

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: **A36-15234**
Date Received: 9/19/1991
Receipt No: S013723
Received By: _____

~~COPY FOR
YOUR FILES~~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

~~COPY FOR
YOUR FILES~~

1. Name: RUSTIC AG. INC.
Address: P.O. BOX 539
PAUL ID

208-438-8764

83347

2. Date of Priority: MAR 15, 1971

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	22E	9	NE	NW	NE		MINIDOKA
			NW	NW	NW		MINIDOKA

5. Description of diverting works:
TWO WELLS PUMPS AND JOINED MAINLINES (BURIED) TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.800		

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

8. Total consumptive use is 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	22E	8	NE	SE		IRR	14.0
			NW	SE		IRR	40.0
			SW	SE		IRR	20.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	74.0
		17	NE	NE	IRR	20.0
			NW	NE	IRR	5.0
					Section Acres	25.0
					Total Acres	99.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

WILLIAM T. GOODMAN
LARRY R. DUFF
ALAN GOODMAN

LAW OFFICE
Goodman and Duff

CHARTERED
717 7TH STREET
BOX D
RUPERT, IDAHO 83350

September 4, 1992

AREA CODE 208
TELEPHONE NO.
436-4774
FAX
(208) 436-4837

RECEIVED
SEP 9 1992

Department of Water Resources

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

RECEIVED

SEP 09 1992

Department of Water Resources
Southern Region Office

Re: Water Right No. 36-07476 B NOE (D)
36-02480 NOE (A)
36-15234 NOE (A)
36-02479A NOE (D)

Gentlemen:

Enclosed is a New Property Owner Notice Of Change Of Water Right
Ownership on the above referenced Water Right numbers.

Very truly yours,

GOODMAN & DUFF


Larry R. Duff

LRD:ma
Enclosure

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

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Department of Water Resources

DATE OF CLOSING: 9-3-92

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet. - 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)
Assigned by IDWR: 36-02480, 36-02479A, 36-15234, 36-07476B

☐ Name and Address of Former Owner/Claimant(s)(Seller): C & B Farms, Inc.
213 Pleasant Way
Rupert, Idaho 83350

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☐ New Owner/Claimant (Purchaser): Rustic Ag, Inc.

SEP 09 1992

☐ New Mailing Address: P. O. Box 539
Paul, Idaho 83347

Department of Water Resources
Southern Region Office

☐ New Telephone Number: (208) 438-8607
(208) 678-4428-1500 (mobil)

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

☐ Attach proof of ownership, describe proof attached: N/A

(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): Rustic Ag, Inc. Date _____
Ken Atkinson, President Date 9-8-92

☐ Signature of Former Owner/Claimant(s): C & B Farms, Inc. Date _____
William Kerba, President Date 9-4-92

(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: _____ By: _____

Claim Numbers of Split, if any:

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

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SEP 09 1982

Department of Water Resources
Southern Region Office

FROM-----,

TOWNSHIP 8 SOUTH, RANGE 22, E., B.M., MINIDOKA
COUNTY, IDAHO

SECTION 3: SW $\frac{1}{4}$
SECTION 8: SE $\frac{1}{4}$
SECTION 9: All
SECTION 17: NE $\frac{1}{4}$

SECTION 3: That part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Southeast corner of said Section 3; thence North 89°50'00" West along the South section line of said Section 3 for 1,820.00 feet to a point, which point shall be known as the True Point of Beginning; thence North 00°10'00" East for 245.00 feet; thence North 89°50'00" West for 780.00 feet; thence South 00°10'00" West for 245.00 feet to a point on the South section line of said Section 3; thence South 89°50'00" East along said South section line for 780.00 feet to the True Point of Beginning. (Basis of Bearings U.S. Government Plat date 1894).

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Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

SEP 04 1992

Department of Water Resources
Southern Region Office

DATE OF CLOSING: January 1992

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. _____
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

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

[] Water Right Number(s)
Assigned by IDWR: A36-02477A, 2480, 7476B, 15234

[] Name and Address of Former
Owner/Claimant(s)(Seller): C. B. Farms Inc.

213 Pleasant Way
Rupert, ID 83350

[] New Owner/Claimant
(Purchaser): Rustic Ag. Inc.

[] New Mailing Address: P.O. Box 539
Paul, ID
83347

[] New Telephone Number: () 438 - 8764

[] 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: Sale Contract

(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) Rustic Ag. Inc. Date 9-2-92

By: [Signature] President Date 9-2-92

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

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 9/21/92 By: tc

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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



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

22-Sep-1992 15:50

RUSTIC AG. INC.
KEN PATTERSON, PRESIDENT
P.O. BOX 539
PAUL ID 83347

Re: Adjudication Claim(s) No. A36-02479A, 02480, 07476B, 15234

Dear Mr. Patterson:

We have changed the name on the above-referenced Adjudicated Claim(s) to a Water Right(s) as you have requested. Please find enclosed a copy(s) of the computer record of the claim noting the change in name.

Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

c.c. C&B Farms Inc.

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Department of Water
Southern Region

CONTRACT OF SALE OF REAL AND PERSONAL PROPERTY

THIS AGREEMENT, made and entered into this 2nd day
of November, 1990, between C & B FARMS, INC., an
Idaho Corporation, hereinafter designated as SELLER and KEN
PATTERSON and BONNIE PATTERSON, husband and wife, hereinafter
designated as BUYER:

WITNESSETH:

That the Seller in consideration of the covenants and
agreements on the part of the Buyer hereinafter contained, agrees
to sell the following described real and personal property
situated in Minidoka County, State of Idaho, to-wit:

Real Property:

Township 8 South, Range 22 E., B. M., Minidoka
County, Idaho.

Section 3: SW $\frac{1}{4}$
Section 8: SE $\frac{1}{4}$
Section 9: All
Section 17: NE $\frac{1}{4}$

Section 3: That part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, more
particularly described as follows:

Beginning at the Southeast corner of said
Section 3; thence North 89°50'00" West along the
South section line of said Section 3 for 1820.00
feet to a point, which point shall be known as
the True Point of Beginning;

Thence North 00°10'00" East for 245.00 feet;
Thence North 89°50'00" West for 780.00 feet;
Thence South 00°10'00" West for 245.00 feet to a
point on the South section line of said Section
3; Thence South 89°50'00" East along said South
section line for 780.00 feet to the True Point
of Beginning. (Basis of Bearings U. S. Govern-
ment Plat date 1894)

All being subject to easements and county road
right-of-ways of record, together with all water
rights, licenses and permits used in connection
with and/or appurtenant to said real property.

Personal Property:

All irrigation equipment including pumps,
panels, mainline and surface irrigation equip-
ment including but not limited to all that is
described on Exhibit A, attached hereto.
Together with appurtenances.

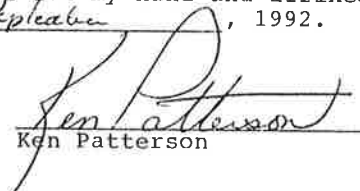
NOT RECORDED
FEB 09 1993

ASSIGNMENT OF CONTRACT OF SALE

KNOW ALL MEN by these presents that KEN PATTERSON, for and in consideration of the sum of \$10.00, lawful money of the United States, and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby sell, transfer, assign and convey unto RUSTIC AG, INC., an Idaho Corporation, all of his right, title and interest to that certain Contract of Sale, dated the 2nd day of November, 1990, wherein C & B Farms, Inc., an Idaho Corporation, is the seller, and Ken Patterson and Bonnie Patterson, husband and wife, are the buyers, including all interest in said Contract acquired from Bonnie Patterson, by the undersigned, by virtue of the divorce settlement between them, and the Quitclaim Deed executed by her to the undersigned.

The undersigned does hereby nominate and appoint the said Rustic Ag, Inc. as its attorney in fact, irrevocable, in its name, place, and stead, to have and receive all of the terms, covenants, and conditions of said Contract of Sale on the condition that Rustic Ag, Inc. assume all of the payments due under said Contract.

IN WITNESS WHEREOF, I have set my hand and affixed my signature this 3rd day of September, 1992.


Ken Patterson

STATE OF IDAHO

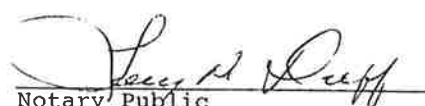
)
) ss.
)

County of Minidoka

On this 3rd day of September, 1992, before me the undersigned Notary Public in and for said State personally appeared Ken Patterson, known 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 the day and year first above written.

(SEAL)


Notary Public
Residing at Rupert, Idaho
My Commission Expires 9-1-92

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It is agreed that the foregoing personal and real property sale is a joint and not a several sale.

PURCHASE PRICE: The Buyer in consideration of the covenants and agreements contained herein, agrees to pay to the Seller as a total purchase price of the property hereinabove described, the sum of NINE HUNDRED EIGHTY THOUSAND AND NO/100 DOLLARS (\$980,000.00) plus accrued interest from date at the rates hereinafter set forth. Said sum shall be paid as follows:

A. The sum of \$200,000.00 which shall bear interest at the rate of Four Percent (4%) per annum and shall be payable as follows:

\$15,000.00 upon the execution of the agreement; \$35,000.00 plus accrued interest on \$185,000.00 on or before January 15, 1991, \$50,000.00 plus accrued interest on or before January 15, 1992, and \$50,000.00 plus accrued interest on April 15, 1992, and \$50,000 plus accrued interest on July 15, 1992.

B. Approximately \$219,500.00 by assumption of the Seller's notes and mortgages to SBA commencing with the balance after the 1990 payment is made by the Seller.

C. Approximately \$136,000.00 by assumption of the Seller's notes and mortgages to R. J. Strasser Drilling Company after Seller makes the 1990 payment plus an additional \$30,000.00 on principal to be paid in February of 1991.

D. Approximately \$296,000.00 by assumption of the Seller's debt with Federal Land Bank of Spokane.

E. The remaining balance shall bear interest at the rate of Nine and One-Half Percent (9.5%) and shall be payable in six equal, annual installments, the first installment of which shall be due on the 1st day of May, 1993, with like payment on the 1st day of May of each year thereafter until said sum is paid in full.

The parties agree to meet prior to June 15, 1991 and to fill in on Exhibit B attached hereto the exact amounts assumed by Buyer on the loan to S. B. A., R. J. Strasser Drilling Company and Federal Land Bank of Spokane and the balance to be paid to the Seller as set forth in Exhibit B attached.

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IMPROVEMENTS AND ALTERATIONS: It is understood and agreed that the Buyer will not make any alterations to improvements located on the above described premises that will in any manner decrease the value of said improvements and that improvements, if any made upon the above described premises shall be paid for by the Buyer at the time said improvements are made; and that the Buyer will not permit or allow any mechanics' and materialmen's liens to be filed on the premises.

TAXES: The Seller promises and agrees to pay all taxes and assessments levied or assessed against the above described premises up to and including the 1st day of January, 1990, and all of the current year's taxes and all prior years. The Buyer promises and agrees to pay, before the same become delinquent, all taxes and assessments levied or assessed against the above described premises from the first day of January, 1991 and none of the current year's taxes and to pay all taxes and assessments subsequent to said date to be assumed as part of the purchase price by the Buyer, which amount and amounts said parties agree to pay when due and payable.

POSSESSION: It is understood and agreed that the Buyer shall have possession of the above described premises at the termination of the annual lease, i.e. approximately December 15, 1991 except for the potato storage located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3 which the Seller and its lessee shall be entitled to the possession of until June 15, 1991 or until the potatoes currently stored there have all been removed, whichever occurs first, and the rentals from the farm which has been leased to Patterson Farms of Idaho, Inc., until December 15, 1991. The Buyer shall be entitled to remain in possession so long as the Buyer complies with the terms and conditions of this agreement.

PROPERTY USE RETAINED BY SELLER: The Seller does retain all rights to the rentals of the potato storage which has

been leased to Sun Valley Potatoes, Inc. to June 15, 1991. The Seller shall be entitled to all rentals for the premises for rentals prior to the possession dates. The Seller and its Lessee shall be responsible to maintain said storage and pay all utility bills in connection therewith until the lease expires on or before June 15, 1991. Any risk for damage to said storage shall be born by the Seller until June 15, 1991 except the Buyer shall keep the same insured against casualty loss.

FORFEITURE FOR NON-PAYMENT OF JANUARY 15, 1991 PAYMENT:

The parties hereto agree that in consideration of the Seller agreeing to allow the Buyer until January 15, 1991 to pay the first \$50,000.00 principal on the contract that in the event the Buyer fails to pay said \$35,000.00 plus interest that is due on January 15, 1991 that the Seller on non-payment shall upon 5 days written notice of default to the Buyer have the right to declare the contract forfeit and null and void and to forfeit the \$15,000.00 paid to Sellers upon the execution of this agreement. Said \$15,000.00 shall be retained by the Seller for compensation for removing the premises from the sale market. If the Buyer fails to make said payment within said 5 day period. In the event of forfeiture the Buyer shall lease the premises under the lease between the seller and Patterson Farms of Idaho, Inc. which has been assigned to the Buyer by the Lessee, for the 1991 crop year and the Seller shall be free to sell said property to any third party and all rights and obligation of the parties under the terms of this agreement shall not be of further force and effect.

PERSONAL PROPERTY: It is understood and agreed that the title to all of the said personal property shall remain in the Seller until payment in full by the Buyer is made. The Buyer agrees during the term of this contract pertaining to said personal property to maintain the quantity and quality of said

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property as it exists this date and agrees to replace any loss with a like quality and that title to said replacements shall be vested in the Seller pending the performance of this contract as to said personal property by the Buyer.

It is further understood and agreed that a portion of the value of the property transferred hereunder is personal property, which will have to be replaced from time to time during the contract. The Buyer does hereby agree to maintain said personal property and to keep the same in good and "First Class" condition at all times, and that replacement personal property shall be of as good or better quality and valued at a sum not less than the present value of the personal property being so replaced.

REPRESENTATIONS AND WARRANTIES: It is understood and agreed by and between the parties hereto that with reference to the character and quality of the above described real property and improvements thereon, the Buyer has made its own personal investigation of the same and, in contracting for the purchase of said property, has relied and is relying upon the information acquired by the Buyer.

CARE OF THE PREMISES: It is understood and agreed that the Buyer will operate the personal property on the above described premises in a good and business-like manner and in such a manner as not to deplete its value and will not commit any waste or strip upon said premises.

TRANSFER OF TITLE: The Seller agrees to make and execute a good and sufficient warranty deed to the real property and deliver the same to the escrowholder, hereinafter named, to convey said real property to the Buyer free and clear of any and all encumbrances, except as herein otherwise provided and except such other encumbrances as may be attached thereto by acts of the parties of the Buyer. Said documents together with a copy of

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this agreement shall be filed with the escrow agent hereinafter named within 30 days after the execution of Exhibit B attached hereto.

FIRE INSURANCE: It is understood and agreed that the Buyer will take out a fire insurance policy in the amount of not less than \$180,000.00 on the potato storage, \$30,000.00 on the shop buildings and replacement cost on the pumps, panels and above ground irrigation equipment covering the improvements with a good and reliable insurance company with a standard loss payable clause attached thereto in favor of the Seller, Federal Land Bank of Spokane, S.B.A and R. J. Strasser Drilling Company.

It is further agreed that the Buyer may take out such additional fire insurance covering the improvements located upon the above described premises and the personal property heretofore described as the Buyer may desire, with a good and reliable insurance company, with a loss payable clause thereto attached, paying to the Seller the Seller's interest in said improvements or personal property as the Seller's interest may appear under the terms of this agreement.

TITLE INSURANCE: The Seller agrees to furnish and deliver to the Buyer a policy of title insurance in the sum of \$880,000.00 which policy shall insure the Buyer good and marketable title to the premises being conveyed to them by the Seller save and except any liens assumed by the Buyer and any lien that may occur by acts of the Buyer after the date hereof. Said policy shall be furnished by January 15, 1992.

ESCROW INSTRUCTIONS AND INSTRUMENTS: As a means of carrying out the terms and conditions of this agreement and making the conveyances of real estate to the Buyer, it is agreed as follows:

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(a) That there shall be deposited in escrow with Land, Title and Escrow, Rupert, Idaho, the following instruments to be held by said company as escrowholder, subject to the terms and conditions of this agreement;

1. The original executed and acknowledged copy of this agreement;

2. An executed copy of the standard form of escrow agreement required by said escrowholder;

3. A Warranty Deed from the Seller to the Buyer, covering the above described premises;

4. A Bill of Sale from the Seller to the Buyer on the heretofore described personal property;

(b) The parties hereto shall share equally the cost of the initial escrow fee incurred in the preparation of the instruments of conveyances herein referred to, including this agreement.

(c) That it is agreed that the escrowholder shall deliver to the Buyer, Buyer's heirs and assigns all the instruments so held in escrow when, and at such time as the full purchase price together with all accrued interest, shall have been paid by the Buyer as herein provided, and at such times as the Buyer has completed each and all the terms of this agreement. Said documents shall be delivered to the escrow holder within 30 days after the January 15, 1992 payment from the Buyer to the Seller has been made.

FORFEITURE CLAUSE: Time is of the essence in this agreement and should the Buyer fail, neglect or refuse to pay said installments of purchase price, together with interest thereon, at the time and times when the same become due and payable, or should the Buyer fail, neglect or refuse to pay taxes, construction charges, operation and maintenance charges, or any other charges or assessments at the time when the same become due and payable, and should the Buyer fail, neglect or refuse to keep or perform each or any of the covenants of this agreement herein contained for the Buyer to keep and perform, then and in that event the Seller shall give to the Buyer notice of such claimed defaults in writing in the manner hereinafter provided; thereafter, the Buyer shall have a time period of 45

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days within which to remedy the claimed default. Should the Buyer fully perform those matters claimed to be in default as set out in said Notice, within the said time period, no forfeiture may be declared or shall the same become effective. However, in the event that the Buyer fails to remedy the claimed default within the said time period, the Seller may declare this agreement forfeit and shall have the right to enter upon and take possession of the real and personal property above described and the Seller may, in that event, retain all payments made hereinunder as reasonable rental and liquidated damages; and the escrowholder, in the case of failure to remedy default, is hereby instructed to deliver to the Seller all instruments then held by it in escrow. As an alternative to forfeiture, upon the failure of the Buyer to cure any default within the above specified time period, the Seller shall have the right to declare all sums due and payable and foreclose this contract as a mortgage.

NOTICE: Any notice to be given under and pursuant to the terms of this agreement shall be deemed delivered when mailed through the United States certified mail, postage prepaid, return receipt requested, and addressed to either of the parties at the following addresses. In the case of the Seller 213 Pleasant Way, Rupert, Idaho, 83350, in the case of the Buyer P. O. Box 296, Rupert, Idaho, 83350. These addresses may be changed from time to time by written notice of the parties to the escrowholder and to the other parties; PROVIDED, FURTHER, that in the case of default of the Buyer, notice may be given as above provided or by personal service in the same manner as service of process.

PAYMENT OF CHARGES BY SELLER: The Seller reserves the right to pay the taxes and water charges on said premises and add the same to the purchase price to be paid by the Buyer if the Buyer fails to pay the same when due. Such payments, if made,

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shall bear interest at the contract rate from payment by the Seller.

INSURANCE DISCLOSURE: During the term of this agreement the Buyer is required to keep the premises continuously insured against physical damage as hereinabove set forth. Said insurance is not available from the Seller.

ATTORNEY FEES: The parties hereto expressly agree that in the event suit is brought under this contract, the successful party shall be entitled to recover as a cost of said suit a reasonable attorney fee.

ASSIGNMENT: It is understood that the Buyer shall not assign this agreement or any interest thereunder without the written consent of the Seller; PROVIDED, HOWEVER, that said consent shall not be unreasonably withheld. The Seller specifically agrees that the Buyer shall have the right to assign this contract to their corporation Rustic Ag, Inc., but that said assignment shall not relieve the Buyer of their personal liability on the same.

RIGHT TO CONVERT TO MORTGAGE: The Buyer upon reduction of the purchase price by \$200,000.00 shall have the right to convert the balance due to the Seller under this contract to a Note and Mortgage.

ASSUMED LOANS: The Buyer shall make all payments on the loans assumed by them directly to said mortgage holders and make direct assumption of said debts after the contract balance has been reduced by \$200,000.00. The Buyer shall indemnify and hold the Seller harmless from any liability, cost or attorney fees arising out of or in connection with any defaults by the Buyer on the assumed loans.

HEIRS, ETC.: The words "Seller" and "Buyer", wherever they appear in this instrument, include the heirs, personal representatives and assigns of said parties and the parties

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hereto respectively bind themselves, their successors, heirs,
assigns and legal representatives.

IN WITNESS WHEREOF, the parties hereto have executed
this agreement the day and year first above written.

SELLERS:
C & B FARMS

By: William Kerbs
William Kerbs, President

ATTEST:

David P. Kerbs
David Kerbs, Asst. Secretary

BUYERS:

Ken Patterson
Ken Patterson
Bonnie Patterson
Bonnie Patterson

STATE OF IDAHO)
County of Minidoka) ss.

On this 2nd day of November, 1990, before me,
the undersigned, a Notary Public in and for said State, person-
ally appeared William Kerbs and David Kerbs, President and
Assistant Secretary respectively of the above-named corporation,
known to me to be the persons whose names are subscribed to the
within instrument and acknowledged to me that they executed the
same on behalf of said corporation.

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

(SEAL)

William Kerbs
Notary Public
Residing at Rupert, Idaho
My Commission Expires 8/1/92

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EXHIBIT A
TO
CONTRACT OF SALE

SEILER: C & B Farms

BUYER: Ken and Bonnie Patterson

Above Ground Sprinkler Equipment:

2 Raincat G tower center pivots with 6 5/8" epoxy mainline with 30' end boom. (Overall length 1310')

40 3" hook and latch 1/4 mile aluminum handline
16 A & M aluminum wheel lines

2640' 10" portable aluminum mainline
1320' 8" portable aluminum mainline
1320' 6" portable aluminum mainline
1800' 4" portable aluminum mainline (Approximate)

1 12" column Western pump - Serial # 20912
with 500 hp GE motor, Serial # HMJ811018
with 100 hp Peerless booster pump,
Serial # 2670621 with GE motor, Serial
JH414039

1 100 hp Arora Booster Pump, Serial
#78-02781-1 with 100 hp Marathon Motor,
Model # 404TSTD7086ED

1 - 12" column Layne & Bowler pump, Serial
53387, 500 hp GE Motor, Serial
EKJ501022, 75 hp. Booster Pump,
Serial # JX375017

Water License Number 36-2480

Water License Number 36-2479*

Water License Number 36-7476*

* Portions of these Licenses cover land not subject to this Contract. See Amendment to License 36-7476 for detail.

3 old trailer houses located on Section 9.

MICROFILMED
FEB 09 1993

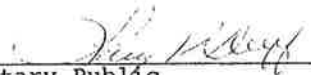
STATE OF IDAHO
County of Minidoka

)
) ss.
)

On this 24th day of November, 1990,
before me the undersigned Notary Public in and for said State
personally appeared Ken Patterson and Bonnie Patterson, known to
me to be the persons whose names are subscribed to the within
instrument and acknowledged to me that they executed the same.

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

(SEAL)



Notary Public
Residing at Rupert, Idaho
My Commission Expires 9-1-92

MICROFILMED
FEB 09 1993

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A36-15234
Date Received: 9/19/1991
Receipt No: S013723
Received By: _____

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

1. Name: C & B FARMS INC 208-436-3008
Address: 213 PLEASANT WAY
RUPERT ID 83350

2. Date of Priority: MAR 15, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	22E	9	NE	NW	NE		MINIDOKA
			NW	NW	NW		MINIDOKA

5. Description of diverting works:
TWO WELLS PUMPS AND JOINED MAINLINES (BURIED) TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.800		

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

8. Total consumptive use is 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	22E	8	NE	SE		IRR	14.0
			NW	SE		IRR	40.0
			SW	SE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	74.0
		17	NE	NE	IRR	20.0
			NW	NE	IRR	5.0
					Section Acres	25.0
					Total Acres	99.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

MICROFILMED
FEB 09 1993

For Organizations:

I do solemnly swear or affirm that I am President of
C & B Farms Inc. Title
Organization, that I have signed the foregoing
document in the space below as President of
C & B Farms Inc. Title
Organization and that the statements contained in the
foregoing document are true and correct. William K. Huber

Signature of Authorized Agent

President of C4B Farms Inc.
Title and Organization

9/19/91
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of Sept. 19 91

Notary Public

Seal

Residing at Kimberly, Idz.

My Commission Expires 6/30/94

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FEB 09 1993

C + B E 2005 Inc

SE 1/4 Section 8

N

NW 1/4 NW 1/4 lot 4	NE 1/4 NW 1/4 lot 3	NW 1/4 NE 1/4 lot 2	NE 1/4 NE 1/4 lot 1
SW 1/4 NW 1/4 lot 5	SE 1/4 NW 1/4	SW 1/4 NE 1/4	SE 1/4 NE 1/4
lot 6			
NW 1/4 SW 1/4	NE 1/4 SW 1/4	NW 1/4 SE 1/4	NE 1/4 SE 1/4
lot 7			
SW 1/4 SW 1/4	SE 1/4 SW 1/4	SW 1/4 SE 1/4	SE 1/4 SE 1/4

Montgomery & Recording Dates S

(4) Frost Int. 6/3/86

(1) F.B. - 8/11/71 - 45,000

FEB 09 1993

(2) SBA - 12/20/79 283,700

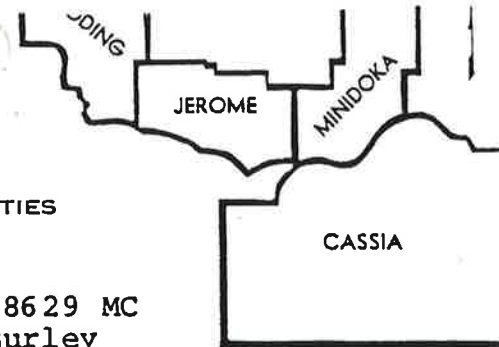
12/4/84

(5) R.J. Stuenkel DeClerq - UCC-1 - Irving Equus 11/23/84 Mtg 122,978

Add 25,000
9/24/85

Land Title and Escrow, Inc.

COMPLETE SERVICE — 3 IDAHO COUNTIES



REFER TO: 18629 MC
OFFICE: Burley
February 3, 1987

First Interstate Bank
P.O. Box 370
Burley, Idaho 83318

LOT BOOK REPORT
Re: C & B FARMS, INC.

Gentlemen:

At your request, we have searched our tract indexes covering the following described property, to-wit:

TOWNSHIP 8 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN
MINIDOKA COUNTY, IDAHO

Section 8: SE $\frac{1}{4}$

And as of February 2, 1987, at 8:00 A.M., we report as follows:

Last conveyance of records runs to:

C & B FARMS, INC., an Idaho Corporation

We further find liens and encumbrances as follows:

1. Unpatented mining claims; reservations or exceptions in patents or state grants or in Acts authorizing the issuance thereof, water rights, claims or title to water.
2. The second half of the 1986 taxes are due and payable, but not yet delinquent.
3. Taxes for 1987 and subsequent years, a lien, but not yet due or payable.
4. Powerline easement from Bill Kerbs and Colleen Kerbs, husband and wife, to Idaho Power Company, dated January 10, 1967 and recorded August 27, 1968 as Instrument No. 199372, records of Minidoka County, Idaho, over and across the North 10 feet of the SE $\frac{1}{4}$ of Section 8.

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524
BOX 36, JEROME, IDAHO 83338
PHONE 324-4842
BOX 473, GOODING, IDAHO 83330
PHONE 934-8477

-continued-

MICROFILMED
FEB 09 1993

5. Federal Land Bank Mortgage from C & B Farms, Inc., an Idaho corporation; William Kerbs, same person as Bill Kerbs, and Colleen Kerbs, husband and wife, as Mortgagors, to The Federal Land Bank of Spokane, a corporation in Spokane, Washington, as Mortgagee, dated August 5, 1971 and recorded August 11, 1971 as Instrument No. 218835, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$45,000.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)
RE-RECORDED August 16, 1971 as Instrument No. 218905, records of Minidoka County, Idaho.
6. Financing Statement No. 7392 between C & B Farms, Inc., as Debtor, and The Federal Land Bank of Spokane, as Secured Party, filed August 12, 1971 as Instrument No. 218855, records of Minidoka County, Idaho, covering irrigation equipment located in Sections 8 and 9, Township 8 South, Range 22 East of the Boise Meridian.
CONTINUATION OF FINANCING STATEMENT filed February 25, 1976 as Instrument No. 257163, records of Minidoka County, Idaho.
CONTINUATION OF FINANCING STATEMENT filed April 14, 1981 as Instrument No. 313093, records of Minidoka County, Idaho.
CONTINUATION OF FINANCING STATEMENT filed April 16, 1986 as Instrument No. 362966, records of Minidoka County, Idaho.
7. Mortgage from C and B Farms, Inc. (an Idaho Corporation) and William & Colleen Kerbs, husband and wife, as Mortgagors, to the Administrator of the Small Business Administration, an agency of the Government of the United States of America, as Mortgagee, dated December 20, 1979 and recorded December 20, 1979 as Instrument No. 299019, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$283,700.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)
8. Financing Statement No. 42252 between C & B Farms, Inc., as Debtor, and R. J. Strasser Drilling Co., as Secured Party, filed November 23, 1984 as Instrument No. 349135, records of Minidoka County, Idaho, covering irrigation equipment located

-continued-

MICROFILMED
FEB 09 1993

on said property plus additional property not included herein.

9. Real Estate Mortgage from C & B Farms, Inc., an Idaho Corporation, as Mortgagor, to R. J. Strasser Drilling Company, a partnership, as Mortgagee, dated November 30, 1984 and recorded December 4, 1984 as Instrument No. 349411, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$122,978.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)
10. Financing Statement No. 43008 between C & B Farms, Inc., as Debtor, and First Interstate Bank of Idaho, as Secured Party, filed April 9, 1985 as Instrument No. 352763, records of Minidoka County, Idaho, covering equipment and other collateral located on said property plus additional property not included herein. (Note: Legal Description contains no Township)
11. Real Estate Mortgage from C & B Farms, Inc., an Idaho Corporation, as Mortgagor, to R. J. Strasser Drilling Company, a partnership, as Mortgagee, dated June 24, 1985 and recorded September 24, 1985 as Instrument No. 357741, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$25,000.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)
12. Financing Statement No. 45217 between C & B Farms, Inc., as Debtor, and First Interstate Bank of Idaho, as Secured Party, filed April 4, 1986 as Instrument No. 362521, records of Minidoka County, Idaho, covering equipment and other collateral located on said property plus additional property not included herein)
13. Real Estate Mortgage from C & B Farms, Inc., as Mortgagor, to First Interstate Bank of Idaho, N.A., as Mortgagee, dated May 14, 1986 and recorded June 3, 1986 as Instrument No. 364435, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$629,900.00, however, no

-continued-

MICROFILMED
FEB 09 1993

LOT BOOK REPORT
Order No. 18629 MC
February 3, 1987
Page 4

representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)

NOTE: Since the Title Company does not have adequate access to the records of security filings in the office of the Idaho Secretary of State, it assumes no responsibility for any filings or lack of filings as to any claimed security interest concerning goods, chattels, farm products, or fixtures that may affect the herein described real estate. The addressee is urged to check the records of the Secretary of State of Idaho.

This report is based on a search of our tract indexes of the County records. This is not a title or ownership report and no examination of the title to the property has been made. For this reason, no liability beyond the amount paid for this report is assumed hereunder and the Company is not responsible for errors and omissions contained herein.

LAND TITLE AND ESCROW, INC.

By Betty Hamilton

MICROFILMED
FEB 09 1993

C+B Farm Inc.
NE 1/4 - Section 17

N

NW 1/4 NW 1/4	NE 1/4 NW 1/4	NW 1/4 NE 1/4	NE 1/4 NE 1/4
SW 1/4 NW 1/4	SE 1/4 NW 1/4	SW 1/4 NE 1/4	SE 1/4 NE 1/4
NW 1/4 SW 1/4	NE 1/4 SW 1/4	NW 1/4 SE 1/4	NE 1/4 SE 1/4
SW 1/4 SW 1/4	SE 1/4 SW 1/4	SW 1/4 SE 1/4	SE 1/4 SE 1/4

Mortgages + Recording Date S (4th) First Indenture 6/3/86

1st FNB 8/11/71 - 45,000

2nd SBA 12/20/79 283,700

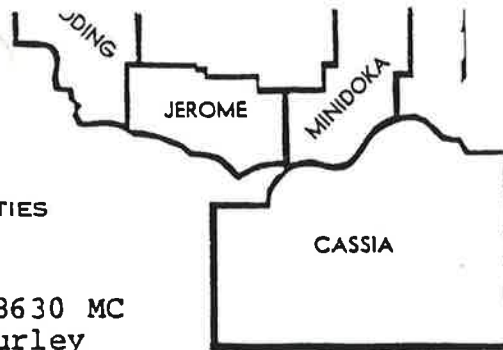
3rd R.J. Starn - UCC-1 Inventory Equip 12/23/84 - R.J. 12/4/84 + 9/24/85

MICROFILMED

FEB 09 1993

Land Title and Escrow, Inc.

COMPLETE SERVICE — 5 IDAHO COUNTIES



REFER TO: 18630 MC
OFFICE: Burley
February 3, 1987

First Interstate Bank
P.O. Box 370
Burley, Idaho 83318

LOT BOOK REPORT
Re: C & B FARMS, INC.

Gentlemen:

At your request, we have searched our tract indexes covering the following described property, to-wit:

TOWNSHIP 8 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN
MINIDOKA COUNTY, IDAHO

Section 17: NE $\frac{1}{4}$

And as of February 2, 1987, at 8:00 A.M., we report as follows:

Last conveyance of records runs to:

C & B FARMS, INC., an Idaho Corporation

We further find liens and encumbrances as follows:

1. Unpatented mining claims; reservations or exceptions in patents or state grants or in Acts authorizing the issuance thereof, water rights, claims or title to water.
2. The second half of the 1986 taxes are due and payable, but not yet delinquent.
3. Taxes for 1987 and subsequent years, a lien, but not yet due or payable.
4. Federal Land Bank Mortgage from C & B Farms, Inc., an Idaho corporation; William Kerbs, same person as Bill Kerbs, and Colleen Kerbs, husband and wife, as Mortgagors, to The Federal Land Bank of Spokane, a corporation in Spokane, Washington, as Mortgagee, dated August 5, 1971 and recorded

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524
BOX 38, JEROME, IDAHO 83338
PHONE 324-4842
BOX 473, GOODING, IDAHO 83330
PHONE 934-8477

-continued-

MICROFILMED
FEB 09 1993

August 11, 1971 as Instrument No. 218835, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$45,000.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)
RE-RECORDED August 16, 1971 as Instrument No. 218905, records of Minidoka County, Idaho.

5. Financing Statement No. 7392 between C & B Farms, Inc., as Debtor, and The Federal Land Bank of Spokane, as Secured Party, filed August 12, 1971 as Instrument No. 218855, records of Minidoka County, Idaho, covering irrigation equipment located in Sections 8 and 9, Township 8 South, Range 22 East of the Boise Meridian.
CONTINUATION OF FINANCING STATEMENT filed February 25, 1976 as Instrument No. 257163, records of Minidoka County, Idaho.
CONTINUATION OF FINANCING STATEMENT filed April 14, 1981 as Instrument No. 313093, records of Minidoka County, Idaho.
CONTINUATION OF FINANCING STATEMENT filed April 16, 1986 as Instrument No. 362966, records of Minidoka County, Idaho.
6. Mortgage from C and B Farms, Inc. (an Idaho Corporation) and William & Colleen Kerbs, husband and wife, as Mortgagors, to the Administrator of the Small Business Administration, an agency of the Government of the United States of America, as Mortgagee, dated December 20, 1979 and recorded December 20, 1979 as Instrument No. 299019, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$283,700.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)
7. Financing Statement No. 42252 between C & B Farms, Inc., as Debtor, and R. J. Strasser Drilling Co., as Secured Party, filed November 23, 1984 as Instrument No. 349135, records of Minidoka County, Idaho, covering irrigation equipment located on said property plus additional property not included herein.
8. Real Estate Mortgage from C & B Farms, Inc., an Idaho Corporation, as Mortgagor, to R. J. Strasser Drilling

-continued-

MICROFILMED
FEB 09 1993

Company, a partnership, as Mortgagee, dated November 30, 1984 and recorded December 4, 1984 as Instrument No. 349411, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$122,978.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)

9. Financing Statement No. 43008 between C & B Farms, Inc., as Debtor, and First Interstate Bank of Idaho, as Secured Party, filed April 9, 1985 as Instrument No. 352763, records of Minidoka County, Idaho, covering equipment and other collateral located on said property plus additional property not included herein. (Note: Legal Description contains no Township)
10. Real Estate Mortgage from C & B Farms, Inc., an Idaho Corporation, as Mortgagor, to R. J. Strasser Drilling Company, a partnership, as Mortgagee, dated June 24, 1985 and recorded September 24, 1985 as Instrument No. 357741, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$25,000.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)
11. Financing Statement No. 45217 between C & B Farms, Inc., as Debtor, and First Interstate Bank of Idaho, as Secured Party, filed April 4, 1986 as Instrument No. 362521, records of Minidoka County, Idaho, covering equipment and other collateral located on said property plus additional property not included herein)
12. Real Estate Mortgage from C & B Farms, Inc., as Mortgagor, to First Interstate Bank of Idaho, N.A., as Mortgagee, dated May 14, 1986 and recorded June 3, 1986 as Instrument No. 364435, records of Minidoka County, Idaho. (Said Mortgage secured the original principal amount of \$629,900.00, however, no representation is made as to the present outstanding balance thereof.) (Covers additional property not included herein)

NOTE: Since the Title Company does not have adequate access to the records of security filings in the office of the Idaho

-continued-

MICROFILMED
FEB 09 1993

LOT BOOK REPORT
Order No. 18630 MC
February 3, 1987
Page 4

Secretary of State, it assumes no responsibility for any filings or lack of filings as to any claimed security interest concerning goods, chattels, farm products, or fixtures that may affect the herein described real estate. The addressee is urged to check the records of the Secretary of State of Idaho.

This report is based on a search of our tract indexes of the County records. This is not a title or ownership report and no examination of the title to the property has been made. For this reason, no liability beyond the amount paid for this report is assumed hereunder and the Company is not responsible for errors and omissions contained herein.

LAND TITLE AND ESCROW, INC.

BY

Betty Hambleton

MICROFILMED
FEB 09 1993

PART 1

6. General Information:

- a. Description of diversion system 3 connected wells + pumps, sprinklers
- 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:
N/A
- d. Remarks:
Officers are Ken Patterson (Pres.), Larry Duff (Acting Sec.).

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 _____

MICROFILMED
FEB 09 1993

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. 36-02479A issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2582 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 6-9-1961

5. Water is used for the following purpose:

amount 1.20 cfs for Irrigation purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.20 cubic feet per second and/or 240 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	9	8S	22E	Minidoka	

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	22E	3									30		30						60

Total acres 60

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

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FEB 03 1993

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	

Total acres _____

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FEB 09 1993

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. R36-02479A 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 6-9-1961

5. Water is used for the following purpose:

amount 1.20 cfs for Irrigation purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.20 cubic feet per second and/or 244 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NW	NE	9	8S	22E	Minidoka	
	NW	NW	NW	"	"	"	"	

8. Lands irrigated or place of use:

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	22E	3									40	30	40	40					150
		8													39	40	40	39	158
		9	38	29	40	29	29	38	38	40	40	39	40	40	39	40	40	39	~~618~~ 628
		17	40	40	40	40													160

Total acres 1089 1096

9. Describe any other water rights used for the same purpose as described above R36-02480, R36-07468

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total acres _____

MICROFILMED
FEB 04 1993

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. 36-02480 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 2-19-1961

5. Water is used for the following purpose:

amount 12.5 cfs for Irrigation purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 12.5 cubic feet per second and/or 3384 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	9	8S	22E	Minidoka	
		NW	NW	"	"	"	"	

8. Lands irrigated or place of use:

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	22E	8													25		20	40	85
		9	38	39	40	39	39	36	38	40	40	39	40	40	39	40	40	39	626
		17	20	35	40	40													135

Total acres 846

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

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total acres _____

MICROFILMED
FEB 09 1993

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. R36-02480 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 7-19-1961

5. Water is used for the following purpose:

amount 12.5 cfs for Irrigation purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 12.5 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NW	NE	9	8S	22E	Minidoka	
	NW	NW	NW	"	"	"	"	

8. Lands irrigated or place of use: Same As R36-02479A

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	

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FEB 09 1993

Total acres _____

9. Describe any other water rights used for the same purpose as described above R36-02479A, 07476B, 15234

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	

Total acres _____

MICROFILMED
FEB 09 1993

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. 36-07476B 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 5-22-1974

5. Water is used for the following purpose:

amount 1.80 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.80 cubic feet per second and/or 360 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	9	8S	22E	Minidoka	

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	22E	3									10	40		40					90

Total acres 90

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

MICROFILMED
FEB 09 1993

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total acres _____

MICROFILMED
FEB 09 1993

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. R36-074768 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 5-22-1974

5. Water is used for the following purpose:

amount 1.80 cfs for Irrigation purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.80 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
	NE	NW	NE	9	8S	22E	Minidoka	
	NW	NW	NW	"	"	"	"	

8. Lands irrigated or place of use: Same As R36-02477A

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	

MICROFILMED
FEB 09 1993

Total acres _____

9. Describe any other water rights used for the same purpose as described above R36-02477A, 02480, 15234

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	

MICROFILMED
FEB 09 1993

Total acres _____

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. R36-15234 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 3-15-1971

5. Water is used for the following purpose:

amount 1.14 cfs for Irrigation purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 1.14 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
	NE	NW	NE	9	8S	22E	Mihidoka	
	NW	NW	NW	"	"	"	"	

8. Lands irrigated or place of use: Symc 9S R36-02479A

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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 FEB 09 1993

Total acres _____

9. Describe any other water rights used for the same purpose as described above R36-02479A, 02480, 02476B

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

MICROFILMED
FEB 09 1993

Total acres _____

Rustic Ag. Inc.
Transfer

1966

U.S. REVENUE

36-04

P/D

P/U

P/D

4

9

10

Proposed P/U

P/U

4

P/U

P/U

16

489

7000 NORTH

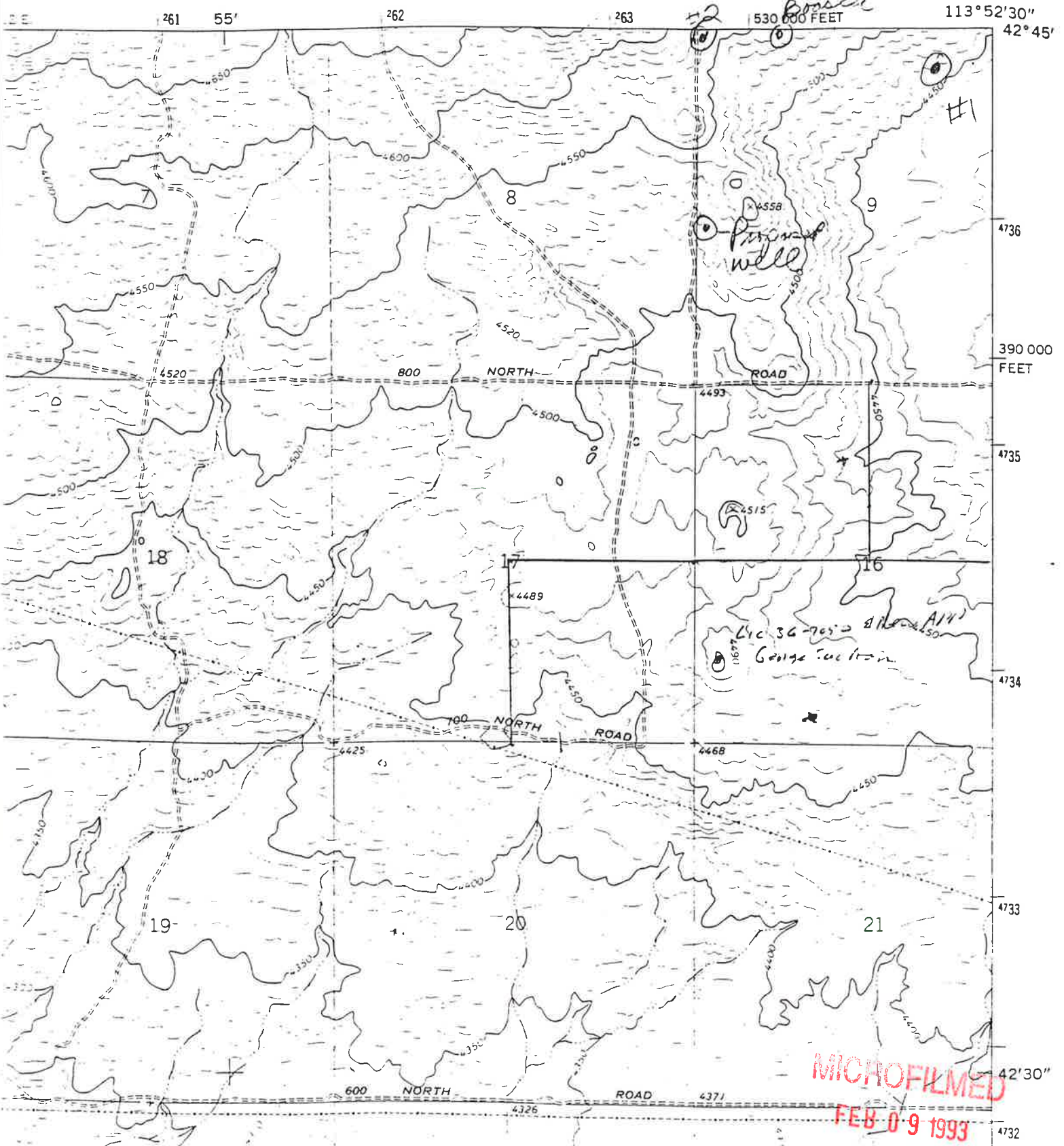
ROAD

NORTH

20

21

BURLEY NW QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



334
113

34
32

T135
1579 1811 2233
TRACT-NOT HEL

NOT TO SCALE

Rustic Ag. Inc
Transfer

1
121.6

T136
1579 1811 2233
TRACT-HEL

RECEIVED
FEB 4 1964

T62
1579 1810
HEL 1
143

2
43.0
HEL

3
40.0

4
35.8

Buried Mainline

HEL
3
24.9

4.3
910

4
39.3

123.6

HEL

7
27.8

T149
95

3
10

NOT TO SCALE

B9

Rustic Ag. Inc. Transfee

Existing
Well

Booster pump

Existing
Well

Buried
Mainline

T62
1579
~~1810~~
2233

Buried
Mainline

Buried Mainline

Proposed
Site of A
Additional
PAD

NOT HEL

7
296.7

NOT HEL

8
296.8

9
16

9 10
16 15

NOT TO SCALE

Rustic Ag. Inc.

Transfer

5 HEL
6.3

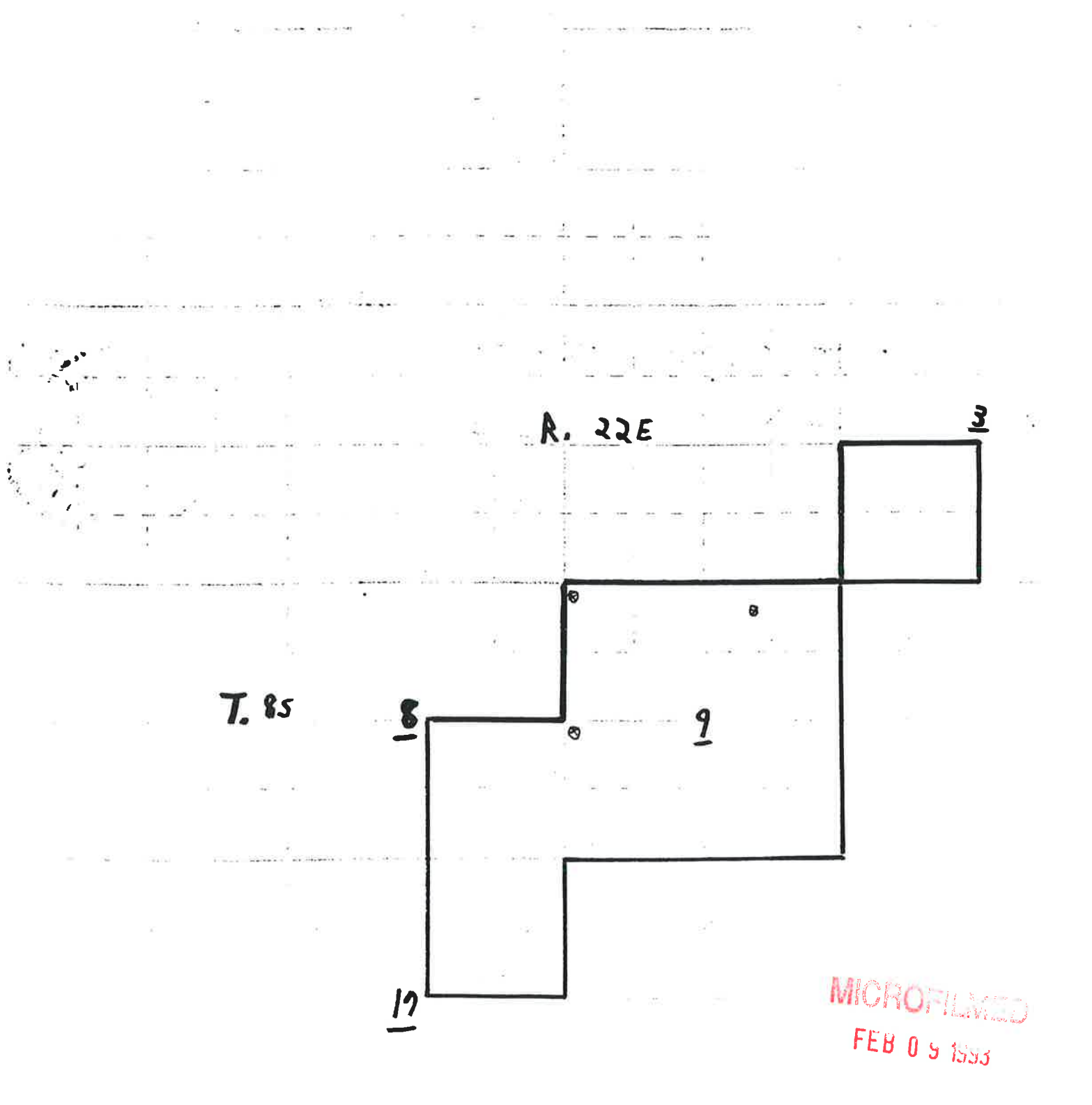
HEL
6.0

Busied
Maid line

HEL
5.5

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.



MICROFILMED
FEB 09 1993

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.



Subscribed and sworn to before me this

Rustic Ag Inc. By Jennifer Patterson Owner
(Signature of Applicant)
3rd day of Sept, 19 92

Kelly K. Christensen
(Notary Public)

My commission expires 3-2-92

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by JF Stanton Date 9-2-92 Protest filed by _____Prelim. check by MTS Fee \$50.00 5014922Received by JF Date 9-2-92Published in So. Id. Press Copies of protest forwarded by _____Pub. dates 11/6 + 11/13/92 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial_____ rec'd. by JF

Copy of transfer sent to lien holder _____

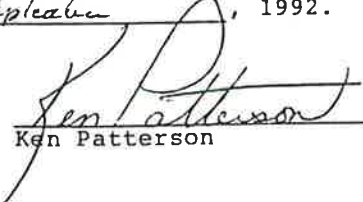
MICROFILMED
FEB 09 1993

ASSIGNMENT OF CONTRACT OF SALE

KNOW ALL MEN by these presents that KEN PATTERSON, for and in consideration of the sum of \$10.00, lawful money of the United States, and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby sell, transfer, assign and convey unto RUSTIC AG, INC., an Idaho Corporation, all of his right, title and interest to that certain Contract of Sale, dated the 2nd day of November, 1990, wherein C & B Farms, Inc., an Idaho Corporation, is the seller, and Ken Patterson and Bonnie Patterson, husband and wife, are the buyers, including all interest in said Contract acquired from Bonnie Patterson, by the undersigned, by virtue of the divorce settlement between them, and the Quitclaim Deed executed by her to the undersigned.

The undersigned does hereby nominate and appoint the said Rustic Ag, Inc. as its attorney in fact, irrevocable, in its name, place, and stead, to have and receive all of the terms, covenants, and conditions of said Contract of Sale on the condition that Rustic Ag, Inc. assume all of the payments due under said Contract.

IN WITNESS WHEREOF, I have set my hand and affixed my signature this 3rd day of September, 1992.


Ken Patterson

STATE OF IDAHO

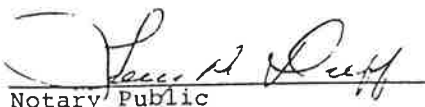
)
) ss.
)

County of Minidoka

On this 3rd day of September, 1992, before me the undersigned Notary Public in and for said State personally appeared Ken Patterson, known 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 the day and year first above written.

(SEAL)


Notary Public
Residing at Rupert, Idaho
My Commission Expires 9-1-92

MICROFILMED
FEB 09 1993

RECEIVED

SEP 10 1972

Department of War
Southern Reg. Co.

CONTRACT OF SALE OF REAL AND PERSONAL PROPERTY

THIS AGREEMENT, made and entered into this 2nd day

of November, 1990, between C & B FARMS, INC., an Idaho Corporation, hereinafter designated as SELLER and KEN PATTERSON and BONNIE PATTERSON, husband and wife, hereinafter designated as BUYER:

WITNESSETH:

That the Seller in consideration of the covenants and agreements on the part of the Buyer hereinafter contained, agrees to sell the following described real and personal property situated in Minidoka County, State of Idaho, to-wit:

Real Property:

Township 8 South, Range 22 E., B. M., Minidoka County, Idaho.

Section 3: SW $\frac{1}{4}$
Section 8: SE $\frac{1}{4}$
Section 9: All
Section 17: NE $\frac{1}{4}$

Section 3: That part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Southeast corner of said Section 3; thence North 89°50'00" West along the South section line of said Section 3 for 1820.00 feet to a point, which point shall be known as the True Point of Beginning;

Thence North 00°10'00" East for 245.00 feet;
Thence North 89°50'00" West for 780.00 feet;
Thence South 00°10'00" West for 245.00 feet to a point on the South section line of said Section 3; Thence South 89°50'00" East along said South section line for 780.00 feet to the True Point of Beginning. (Basis of Bearings U. S. Government Plat date 1894)

All being subject to easements and county road right-of-ways of record, together with all water rights, licenseS and permits used in connection with and/or appurtenant to said real property.

Personal Property:

All irrigation equipment including pumps, panels, mainline and surface irrigation equipment including but not limited to all that is described on Exhibit A, attached hereto. Together with appurtenances.

MICROFILMED
FEB 09 1993

hereto respectively bind themselves, their successors, heirs,
assigns and legal representatives.

IN WITNESS WHEREOF, the parties hereto have executed
this agreement the day and year first above written.

SELLERS:
C & B FARMS

By: William Kerbs
William Kerbs, President

ATTEST:

David P. Kerbs
David Kerbs, Asst. Secretary

BUYERS:

Ken Patterson
Ken Patterson

Bonnie Patterson
Bonnie Patterson

STATE OF IDAHO
County of Minidoka

)
) ss.
)

On this 3rd day of November, 1990, before me,
the undersigned, a Notary Public in and for said State, person-
ally appeared William Kerbs and David Kerbs, President and
Assistant Secretary respectively of the above-named corporation,
known to me to be the persons whose names are subscribed to the
within instrument and acknowledged to me that they executed the
same on behalf of said corporation.

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

(SEAL)

W. A. Legg
Notary Public
Residing at Rupert, Idaho
My Commission Expires 1992

STATE OF IDAHO

County of Minidoka

)
) ss.
)

On this 2nd day of December, 1990,
before me the undersigned Notary Public in and for said State
personally appeared Ken Patterson and Bonnie Patterson, known to
me to be the persons whose names are subscribed to the within
instrument and acknowledged to me that they executed the same.

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

(SEAL)

[Signature]
Notary Public
Residing at Rupert, Idaho
My Commission Expires Feb 2

EXHIBIT A
TO
CONTRACT OF SALE

SELLER: C & B Farms

BUYER: Ken and Bonnie Patterson

Above Ground Sprinkler Equipment:

2 Raincat G tower center pivots with 6 5/8"
epoxy mainline with 30' end boom. (Overall
length 1310')

40 3" hook and latch 1/2 mile aluminum handline
16 A & M aluminum wheel lines

2640' 10" portable aluminum mainline
1320' 8" portable aluminum mainline
1320' 6" portable aluminum mainline
1800' 4" portable aluminum mainline (Approximate)

NEWUNE

#1

1 12" column Western pump - Serial # 20912
with 500 hp GE motor, Serial # HMJ811018
with 100 hp Peerless booster pump,
Serial # 2670621 with GE motor, Serial
JH414039

Booster

1 100 hp Arora Booster Pump, Serial
#78-02781-1 with 100 hp Marathon Motor,
Model # 404TSTD57086ED

WWW-#2

1 - 12" column Layne & Bowler pump, Serial
53387, 500 hp GE Motor, Serial
EKJ501022, 75 hp. Booster Pump,
Serial # JX375017

Water License Number 36-2480
Water License Number 36-2479*
Water License Number 36-7476*

* Portions of these Licenses cover land not subject to
this Contract. See Amendment to License 36-7476 for
detail.

3 old trailer houses located on Section 9.

MICROFILMED
FEB 09 1993

SRBA

SUBCASE SUMMARY REPORT 36-15234

[Return to SRBA Home Page](#)

SRBA
06-07-2002

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 36-15234 FILE#: 01838
CLAIMANT: RUSTIC AG INC

P.O. BOX 539

PAUL ID 83347

STATUS: PD ISSUED

WATER SOURCE: GROUNDWATER,

****** PARTIES INVOLVED ******

RUSTIC AG INC

C PRO SE

****** ROA ENTRIES ******

12-24-1994	42-1416/1416A CLAIM PER IDWR	
07-11-1997	ORDER RE AMENDMENT OF CLAIMS (1416/1426)	
09-19-1997	AMENDED DIRECTOR'S REPORT FILED (ENGLARGEMENT CLAIMS - RPT AREAS 1 AND 3 (BASINS 34 & 36)	
04-13-1998	PARTIAL DECREE FILED -- PD WAS ISSUED AND SERVED IN APRIL 1998 BUT NOT DOCKETED	04-13-1998
08-05-1999	SUPPLEMENTAL DIRECTOR'S REPORTS, RP 1, BASIN 36 PERIOD OF USE & CONJUNCTIVE MANAGEMENT	
01-02-2002	PARTIAL DECREE FILED	01-02-2002
05-22-2002	ORDER OF AMENDED PARTIAL DECREE	
05-22-2002	CERTIFICATE OF MAILING - PARTIAL DECREE	
05-22-2002	AMENDED PARTIAL DECREE FILED	05-22-2002

[Return to SRBA Home Page](#)

SRBA

PARTIAL DECREE 36-15234

Issued on 01-02-2002.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	RUSTIC AG INC P.O. BOX 539 PAUL, ID 83347		
SOURCE:	GROUNDWATER		
QUANTITY:	1.14 CFS		
	USE OF THIS RIGHT WITH RIGHT NOS. 36-2479A, 36-7476B AND 36-2480 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12 AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF.		
PRIORITY DATE:	03/15/1971		
	THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DEC AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. A BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PRUSUANT TO SE 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPE RIGHT.		
POINT OF DIVERSION:	T08S R22E S09	NENWNE NWNWNW	Within Minidoka County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE Irrigation	PERIOD OF USE 03-15 TO 11-15	QUANTIT 1.14 C
PLACE OF USE:	Irrigation		Within Minidok
	T08S R22E S03	NESW 40.0	NWSW 30.0
		SWSW 40.0	SESW 40.0
	S08	NESE 39.0	NWSE 40.0
		SWSE 40.0	SESE 39.0
	S09	NENE 38.0	NWNE 39.0
		SWNE 40.0	SENE 39.0
		NENW 39.0	NWNW 38.0
		SWNW 38.0	SENW 40.0
		NESW 40.0	NWSW 39.0
		SWSW 40.0	SESW 40.0
		NESE 39.0	NWSE 40.0
		SWSE 40.0	SESE 39.0
	S17	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0

1096.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NOS. 36-2479A, 36-7476B AND 36-2480 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGAITON SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WIT PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 36-2479A AND 36-2480 PURSUANT TO SECTION 42-1426, IDAH

CODE.

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

[Return to SRBA Home Page](#)

OK

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. J9576

AMENDED

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-15234

DRAFT

NAME AND ADDRESS: RUSTIC AG INC
P.O. BOX 539
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 1.14 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 36-2479A, 36-7476B AND
36-2480 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS
AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF.

PRIORITY DATE: 03/15/1971

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.POINT OF DIVERSION: T08S R22E S09 MENWNE Within Minidoka County
NWNWNWPURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 03-15 TO 11-15 1.14 CFS

PLACE OF USE:	Irrigation		Within Minidoka County
T08S R22E S03	NESW 40.0		NWSW 30.0
	SWSW 40.0		SESW 40.0
S08	NESE 39.0		NWSE 40.0
	SWSE 40.0		SESE 39.0
S09	NENE 38.0		NWNE 39.0
	SWNE 40.0		SENE 39.0
	NENW 39.0		NWNW 38.0
	SWNW 38.0		SENW 40.0
	NESW 40.0		NWSW 39.0
	SWSW 40.0		SESW 40.0
	NESE 39.0		NWSE 40.0
	SWSE 40.0		SESE 39.0
S17	NENE 40.0		NWNE 40.0
	SWNE 40.0		SENE 40.0
1096.0 Acres Total			

USE OF THIS RIGHT WITH RIGHT NOS. 36-2479A, 36-7476B AND
36-2480 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
1096 ACRES IN A SINGLE IRRIGATION SEASON.THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITH THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT
NOS. 36-2479A AND 36-2480 PURSUANT TO SECTION 42-1426, IDAHO
CODE.THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 36-2479A, 36-7476B, AND 36-2480.SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-15234 File Number: 01834What about
-7476B?

DRAFT

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-15234

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN - 2 2002

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: RUSTIC AG INC
P.O. BOX 539
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 1.14 CFS

PRIORITY DATE: 03/15/1971

POINT OF DIVERSION: T08S R22E S09 NENWNE Within Minidoka County
NWNWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.14 CFS

PLACE OF USE:	Irrigation		Within Minidoka County
	T08S R22E S03	NESW 40.0	NWSW 30.0
		SWSW 40.0	SESW 40.0
	S08	NESE 39.0	NWSE 40.0
		SWSE 40.0	SESE 39.0
	S09	NENE 38.0	NWNE 39.0
		SWNE 40.0	SENE 39.0
		NENW 39.0	NWNW 38.0
		SWNW 38.0	SENW 40.0
		NESW 40.0	NWSW 39.0
		SWSW 40.0	SESW 40.0
		NESE 39.0	NWSE 40.0
		SWSE 40.0	SESE 39.0
	S17	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0
	1096.0 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 36-02479A, 36-07476B, & 36-02480.

USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 12.5 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 4384 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGATION SEASON.

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. I.C. SECTION 42-1412(6).

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-15234 V2

WATER RIGHT NUMBER: 36-15234 V2

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	C & B FARMS INC 213 PLEASANT WAY RUPERT, ID 83350 (208)436-3008
Current Owner	RUSTIC AG INC PO BOX 539 PAUL, ID 83347 (208)438-8764

Priority Date: 03/15/1971

Basis: Beneficial Use

Status: Closed

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.140 CFS	
	<u>Total Diversion:</u>	1.140 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4NW1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				
GROUND WATER	NE1/4NW1/4NE1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				
GROUND WATER	NW1/4NW1/4SW1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	22E	3									40.0	30.0	40.0	40.0					150.0
08S	22E	8													39.0	40.0	40.0	39.0	158.0
08S	22E	9	38.0	39.0	40.0	39.0	39.0	38.0	38.0	40.0	40.0	39.0	40.0	40.0	39.0	40.0	40.0	39.0	628.0
08S	22E	17	40.0	40.0	40.0	40.0													160.0

Total Acres: 1096

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 36-15234 V2

Conditions of Approval:

- ✓ 1. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
- ✓ 2. C18 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.

Remarks:

- ✓ 1. Quantity USE OF THIS RIGHT WITH RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGATION SEASON.
3. Explanatory RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE. THIS RIGHT IS FOR AN ENLARGEMENT OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
4. General THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 36-02479A AND 36-02480 PURSUANT TO SECTION 42-1426, IDAHO CODE.

Comments:

1. SCHULTZ 9/9/1992 NOTICE OF ERROR (NOE)
Comment: RECEIVED NOE 9/8/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 9/19/91. DID NOT REVERIFY ANY PART OF CLAIM.
2. GIVENS 9/22/1992 OWNERSHIP CHANGE
Comment: CHANGE OF OWNERSHIP RECEIVED 9/4/92 ORIGINAL OWNER C & B FARMS INC. NEW OWNER RUSTIC AG. INC. COPY OF CONTRACT OF SALE OF REAL AND PERSONAL PROPERTY.
3. CHRISTEN 10/13/1992 RESPONSE TO NOE
Comment: 9 ACRES WERE ADDED TO P-P/U AFTER REVIEW OF NOE. THEY WERE ALSO ADDED TO THE TOTAL RECOMMENDATION FOR THIS CLAIM. THE DIVERSION RATE AND AFA TOTALS WERE MODIFIED TO REFLECT THE ADDITIONAL 9 ACRES. NO OTHER CHANGES MADE. KKC 10-13-92.
4. ENORQUES 9/9/1997 REFORMAT
Comment: REFORMATTED TO CURRENT STANDARDS.
5. CFRITSCH 4/14/1999 RECORD MODIFIED
Comment: RECORD WAS UPDATED TO REFLECT CHANGES RESULTING FROM APPROVED TRANSFER NO. 4015.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 36-15234 V2

Dates and Other Information:

Decreed Date: 1/2/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant: 39576
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: RECEIVED - RECOMMENDATION CHANGED
State or Federal:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-15234 V1

WATER RIGHT NUMBER: 36-15234 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	C & B FARMS INC 213 PLEASANT WAY RUPERT, ID 83350 (208)436-3008
Current Owner	RUSTIC AG INC PO BOX 539 PAUL, ID 83347 (208)438-8764

Priority Date: 03/15/1971

Basis: Beneficial Use

Status: Closed

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	1.140 CFS	
	<u>Total Diversion:</u>	1.140 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4NE1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				
GROUND WATER	NW1/4NW1/4NW1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	22E	3									40.0	30.0	40.0	40.0					150.0
08S	22E	8													39.0	40.0	40.0	39.0	158.0
08S	22E	9	38.0	39.0	40.0	39.0	39.0	38.0	38.0	40.0	40.0	39.0	40.0	40.0	39.0	40.0	40.0	39.0	628.0
08S	22E	17	40.0	40.0	40.0	40.0													160.0

Total Acres: 1096

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 36-15234 V1

Remarks:

1. General THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-02479A, 36-07476B, & 36-02480.
USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 3288 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS AN EXPANSION OF RIGHTS NO. 36-02479A & 36-02480 PURSUANT TO IDAHO CODE 42-1416(2).

Comments:

1. SCHULTZ 9/9/1992 NOTICE OF ERROR (NOE)
Comment: RECEIVED NOE 9/8/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 9/19/91. DID NOT REVERIFY ANY PART OF CLAIM.
2. GIVENS 9/22/1992 OWNERSHIP CHANGE
Comment: CHANGE OF OWNERSHIP RECEIVED 9/4/92 ORIGINAL OWNER C & B FARMS INC. NEW OWNER RUSTIC AG. INC. COPY OF CONTRACT OF SALE OF REAL AND PERSONAL PROPERTY.
3. CHRISTEN 10/13/1992 RESPONSE TO NOE
Comment: 9 ACRES WERE ADDED TO P-P/U AFTER REVIEW OF NOE. THEY WERE ALSO ADDED TO THE TOTAL RECOMMENDATION FOR THIS CLAIM. THE DIVERSION RATE AND AFA TOTALS WERE MODIFIED TO REFLECT THE ADDITIONAL 9 ACRES. NO OTHER CHANGES MADE. KKC 10-13-92.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: RECEIVED - RECOMMENDATION CHANGED
State or Federal:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-15234

WATER RIGHT NUMBER: 36-15234

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	C & B FARMS INC 213 PLEASANT WAY RUPERT, ID 83350 (208)436-3008
Current Owner	RUSTIC AG INC PO BOX 539 PAUL, ID 83347 (208)438-8764

Priority Date: 03/15/1971

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.140 CFS	
	<u>Total Diversion:</u>	1.140 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4NW1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				
GROUND WATER	NE1/4NW1/4NE1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				
GROUND WATER	NW1/4NW1/4SW1/4	Sec. 9,	Twp 08S,	Rge 22E, B.M.
MINIDOKA County				

Place of UseIRRIGATION Within MINIDOKA County

T08S R22E S03	NESW	40.0	T08S R22E S03	NWSW	30.0
T08S R22E S03	SWSW	40.0	T08S R22E S03	SESW	40.0
T08S R22E S08	NESE	39.0	T08S R22E S08	NWSE	40.0
T08S R22E S08	SWSE	40.0	T08S R22E S08	SESE	39.0
T08S R22E S09	NENE	38.0	T08S R22E S09	NWNE	39.0
T08S R22E S09	SWNE	40.0	T08S R22E S09	SENE	39.0
T08S R22E S09	NENW	39.0	T08S R22E S09	NWNW	38.0
T08S R22E S09	SWNW	38.0	T08S R22E S09	SENW	40.0
T08S R22E S09	NESW	40.0	T08S R22E S09	NWSW	39.0
T08S R22E S09	SWSW	40.0	T08S R22E S09	SESW	40.0
T08S R22E S09	NESE	39.0	T08S R22E S09	NWSE	40.0
T08S R22E S09	SWSE	40.0	T08S R22E S09	SESE	39.0
T08S R22E S17	NENE	40.0	T08S R22E S17	NWNE	40.0
T08S R22E S17	SWNE	40.0	T08S R22E S17	SENE	40.0

Total Acres: 1096

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-15234

Conditions of Approval:

1. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
2. C18 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.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGATION SEASON.
3. General THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 36-02479A AND 36-02480 PURSUANT TO SECTION 42-1426, IDAHO CODE.
4. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-02479A, 36-07476B AND 36-02480.
5. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. SCHULTZ 9/9/1992 NOTICE OF ERROR (NOE)
Comment: RECEIVED NOE 9/8/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 9/19/91. DID NOT REVERIFY ANY PART OF CLAIM.
2. GIVENS 9/22/1992 OWNERSHIP CHANGE
Comment: CHANGE OF OWNERSHIP RECEIVED 9/4/92 ORIGINAL OWNER C & B FARMS INC. NEW OWNER RUSTIC AG. INC. COPY OF CONTRACT OF SALE OF REAL AND PERSONAL PROPERTY.
3. CHRISTEN 10/13/1992 RESPONSE TO NOE
Comment: 9 ACRES WERE ADDED TO P-P/U AFTER REVIEW OF NOE. THEY WERE ALSO ADDED TO THE TOTAL RECOMMENDATION FOR THIS CLAIM. THE DIVERSION RATE AND AFA TOTALS WERE MODIFIED TO REFLECT THE ADDITIONAL 9 ACRES. NO OTHER CHANGES MADE. KKC 10-13-92.
4. ENORQUES 9/9/1997 REFORMAT
Comment: REFORMATTED TO CURRENT STANDARDS.
5. CFRITSCH 4/14/1999 RECORD MODIFIED
Comment: RECORD WAS UPDATED TO REFLECT CHANGES RESULTING FROM APPROVED TRANSFER NO. 4015.
6. jroberts 5/17/2002 Added K06 to Remarks
Comment: Added and Changed some Remarks to match the Amended Partial Decree.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 36-15234

Dates and Other Information:

Licensed Date:
Decreed Date: 1/2/2002
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

05/17/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 36-15234

NAME AND ADDRESS: RUSTIC AG INC
PO BOX 539
PAUL ID 83347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.14 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF.

PRIORITY DATE: 03/15/1971

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION:

T08S R22E S9 NENWNE Within MINIDOKA County

T08S R22E S9 NWNWNW Within MINIDOKA County

T08S R22E S9 NWNWSW Within MINIDOKA County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.140 CFS

PLACE OF USE:

IRRIGATION Within MINIDOKA County

T08S R22E S03	NESW	40.0	T08S R22E S03	NWSW	30.0
T08S R22E S03	SWSW	40.0	T08S R22E S03	SESW	40.0
T08S R22E S08	NESE	39.0	T08S R22E S08	NWSE	40.0
T08S R22E S08	SWSE	40.0	T08S R22E S08	SESE	39.0
T08S R22E S09	NENE	38.0	T08S R22E S09	NWNE	39.0
T08S R22E S09	SWNE	40.0	T08S R22E S09	SENE	39.0
T08S R22E S09	NENW	39.0	T08S R22E S09	NWNW	38.0
T08S R22E S09	SWNW	38.0	T08S R22E S09	SENW	40.0
T08S R22E S09	NESW	40.0	T08S R22E S09	NWSW	39.0
T08S R22E S09	SWSW	40.0	T08S R22E S09	SESW	40.0
T08S R22E S09	NESE	39.0	T08S R22E S09	NWSE	40.0
T08S R22E S09	SWSE	40.0	T08S R22E S09	SESE	39.0
T08S R22E S17	NENE	40.0	T08S R22E S17	NWNE	40.0
T08S R22E S17	SWNE	40.0	T08S R22E S17	SENE	40.0

1096 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

05/17/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 36-02479A AND 36-02480 PURSUANT TO SECTION 42-1426, IDAHO CODE.
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: Beneficial Use

RIGHT NOS. 36-02479A, 36-07476B AND 36-02480 ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

R PROOF

CVR

MAPS

PHOTOS

MISC

OCT 20 1994

WILLIAM T. GOODMAN
LARRY R. DUFF
ALAN GOODMAN

LAW OFFICE
Goodman and Duff

CHARTERED
717 7TH STREET
BOX D
RUPERT, IDAHO 83350

POOR ORIGINAL

AREA CODE 208
TELEPHONE NO.
436-4774
FAX
(208) 436-4837

October 30, 1992

RECEIVED

NOV 02 1992

Department of Water Resources
Southern Region Office

Kelly K. Christensen
Sr. Water Resource Agent
Dept. of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

Re: Notice of Error of Claims
36-07476A, 36-02479B, 36-02480,
36-02479A, 36-0747B and 36-15234

Dear Mr. Christensen:

This letter is to notify you that we do not agree with your response in the above matters. We do not believe your department, or the Court has the authority to reduce the licensed use period.

Also, we request that the notice in this matter be sent to C & B Farms, Inc., c/o Rustic Ag, Inc., P. O. Box 539, Paul, Idaho, 83347.

Very truly yours,

GOODMAN & DUFF

*Property in the process
of being sold. They wanted
these claims to be returned
to Rustic Ag. LLC*

Larry R. Duff

LRD:ma

cc: Ken Patterson
Bill Kerbs

MICROFILMED

OCT 20 1994

Water Right Number - X36-15234

Prefix Translation:

XFER OF RECOM. CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
RUSTIC AG INC

1 - PO BOX 539

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-8764

*** O - ORIGINAL OWNER ***
C & B FARMS INC

1 - 213 PLEASANT WAY

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3008

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/15/1971 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County08S 22E 9 NE NW NE (67) MINIDOKA
NW NW NW (67) MINIDOKA
NW NW SW (67) MINIDOKA+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.140+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.140 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 22E 3 NE SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 3 NW SW 30.0 01 IRRIGATION (67) MINIDOKA
08S 22E 3 SW SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 3 SE SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 NE SE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 NW SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 SW SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 SE SE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 NE NE 38.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 NW NE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 SW NE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 SE NE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 NE NW 39.0 01 IRRIGATION (67) MINIDOKA

MICROFILMED

OCT 20 1994

Water right number - X36-15234

Prefix Translation: XFER OF RECOM. CLAIM

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	22E	9	NW NW		38.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	SW NW		38.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	SE NW		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	NE SW		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	NW SW		39.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	SW SW		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	SE SW		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	NE SE		39.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	NW SE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	SW SE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	9	SE SE		39.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	17	NE NE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	17	NW NE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	17	SW NE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	22E	17	SE NE		40.0	01	IRRIGATION	(67) MINIDOKA

Total Acres: 1096.0

+ - - Diversion Means - THREE CONNECTED WELLS AND PUMPS, SPRINKLERS

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - SEE REMARKS

Right No. 36-15234 is limited to the irrigation of 100 acres in the place of use described above in a single irrigation season. Right Nos. 36-02479A, 36-02480, 36-07476B and Snake River Basin Adjudication (SRBA) Claim No. 36-15234 are limited to a total combined diversion rate of 12.5 cfs, a total combined annual diversion volume of 4384 af, a total combined annual consumptive use volume of 3288 af, and to the irrigation of a combined total of 1096 acres in a single irrigation season. (See Trans. #4015) Water right Nos. 36-02479A, 36-07476B, and 36-02480 are also changed under Transfer No. 4130 and are represented on a separate transfer approval.

Old Water Right Numbers

No Old Water Right Numbers Found

Conditions of Approval

046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

R26 - This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.

MICROFILMED

OCT 20 1994

Water right number - X36-15234

Prefix Translation: XFER OF RECOM. CLAIM

+ - - - - Conditions of 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.
- T16 - The change approved by this transfer is subject to the terms of
 - the court's final decree of this right in the ongoing Snake
 - River Basin Adjudication.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

No Comments Found

+ - - Audit Fields - - +

12/03/93 ROBERTSO

+ - - - - 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	- 00/00/0000	Last Amended Date	- 00/00/0000	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
OCT 20 1994

Water Right Number - 36-15234

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
RUSTIC AG. INC.1 - P.O. BOX 539
2 -
3 -
City- PAUL
Phone - 208-438-8764

State- ID Zip- 83347

*** O - ORIGINAL OWNER ***
C & B FARMS INC1 - 213 PLEASANT WAY
2 -
3 -
City- RUPERT
Phone - 208-436-3008

State- ID Zip- 83350

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/15/1971 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County08S 22E 9 NE NW NE (67) MINIDOKA
NW NW NW (67) MINIDOKA

8 22 9 NW NW SW

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

01 - IRRIGATION

04/01 10/31

1.140

483.9

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.140 0.0+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

| | | | | | | | | |
|-----|-----|---|-------|--|------|----|------------|---------------|
| 08S | 22E | 3 | NE SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 3 | NW SW | | 30.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 3 | SW SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 3 | SE SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | NE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | NW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | SW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | SE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE NE | | 38.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW NE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE NE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE NW | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW NW | | 38.0 | 01 | IRRIGATION | (67) MINIDOKA |

MICROFILMED

OCT 20 1994

Water right number - 36-15234

Prefix Translation: WATER RIGHT

| Tw | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|---------------|
| 08S | 22E | 9 | SW NW | | 38.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE NW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW SW | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | NE NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | NW NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | SW NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | SE NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |

Total Acres: 1096.0

3 connected wells & pumps, sprinklers
+ - - Diversion Means - ~~TWO WELLS PUMPS AND JOINED MAINLINES (BURIED) TO SPRINKLER SYSTEM~~

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - SEE REMARKS

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-02479A, 36-07476B, & 36-02480.

✓ USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 3288 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGATION SEASON.

✓ THIS RIGHT IS AN EXPANSION OF RIGHTS NO. 36-02479A & 36-02480 PURSUANT TO IDAHO CODE 42-1416(2).

+ - - - - - 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

MICROFILMED
OCT 20 1994

Prefix Translation: WATER RIGHT

+ - - Audit Fields - - +
00/00/00

+ - - - - - 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 | - 10/13/1992 | Old Judicial District | - |
| Claim Received Date | - 09/19/1991 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S013723 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - E |
| | | | | Notice of Error Flag | - C |

MICROFILMED
OCT 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

✓ Carter

TRANSFER OF WATER RIGHT

Southern AJ

TRANSFER NO. 4015 (PART)
CLAIM TO A WATER RIGHT NO. 36-15234

No Objections

This is to certify that: RUSTIC AG INC
PO BOX 539
PAUL ID 83347

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.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION | 04/01 to 10/31 | 1.14 CFS | 483.9 AF |

SOURCE

GROUNDWATER

Priority: 03/15/1971

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. , Township , Range

NWNE , Sec. 9, Township 08S, Range 22E

NWNW , Sec. 9, Township 08S, Range 22E

MINIDOKA County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 08S | 22E | 3 | NESW 40 | NWSW 30 | SWSW 40 | 150 |
| | | | SESW 40 | | | |
| | | 8 | NESE 39 | NWSE 40 | SWSE 40 | 158 |
| | | | SESE 39 | | | |
| | | 9 | NENE 38 | NWNE 39 | SWNE 40 | |
| | | | SENE 39 | NENW 39 | NWNW 38 | |
| | | | SWNW 38 | SENW 40 | NESW 40 | |
| | | | NWSW 39 | SWSW 40 | SESW 40 | |
| | | | NESE 39 | NWSE 40 | SWSE 40 | |
| | | | SESE 39 | | | 628 |
| | | 17 | NENE 40 | NWNE 40 | SWNE 40 | |
| | | | SENE 40 | | | 160 |

Total number of acres irrigated: 1096

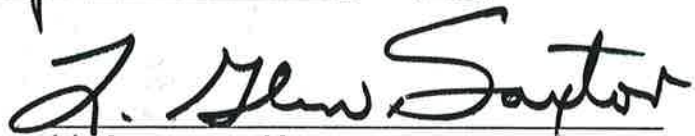
MICROFILMED
OCT 20 1994

TRANSFER NO. 4015 (PART)
CLAIM TO A WATER RIGHT NO. 36-15234

CONDITIONS/REMARKS:

- 046 1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R01 2. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R26 3. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.
- T08 4. 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.
- 716 5. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.
- ✓ 6. Right No. 36-15234 is limited to the irrigation of 100 acres in the place of use described above in a single irrigation season.
- ✓ 7. Right Nos. 36-02479A, 36-02480, 36-07476B and Snake River Basin Adjudication (SRBA) Claim No. 36-15234 are limited to a total combined diversion rate of 12.5 cfs, a total combined annual diversion volume of 4384 af, a total combined annual consumptive use volume of 3288 af, and to the irrigation of a combined total of 1096 acres in a single irrigation season.
8. Water Right Nos. 36-02479A, 36-07476B, and 36-02480 are also changed under Transfer No. 4130 and are represented on a separate transfer approval.

Dated this 17th day of August, 1993.


Chief, Water Alloc. Bureau

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OCT 20 1994

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



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FEB 09 1993

AUG-24-1992

NOTICE OF ERROR FORM

RECEIVED

SEP 8 1992

Department of Water Resources

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-15234

2. Name: C & B FARMS, INC.

Address: 213 Pleasant Way
Rupert, ID 83350

Weekday Telephone Number: (208) 436-3008

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FEB 09 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
Maximum Quantity 1.04 cfs
Period of Use 04-01 to 10-31
Irrigated Acres 91
4. Describe the changes you wish to have made in the proposed recommendation:
Maximum Quantity 1.80 cfs
Period of Use 3/15 to 11/15
Irrigated Acres 99
5. Describe why you disagree with the proposed recommendation:
Proposed Recommendation is Contrary to existing
License and Use
6. Date: September 4, 1992

C & B FARMS, INC.

SIGNATURE BY

William Kubs



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

13-Oct-1992

C & B FARMS INC
213 PLEASANT WAY
RUPERT ID 83350

RE: RESPONSE TO NOTICE OF ERROR FOR CLAIMS 36-07476A,
36-02479B, 36-02480, 36-02479A, 36-07476B, & 36-15234.

Dear Mr Kerbs

My response is twofold based upon the combined rights within each system.

The first system includes claims 36-02479B and 36-07476A. As noted on the response form, I am not recommending any changes at this time. Please refer to the attached response to your NOE for details on my recommendation.

The other system consisting of claims 36-02479A, 36-07476B, 36-02480, and 36-15234 has been updated based upon your NOE and second review. Please review the attached response to your NOE for details of the changes made.

PERIOD OF USE RESPONSE FOR ALL CLAIMS

Your NOE indicates that you would like the recommendation to show a longer season of use for irrigation. For the reasons stated below, the season of use that will be recommended in the Director's Report will remain as proposed.

The proposed recommendation is based on irrigation season of use standards adopted by the Director for the various regions throughout the state. These standards are based on the period of the year in which there is less than a 75% chance of a 24 degree F. frost.

In addition, since there are some years in which water can be beneficially used for irrigation outside the irrigation season, the proposed Director's Report includes a general provision which provides for irrigation outside the

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FEB 09 1993

C & B FARMS
PAGE 2
13-Oct-1992

irrigation season under certain conditions. The conditions are that the water is beneficially used, as determined by the director; that all water rights with a period of use outside the irrigation season, regardless of priority, are satisfied; and that the use does not conflict with the public interest as determined by the director. This proposed general provision will be included in the Director's Report.

If you still disagree with IDWR's recommendations, you will have an opportunity to file an objection to the Director's Report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

If you are not satisfied with the updated recommendations, you will have to contact this office as soon as possible or file an objection with the court after the Director's Report has been filed.

Sincerely

Kelly K. Christensen
Sr. Water Resource Agent

enclosures

MICROFILMED
FEB 09 1993

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: 36-2480 & 36-15234 Contact Date: _____

IDWR Contact Person: (print and initial) Kelly K. Christensen

Claimant Contact Person _____

Others Present _____

Contact By (give date) _____

Meeting (location): _____

Phone Call (no.) _____

Letter (attach letter): _____

IDWR USE ONLY

Date _____ Initials _____

Date Entered _____

Verified _____

I. Issues identified by claimant: 36-2480. NWSW of Sec 9 should show 39 Acres
36-15234. 1. max quantity changed
2. Period of use changed
3. total acres changed.

II. Reasons provided claimant for original recommendation: _____

For 36-2480. after review the 30 acre recommendation appears
to be an error. I accept your request as valid.

For 36-15234. #2 the 9 acres added in NWSW of Sec 9
will be reflected in this exp claim therefore I also accept your
request for the additional acres within this right.

#2. Period of use, changes addressed in accompanying letter.

#1. The div rate recommended for the exp claim is based
upon system capacity and total system acres.

My recommendation for the div rate on the exp claim is:

$$\frac{12.5 \text{ CFS (Sys CAP)}}{1096 \text{ (Sys Acres)}} = 0.0114 \text{ CFS/ACRE}$$

$$\frac{100}{99 \text{ ACRES (tot for 36-15234)}} = 1.01 \text{ CFS/ACRE}$$

III. Additional information provided by claimant: _____

As an expansion claim is recognized for the additional acres
at the time of expansion but not for additional water the
above calculations were developed to identify the proportional
share of the system capacity that apply to the exp. Acres.

IV. Changes to be made in final recommendation (if any): _____

the entire system includes
claims 36-2479A & 36-7476B. The additional 9 Acres added
will change the P-P/U recommendation on those claims also.

Change PPU for All 4 claims to Add 9 Acres. 100

Change 36-15234 to include total acres = 99; total quantity = 1.1⁴ CFS

No change to Period of Use recommended at this time.

V. Action taken (date): _____

MICROFILMED
FEB 09 1993

Water Right Number - R36-15234

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
RUSTIC AG. INC.

1 - P.O. BOX 539

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-8764

*** O - ORIGINAL OWNER ***
C & B FARMS INC

1 - 213 PLEASANT WAY

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3008

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/15/1971 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 22E 9 NE NW NE (67) MINIDOKA
NW NW NW (67) MINIDOKA+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.140+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.140 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 22E 3 NE SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 3 NW SW 30.0 01 IRRIGATION (67) MINIDOKA
08S 22E 3 SW SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 3 SE SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 NE SE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 NW SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 SW SE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 8 SE SE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 NE NE 38.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 NW NE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 SW NE 40.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 SE NE 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 NE NW 39.0 01 IRRIGATION (67) MINIDOKA
08S 22E 9 NW NW 38.0 01 IRRIGATION (67) MINIDOKAMICROFILMED
FEB 09 1993

Water right number - R36-15234

Prefix Translation: RESEARCH

| Tw | Rng | Sec | Tract | Lot | Acres | Place of Use Code | Description | County |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|---------------|
| 08S | 22E | 9 | SW NW | | 38.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE NW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW SW | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE SW | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | NE NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | NW NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | SW NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | SE NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |

Total Acres: 1096.0

+ - - Diversion Means - TWO WELLS PUMPS AND JOINED MAINLINES (BURIED) TO SPRINKLER SYSTEM

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - SEE REMARKS

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-02479A, 36-07476B, & 36-02480. USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4384 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 3288 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 1096 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS AN EXPANSION OF RIGHTS NO. 36-02479A & 36-02480 PURSUANT TO IDAHO CODE 42-1416(2).

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

MICROFILMED
FEB 09 1993

Water right number - R36-15234

Prefix Translation: RESEARCH

+ - - - - - Comments - - - - - +
Date: 09/09/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/8/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 9/19/91. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 09/22/1992 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 9/4/92 ORIGINAL OWNER C & B FARMS INC. NEW OWNER RUSTIC AG. INC. COPY OF CONTRACT OF SALE OF REAL
AND PERSONAL PROPERTY.
Date: 10/13/1992 User Id: CHRISTEN Subject: RESPONSE TO NOE
9 ACRES WERE ADDED TO P-P/U AFTER REVIEW OF NOE. THEY WERE ALSO ADDED TO THE TOTAL RECOMMENDATION FOR THIS CLAIM. THE DIVERSION
RATE AND AFA TOTALS WERE MODIFIED TO REFLECT THE ADDITIONAL 9 ACRES. NO OTHER CHANGES MADE. KKC 10-13-92.

+ - - Audit Fields - - +
10/13/92 CHRISTEN

+ - - - - - 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 | - 10/13/1992 | Old Judicial District | - |
| Claim Received Date | - 09/19/1991 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S013723 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - E |
| | | | | Notice of Error Flag | - C |

MICROFILMED
FEB 09 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED
FEB 09 1993

VERIFIED BY

KRC

Water Right Number - R36-15234

Prefix Translation:

RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

C & B FARMS INC

1 - 213 PLEASANT WAY

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3008

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
03/15/1971 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 22E 9 NE NW NE (67) MINIDOKA

08S 22E 9 NW NW NW (67) MINIDOKA

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

01 - IRRIGATION

03/15

11/15

1.040

1.14

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.040 1.14 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

| | | | | | | | |
|-----|-----|---|-------|------|----|------------|----------------|
| 08S | 22E | 3 | NE SW | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 3 | NW SW | 30.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 3 | SW SW | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 3 | SE SW | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | NE SE | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | NW SE | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | SW SE | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 8 | SE SE | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE NE | 38.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW NE | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW NE | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE NE | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE NW | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW NW | 38.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW NW | 38.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE NW | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NE SW | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW SW | 30.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW SW | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE SW | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |

Water right number - R36-15234

Prefix Translation: RESEARCH

| + - - - - - Place of Use - - - - - + | | | | | | | | |
|--------------------------------------|-----|-----|-------|-----|-------|------|-------------|----------------|
| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
| 08S | 22E | 9 | NE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | NW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SW SE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 9 | SE SE | | 39.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | NE NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | NW NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | SW NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 08S | 22E | 17 | SE NE | | 40.0 | 01 | IRRIGATION | (67) MINIDOKA |

Total Acres: 1087.0

+ - - Diversion Means - TWO WELLS PUMPS AND JOINED MAINLINES (BURIED) TO SPRINKLER SYSTEM

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - SEE REMARKS

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 91 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-02479A, 36-07476B, & 36-02480. USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.5 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF ~~4348~~ ⁴³⁸⁴ AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF ~~3261~~ ³²⁸⁸ AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF ~~1087~~ ¹⁰⁹⁶ ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS AN EXPANSION OF RIGHTS NO. 36-02479A & 36-02480 PURSUANT TO IDAHO CODE 42-1416(2).

+ - - - - - 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 - - - - - +

No Comments Found

+ - - Audit Fields - - +

09/19/91 CHRISTEN

MICROFILMED
FEB 09 1993

Prefix Translation: RESEARCH

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| 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 | - 09/19/1991 | Old Judicial District | - |
| Claim Received Date | - 09/19/1991 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S013723 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - E |
| | | | | Notice of Error Flag | - |

MICROFILMED
FEB 09 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

FOR
A36-15234

16:37:41
12/11/90

CLAIM NUMBER: ~~A36-02479A~~

| 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 | | | 7/10/91
02/15/91 | N | | | | |
| POINT OF DIV | Y | | ↓ | ~~N~~ Y | 6 | 2nd review by
KKC
9-19-91 | MTH 7/19/91 | |
| SOURCE | | | | N | | | | |
| PLACE OF USE | Y | | | Y | 6 | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | N | | | | |
| CONSUMPTIVE USE | - | | | Y | 6 | | | |
| PURPOSES | | | | N | | | | |
| PERIOD OF USE | | | | Y | 6 | | | |
| BASIS OF CLAIM | Y | | | N | | | | |
| REMARKS | Y | | 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.

Copy of CVR
From
A36-2479A

A36-15234
is an expansion claim
of 36-2479A & 36-2480
See other rights for additional
data. KKC

MICROFILMED
FEB 09 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:37:41
12/11/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02479A

LAST: C & B FARMS INC.
ADDRESS: 213 PLEASANT WAY
CITY: RUPERT
PHONE NUMBER: 208-436-3008

FIRST:
STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: TRANS. 2582.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 02/15/91

APPOINTMENT MADE: Y(____) N(✓)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Ortho Quad AA 78 SW Cor. (Kimama 7 1/2' Quad)

adjoining claims are on Ortho BB 27 & 28.

MICROFILMED
FEB 09 1993

A. AJ CLAIM: # A36-02479A PRIORITY DATE: 06-09-1961 STAGE: L
B. WR RECORD: # 36-02479A PRIORITY DATE: 06-09-1961 STAGE: L

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

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

REMARKS:

*Priority date for expansion claim 36-15234
is substantiated by mortgage papers for purchase of sprinkler
system. Priority recommended is*

3-15-1971

=====

RECOMMENDED PRIORITY DATE:
06-09-1961

REVIEWED BY *7/15/91*

DATE *02/15/91*

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|------------|------|------|------|----------|----------|-----|-----|----------|
| A36-02479A | 08S | 22E | 9 | NE
NW | NW
NE | NE | | MINIDOKA |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-02480 NONE
A36-07476B

WR RECORDS IN SAME 40 ACRE TRACT
36-02480
36-07476B

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|----------|
| 36-02479A | 08S | 22E | 9 | | NW | NE | | MINIDOKA |

OTHER WR RECORDS WITH SAME WR POD
36-02480
36-07476B

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A36-02480 NONE
A36-07476B

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

REMARKS:

Add a second P/D ~~pod~~ as the two wells are tied into the same mainline system.

Legal desc = NW NW NW Sec 9

Requires Presumption code "C" KKC
and ~~cond.~~
Condition code "C03"

A36-15234 requires
presumption code "E"
no cond. codes.
claimed with 2 P/D's
KKC

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

| | | | | | | | |
|----|----|----|-----|----|----|----|----|
| == | == | == | ADW | NE | NE | == | == |
|----|----|----|-----|----|----|----|----|

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

DATE:

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A. ROOT WATER RIGHT NUMBERS: A36-02479A
A36-02479B

B. POU LISTING

| 5. 100 LISTING | | | | | | | | | | | | |
|----------------|-----|-----|-----|-----|-----|------------------|------------------|-----------------|-----------------|----------------|-----------------|----|
| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM
ACRES | |
| 08S | 22E | 3 | NE | SW | | C & B FARMS INC. | A36-02479A /30.0 | 36-02479A /30.0 | 38.0 | 30 | 30 | |
| | | | | | | C & B FARMS INC. | A36-07476B /10.0 | 36-07476B /10.0 | | | | |
| 08S | 22E | 3 | SW | SW | | C & B FARMS INC. | A36-02479A /40.0 | 36-02479A /30.0 | 37.0 | 30 | 30 | |
| TOTAL ACRES | | | | | | | A36-02479A | 70.00 | 60.00 | 75.00 | 60 | 60 |

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

Irrigation on NE SW 1/4 appears very minimal on NAPP dated 7/14/87 (Exposures 372-27 and 380-18 dated 7/24/87.) SW SW shows normal irrigation on 30 acres.

RECOMMENDATIONS:

TOTAL ACRES: 60

REVIEWED BY: NOB

DATE: 22/15/91

For 36-15234
Expansion acres determined
to be 91 Acres. (See attached
land list) acre limit
to be used in K06
K06
K06

This claim has a common P/D with claims 36-7476B
The P/D's (2 wells) are tied into a common
mainline therefore this claim is joined with
the other claims within a PPU.
See attached land list for acre ~~land~~ per Q0
recommendation. This right is recommended for 60 acres in Remark code K06
K06
K06

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A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY | |
|-------------------------------------|---------------------|--------------------|-------------|
| A36-02479A IRRIGATION | FROM 04-01 TO 10-31 | 1.200 CFS | 240.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 1.200 CFS | 240.00 AF/A |

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY | |
|-------------------------------------|---------------------|--------------------|-------------|
| 36-02479A IRRIGATION | FROM 04-01 TO 10-31 | 1.200 CFS | 240.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 1.200 CFS | 240.00 AF/A |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

Recommend Period of use as 3/15 - 11/15 annually.

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 1.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 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 N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

DONE

OTHER RIGHTS LISTED IN CLAIM: A36-07476B

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|-------------|------------------|-----------|----------------|-----------|----------------|
| A36-02479A | GROUNDWATER | C & B FARMS INC. | 1.200 | 0.017 | 240.00 | 3.42 |
| A36-07476B | GROUNDWATER | C & B FARMS INC. | 1.800 | 0.020 | 360.00 | 4.00 |

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

For 36-15234
div rate calculations
Sys Cap = 12.5 CFS
Sys acres = 1087 Acres
= 0.0114995 CFS/A
* 91 Acres
1.0465 CFS
≈ 1.05 CFS

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 60 x 0.02 CFS/ACRE = 1.2 CFS
(Taken from p/u review)

1b. CALCULATIONS

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 = 210.0 AF/A

ACRES 60 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 180 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 240.00 AF/A

ACRES 60 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 240 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(✓)

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

This right when combined w/ #07476 B shall not exceed 1" per acre. Cons. use for 60 ac is 180 af/a

*Right included within PPU. System vol recommended through Remark code E03
System acres = 1087*

**4 = 4348
3 = 3261

KRC

system div rate determined to be 12.5 per micro Right changed to 36-7476 & 36-2480

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Possibly or any other right (A36-02480)

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|-------------------------|------------------------|-------------------------------------|--|---|
| IRRIGATION | 04-01 10-31 | DATABASE 1.200
EXAMINER <u>✓</u> | DATABASE 240.00
EXAMINER <u>180.0</u> | DATABASE 210.0
EXAMINER <u>240.0</u> |
| TOTAL FOR THIS RIGHT | | 1.200 <u>1.2</u> | 240.00 <u>180.0</u> | 210.0 <u>240.0</u> |
| REVIEWED BY: <u>YLB</u> | | DATE: <u>02/15/91</u> | | |

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED

(✓)
N/A

NEEDS
REVIEW

()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02479

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.200

EXAMINER

N/A

CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A36-02479A | 1.200 | - | - | 36-02479A | 1.200 |
| - | A36-02479B | 3.000 | - | - | 36-02479B | 3.000 |
| - | - | - | - | - | 36-02479 | - |
| TOTAL CFS | | 4.200 | | | | 4.200 |

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

Y

REMARKS:

Right was split prior to adjudication ^{claim} and was approved then.

AUTHENTICATION:

SIGNATURE:

N.D. Brown

DATE:

02/15/91

NAME OF FIELD EXAMINER:

N.D. BROWN

TITLE:

W.R. Agent

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T 75
T 85

4741

4740

4739

T 7 S

FEET

T 8 S

4738

4737

42° 45' 113° 52' 30"

266

540 000 FEET

267

50'

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:78,000-scale
aerial photographs taken August 25, 1978

Projection and 10,000-foot grid ticks
Idaho coordinate system, central zone
(transverse Mercator)

1000-meter Universal Transverse Mercator grid ticks,
zone 12. 1927 North American datum

Photoimagery rectified by optical scanning
Where double or mismatched image occurs use the
mean of image position for map point

PART OF THE PERMISSIBLE
PLACE OF USE FOR CLAIMS

36-2479A

36-2480

36-7476B

36-15234

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CLAIM _____ INIT KRL
T. R. S. Q/Q
P/D BS 22E
PHOTO ID. AA-78, 1978 FLIGHT

HIGH LIGHTED AREA
NOT IRRIGATED APPROX
10A

SEC 3
SW 1/4



078

R22E

BB-27 1976 FLIGHT

BURLEY NW QUADRANGLE
IDAHO

7.5 MINUTE SERIES (ORTHOPHOTOQUAD)

CLAIM

INIT KKC

T. R. S. Q/Q

P/D BS 22E 9 NW 1/4

PHOTO ID. BB-27, 1976 FLIGHT

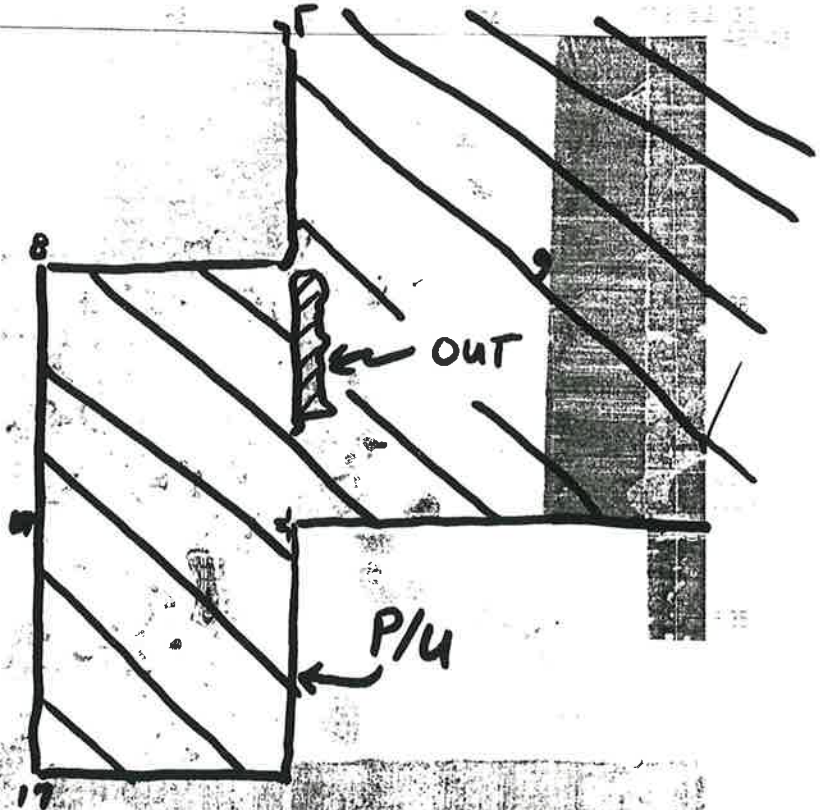
PART OF THE PERMISSIBLE
PLACE OF USE FOR CLAIMS:

36-2479A

36-2480

36-7476B

36-15234



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RECOMMENDED PERMISSIBLE PLACE OF USE:

CLAIMS: A36-2479A
A36-7476B

A36-2480
A36-15234

| | 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 | | |
| <u>SEC 3</u> | | | | | | | | | | | | | | | | | | | | | | |
| FOUND ACRES | ~~A36~~ (PPU) | | 8S | 22E | 3 | | | | | | | | 40 | 30 | 40 | 40 | | | | | | 150 |
| COVERED BY | A36 2479A | | | | 3 | | | | | | | | 30 | 30 | | | | | | | 60 | |
| COVERED BY | A36 7476B | | | | 3 | | | | | | | | 10 | 30 | 10 | 40 | | | | | 90 | |

| | 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 | | |
| <u>SEC 8</u> | | | | | | | | | | | | | | | | | | | | | | |
| FOUND ACRES | (PPU) | | 8S | 22E | 8 | | | | | | | | | | | | 39 | 40 | 40 | 39 | | 158 |
| COVERED BY | A36 2480 | | | | | | | | | | | | | | | | 25 | | 28 | 39 | 92 | |
| COVERED BY | A36 15234 | | | | | | | | | | | | | | | | 14 | 40 | 12 | | 66 | |

| | 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 | | |
| <u>SEC 9</u> | | | | | | | | | | | | | | | | | | | | | | |
| FOUND ACRES | (PPU) | | 8S | 22E | 9 | 38 | 39 | 40 | 39 | 39 | 38 | 38 | 40 | 40 | 30 | 40 | 40 | 39 | 40 | 40 | 39 | 619 |
| COVERED BY | A36 2480 | | | | | 38 | 39 | 40 | 39 | 39 | 38 | 38 | 40 | 40 | 30 | 40 | 40 | 39 | 40 | 40 | 39 | 619 |

| | 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 | | |
| <u>SEC 17</u> | | | | | | | | | | | | | | | | | | | | | | |
| FOUND ACRES | (PPU) | | 8S | 22E | 17 | 40 | 40 | 40 | 40 | | | | | | | | | | | | | 160 |
| COVERED BY | A36 2480 | | | | 17 | 20 | 35 | 40 | 40 | | | | | | | | | | | | 135 | |
| COVERED BY | A36 15234 | | | | 17 | 20 | 05 | | | | | | | | | | | | | | 25 | |

SYSTEM TOTAL 1087 1087

FEB 09 1993

SYSTEM CLAIM NUMBERS

36 15234

AGENT
INITIALS
DATE

KAC

CLAIM NO.
OR ENTRY
ORDERREMARK
CODE

ENTRY DATA

CONDITION
CODESTAGE
OR
STATUSPRESUMPTION
CODE

K06

91 acres

F06

36-2479A

36-2480

36-7476B

~~36-~~

E03

12.5

4348

3261

1087

K02

Pluralize Right to Rights etc.
add

36-2479A

36-2480

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