14)

add

Actual Ac. Irrigated = ~~194.7~~
Show on License = 195

Recommended Amendments:

☐ Change P.D. as reflected above ☑ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☑ Add P.U. as reflected above ☐ Other _____

Examiner's Signature Gary Fundenburg Date 5 14 1984

Checked by ~~Gary~~ J. Stamer Date 5-14-84

Approved by Ray Walker Date 9-4-1985

Overlap Review for 37-7572

per micro-fische 9/3/85:

p/d - 37-2549 ✓
37-2550 ✓
37-7370 ✓
37-7634 - also being licensed

p/u - Sec. 7 → 37-2549 ✓
Sec. 18 → 37-2549 ✓
37-0507 - Big Wood River
37-7214 ✓

Possible P/U overlap 37-0507 - Mullins Canal & Reservoir, Big Wood River - may be a p/u overlap. Recommend ~~R16~~ R29

P/D & P/U overlap. 37-2549 - p/d overlap, p/u overlap Lic. 1.86 cfs, for 100 acres - 0.018 cfs/acre - see copy attached.

P/D overlap 37-2550 - p/d overlap, no p/u overlap, Lic/Transfer 1833 - 2.67 cfs for 142 acres - see copy attached.

P/D overlap 37-7370 - p/d overlap, no p/u overlap Lic. 3.26 cfs - 163 acres = 0.02 cfs/acre see copy attached.

P/D overlap 37-7634 - same p/d's - no p/u overlap - also being licensed —

NO overlap. 37-7214 - no p/d overlap - no p/u overlap per review of exams —

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Rights w/ overlapping p/d's —

	NUMBER	CFS	ACRES	
Prior Licensed	37-2549	1.86	100	= 0.018 cfs/ac.
	37-2550	2.67	142	= 0.018 cfs/ac.
	37-7370	3.26	163	= 0.02 cfs/ac.
		7.79 cfs licensed		

Lic. 37-7572 for overlapping lands w/ 37-2549

13.7 ac.	SESW - Sec. 7	allow 0.05 for 0.02/ac.
30.0 ac.	NENW - Sec. 18	allow no new water
40.0 ac.	SENW - Sec. 18	allow 0.62 for 0.02/ac.
11.0 ac.	SWNW - Sec. 18	allow 0.04 for 0.02/ac.
40.0 ac.	NESW - Sec. 18	allow 0.67 for 0.02/ac.
12.0 ac.	SESW - Sec. 18	allow 0.19 for 0.02/ac.
146.7 ac.		1.57 to bring overlapping lands up to 1"/acre

194.7
- 146.7
48.0 acres ← new land developed = 0.96 cfs
+ 1.57 (above)
ALLOW 2.53 cfs for 37-7572 w/ capacity limitor —

no volume shown on 37-2549 - allow maximum and use R29[redacted] limit

[redacted] I have reviewed the above files herein [illegible]