IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-8005B

NAME AND ADDRESS: FAULKNER LAND & LIVESTOCK CO INC
1989 S 1875 E
GOODING ID 83330

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 2.02 CFS
528.0 AFY

PRIORITY DATE: 03/20/1982

POINT OF DIVERSION:

T06S R15E S31 SESESW Within GOODING County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	2.020 CFS 528.00 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 R15E S31	NESE	12.0		T06S R15E S31	NWSE	9.0	
T06S R15E S31	SWSE	32.0		T06S R15E S31	SESE	37.0	
T07S R15E S05 Lot 1	NENE	12.0		T07S R15E S05 Lot 2	NWNE	9.0	

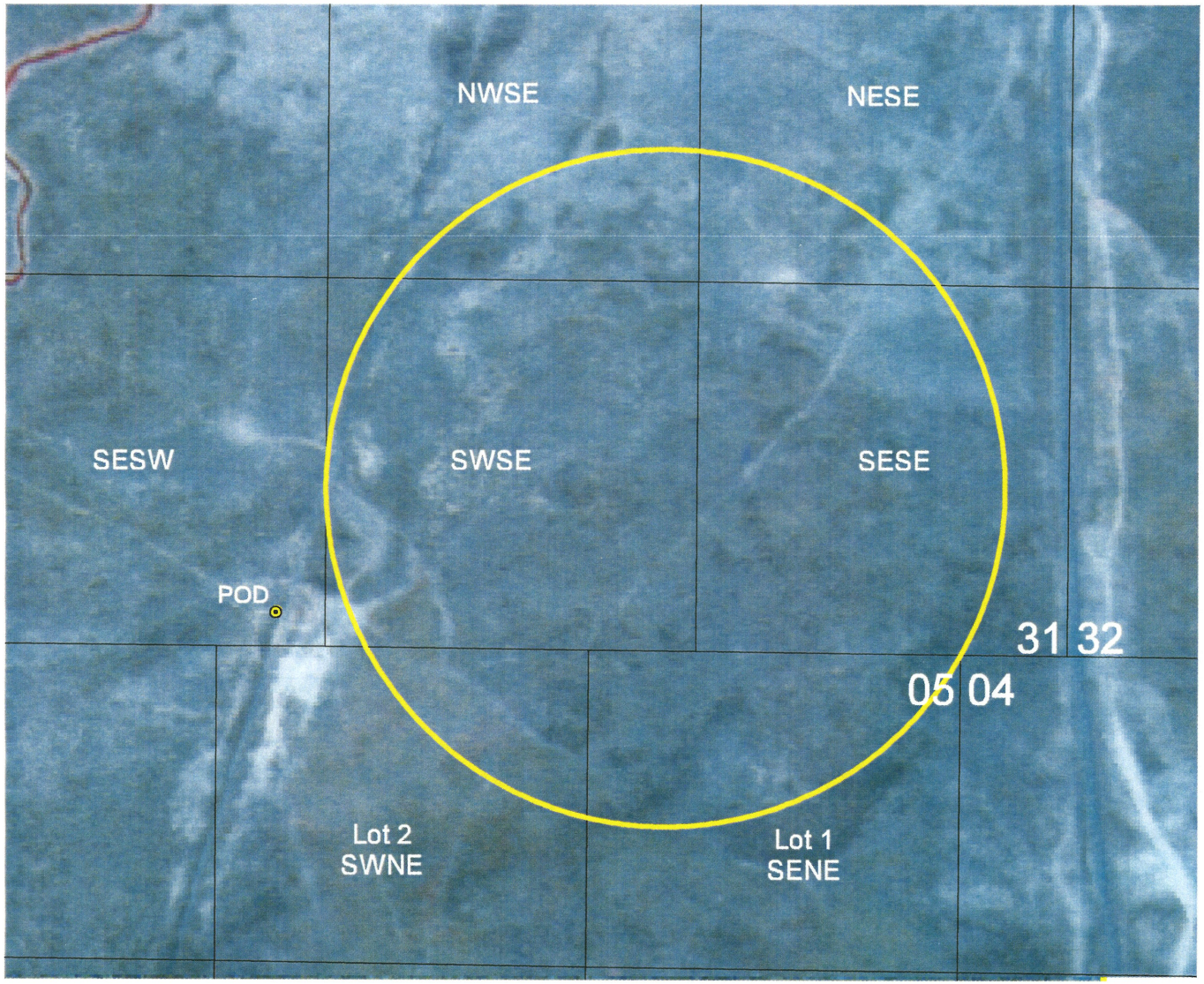
111 ACRES TOTAL

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

37-8005B



T06S R15E S31
T07S R15E S05

N
W
E
S

500 0 500 1000 1500 2000 2500 Feet

Map prepared by: Carter Fritschle
Date prepared: 04/17/02
1987-1988 NAPP photography
Idaho Department of Water Resources

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
37-8005B	Claim	06S	15E	31	NE	SE		IRRIGATION	12/111	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Water Right	06S	15E	31	NE	SE		IRRIGATION	12/111	FAULKNER LAND & LIVESTOCK CO INC
37-8720	Water Right	06S	15E	31	NE	SE		IRRIGATION	3.6/332.8	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Claim	06S	15E	31	NW	SE		IRRIGATION	9/111	FAULKNER LAND & LIVESTOCK CO INC
37-8812	Claim	06S	15E	31	NW	SE		IRRIGATION	15/53	FAULKNER LAND & LIVESTOCK CO INC
37-8720	Water Right	06S	15E	31	NW	SE		IRRIGATION	20.5/332.8	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Water Right	06S	15E	31	NW	SE		IRRIGATION	9/111	FAULKNER LAND & LIVESTOCK CO INC
37-8812	Water Right	06S	15E	31	NW	SE		IRRIGATION	15/53	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Claim	06S	15E	31	SW	SE		IRRIGATION	32/111	FAULKNER LAND & LIVESTOCK CO INC
37-8720	Water Right	06S	15E	31	SW	SE		IRRIGATION	40/332.8	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Water Right	06S	15E	31	SW	SE		IRRIGATION	32/111	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Claim	06S	15E	31	SE	SE		IRRIGATION	37/111	FAULKNER LAND & LIVESTOCK CO INC
37-8720	Water Right	06S	15E	31	SE	SE		IRRIGATION	34.5/332.8	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Water Right	06S	15E	31	SE	SE		IRRIGATION	37/111	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Claim	07S	15E	5	NE	NE	1	IRRIGATION	12/111	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Water Right	07S	15E	5	NE	NE	1	IRRIGATION	12/111	FAULKNER LAND & LIVESTOCK CO INC
37-8720	Water Right	07S	15E	5	NE	NE	1	IRRIGATION	19.7/332.8	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Claim	07S	15E	5	NW	NE	2	IRRIGATION	9/111	FAULKNER LAND & LIVESTOCK CO INC
37-8005B	Water Right	07S	15E	5	NW	NE	2	IRRIGATION	9/111	FAULKNER LAND & LIVESTOCK CO INC
37-8720	Water Right	07S	15E	5	NW	NE	2	IRRIGATION	22.8/332.8	FAULKNER LAND & LIVESTOCK CO INC

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: A37-08005B
Date Received: 9/ 1/1988
Receipt No: X777777
Received By: _____

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

1. Name: FAULKNER LAND & LIVESTOCK CO INC 208-934-4956
   Address: 1989 S 1875 E
   GOODING ID 83330

2. Date of Priority: MAR 20, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	15E	31		SE	SW		GOODING

5. Description of diverting works:
   105' WELL & 125 HP PUMP, 2 PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.020		528.00

7. Total Quantity Appropriated is:
   2.020 C.F.S. (and/or) 528.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	15E	31	NE	SE		IRR	12.0
			NW	SE		IRR	9.0
			SW	SE		IRR	32.0
			SE	SE		IRR	37.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
					Section Acres		90.0
07S	15E	5	NE	NE	1	IRR	12.0
			NW	NE	2	IRR	9.0
					Section Acres		21.0
					Total Acres		111.0

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:
NONE

14. Remarks:
PURSUANT TO APPROVED TRANSFER NO. 4062 AND MEMORANDUM DECISION AND ORDER:

1. PRIOR TO DIVERSION AND USE OF WATER UNDER THIS APPROVAL, THE APPLICANT SHALL SUBMIT A WRITTEN PLAN TO THE DEPARTMENT FOR REVIEW AND APPROVAL WHICH WILL ASSURE THAT NOT MORE THAN 2.01 CFS (THE PORTION OF LICENSE 37-08005 REMAINING AT THE ORIGINAL PLACE OF USE) WILL BE DIVERTED FROM THE WELL LOCATED IN NE1/4SW1/4 SECTION 8, TO6S, R14E.
2. PRIOR TO DIVERSION AND USE OF WATER UNDER THIS APPROVAL, THE APPLICANT SHALL INSTALL AND MAINTAIN A FLOW MEASUREMENT PORT OR OTHER DEVICE AS SPECIFIED BY THE DEPARTMENT TO PROVIDE FOR INSTALLATION OF MEASURING EQUIPMENT AND THE DETERMINATION OF THE RATE OF DIVERSION BY THE DEPARTMENT.
3. THE CHANGE AUTHORIZED UNDER THIS APPROVAL SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR.
4. THE CHANGES AUTHORIZED UNDER THIS APPROVAL DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT ACROSS THE LAND OF ANOTHER.
5. THE RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.
6. CONSTRUCTION OF THE WELL MUST COMPLY WITH THE MINIMUM WELL CONSTRUCTION STANDARDS.
7. THE AUTHORIZED PLACE OF USE FOR LICENSE 36-02504 IS CHANGED FROM 74 ACRES SHOWN ON THE LICENSE TO 53 ACRES SHOWN ON TRANSFER NO. 4063.
8. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS APPROVAL IS CAUSE FOR THE DIRECTOR TO RESCIND APPROVAL OF THE TRANSFERS AND AMENDMENT.
9. THIS APPROVAL DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHTS IN THE ONGOING SNAKE RIVER

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14. Remarks: Continued
BASIN ADJUDICATION.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

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 _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4062
WATER RIGHT NO. 37-08005B

This is to certify that: FAULKNER LAND & LIVESTOCK CO INC
1989 S 1875 E
GOODING ID 83330

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	2.02 CFS	528.0 AF

SOURCE

GROUNDWATER

Priority: 03/20/1982

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 31, Township 06S, Range 15E
GOODING County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
06S	15E	31	NESE	12	NWSE	9	SWSE	32	
			SESE	37					90
07S	15E	5	Lot 1(NENE)	12	Lot 2(NWNE)	9			21
							Total number of acres irrigated:		111

CONDITIONS/REMARKS:

1. See attached Memorandum Decision and Order.

Dated this 28th day of May, 1993.

R. Glen Saxton
Chief, Water Alloc. Bureau

37-08005B

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 4062 OF LICENSED RIGHT 37-8005B, APPLICATION FOR TRANSFER NO. 4063 OF LICENSED RIGHT 36-02504 AND AMENDMENT OF PERMIT NO. 37-08720 IN THE NAME OF FAULKNER LAND AND LIVESTOCK CO.

MEMORANDUM

DECISION AND ORDER

This matter having come before the Idaho Department of Water Resources (department) in the form of protested applications for transfer and a protested application for amendment of a permit, the department having held a conference and a hearing in the matter, the Director of the department makes the following Findings of Fact, Conclusions of Law, Analysis and Order:

FINDINGS OF FACT

1. On November 15, 1962, the department issued license no. 36-02504 authorizing the diversion of 0.82 cfs of ground water from a well located in the SE1/4SE1/4 Section 32, T7S, R15E,B.M. for the irrigation of 74 acres in Section 32, T7S, R15E,B.M. The priority of use is August 7, 1961.

2. On March 23, 1987, the department issued license no. 37-08005 authorizing the diversion of 4.03 cfs of ground water from a well located in the NE1/4SW1/4 Section 8, T6S, R14E,B.M. for the irrigation of 264 acres in Section 8, T6S, R14E,B.M. The priority of use is March 20, 1982.

3. January 3, 1992, the department issued permit no. 37-08720 authorizing the diversion of 4.8 cfs of water from wells proposed in the SE1/4NE1/4 and SE1/4SW1/4 Section 9, T6S, R19E,B.M. for the irrigation of 240 acres in Section 9, T6S, R19E,B.M. On July 28, 1992, the department approved an amendment to the permit changing the place of use of 3.2 cfs of water to 160 acres in Section 8, T6S, R19E,B.M. The priority of use is April 23, 1991.

4. On October 7, 1992, December 24, 1992 and on January 8, 1993, Faulkner Land and Livestock Company (applicant) submitted applications for transfer nos. 4062 and 4063 and an application to amend permit no. 37-08720 (applications), respectively to the department proposing to change the place of use and point of diversion of all of right no. 36-02504 and portions of rights 37-8005 and 37-08720.

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5. The applications were advertised as required by law and were protested by the City of Hagerman, Edward Shokal, Big Springs Water User's Association, Hagerman Valley Citizens' Alert, Inc., Aldrich Bowler, Billingsley Creek Ranch and the Idaho Water Alliance.

6. On May 13, 1993, the department conducted a hearing in the matter at Gooding, Idaho. The applicant was present and was represented by Tom Arkoosh, attorney at law. Protestants Edward Shokal, Marion Pugmire for Big Springs Water Users Association, Ned Swisher for Hagerman Valley Citizens' Alert, Aldrich Bowler, Donnie McFadden for Billingsley Creek Ranch, and John LeMoyne for Idaho Water Alliance were present and represented themselves. Protestant City of Hagerman did not appear at the hearing.

7. Issues raised by the protestants include the following:

a) that approval of the applications will injure existing water rights,

b) that approval of the applications will conflict with the local public interest by adversely affecting the spring flows in the Hagerman valley.

c) that the applications are not consistent with the conservation of water resources in Idaho,

d) that the applications are not in the local public interest.

8. Exhibits received as a part of the record include the following:

a) Applicant's Exhibit No. 1 - A map showing the original locations of the place of use of the licenses and the permit as related to the proposed new place of use.

b) Applicant's Exhibit No. 2 - Page 33 of IDWR Water Information Bulletin No. 42 entitled Digital-model Analysis of the Effects of Water-Use Alternatives on Spring Discharges - Gooding and Jerome Counties, Idaho said bulletin being dated November 1976 (Bulletin No. 42).

c) Applicant's Exhibit No. 3 - Page 36 of Bulletin No. 42.

d) Applicant's Exhibit No. 4 - Page 40 of Bulletin No. 42.

9. The hearing officer officially noticed certain information including the following:

a) The application for transfer file including the applications, the advertisement, the protests and related

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correspondence.

b) Water right records and water district files within the records of the department.

c) Past decisions of the department.

d) U.S. Geological Survey RASA studies of the Snake Plain conducted during the late 1970's through the late 1980's.

e) Snake Plain Computer Aquifer Model and associated data, of the University of Idaho and the department.

f) IDWR Water Information Bulletin No. 42 entitled Digital-model analysis of the Effects of Water-Use Alternatives on Spring Discharges - Gooding and Jerome Counties, Idaho - November 1976.

10. Applicant's Exhibit No. 1. shows the relative locations of the original rights to be changed with respect to the proposed new point of diversion and place of use. The change proposed to license no. 36-02504 would move 0.82 cfs of water about 6 miles north to the new place of use. The change to license no. 37-08005 would move 2.02 cfs of water about 6 miles to the southeast to the new place of use and the change to permit no. 37-08720 would move 3.2 cfs of water about 24 miles to the west to the new place of use. The new place of use consists of three (3) pivots.

11. The proposed new point of diversion and place of use is about 25 miles northeast of the Hagerman valley.

12. Applicant's proposed well will be approximately 260 feet to 300 feet deep. Applicant plans to pump from the well to a pond and then from the pond to a pivot system on the proposed place of use. Crops planned for the first year are corn and potatoes.

13. Protestants are most concerned about the cumulative effects of ground water development of the Snake Plain upgradient of the spring discharge in the Hagerman valley rather than the specific effect of the applicant's proposal.

14. Water Information Bulletin No. 42 published by the department in November 1976 includes a model of the effect of ground water diversion in the Wendell-Gooding-Shoshone area on water sources in the Hagerman valley. The proposal of the applicant is generally addressed by the digital modeling.

15. Idaho Power Company is building a three-phase power line to the site of the applicant's well. A manufacturing company plans to hook onto the three phase power line which will be constructed.

16. All parties at the hearing waived the issuance of a

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proposed decision and agreed in the interest of time that the department should issue a final decision in the matter.

CONCLUSIONS OF LAW

1. Section 42-222, Idaho Code, provides in pertinent part as follows:

> 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 consistant with the conservation of water resources within the state of Idaho and is in the local public interest as defined in section 42-203A(5), Idaho Code;

2. Section 42-211, Idaho Code, provides in pertinent part as follows:

> Whenever a permit has been issued pursuant to the provisions of this act, and the permit holder desires to change the place, period, or nature of the intended use, or make other substantial changes in the method of diversion or proposed use or uses of the water, he shall file an application for amendment upon forms to be furnished by the department of water resources together with the statutory fee for filing and recording same, and upon receipt thereof it shall be the duty of the department of water resources to examine same and if approval thereof would not result in the diversion and use of more water than originally permitted and if the rights of others will not be adversely affected thereby, the director of the department of water resources shall approve said application ...

3. The moratorium order issued by the Director of the department on May 15, 1992 and amended on April 30, 1993, in connection with use of water from the Snake Plain aquifer provided that the terms of the moratorium did not apply to existing approved applications (permits).

4. The proposed change to permit 37-08720 is the only change to the three original rights that would cause water to be diverted closer to the Hagerman valley than the original rights. The effect of the proposed change, however, is of such a small size as compared to the discharge of water in the Thousand Springs complex that the effect is not measurable in the Hagerman valley.

5. Approval of the applications will not injure existing water rights.

6. Approval of the applications will not constitute an

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enlargement in water use over that amount already authorized if the approval is properly conditioned.

7. The applications are consistent with the convervation of water resources in Idaho.

8. The applications are in the local public interest.

9. The protest of the City of Hagerman should be set aside for failure to appear at the hearing.

10. The department should approve the applications with certain conditions and limitations.

ANALYSIS

Development under permit no. 37-08720 has not yet occurred and for that reason was considered to be an "enlargement" by some of the protestants, especially in view of the department's action on May 15, 1992 which designated a moratorium in connection with new development. The department specifically exempted, however, applications which the department had approved prior to the designation of the moratorium from the terms of the moratorium.

Hence, the development of permit no. 37-08720 on the original place of use or upon an amended place of use does not "enlarge" the authorized use of water.

ORDER

IT IS THEREFORE, hereby ORDERED that the protest of the City of Hagerman is **SET ASIDE** for failure to appear at the hearing.

IT IS FURTHER, hereby ORDERED that Application for Transfer No. 4062 of licensed right no. 37-08005B, Application for Transfer No. 4063 of licensed right no. 36-02504 and Amendment of permit no. 37-08720 in the name of Faulkner Land and Livestock Co. is **APPROVED** subject to the following conditions:

1. Prior to diversion and use of water under this approval, the applicant shall submit a written plan to the department for review and approval which will assure that not more than 2.01 cfs (the portion of license 37-08005 remaining at the original place of use will be diverted from the well located in NE1/4SW1/4 Section 8, T6S, R14E,B.M.).

2. Prior to diversion and use of water under this approval, the applicant shall install and maintain a flow measurement port or other device as specified by the department to provide for installation of measuring equipment and the determination of the rate of diversion by the department.

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3. The change authorized under this approval shall be accomplished within one (1) year.

4. The changes authorized under this approval does not grant any right-of-way or easement across the land of another.

5. The right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

6. Construction of the well must comply with the minimum well construction standards.

7. The authorized place of use for license 36-02504 is changed from 74 acres shown on the license to 53 acres shown on transfer no. 4063.

8. Failure to comply with the conditions of this approval is cause for the Director to rescind approval of the transfers and amendment.

9. This approval does not preclude the opportunity for review of the validity of the water rights in the ongoing Snake River Basin Adjudication.

Signed this 26th day of May, 1993.

R. KEITH HIGGINSON
Director

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Form 222
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Department of Water Resources
Southern Region Office

MAY 1 8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4062

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Faulkner Land & Livestock Co. Inc. Phone 934-4956

Post Office address 1989 S. 1875 E., Gooding, ID 83330

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes Land under east pivot is in CRP Program for 7 more years. Land is not the best for farming. Water will be moved to better land, at least while original land is in CRP.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
37-08005B	9-20-1982	2.015 cfs	Irrig.	4-1 to 11-1
				to
				to
		2		to

2. Total amount of water being transferred 2.015 cubic feet per second and/or 528 acre-feet per annum.

3. Source of water Groundwater tributary to

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SW	31	6S	15E	Gooding	

5. Lands irrigated or place of use: ~~* Flowmetered acres under standard pivot per aerial photo~~

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	15E	31													12 ~~33~~	9 ~~33~~	32 ~~33~~	37 ~~33~~	~~132~~ 90
7S	15E	5	Lt 1 12	Lt 2 9															21

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Total acres ~~132~~ 111

37-08005B, T #4062

Transfer No. _____

PART 1

6. General Information:

a. Description of diversion system Well & pump, pivot sprinkler

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ✓ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Will be in CRP & not farmed for 7 more years.

d. Remarks:

App. for Permit 37-8785 was filed this year to cover this & adjacent land, but is held in the moratorium due to the drought.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

_____

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Transfer No. 4062

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____

   in case of _____ vs. _____

   dated _____ in _____ county of _____

   b. License No. 37-08005 issued by the Idaho Department of Water Resources.

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

   d. Transfer No. _____ which produced this right.

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

   ☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 3-20-1982

5. Water is used for the following purpose:

   amount 4.03 cfs (cfs/ac-ft) for Irrig. purposes from 4-1 to 11-1

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

6. Total amount of water under right 4.03 cubic feet per second and/or 1056 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	8	6S	14E	Gooding	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	14E	8			33	33			33	33	33	33			33	33			264

Total acres 264

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

PART 2

Transfer No. 4062

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 2,015 cfs for Irrig. purposes from 4-1 to 11-1
   (cfs/ac-ft)
   amount _____ for _____ purposes from _____ to _____
   (cfs/ac-ft)
   amount _____ for _____ purposes from _____ to _____
   (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	14E	8			26	28									29	28			~~132~~ 111

Total acres ~~132~~ 111

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

1. amount 2,015 cfs for Irrig. purposes from 4-1 to 11-1
   (cfs/ac-ft)
   amount _____ for _____ purposes from _____ to _____
   (cfs/ac-ft)
   amount _____ for _____ purposes from _____ to _____
   (cfs/ac-ft)

2. Point(s) of Diversion: Same

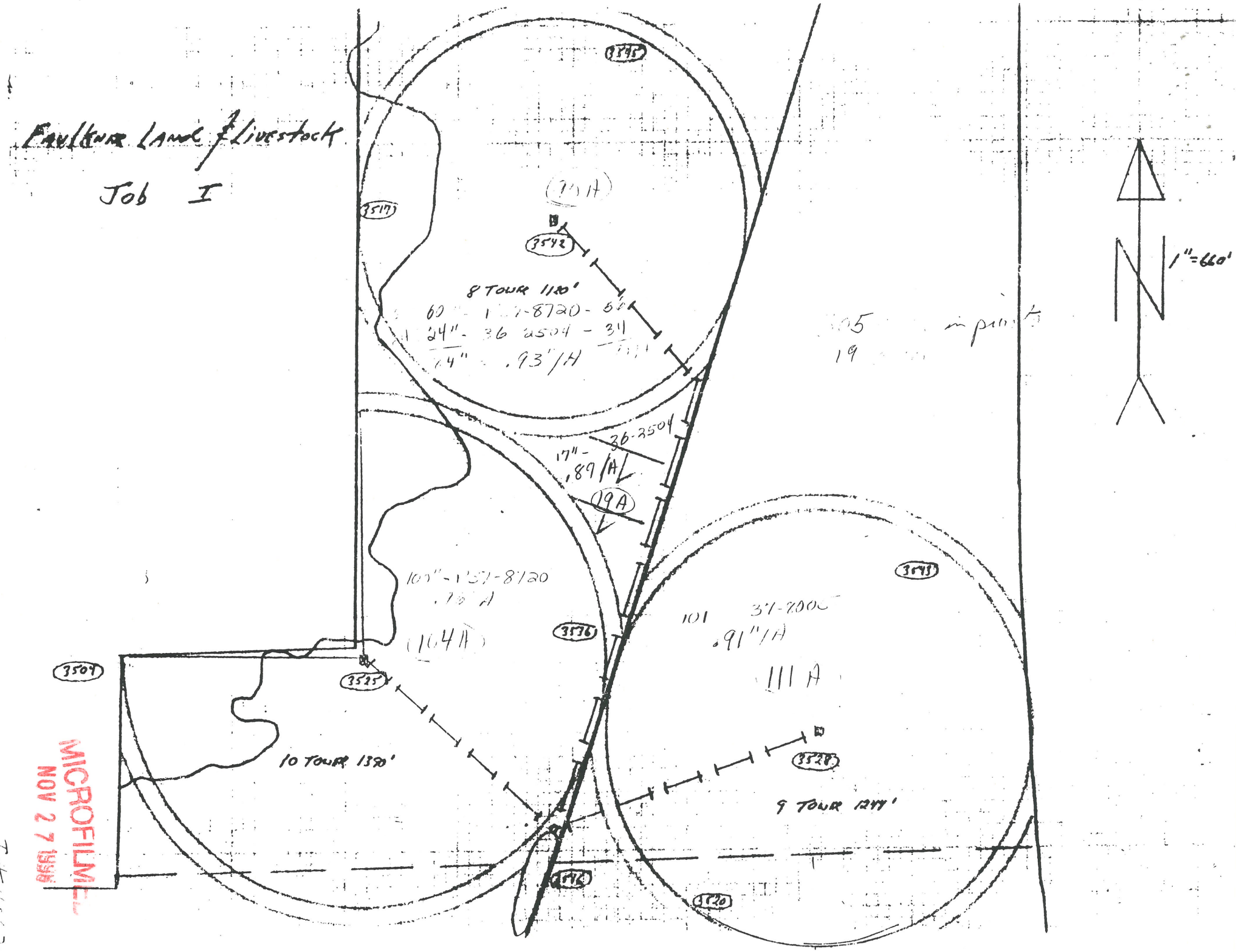
Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

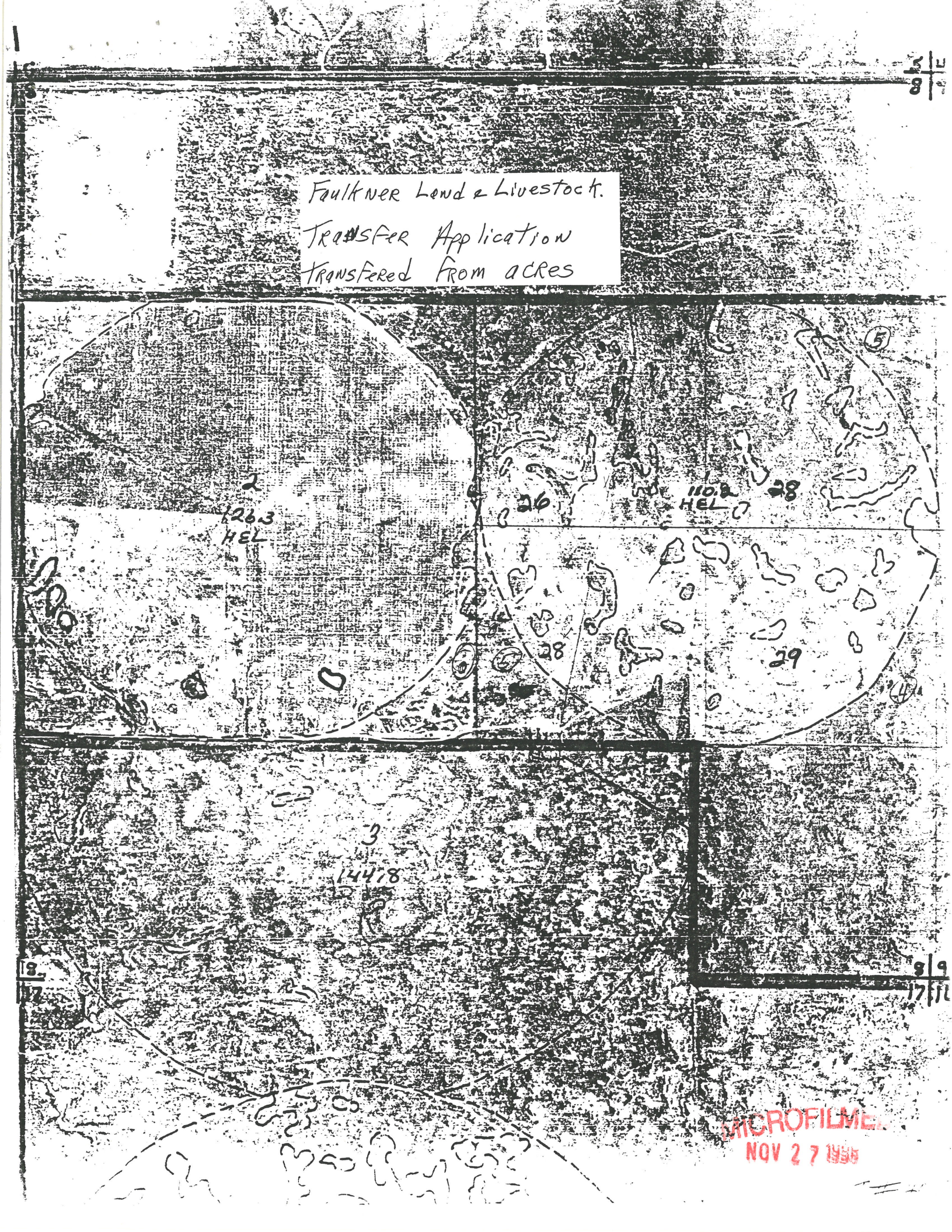
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	14E	8			7	5			33	33	33	33			4	5			~~133~~ 153

MICROFILMED NOV 27 1996

Total acres ~~133~~ 153


Faulkner Land & Livestock
Job I
3495
3517
3542
(11A)
8 TOUR 1180'
24" - 36-2504 - 31
.93"/A
1"=660'
36-2504
17" -
.89"/A
19A
3543
101 37-2000
.91"/A
111 A
3528
9 TOUR 1211'
3509
3525
3536
101" - 37-8720
(104A)
10 TOUR 1350'
3520
MICROFILMED
NOV 27 1990


Faulkner Land & Livestock.
Transfer Application
Transfered From acres
2
126.3
HEL
26
110.2
HEL
28
28
29
3
144.78
18
17
9
17
MICROFILMED
NOV 27 1995

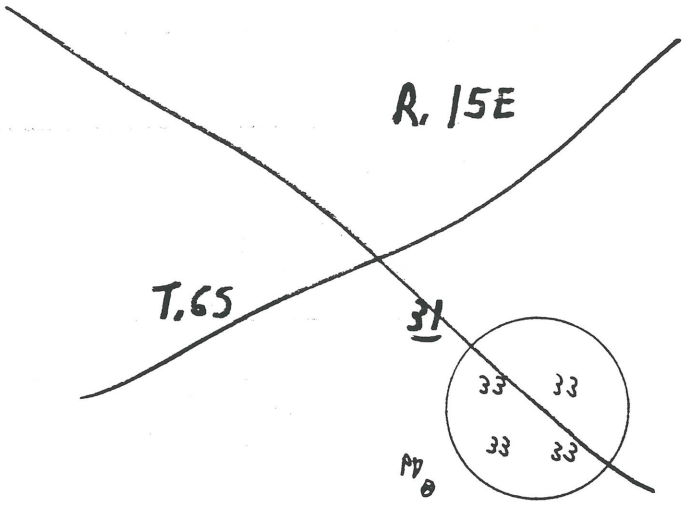

1300
T-102
7.4
HEL
4001
9.5
HEL
4.3
HEL
4.2
HEL
8.4
HEL
5.4
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18
2.2
17
2.5
19
3.8
20
2.7
21
3.7
16
3.7
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2.2
600'
31
32
5
H
6
5
MICROFILMED
NOV 27 1996


R-15 E
Foulkrod
Proposed
8720
13
11
2504
23
2504
10
8720
8720
28
33
90
2504
4
2504
15
29
9
12
37
104
30
37
32
111
31
31
12
9
MICROFILMED
NOV 27 19

Transfer No. T06-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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

MICROFILMED
NOV 27 1996

Transfer No. 4062

PART 3

B. CHANGES IN NATURE OF USE

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

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

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

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

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

John P. Faulkner Pres
(Signature of Applicant)

Subscribed and sworn to before me this 25th day of September, 19 92.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by J Eldarton Date 10-7-92 Protest filed by

Prelim. check by MTS Fee $50.00 SP15058

Receipted by [illegible] Date 10-7-92

Published in Gooding Co. Leader Copies of protest forwarded by

Pub. dates 3/10 & 3/17/93 Hearing held by Date

Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

rec'd. by

Copy of transfer sent to lien holder

MICROFILMED
OCT 7 1996

State of Idaho
Department of Water Resources

RECEIVED
MAR 27 1987
Department of Water Resources
Southern Region Office

WATER RIGHT LICENSE

WATER RIGHT NO. 37-8005

Priority: March 20, 1982 **Amount:** 4.03 CFS 1056.0 AF

This is to certify, that FAULKNER LAND & LIVESTOCK CO.
RT. 2
GOODING, ID 83330 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 4, 1982, and has submitted proof to the Department of Water Resources on June 17, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 4.03 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	VOLUME
Irrigation	04/01 to 11/01	4.03 cfs	1056.0 af

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 8, Township 6S, Range 14E
Gooding County

PLACE OF USE: Irrigation

TWN	RGE	SEC	ACRES	ACRES	ACRES	ACRES	TOTAL
6S	14E	8	SWNE 33	SENE 33	SWNW 33	SENW 33	
			NESW 33	NWSW 33	NESE 33	NWSE 33	264
						Total number of acres irrigated:	264

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho law.

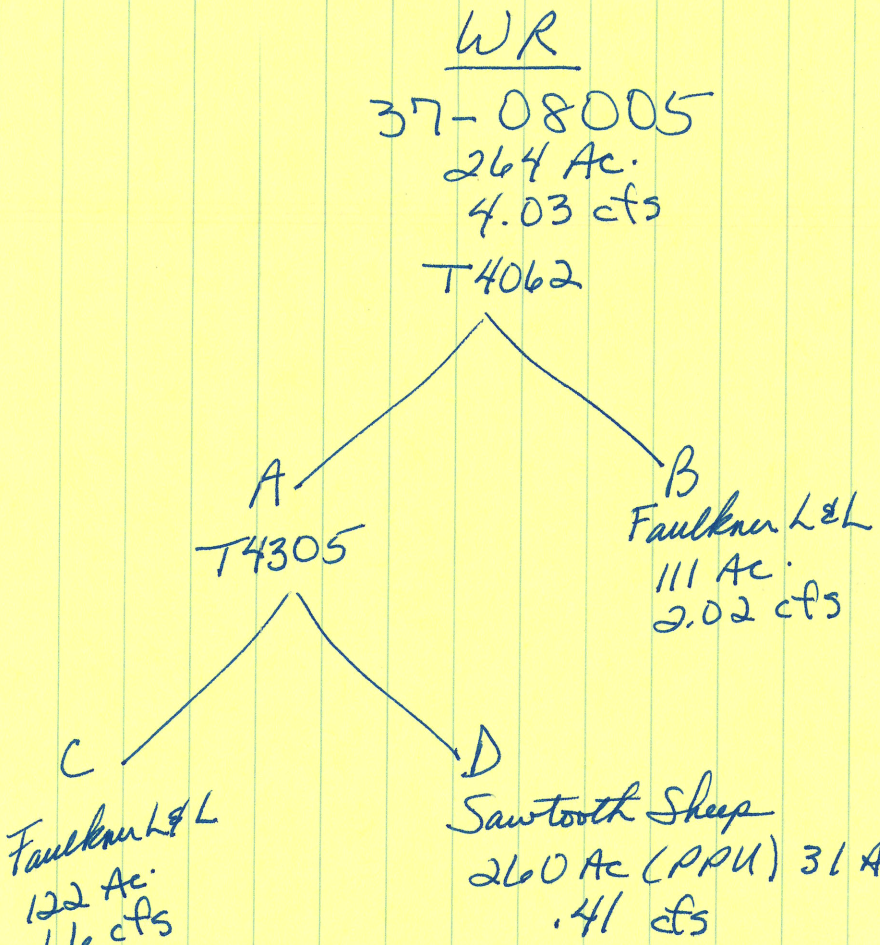
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 23RD day of MARCH, 1987.

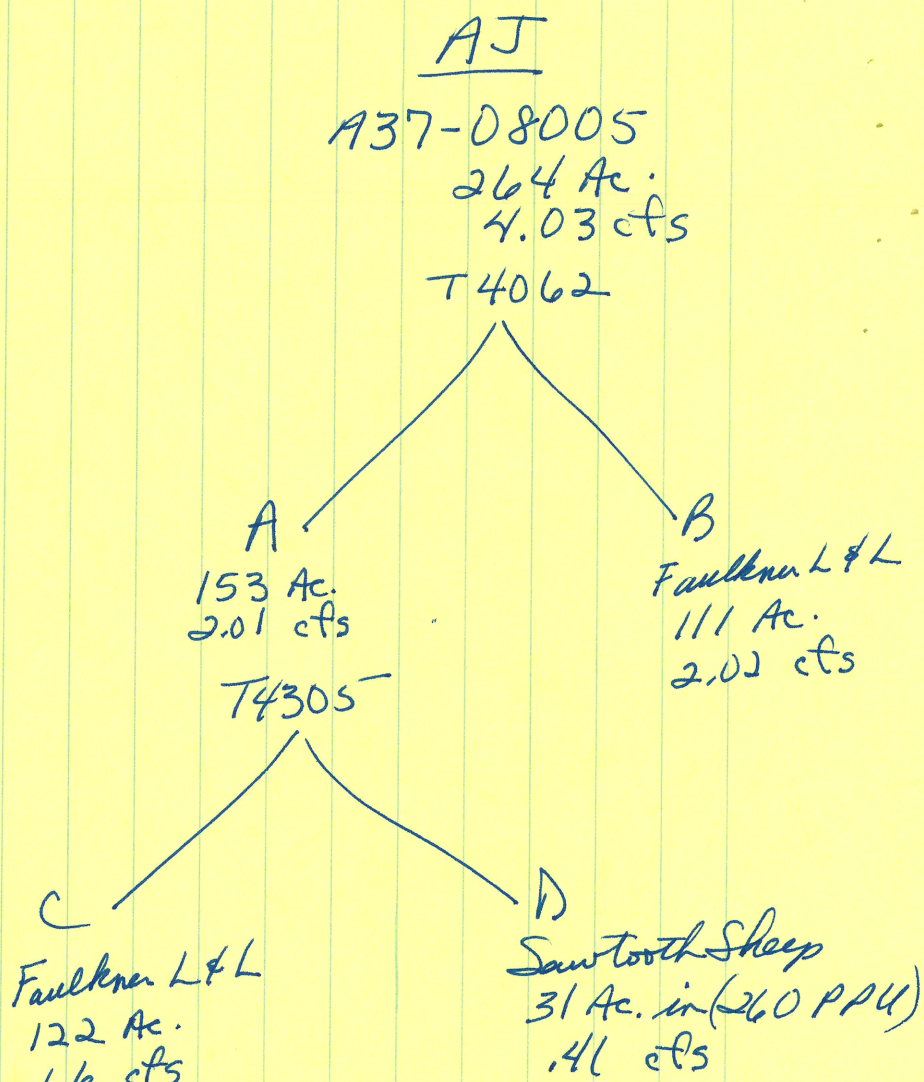
Acting for the Director Norman C Young

MICROFILMED
NOV 2 1988

870218

37-8005





MICROFILMED
NOV 27 1996

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 30, 1994

FAULKNER LAND & LIVESTOCK CO INC
SAWTOOTH SHEEP CO INC
1989 S 1875 E
GOODING ID 83330

RE: Amendment of SRBA Claim #A37-08005

Dear Claimant:

Pursuant to the approval of Transfer Nos. 4062 and 4305, the above referenced Notice of Claim in the Snake River Basin Adjudication has been split and amended to conform with the transfers. Transfer No. 4062 split it into parts A and B, then Transfer No. 4305 split the A portion into parts C and D. Please find enclosed printouts of the way your claim records have been modified. Please look the modified records over carefully to be sure they correctly reflect your intended change. If you have questions please feel free to contact this office.

Sincerely,

Jeanie Robertson
Water Rights Agent

Encl: A37-08005B, A37-08005C, A37-08005D

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NOV 27 1996

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

Water Right Number - R37-08005B Prefix Translation: RESEARCH Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** FAULKNER LAND & LIVESTOCK CO INC		1 - 1989 S 1875 E 2 - 3 - City- GOODING State- ID Zip- 83330 Phone - 208-934-4956
*** L - LEINHOLDER *** MUTUAL LIFE INSURANCE CO OF NEW YORK	THE	1 - 2 - 3 - ONE MID RIVERS DR #120 City- SAINT PETERS State- MO Zip- 63376 Phone - 208-000-0000

Priority Date	Region	Stage	Status
03/20/1982	17 SOUTHERN	L - LICENSE	

Source: GROUNDWATER

Tributary:

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County
06S	15E	31	SE SW		(47)	GOODING

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	10/31	2.020	528.00

Total Div. Rate	Total Div. Volume	Total Consumptive Use	KW Usage
2.020	528.00	0.0	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06S	15E	31	NE SE		12.0	01	IRRIGATION	(47) GOODING
06S	15E	31	NW SE		9.0	01	IRRIGATION	(47) GOODING
06S	15E	31	SW SE		32.0	01	IRRIGATION	(47) GOODING
06S	15E	31	SE SE		37.0	01	IRRIGATION	(47) GOODING
07S	15E	5	NE NE	1	12.0	01	IRRIGATION	(47) GOODING
07S	15E	5	NW NE	2	9.0	01	IRRIGATION	(47) GOODING

Total Acres: 111.0

Diversion Means - 105' WELL & 125 HP PUMP, 2 PIVOTS

Non-Irrigation Use -

Other Rights for Same Use - NONE

MICROFILMED
NOV 27 1996

Water right number - R37-08005B Prefix Translation: RESEARCH

Remarks

PURSUANT TO APPROVED TRANSFER NO. 4062 AND MEMORANDUM DECISION AND ORDER:

1. PRIOR TO DIVERSION AND USE OF WATER UNDER THIS APPROVAL, THE APPLICANT SHALL SUBMIT A WRITTEN PLAN TO THE DEPARTMENT FOR REVIEW AND APPROVAL WHICH WILL ASSURE THAT NOT MORE THAN 2.01 CFS (THE PORTION OF LICENSE 37-08005 REMAINING AT THE ORIGINAL PLACE OF USE) WILL BE DIVERTED FROM THE WELL LOCATED IN NE1/4SW1/4 SECTION 8, T06S, R14E.
2. PRIOR TO DIVERSION AND USE OF WATER UNDER THIS APPROVAL, THE APPLICANT SHALL INSTALL AND MAINTAIN A FLOW MEASUREMENT PORT OR OTHER DEVICE AS SPECIFIED BY THE DEPARTMENT TO PROVIDE FOR INSTALLATION OF MEASURING EQUIPMENT AND THE DETERMINATION OF THE RATE OF DIVERSION BY THE DEPARTMENT.
3. THE CHANGE AUTHORIZED UNDER THIS APPROVAL SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR.
4. THE CHANGES AUTHORIZED UNDER THIS APPROVAL DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT ACROSS THE LAND OF ANOTHER.
5. THE RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.
6. CONSTRUCTION OF THE WELL MUST COMPLY WITH THE MINIMUM WELL CONSTRUCTION STANDARDS.
7. THE AUTHORIZED PLACE OF USE FOR LICENSE 36-02504 IS CHANGED FROM 74 ACRES SHOWN ON THE LICENSE TO 53 ACRES SHOWN ON TRANSFER NO. 4063.
8. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS APPROVAL IS CAUSE FOR THE DIRECTOR TO RESCIND APPROVAL OF THE TRANSFERS AND AMENDMENT.
9. THIS APPROVAL DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHTS IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

Old Water Right Numbers

No Old Water Right Numbers Found

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff Decree Defendant Decree Date
00/00/0000

Comments

Date: 12/29/1994 User Id: JROBERTS Subject: SPLIT/AMENDED/TRANSFER
This claim is a portion of A37-08005 & has been amended pursuant to approved Transfer No. 4062. jr

Audit Fields
12/29/94 JROBERTS

MICROFILMED
NOV 27 1998

Water right number - R37-08005B Prefix Translation: RESEARCH

Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 09/01/1988	Last Amended Date	- 12/28/1994	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
NOV 27 1996

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

Water Right Number - 37-08005B Prefix Translation: WATER RIGHT Old (D) Number -

*** C - CURRENT OWNER ***
FAULKNER LAND & LIVESTOCK CO INC

1 - 1989 S 1875 E
2 -
3 -
City- GOODING State- ID Zip- 83330
Phone - 208-934-4956

Priority Date: 03/20/1982
Region: 17 SOUTHERN
Stage: L - LICENSE
Status:

Source: GROUNDWATER
Tributary:

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name	Diversion Rate	Diversion No.
06S	15E	31	SE SW			(47) GOODING			

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	10/31	2.020	528.00

Total Div. Rate: 2.020
Total Div. Volume: 528.00
Total Div. Capacity:

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06S	15E	31	NE SE		12.0	01	IRRIGATION	(47) GOODING
06S	15E	31	NW SE		9.0	01	IRRIGATION	(47) GOODING
06S	15E	31	SW SE		32.0	01	IRRIGATION	(47) GOODING
06S	15E	31	SE SE		37.0	01	IRRIGATION	(47) GOODING
07S	15E	5	NE NE	1	12.0	01	IRRIGATION	(47) GOODING
07S	15E	5	NW NE	2	9.0	01	IRRIGATION	(47) GOODING
			Total Acres:		111.0			

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks

Prior to diversion and use of water under this approval (Order dated 05-26-93), the applicant shall submit a written plan to the Department for review and approval which will assure that not more than 2.01 cfs (the portion of license 37-08005 remaining at the original place of use will be diverted from the well located in the NESW, S08, T06S, R14E, B.M.).

MICROFILMED
NOV 27 1996

Water right number - 37-08005B   Prefix Translation: WATER RIGHT

+ - Old Water Right Numbers - +

+ - Old Water Right Numbers - +

No Old Water Right Numbers found.

+ - Conditions of Approval - +

01G - Prior to the diversion of water under this right a flow
- measurement port or other device as specified by the Department
- shall be installed to provide for the installation of measuring
- equipment and the determination of the rate of diversion by the
- Department.
T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.
T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.
046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.

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

+ -Comments- +

Date: 05/14/1993 User Id: BALDWIN Subject: TRANSFER #4062
T#4062 filed 10/7/92.   T#4062 proposes to split WR# 37-08005 into parts A & B.
Other related water rights are T#4063 (36-2504) and Amendment   37-08720.
T#4062, T#4063 and Amendment 37-08720 were protested on 3/26/93   and hearing was held on 5/13/93.

+ - - Audit Fields - 05/18/93 SKAGGS 06/02/93 SKAGGS

+ - Water Rights Dates and Flags Area - +

Proof Due Date	06/01/1983	Field Exam Made	06/17/1986	Field Exam Fee	R
Approved/Denied	05/05/1982	Protested Date	00/00/0000	Swan Falls	X
Proof Made Date	05/27/1983	Hearing Date	00/00/0000	Temporary Right	P
Exam to S.O. Date	00/00/0000	Verified Date	00/00/0000	DLE/Carey Act	1
Order Show Cause	00/00/0000	Receipt Number	S015058	Water District	
Licensed Date	00/00/0000	Appl Received	03/04/1982	Transfer/Amended	P
Decree Date	00/00/0000	Name Connector		POU Ownership Flag	Y
Presumption Flag					

MICROFILME
NOV 27 1996

Water right number - T37-08005B   Prefix Translation: TRANSFER

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

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

+ - - - - - - - - - - - - -Comments- - - - - - - - - - - - - +

Date: 05/14/1993 User Id: BALDWIN Subject: TRANSFER
T#4062 filed 10/7/92. T#4062 proposes to split WR# 37-08005 into parts A & B.
Other related water rights are T#4063 (36-2504) and Amendment 37-08720.
T#4062, T#4063 and Amendment 37-08720 were protested on 3/26/93 and hearing was held on 5/13/93.

+ - - Audit Fields - 05/14/93 BALDWIN

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

Proof Due Date	00/00/0000	Field Exam Made	00/00/0000	Field Exam Fee	R
Approved/Denied	00/00/0000	Protested Date	03/26/1993	Swan Falls	X
Proof Made Date	00/00/0000	Hearing Date	05/13/1993	Temporary Right	P
Exam to S.O. Date	00/00/0000	Verified Date	00/00/0000	DLE/Carey Act	1
Order Show Cause	00/00/0000	Receipt Number	S015058	Water District	
Licensed Date	00/00/0000	Appl Received	10/07/1992	Transfer/Amended	T
Decree Date	00/00/0000				

MICROFILMED
NOV 27 1996

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT
(REGIONAL)

Water Right Number - T37-08005B Prefix Translation: TRANSFER Old (D) Number -

*** C - CURRENT OWNER ***
FAULKNER LAND & LIVESTOCK CO INC

1 - 1989 S 1875 E
2 -
3 -
City- GOODING State- ID Zip- 83330
Phone - 208-934-4956

Priority Date: 03/20/1982
Region: 17 SOUTHERN
Stage: L - LICENSE
Status:
Source: GROUNDWATER
Tributary:

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name	Diversion Rate	Diversion No.
06S	15E	31	SE SE SW			(47) GOODING			

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	11/01	2.020	

Total Div. Rate: 2.020
Total Div. Volume:
Total Div. Capacity:

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06S	15E	31	NE SE		12.0	01	IRRIGATION	(47) GOODING
06S	15E	31	NW SE		9.0	01	IRRIGATION	(47) GOODING
06S	15E	31	SW SE		32.0	01	IRRIGATION	(47) GOODING
06S	15E	31	SE SE		37.0	01	IRRIGATION	(47) GOODING
07S	15E	5	NE NE	1	12.0	01	IRRIGATION	(47) GOODING
07S	15E	5	NW NE	2	9.0	01	IRRIGATION	(47) GOODING

Total Acres: 111.0

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks
No Remarks found.

MICROFILMED
NOV 27 1996

Faulkner Land e Livestock. Co.
Split "Tree" 37-8005

37-8005 - Faulkner Land e Livestock.
P/D: 6S, 14E, S8, NESW
Div. Rate: 4.03 cfs
P/U: 264 acres in 6S, 14E, S8

37-8005A Faulkner Land e Livestock.
P/D: 6S, 14E, S8, NESW
Div. Rate: 2.0 cfs.
P/U: 132 acres in. 6S, 14E, S8
SW NW - 33 acres
SE NW - 33 "
NE SW - 33 "
NW SW - 33 "
SW NE - 7 "
SE NE - 5 "
NE SE - 4 "
NW SE - 5 "

37-8005B Faulkner Land e Livestock.
P/D: 6S, 15E, S31, SESESW
Div. Rate: 2.02 cfs
P/U: 111 acres in 6S, 15E, S31
NE SE - 12 acres
NW SE - 9 "
SW SE - 32 "
SE SE - 37 "

7S, 15E, S5
NE NE (L1) - 12 "
NW NE (L2) - 9 "

MICROFILMED
NOV 27 1996

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests rega[redacted] any SRBA claim or claims. The form may also be used to document [redacted] communications requesting information regarding any SRBA claim or claims whe[redacted] request is not made in writing or the claim verification report is not re[redacted] available to document the request. This form is to be filed in all rel[redacted] claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE
May 21, 1997 1:14pm

CUSTOMER
Faulkner Land/Livestock

SUBJECT: A37-08005B,-08005C,-10607

phone call (x) walk-in (.)

Mitchell Faulkner wanted to know the status of his rights [redacted] Sections 8 & 9, T06S, R14E. I printed and faxed the above righ[redacted] to Mr. Faulkner prior to noon today.

From microfilm
2-5-03

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: A37-08005
Date Received: 7/06/1988
Receipt No: 5002032
Received By: scc

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: FAULKNER LAND & LIVESTOCK CO. 208-934-4956
   Address: RT. 2
   GOODING, ID 83330

2. Date of Priority: MAR 20, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06S	14E	8	NE SW		GOODING

5. Description of diverting works:
   105' WELL & 125 HP PUMP, 2 PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.030		1056.00

7. Total Quantity Appropriated is:
   4.030 C.F.S. (and/or) 1056.00 A.F.A.

8. Total consumptive use is 792.0 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	8	SW NE		IRR	33.0
			SE NE		IRR	33.0
			SW NW		IRR	33.0
			SE NW		IRR	33.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06S	14E	8	NE	SW		IRR	33.0
			NW	SW		IRR	33.0
			NE	SE		IRR	33.0
			NW	SE		IRR	33.0
						Section Acres	264.0
						Total Acres	264.0

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:
NONE

14. Remarks:

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

Number of attachments: Ø

For Organizations:

I do solemnly swear or affirm that I am Pres (Title) of Faulkner Land & Livestock Co. (Organization), that I have signed the foregoing document in the space below as Pres (Title) of F. L. & L. (Organization) and that the statements contained in the foregoing document are true and correct.

L. W. Faulkner
Signature of Authorized Agent

Pres Faulkner Land & Livestock Co.
Title and Organization

9/1/88
Date

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

Subscribed and sworn (or affirmed) before me this 1st day of September 19 88

Loraine Stacy
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-8005

Priority: March 20, 1982 Amount: 4.03 CFS 1056.0 AF

This is to certify, that FAULKNER LAND & LIVESTOCK CO.
RT. 2
GOODING, ID 83330 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 4, 1982, and has submitted proof to the Department of Water Resources on June 17, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 4.03 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	VOLUME
Irrigation	04/01 to 11/01	4.03 cfs	1056.0 af

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 8, Township 6S, Range 14E Gooding County

PLACE OF USE: Irrigation

TWN	RGE	SEC	ACRES	ACRES	ACRES	ACRES	TOTAL
6S	14E	8	SWNE 33	SENE 33	SWNW 33	SENW 33	
			NESW 33	NWSW 33	NESE 33	NWSE 33	264

Total number of acres irrigated: 264

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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 license is issued pursuant to the provisions of Section 42-219, **Idaho Code**. Witness the seal and signature of the Director, affixed at Boise, this 23RD day of MARCH, 1987.

MICROFILMED
APR 13 1987

Acting for the Director Norman C Young

870218