

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A36-02590
Date Received: 8/26/1988
Receipt No: 5001885
Received By: ADL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUNSHINE FARMS 208-536-6678
Address: 1645 EAST 3100 SOUTH
WENDELL, ID 83355

2. Date of Priority: MAY 19, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	12	SE	SW	SW		GOODING

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.420		

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

8. Total consumptive use is 363.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	14E	12	NE	SW		IRR	29.0
			NW	SW		IRR	32.0
			SW	SW		IRR	29.0

A36-02590

Page 1

Date: 08/26/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	14E	12	SE SW		IRR	31.0

Section Acres 121.0

Total Acres 121.0

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:
A36-07583 OUT OF SAME SYSTEM

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 31897

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 Organizations:

I do solemnly swear or affirm that I am Owner of _____ Title

Sunshine Farms, that I have signed the foregoing Organization

document in the space below as Owner of _____ Title

Sunshine Farms and that the statements contained in the Organization

foregoing document are true and correct.

James D. Wagner
Signature of Authorized Agent

Owner Sunshine Farms
Title and Organization

James D. Wagner
Date

8-26-88

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day

of Aug 19 88

Lee D. Smith
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/92

T 7S
T 8S

A36

12/31
31/11
0.9

3245

DITCH

328

11

NW SW NW

40

35

14

38

25

325

298

29

31

6

5

2

1

3276

SESWSW

14

13

MICRO

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3452

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

MAR 23 1989

Name of applicant James D. &/or Pattie Lois Nafziger dba Sunshine Farms Phone 536-6678
Post Office address 1645 E. 3100 So., Wendell, ID 83355

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 So that all water for the SW 1/4 Sec. 12 can be pumped
from one well instead of two. Also to change acreage distribution slightly due
to installation of pivot.

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|------------------|-----------------------|-------------------|--------------------------------|
| <u>36-2590</u> | <u>5-19-1964</u> | <u>2.42 cfs</u> | <u>Irrigation</u> | <u>Mar 15</u> to <u>Nov 15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 2.42 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	12	8S	14E	Gooding	

5. Lands irrigated or place of use: No Change

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	14E	12									33	33	27	28					121

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JAN 28 1993Total acres 121

36-2590 J 3452

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 N/A No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
No change
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2590

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

Witness my hand this 17th day of March, 19 89

J. Glen Saxton
Chief, Water Alloc. Bureau

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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. 36-2590 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 5-19-1964

5. Water is used for the following purpose:

amount 2.42 cfs for Irrigation purposes from Mar 15 to Nov 15

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

amount _____ for _____ purposes from _____ to _____

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

amount _____ for _____ purposes from _____ to _____

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

6. Total amount of water under right 2.42 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	12	8S	14E	Gooding	
		NE						

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	
8S	14E	12									29	32	29	31					121

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Total acres 121

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

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Lic. 36-7583 on adjacent lands

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

2. Point(s) of Diversion:

Lot	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	

Total acres _____

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

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

2. Point(s) of Diversion:

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

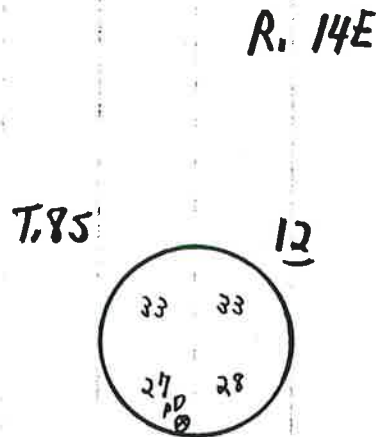
3. Lands irrigated or place of use:

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	

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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.

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PART 3

B. CHANGES IN NATURE OF USE

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

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

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

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

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

James Dr. Vafziger
(Signature of Applicant)

Subscribed and sworn to before me this 18th day of April, 19 88.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by J. Stanton Date 4-18-88 Protest filed by _____

Prelim. check by ADN Fee 50.00 Rec'd 4/18/88

R# 5000096 Received by M. Baldwin Date 4/18/88

Published in Gooding Co. Leader Copies of protest forwarded by _____

Pub. dates 7/20/88 & 7/27/88 Hearing held by _____ Date _____

Watermaster recommendation requested on 4/18 Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by Gary

Copy of transfer sent to lien holder _____

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36-2590

State of Idaho
Department of Water Resources
AMENDED
WATER RIGHT LICENSE

License of Water Right No. 31897/36-2590 Priority May 19, 1964 Amount 2.42 cfs

THIS IS TO CERTIFY, that WILLIS & IONA ANDERSON
of Wendell, Idaho, has complied with the terms and conditions of Permit
No. 31897/36-2590 issued pursuant to Application for Permit dated May 19, 1964
and has submitted proof to the Department of Water Resources on April 3, 1968
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 2.74 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
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>2.42</u> cfs and	<u>484</u> acre feet or
	from _____ to _____	at _____ cfs and	<u>4.0</u> af per acre
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.42 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
484 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 12,
Twp. 8 S, Rge. 14 E, B. M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8 S	14 E	12									29	32	29	31					121

Total number of acres irrigated 121

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 hand and signature of the Director, affixed at Boise, Idaho, this 2

September

1975

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JAN 28 1993

[Signature]

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF Correcting
License No. 31897/36-2590 in the
name of Willis & Iona Anderson

ORDER

WHEREAS, on March 13, 1969, the Department of Water Resources (formerly the Department of Reclamation) issued the above numbered license to Glen C. Anderson - (Partially Assigned) for 2.42 cubic feet per second of water from a ground water source to be diverted at a point near the center of $E\frac{1}{2}SW\frac{1}{4}$, Sec. 12, Twp. 8 S, Rge. 14 E, B. M., Gooding County, for the irrigation of 121 acres in the $SW\frac{1}{4}$ of Sec. 12, Twp. 8 S, Rge. 14 E, B. M.; and

WHEREAS, on May 4, 1971, the Department reissued the above numbered license in the name of Willis and Iona Anderson listing the point of diversion as being within the $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 12, Twp. 8 S, Rge. 14 E, B. M.; and

WHEREAS, it has been brought to the attention of the Department that the point of diversion is in error on the license issued May 4, 1971; and

WHEREAS, after having reviewed the matter, the Director of the Department of Water Resources finds that an amended license should be issued showing the correct legal description of the point of diversion under the above described right;

IT IS, THEREFORE, HEREBY ORDERED that an Amended License No. 31897/36-2590 be issued listing the point of diversion within the $NE\frac{1}{4}SW\frac{1}{4}$ of Sec. 12, Twp. 8 S, Rge. 14 E, B. M., Gooding County.

Dated this 2 day of September, 1975.


R. KEITH HIGGINSON
Director

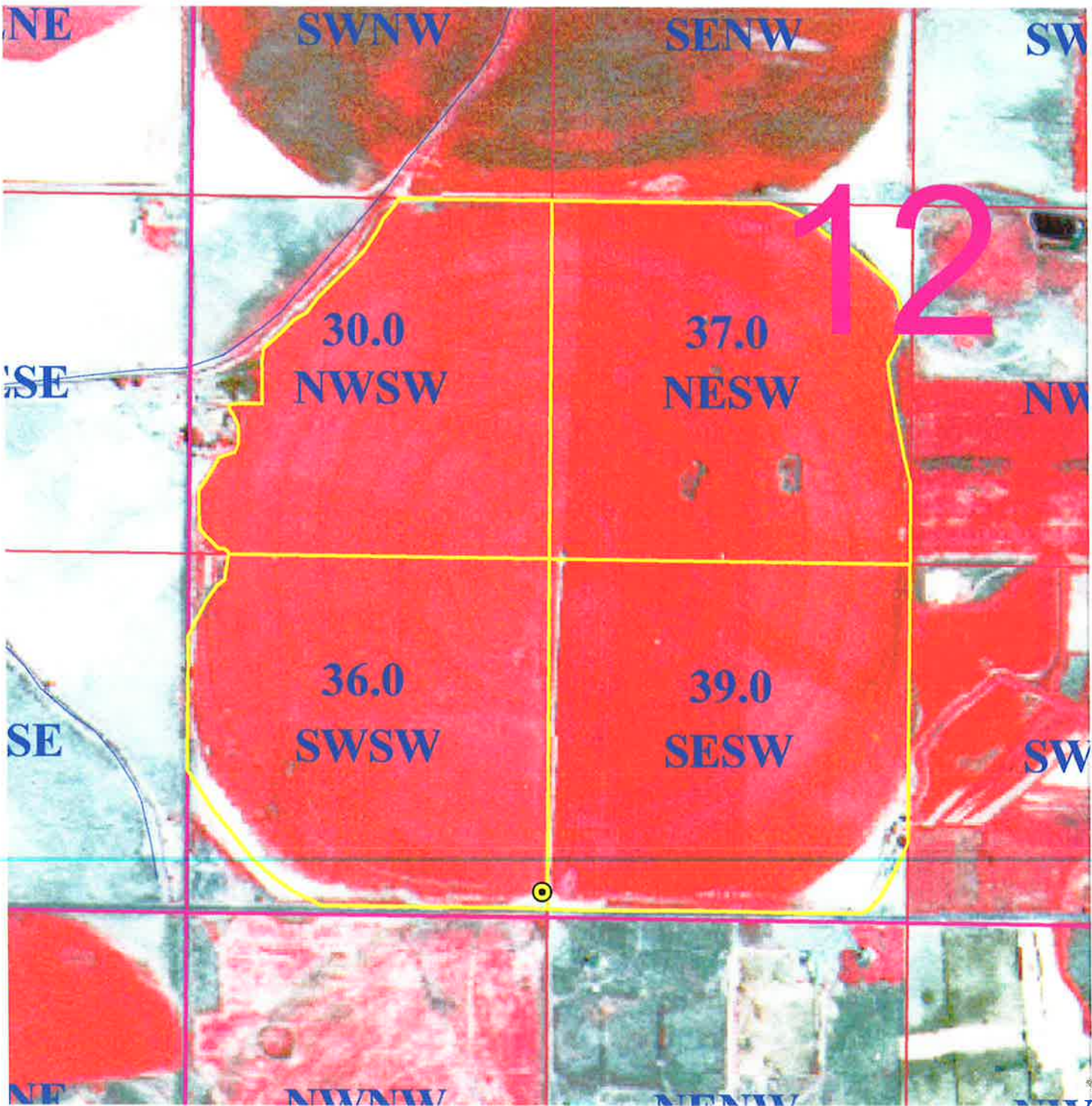
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Log for claim 36-02590

Spatial Dynamics BTD

11/13/01

TR	SEC	QQ	Acres Recommended	Acres Shaped	COMMENT
08s14e	12	NESW	37	37	
08s14e	12	NWSW	30	30	
08s14e	12	SWSW	36	36	
08s14e	12	SESW	39	39	
Totals:			142	142	



Legend

Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals



Water Right Number - 36-02590

Prefix Translation: WATER RIGHT

Old (D) Number - 31897

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

*** C - CURRENT OWNER ***

SOUTHFIELD DAIRY A PARTNERSHIP

1 - 3308 S 1600 E 1

2 -

3 -

City- WENDELL

Phone - 208-536-5414

State- ID Zip- 83355

*** D - DIR RPT OWNER ***

SUNSHINE FARMS

1 - 1645 E 3100 S

2 -

3 -

City- WENDELL

Phone - 208-536-6678

State- ID Zip- 83355

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/19/1964 17 SOUTHERN L - LICENSE

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

+ - - - - - - - - - - - - - Point of Diversion - - - - - +

| TwN | Rng | Sec | Tract | Lot | RFlg | County | Diversion Name |
|-----|-----|-----|-------|-----|------|--------|----------------|
|-----|-----|-----|-------|-----|------|--------|----------------|

| | | | | | | | |
|-----|-----|----|----------|--|------|---------|--|
| 08S | 14E | 12 | SE SW SW | | (47) | GOODING | |
|-----|-----|----|----------|--|------|---------|--|

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

| | | | | | |
|-----------------|--|-------|-------|-------|--|
| 01 - IRRIGATION | | 04/01 | 10/31 | 2.420 | |
|-----------------|--|-------|-------|-------|--|

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.420 0.0

| TwN | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|--------|
|-----|-----|-----|-------|-----|-------|------|-------------|--------|

| | | | | | | | | |
|-----|-----|----|-------|--|------|----|------------|--------------|
| 08S | 14E | 12 | NE SW | | 37.0 | 01 | IRRIGATION | (47) GOODING |
| 08S | 14E | 12 | NW SW | | 30.0 | 01 | IRRIGATION | (47) GOODING |
| 08S | 14E | 12 | SW SW | | 36.0 | 01 | IRRIGATION | (47) GOODING |
| 08S | 14E | 12 | SE SW | | 39.0 | 01 | IRRIGATION | (47) GOODING |

Total Acres: 142.0

+ - - Diversion Means - WELL & PUMP, PIVOT SPRINKLER

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-07583 & 36-10666

+ - - - - - - - - - - - - - Remarks - - - - - +

GEN THIS RIGHT IS LIMITED TO THE IRRIGATION OF 121 ACRES WITHIN THE

Water right number - 36-02590

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - - +
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-10666 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).
RIGHT NOS. 36-07583 & 36-10666 ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.64 CFS, A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 568 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE
USE VOLUME OF 426 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL
OF 142 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
36-07583 & 36-10666.

+ - - - - Old Water Right Numbers - - - - - +
3602590

+ - - - - Conditions of Approval - - - - - +
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

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

+ - - Audit Fields - 10/01/90 BEDKE 08/14/91 CLELLAND 07/10/92 CWU-PROD 07/18/92 POST-STD 08/04/92 MERRITT
08/28/92 PR-PRODM 11/02/92 CPSHAW 12/05/92 ADT-SHAW 03/29/95 POST-STD 04/04/96 TBACKLUN

+ - - Certified Numbers & Date Mailed - 258314 08/24/92

+ - - - - Comments - - - - - +
Date: 08/14/1991 User Id: CLELLAND Subject: WELL CAPACITY AND TRANSFER
JIM STANTON COMPLETED THE FIELD EXAM FOR LICENSE 36-07583 IN 1981 AND FOUND THE ACTUAL PHYSICAL TRANSFER OF THIS RIGHT TO THE POD
LISTED HEREIN HAD ALREADY BEEN ACCOMPLISHED. HE ALSO MEASURED WELL CAPACITY OF THIS WELL (T08S, R14E, S12, SESWSW) AT 1.85 CFS.
THESE THREE RIGHTS WHEN COMBINED PROBABLY SHOULD HAVE BEEN LIMITED TO THIS 1.85 CFS. HOWEVER, SINCE THE TRANSFER #3452 WAS
NOT APPROVED UNTIL MARCH OF 1989, THE CLAIMANT HAS A PERIOD OF FIVE YEARS TO MODIFY THE WELL SYSTEM TO BRING THE DIVERSION UP
TO LICENSED CAPACITY OF 2.64 CFS OR FORFEIT THE DIFFERENCE.
Date: 04/04/1996 User Id: TBACKLUN Subject: NAME CHANGE
OWNERSHIP CHANGE MADE WITH A 1409(7). NAFZIGER TO SOUTHFIELD. SF3 WAS SENT TO NEW OWNERS.

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 11/02/1992 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 08/30/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| Proof Due Date | - 00/00/0000 | Proof Made Date | - 00/00/0000 | Water District | - |
| Licensed Date | - 00/00/0000 | Receipt Number | - S001885 | Federal/State Indicator | - S |
| | | POU Ownership Flag | - Y | Presumption Flag | - C |
| | | Name Connector | - | Notice of Error Flag | - |



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

APRIL 5, 1996

JAMES & PATTIE NAFZIGER
1787 E 3100 S
WENDELL ID 83355

RE: NAFZIGER-SOUTHFIELD DAIRY OWNERSHIP CHANGE
(36-02590, 36-10666, & POSSIBLE 36-07583)

DEAR MR. & MS. NAFZIGER:

I HAVE RECENTLY RECEIVED AN OWNERSHIP CHANGE STATING THAT YOU SOLD TO SOUTHFIELD DAIRY. THE TWO WATER CLAIMS THAT WERE GIVEN ARE NOT IN QUESTION, BUT I DID FIND A THIRD CLAIM(36-7583) THAT IS USED IN COMBINATION WITH THE OTHER TWO NUMBERS. IT IS IN THE SAME PLACE OF USE WITH THE SAME AMOUNT OF ACREAGE.

MY QUESTION IS WAS THIS CLAIM LEFT OFF BY MISTAKE OR DID YOU WANT TO KEEP THIS CLAIM EVEN THOUGH IT HAS THE SAME PLACE OF USE AS THE OTHERS? IF YOU COULD ANSWER THIS QUESTION, I CAN FINISH THE TRANSFER PROCESS. I AM ENCLOSING PROOFS OF THESE CLAIMS. I THANK YOU FOR YOUR TIME.

SINCERELY,

TARA L BACKLUND
SRBA RECORDS CLERK

ENCLOSURES



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

MAR 15 1996

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 8 S. Range 14 Department of Water Resources
Section 12, 1/4 of 1/4 of 1/4 Govt. Lot _____, Southern Region
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

See Attached Legal Description

- ☐ 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) #36-02590
Assigned by IDWR: #36-10666

- ☐ Name and Address of Former Owner/Claimant(s)(Seller): James D. & Pattie Lois Nafziger

1787 E. 3100 S., Wendell, ID 83355

- ☐ New Owner/Claimant (Purchaser): SOUTHFIELD DAIRY, A Partnership

- ☐ New Mailing Address: 3308 S. 1600 E., Wendell, ID 83355

- ☐ New Telephone Number: (208) 536-5414

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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: Warranty Deed Copy

(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) SOUTHFIELD DAIRY Date _____
By [Signature] Date 2/23/96

- ☐ Signature of Former Owner/Claimant(s) James D. & Pattie Lois Nafziger Date _____
[Signature] Date 2/16/96

(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: 4/4/96 By: HS

Claim Number of Split, if any:

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

G-003826

164735

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN TITLE

55 min. past 3 o'clock P.m. this 13th

WARRANTY DEED of March, 1996 9:00

By Penny Watson Deputy

For value received, JAMES D. NAFZIGER and PATTIE LOIS

NAFZIGER, d/b/a/ SUNSHINE FARMS do hereby grant, bargain, sell and convey unto SOUTHFIELD DAIRY, an Idaho General Partnership, herein called the Grantee, all their right, title and interest and to the real property situated in Gooding County, Idaho, and described on Exhibit A attached hereto and incorporated herein,

Together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way and appurtenances, all water, water rights, specifically, Groundwater Right Nos. 36-02590 and 36-10666, water courses and ditch rights (including stock and utilities with ditch or irrigation rights); and all other rights, royalties and profits relating to the real property, including without limitation, all minerals, oil, geothermal and similar matters.

To have and to hold the said premises, with their appurtenances unto the Grantee, its heirs and assigns forever. And the Grantors do hereby covenant to and with the Grantee that they are the owner in fee-simple interest of said premises; that the premises are free from all encumbrances except current ad valorem taxes, levies and assessments, restrictions, reservations, easements of record and apparent and Grantor will warrant and defend the same from all lawful claims whatsoever.

In construing this deed, and where the context so requires, the singular includes the plural; and the masculine, the feminine and the neuter.

RECEIVED

WARRANTY DEED, Page -1-

MAR 15 1996

Department of Water Resources
Southern Region

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 14th day of February, 1996.

JAMES D. NAFZIGER

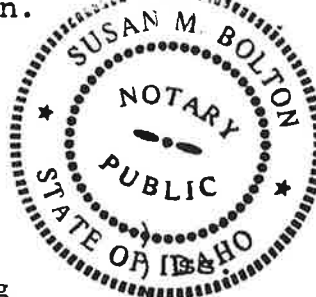
PATTIE LOIS NAFZIGER

STATE OF IDAHO)

County of Gooding) ss.

On this 16th day of February, 1996, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JAMES D. NAFZIGER, known or identified to me to be the person whose name is subscribed to the within 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 certificate first above written.



Susan M. Bolton
NOTARY PUBLIC FOR IDAHO

Residing at Gooding, ID

My commission expires 10-16-98

STATE OF IDAHO

County of Gooding

On this 14th day of February, 1996, before me, the undersigned, a Notary Public in and for said County and State, personally appeared PATTIE LOIS NAFZIGER, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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



Susan M. Bolton
NOTARY PUBLIC FOR IDAHO

Residing at Gooding

My commission expires 10/16/98

STATE OF IDAHO, COUNTY OF GOODING

PARCEL I

Township 8 South Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 12: The Northwest Quarter and the South Half of the Southwest Quarter

PARCEL II

Township 8 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 12: The North Half of the Southwest Quarter

EXCEPTING therefrom a part of the North Half of the Southwest Quarter described as follows:

The true point of beginning is located North $0^{\circ}01'46''$ East, 2637.72 feet from the Southwest corner of Section 12 and is the West quarter corner of Section 12;

Thence South $0^{\circ}01'46''$ West , 991.68 feet along the West Section line;

Thence South $89^{\circ}10'51''$ East, 97.85 feet;

Thence North $45^{\circ}37'00''$ East, 96.14 feet;

Thence North $02^{\circ}30'00''$ East, 339.66 feet to an irrigation lateral;

Thence North $56^{\circ}06'00''$ East, 60.51 feet along irrigation lateral;

Thence North $43^{\circ}39'02''$ East 526.06 feet along irrigation lateral;

Thence North $32^{\circ}26'29''$ East, 205.56 feet along irrigation lateral to a point on the East-West midsection line;

Thence South $89^{\circ}53'10''$ West, 704.48 feet along mid section line to the West quarter corner and point of beginning.

TOGETHER WITH the underground water rights appurtenant to the above-described real property as evidenced by Water Right Number 31897/36-2590.

EXHIBIT A

RECEIVED

MAY 01 1996 MAR 18 1996

Department of Water Resources
Adjudication Bureau
Southern Region

36-02590
36-10666

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

In Re SRBA

Case No. 39576

STANDARD FORM 3

(Check Appropriate Box)

☐ NOTICE OF CHANGE IN ADDRESS

OR

☐ CONSENT TO SUBSTITUTION OF
PARTY

CM system not updated.
document accepted 3/15

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is _____

I am the claimant of _____

(insert each water right number)

I have filed an objection/response to the following water right(s) _____

(insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

right to the use of water is asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

#36-02590

#36-10666

I am the new claimant/purchaser of _____

(Insert each water right number)

My name is _____ SOUTHFIELD DAIRY, A Partnership

My address is _____ 3308 S. 1600 E., Wendell, ID 83355

My phone number is: Work _____ 536-5414 Home _____ 536-6426

The name and address of the prior claimant/seller who I wish to be substituted for are:

_____ James D. Nafziger & Pattie Lois Nafziger

_____ 1787 E. 3100 S., Wendell, ID 83355

Signature of prior claimant/seller

James D. Nafziger

SOUTHFIELD DAIRY, A Partnership

By _____

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____

(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Gooding

SOUTHFIELD DAIRY, a Partnership, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

SOUTHFIELD DAIRY, A Partnership

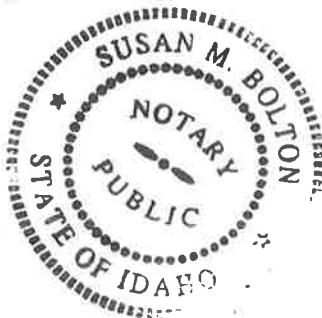
By *Ed. H. H. H.*

Signature of person filing form

BY: _____

Attorney signing in representative capacity

Subscribed and sworn to before me on 23rd day of February 1996
(Insert Date)



Susan M. Bolton
Notary Public for Idaho

Residing at Gooding, ID

My Commission expires: 10-16-98

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on _____, 199__, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724

SOUTHFIELD DAIRY, A Partnership

By 

Signature of person or attorney mailing the form

164735

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN55 min. past 3 o'clock P m. this 13thWARRANTY DEED of March, 19 96 9.00By Penny Watson Deputy

For value received, JAMES D. NAFZIGER and PATTIE LOIS

NAFZIGER, d/b/a/ SUNSHINE FARMS do hereby grant, bargain, sell and convey unto SOUTHFIELD DAIRY, an Idaho General Partnership, herein called the Grantee, all their right, title and interest and to the real property situated in Gooding County, Idaho, and described on Exhibit A attached hereto and incorporated herein,

Together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way and appurtenances, all water, water rights, specifically, Groundwater Right Nos. 36-02590 and 36-10666, water courses and ditch rights (including stock and utilities with ditch or irrigation rights); and all other rights, royalties and profits relating to the real property, including without limitation, all minerals, oil, geothermal and similar matters.

To have and to hold the said premises, with their appurtenances unto the Grantee, its heirs and assigns forever. And the Grantors do hereby covenant to and with the Grantee that they are the owner in fee-simple interest of said premises; that the premises are free from all encumbrances except current ad valorem taxes, levies and assessments, restrictions, reservations, easements of record and apparent and Grantor will warrant and defend the same from all lawful claims whatsoever.

In construing this deed, and where the context so requires, the singular includes the plural; and the masculine, the feminine and the neuter.

MICROFILMED
DEC 04 1996

IN WITNESS WHEREOF, Grantors have hereunto subscribed
their names to this instrument this 14th day of February,
1996.

JAMES D. NAFZIGER

STATE OF IDAHO

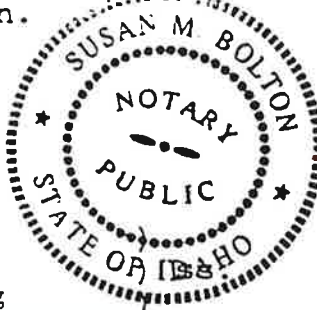
County of Gooding

) ss.

PATTIE LOIS NAFZIGER

On this 14th day of February, 1996, before me, the
undersigned, a Notary Public in and for said County and State,
personally appeared JAMES D. NAFZIGER, known or identified to me to
be the person whose name is subscribed to the within 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 certificate
first above written.



Susan M. Bolton
NOTARY PUBLIC FOR IDAHO

Residing at Gooding, ID

My commission expires 12-16-98

STATE OF IDAHO

County of Gooding

On this 14th day of February, 1996, before me, the
undersigned, a Notary Public in and for said County and State,
personally appeared PATTIE LOIS NAFZIGER, known or identified to me
to be the person whose name is subscribed to the within instrument,
and acknowledged to me that she executed the same.

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



Susan M. Bolton
NOTARY PUBLIC FOR IDAHO

Residing at Gooding

My commission expires 10/16/98

STATE OF IDAHO, COUNTY OF GOODING

PARCEL I

Township 8 South Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 12: The Northwest Quarter and the South Half of the Southwest Quarter

PARCEL II

Township 8 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 12: The North Half of the Southwest Quarter

EXCEPTING therefrom a part of the North Half of the Southwest Quarter described as follows:

The true point of beginning is located North $0^{\circ}01'46''$ East, 2637.72 feet from the Southwest corner of Section 12 and is the West quarter corner of Section 12;

Thence South $0^{\circ}01'46''$ West , 991.68 feet along the West Section line;

Thence South $89^{\circ}10'51''$ East, 97.85 feet;

Thence North $45^{\circ}37'00''$ East, 96.14 feet;

Thence North $02^{\circ}30'00''$ East, 339.66 feet to an irrigation lateral;

Thence North $56^{\circ}06'00''$ East, 60.51 feet along irrigation lateral;

Thence North $43^{\circ}39'02''$ East 526.06 feet along irrigation lateral;

Thence North $32^{\circ}26'29''$ East, 205.56 feet along irrigation lateral to a point on the East-West midsection line;

Thence South $89^{\circ}53'10''$ West, 704.48 feet along mid section line to the West quarter corner and point of beginning.

TOGETHER WITH the underground water rights appurtenant to the above-described real property as evidenced by Water Right Number 31897/36-2590.

EXHIBIT A

MICROFILMED
DEC 04 1996

RECEIVED

MAR 18 1996

Department of Water Resources
Adjudication Bureau

NO DRI. 36-02590
36-10666

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

In Re SRBA

Case No. 39576

STANDARD FORM 3

(Check Appropriate Box)

☐ NOTICE OF CHANGE IN ADDRESS

OR

☐ CONSENT TO SUBSTITUTION OF
PARTY

RECEIVED

APR 18 1996

INSTRUCTIONS FOR USE

Department of Water Resources
Southern Region

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

MICROFILMED

DEC 04 1996

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is _____

I am the claimant of _____

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

#36-02590
#36-10666

I am the new claimant/purchaser of _____
(Insert each water right number)

My name is _____ SOUTHFIELD DAIRY, A Partnership

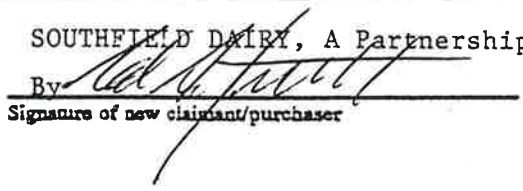
My address is _____ 3308 S. 1600 E., Wendell, ID 83355

My phone number is: Work _____ 536-5414 Home _____ 536-6426

The name and address of the prior claimant/seller who I wish to be substituted for are:

_____ James D. Nafziger & Pattie Lois Nafziger
_____ 1787 E. 3100 S., Wendell, ID 83355


Signature of prior claimant/seller
James D. Nafziger

SOUTHFIELD DAIRY, A Partnership
By 
Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____
(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Gooding

SOUTHFIELD DAIRY, a Partnership, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

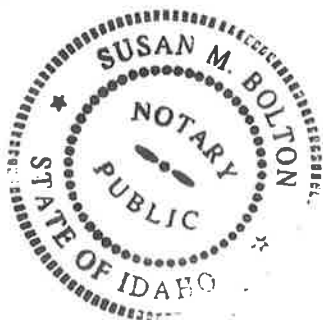
SOUTHFIELD DAIRY, A Partnership

By [Signature]

Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 23rd day of February 1996
(Insert Date)



Susan M. Bolton
Notary Public for Idaho

Residing at: Gooding, ID

My Commission expires: 10-16-98

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on _____, 199____, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

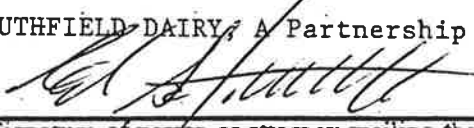
5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724

SOUTHFIELD DAIRY, A Partnership

By 

Signature of person or attorney mailing the form

164735

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN55 min. past 3 o'clock P m. this 13thWARRANTY DEED of March, 1996 9.00By Penny Watson Deputy

For value received, JAMES D. NAFZIGER and PATTIE LOIS

NAFZIGER, d/b/a/ SUNSHINE FARMS do hereby grant, bargain, sell and convey unto SOUTHFIELD DAIRY, an Idaho General Partnership, herein called the Grantee, all their right, title and interest and to the real property situated in Gooding County, Idaho, and described on Exhibit A attached hereto and incorporated herein,

Together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way and appurtenances, all water, water rights, specifically, Groundwater Right Nos. 36-02590 and 36-10666, water courses and ditch rights (including stock and utilities with ditch or irrigation rights); and all other rights, royalties and profits relating to the real property, including without limitation, all minerals, oil, geothermal and similar matters.

To have and to hold the said premises, with their appurtenances unto the Grantee, its heirs and assigns forever. And the Grantors do hereby covenant to and with the Grantee that they are the owner in fee-simple interest of said premises; that the premises are free from all encumbrances except current ad valorem taxes, levies and assessments, restrictions, reservations, easements of record and apparent and Grantor will warrant and defend the same from all lawful claims whatsoever.

In construing this deed, and where the context so requires, the singular includes the plural; and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 14th day of February, 1996.

James D. Nafziger
JAMES D. NAFZIGER

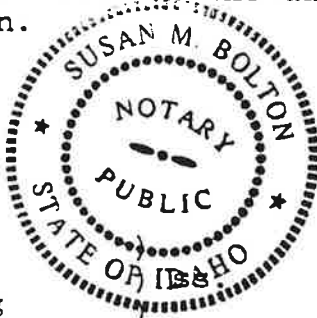
Pattie Lois Nafziger
PATTIE LOIS NAFZIGER

STATE OF IDAHO

County of Gooding) ss.

On this 16th day of February, 1996, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JAMES D. NAFZIGER, known or identified to me to be the person whose name is subscribed to the within 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 certificate first above written.



Susan M. Bolton
NOTARY PUBLIC FOR IDAHO
Residing at Gooding, ID
My commission expires 10-16-98

STATE OF IDAHO

County of Gooding

On this 14th day of February, 1996, before me, the undersigned, a Notary Public in and for said County and State, personally appeared PATTIE LOIS NAFZIGER, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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



Susan M. Bolton
NOTARY PUBLIC FOR IDAHO
Residing at Gooding
My commission expires 10/16/98

STATE OF IDAHO, COUNTY OF GOODING

PARCEL I

Township 8 South Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 12: The Northwest Quarter and the South Half of the Southwest Quarter

PARCEL II

Township 8 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 12: The North Half of the Southwest Quarter

EXCEPTING therefrom a part of the North Half of the Southwest Quarter described as follows:

The true point of beginning is located North $0^{\circ}01'46''$ East, 2637.72 feet from the Southwest corner of Section 12 and is the West quarter corner of Section 12;

Thence South $0^{\circ}01'46''$ West , 991.68 feet along the West Section line;

Thence South $89^{\circ}10'51''$ East, 97.85 feet;

Thence North $45^{\circ}37'00''$ East, 96.14 feet;

Thence North $02^{\circ}30'00''$ East, 339.66 feet to an irrigation lateral;

Thence North $56^{\circ}06'00''$ East, 60.51 feet along irrigation lateral;

Thence North $43^{\circ}39'02''$ East 526.06 feet along irrigation lateral;

Thence North $32^{\circ}26'29''$ East, 205.56 feet along irrigation lateral to a point on the East-West midsection line;

Thence South $89^{\circ}53'10''$ West, 704.48 feet along mid section line to the West quarter corner and point of beginning.

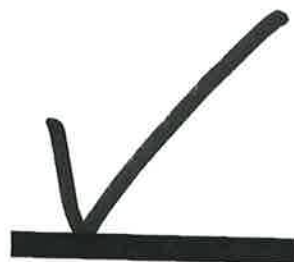
TOGETHER WITH the underground water rights appurtenant to the above-described real property as evidenced by Water Right Number 31897/36-2590.

EXHIBIT A

MICROFILMED

DEC 04 1996

R PROOF



CVR



MAPS



PHOTOS



MISC

MICROFILMED

JAN 28 1993

VERIFIED BY SCC

Water Right Number - R36-02590

Prefix Translation: RESEARCH

Old (D) Number - 31897

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

*** C - CURRENT OWNER ***
SUNSHINE FARMS

1 - 1645 E. 3100 S.

2 -

3 -

City- WENDELL

Phone - 208-536-6678

State- ID Zip- 83355

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/19/1964 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 14E 12 SE SW SW (47) GOODING

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

01 - IRRIGATION 03/15 11/15 2.420

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.420 0.0+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

| | | | | | | | |
|-----|-----|----|-------|------|----|------------|---------------|
| 08S | 14E | 12 | NE SW | 37.0 | 01 | IRRIGATION | (47) GOODING |
| 08S | 14E | 12 | NW SW | 30.0 | 01 | IRRIGATION | (47) GOODING |
| 08S | 14E | 12 | SW SW | 36.0 | 01 | IRRIGATION | (47) GOODING |
| 08S | 14E | 12 | SE SW | 39.0 | 01 | IRRIGATION | (47) GOODING |

Total Acres: 142.0

+ - - Diversion Means - WELL & PUMP, PIVOT SPRINKLER

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-07583 & 36-10666

+ - - - - - Remarks - - - - - +

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 121 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. RIGHT NO. 36-10666 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416(2). RIGHT NOS. 36-07583 & 36-10666 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

MICROFILMED
JAN 28 1993changed & Verified
8/4/92

Water right number - R36-02590

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.64 CFS, A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 568 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE
USE VOLUME OF 426 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL
OF 142 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
36-07583 & 36-10666.

+ - - - - Old Water Right Numbers - - - - - +
3602590

+ - - - - Conditions of Approval - - - - - +
C05 - RIGHT INCLUDES CHANGE IN PLACE OF USE.
A03 - ~~THE USE OF WATER ON THE LANDS TO WHICH THIS RIGHT WAS
APPURTENANT HAS BEEN ABANDONED AND FAILURE TO PUT THE WATER TO
BENEFICIAL USE ON THE PLACE OF USE IDENTIFIED ABOVE WITHIN FIVE
(5) YEARS OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE
TRANSFER SHALL CONSTITUTE LOSS OR FORFEITURE OF THIS RIGHT.~~

deleted

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

+ - - - - Comments - - - - - +
Date: 08/14/1991 User Id: CLELLAND Subject: WELL CAPACITY AND TRANSFER
JIM STANTON COMPLETED THE FIELD EXAM FOR LICENSE 36-07583 IN 1981 AND FOUND THE ACTUAL PHYSICAL TRANSFER OF THIS RIGHT TO THE POD
LISTED HEREIN HAD ALREADY BEEN ACCOMPLISHED. HE ALSO MEASURED WELL CAPACITY OF THIS WELL (T08S, R14E, S12, SESWSW) AT 1.85 CFS.
THESE THREE RIGHTS WHEN COMBINED PROBABLY SHOULD HAVE BEEN LIMITED TO THIS 1.85 CFS. HOWEVER, SINCE THE TRANSFER #3452 WAS
NOT APPROVED UNTIL MARCH OF 1989, THE CLAIMANT HAS A PERIOD OF FIVE YEARS TO MODIFY THE WELL SYSTEM TO BRING THE DIVERSION UP
TO LICENSED CAPACITY OF 2.64 CFS OR FORFEIT THE DIFFERENCE.

+ - - Audit Fields - - +
VERIFIED BY 08/14/91 CLELLAND

+ - - - - 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 -
Response Filed Date - 00/00/0000 **Verified Date - 08/14/1991** Old Case Number -
Claim Received Date - 08/30/1988 Last Amended Date - 00/00/0000 Old Judicial District -
Receipt Number - S001885 Temporary Right - P
POU Ownership Flag - Y Water District -
Name Connector - Federal/State Indicator - S
Presumption Flag - C

MICROFILMED

JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:13:00
06/30/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02590

| WR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|-------------------|---|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | | | | N | | 8-14-91 | | |
| POINT OF DIV | Y | | | N | | | | |
| SOURCE | | | | N | | | | |
| PLACE OF USE | Y | | | N (Y) | 6 | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | Y (Y) | 146
2 | | | |
| CONSUMPTIVE USE | | | | N (Y) | | | | |
| PURPOSES | | | | N | | | | |
| PERIOD OF USE | | | | N | | | | |
| BASIS OF CLAIM | | | | N | | | | |
| REMARKS | | | | N (Y) | | | | |

"VERIFIED BY" CODES

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

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

MICROFILMED
JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:13:00
06/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02590

LAST: SUNSHINE FARMS
ADDRESS: 1645 E. 3100 S.
CITY: WENDELL
PHONE NUMBER: 208-536-6678

FIRST:
STATE: ID ZIP: 83355

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
N EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED
JAN 28 1993

A. AJ CLAIM: # A36-02590 PRIORITY DATE: 05-19-1964 STAGE: L
B. WR RECORD: # 36-02590 PRIORITY DATE: 05-19-1964 STAGE: L

C. FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N N

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

REMARKS:

RECOMMENDED PRIORITY DATE:
05-19-1964

REVIEWED BY lw

DATE 7/23/90

MICROFILMED
JAN 28 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A36-02590 | 08S | 14E | 12 | SE | SW | SW | | GOODING |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07583 NONE
A36-10666

WR RECORDS IN SAME 40 ACRE TRACT
36-07583

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|---------|
| 36-02590 | 08S | 14E | 12 | | SW | SW | | GOODING |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A36-07583 NONE
A36-10666

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

[Signature]

REMARKS:

MICROFILMED
JAN 28 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY |
|-------|-------|-------|-------|-------|-------|-------|--------|
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____ |

same as claim

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

LA

DATE:

7/23/90

MICROFILMED
JAN 28 1993

A. ROOT WATER RIGHT NUMBERS: A36-02590

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|--|--|---|-----------------|----------------|------------------|
| 08S | 14E | 12 | NE | SW | | SUNSHINE FARMS
SUNSHINE FARMS
BRAILSFORD, ROBERT | A36-02590 /29.0
A36-10666 / 8.0
<u>37</u> | 36-02590 /33.0
- /
36-07085 /40.0 | 39.0 | 37 | 37 |
| 08S | 14E | 12 | NW | SW | | SUNSHINE FARMS
SUNSHINE FARMS
ANDERSON, WILLIS
BRAILSFORD, ROBERT | A36-02590 /32.0
A36-10666 / 5.0
A36-10651 /
<u>37</u> | 36-02590 /33.0
- /
- /
36-07085 /40.0 | 37.0 | 30 | 30 |
| 08S | 14E | 12 | SW | SW | | SUNSHINE FARMS
SUNSHINE FARMS
SUNSHINE FARMS
BRAILSFORD, ROBERT | A36-02590 /29.0
A36-10666 / 2.0
A36-07583 / 6.0
<u>37</u> | 36-02590 /27.0
- /
36-07583 / 6.0
36-07085 /40.0 | 39.0 | 36 | 36 |
| 08S | 14E | 12 | SE | SW | | SUNSHINE FARMS
SUNSHINE FARMS
SUNSHINE FARMS
BRAILSFORD, ROBERT | A36-02590 /31.0
A36-10666 / 1.0
A36-07583 / 5.0
<u>37</u> | 36-02590 /28.0
- /
36-07583 / 5.0
36-07085 /40.0 | 37.0 | 39 | 39 |
| TOTAL ACRES | | | | | | A36-02590 | 121.00 | 121.00 | 152.00 | 142 | 142 |

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

1987 A5CS ACRES = 131.5
office review Acres = 142.0
Total claimed = 148.0
(121 + 11 + 16)

Recommended as P.P.U.
because under this pivot system
the acres cannot be irrigated separately.

See
8-13-91

PPU = 142
(See also
attached
POU sheet)

P.P.U.

PRESUMPTION FLAG: C

REMARKS:

transfers of acres within same qtr in
originally licensed - a/c. No ↑ in CFS
on acres

RECOMMENDATIONS:

TOTAL ACRES: 121

REVIEWED BY: LW Sen

DATE: 8/27/90
8-13-91

MICROFILMED

JAN 28 1993

A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| A36-02590 IRRIGATION | FROM 03-15 TO 11-15 | 2.420 CFS |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 2.420 CFS |

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|-----------------------|
| 36-02590 IRRIGATION | FROM 03-15 TO 11-15 | 2.420 CFS 484.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 2.420 CFS 484.00 AF/A |

PRESUMPTION FLAG: C

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(/) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

MICROFILMED
JAN 28 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 2.420 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.420 CFS

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

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
N W

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: ~~A36-07583 OUT OF SAME SYSTEM~~

A36-10666 / 36-07583

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-------------|----------------|-----------|----------------|-----------|----------------|
| A36-02590 | GROUNDWATER | SUNSHINE FARMS | 2.420 | 0.020 | | |
| A36-10666 | GROUNDWATER | SUNSHINE FARMS | 0.320 | 0.020 | | |

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

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|-------------------|---------------------|----------|--------|
| A36-10651 | DOMESTIC | ANDERSON , WILLIS | FROM 01-01 TO 12-31 | .040 CFS | |
| A36-10651 | STOCKWATER | ANDERSON , WILLIS | FROM 01-01 TO 12-31 | .040 CFS | |

MICROFILMED
JAN 28 1993

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 121 x 0.02 CFS/ACRE = 2.42 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 363.0 AF/A
ACRES 121 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 363 AF/A
426

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 121 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 484 AF/A
568

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(/)

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

A36-02583 well same system - different acres
A36-10666 expansion claim filed on system also
(limits explained on -10666)

WELL CAPACITY:

According to the full Exam for Lic. 36-7583 in 1981, the transfer to this given point of Diversion had already taken place. The capacity of the well now listed as POD is given as 1.85 cfs. This ~~sight~~ claimant has 5 years to develop the given well to full capacity & forfeit the difference.

See
8-13-91

MICROFILMED
JAN 28 1993

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|-------------------------------------|--|-------------------------------------|
| IRRIGATION | 03-15 11-15 | DATABASE 2.420
EXAMINER <u>✓</u> | DATABASE ~~484~~
EXAMINER <u>✓</u> | DATABASE 363.0
EXAMINER <u>✓</u> |
| TOTAL FOR THIS RIGHT | | 2.420 | | 363.0 |

REVIEWED BY: lw

DATE: 8/27/90

MICROFILMED
JAN 28 1993

K06
K01
F05
E01

e05

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED ()
NEEDS
REVIEW ()
N/A ()
 ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02590

DATABASE
2.420

EXAMINER
N/A

CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A36-02590

2.420

-

36-02590

2.420

TOTAL CFS

2.420

2.420

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER
N/A

REMARKS:

AUTHENTICATION:

SIGNATURE: *lu*

DATE:

8-14-91
8/27/90

NAME OF FIELD EXAMINER:

TITLE:

MICROFILMED
JAN 28 1993

RECOMMENDED Perm. PLAC OF USE.

1 A36-2590

See
8-13-91

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|--------------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|--------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | 8S | 14E | 12 | | | | | | | | | | | | | | | | | | |
| A36-02590 | | | | | | | | | | | | 33 | 30 | 27 | 31 | | | | | 121 | |
| A36-07583 | | | | | | | | | | | | Ø | Ø | 6 | 5 | | | | | 11 | |
| A36-10666 | | | | | | | | | | | | 4 | Ø | 3 | 3 | | | | | 10 | |
| ★ PPU Recom. | | | | | | | | | | | | 37 | 30 | 36 | 39 | | | | | 142 | PPU. |

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|--------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|--------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | | | |

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|--------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|--------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | | | |

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|--------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|--------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | |
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MICROFILMED

14N 28 1993

CLAIM A36-02590 INIT
T. R. S. Q/Q
P/D
PHOTO
DT.&ID. BB20 + AA70 1974

T
8
S

IRRIGATION

R. 14E

POOR ORIGINAL

MICROFILMED
JAN 28 1983

7
30.9

9
8.5

10
7.3

4
9.5

R 14E

T-909

110.3
TOTAL ASCS
ACRES = 131.5

T
8
S

25.8

3
2.5

22.3

40.7

1106
T-1350

T-1349

29.1

888
T-1158

2 828
21 T-105

T-911

32.9

T-1184

4.0

POOR ORIGINAL

988
T-792

944

MEADOW

Transfer No. _____

Page 5 of 6

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.

R. 14E

T. 9S

12



POOR ORIGINAL

Transfer to _____

if five or more consecutive years of non-use?

if land part E and C

to _____

to _____

to _____

Local name for diversion

| | | SE 1/4 | | | | Totals |
|--|--|--------|---|---|---|--------|
| | | 1 | 2 | 3 | 4 | |
| | | | | | | |
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Total acres

no change:

to _____

to _____

to _____

Local name for diversion

| | | SE 1/4 | | | | Totals |
|--|--|--------|---|---|---|--------|
| | | 1 | 2 | 3 | 4 | |
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MICROFILMED
JAN 28 1993

36-2590

State of Idaho
Department of Water Resources
AMENDED
WATER RIGHT LICENSE

License of Water Right No. 31897/36-2590 Priority May 19, 1964 Amount 2.42 cfs

THIS IS TO CERTIFY, that WILLIS & IONA ANDERSON
of Wendell, Idaho, has complied with the terms and conditions of Permit
No. 31897/36-2590 issued pursuant to Application for Permit dated May 19, 1964
and has submitted proof to the Department of Water Resources on April 3, 1968
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 2.74 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 <u>March 15</u> to <u>Nov. 15</u> | at <u>2.42</u> cfs and | <u>484</u> acre feet or |
| | from _____ to _____ | at _____ cfs and | <u>4.0</u> af per acre |
| | from _____ to _____ | at _____ cfs and | |
| (both dates inclusive) | | | |

Subject, however, to the condition that no more than 2.42 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
484 acre feet per year, said waters to be diverted within the NE 1/4 of Sec. 12,
Twp. 8 S, Rge. 14 E, B. M. in the County of Gooding

Description and location of place of use:

| Twp. | Range | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 8 S | 14 E | 12 | | | | | | | | | 29 | 32 | 29 | 31 | | | | 121 |
| | | | | | | | | | | | | | | | | | | |
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Total number of acres irrigated 121

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-272, 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
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this
September 19 75

MICROFILMED

JAN 28 1993

this well
no longer
serves 36-2590
per transfer