

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: A36-08161
Date Received: 2/21/1990
Receipt No: M005979
Received By: R. V. J.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARTHUR J. DUNFORD 208-438-5835
Address: RT. 2 BOX 2400
PAUL, ID 83347

OR
Name: BULAH A. DUNFORD 208-438-5835
Address: RT. 2 BOX 2400
PAUL, ID 83347

2. Date of Priority: MAR 31, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	21E	24	NW	NE	SE		JEROME

5. Description of diverting works:
WELL, PUMP, SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.000		

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

8. Total consumptive use is 1380.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	21E	13	SE	SE		IRR	30.0
						Section Acres	30.0
		24	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	25.0
						Section Acres	105.0
	22E	18	SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	80.0
		19	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	25.0
			NW	SW		IRR	40.0
			NW	SE		IRR	20.0
						Section Acres	245.0
						Total Acres	460.0

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
A36-02652 & A & B IRRIG. DIST.

14. Remarks:
THIS CLAIM IS USED TOGETHER WITH CLAIM #A36-02562 AND A & B
IRRIG. DIST. WATER TO IRRIGATE A TOTAL OF 460 ACRES. RVW.2/21/90
MR. DUNFORD WISHES TO HAVE THIS CLAIM INCLUDED IN THE ADJUDIC-
ATION PROCESS EVEN THO IT IS PRESENTLY IN PERMIT STATUS.

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): X *Arthur J. Dunford* Date: X 21 Feb 90
_____ Date: _____

State of Idaho)
County of Jerome) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of February 1990

Robert V. Westell
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires January 16, 1995

Water Right Number - 36-08161 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DUNFORD

ARTHUR J.

1 - RT. 2 BOX 2400
2 -
3 -

City- PAUL
Phone -

State- ID Zip- 83347

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
03/31/1983 17 P - PERMIT

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

09S 21E 24 NE SE (53) JEROME

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

01 - IRRIGATION 03/15 11/15 4.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
4.000

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S	21E	13	SE SE	30.0	27	01	IRRIGATION	(53) JEROME
09S	21E	24	NE NE	40.0	27	01	IRRIGATION	(53) JEROME
09S	21E	24	SE NE	40.0	5	01	IRRIGATION	(53) JEROME
09S	21E	24	NE SE	25.0	1	01	IRRIGATION	(53) JEROME
09S	22E	18	SW SW	40.0	38	01	IRRIGATION	(53) JEROME
09S	22E	18	SE SW	40.0	29	01	IRRIGATION	(53) JEROME
09S	22E	19	NE NW	40.0	40	01	IRRIGATION	(53) JEROME
09S	22E	19	NW NW	40.0	39	01	IRRIGATION	(53) JEROME
09S	22E	19	SW NW	40.0	35	01	IRRIGATION	(53) JEROME
09S	22E	19	SE NW	40.0	40	01	IRRIGATION	(53) JEROME
09S	22E	19	NE SW	25.0	1	01	IRRIGATION	(53) JEROME
09S	22E	19	NW SW	40.0	1	01	IRRIGATION	(53) JEROME
09S	22E	19	NW SE	20.0	1	01	IRRIGATION	(53) JEROME

Total Acres: 460.0

- Diversion Means - WELL, PUMP, SPRINKLER

- Non-Irrigation Use -

217

150 150

FEB 05 1993 MICROFILMED

+ - - Other Rights for Same Use - 36-2562 & A & B IRRIG. DIST.

MICROFILMED
FEB 05 1993

Water right number - 36-08161

Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Conditions of Approval - - - - -
046 - Permit holder shall comply with the drilling permit requirements
- of Section 42-235, Idaho Code.
01G - Prior to the diversion of water under this permit a flow
- measurement port or other device as specified by the Department
- shall be installed to provide for the installation of measuring
- equipment and the determination of the rate of diversion by the
- Department.
03A - The rate of diversion of water for irrigation under this permit
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

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

+ - - Audit Fields - 09/22/87 05/28/88 CONVERT 05/25/89 BALDWIN 10/02/89 CURTIS 10/10/89 CURTIS

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

Proof Due Date	- 11/01/1990	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 10/12/1989	Protested Date	- 00/00/0000	Swan Falls	- 7
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 03/31/1983	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
FEB 0 5 1993

RECEIVED

JUL 19 2002

Department of Water Resources

2002 JUL 18 AM 11:01

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

**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

)
)
)
)
ORDER OF AMENDED PARTIAL DECREE

For Water Right 36-8161

On June 7, 2002, this Court issued a *Notice of Court's Intent to Issue Amended Partial Decree to Conform with License, and Notice of Hearing Thereon*. At the July 16, 2002 hearing on the matter, no party raised any objection to the Court's proposed course of action.

Therefore, IT IS ORDERED that water right 36-8161 is hereby decreed as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED July 18, 2002.



ROGER S. BURDICK
Presiding Judge
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

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 36-08161

2002 JUL 18 AM 11:01

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: ARTHUR J DUNFORD
BULAH A DUNFORD
60-A N 1350 W
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 1.80 CFS
760.50 APY

USE OF THIS RIGHT WITH RIGHT NO 36-02562 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.89 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1643.5 AF.

PRIORITY DATE: 03/31/1983

POINT OF DIVERSION: T09S R21E S24 NWNESE Within Jerome County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.80 CFS 760.50 APY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Jerome County
	T09S R21E S13	SESE 33.0
	S24	NENE 32.0
		NESE 25.0
	R22E S18	NESW 19.0
	LOT 4	(SWSW) 36.0
	S19	NWNE 2.0
		SENE 2.0
	LOT 1	(NWNW) 42.0
		SENW 39.0
	LOT 3	(NWSW) 43.0
		NWSE 6.0
	446.0 Acres Total	

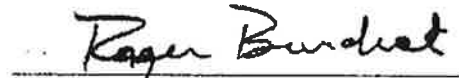
USE OF THIS RIGHT WITH RIGHT NO 36-02562 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 446 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. 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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE was mailed on July 18, 2002, with sufficient first-class postage to the following:

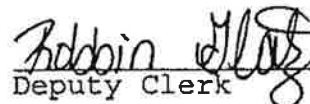
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ARTHUR J DUNFORD
BULAH A DUNFORD
60-A N 1350 W
PAUL, ID 83347
Phone: 208-438-5835

ORDER

Page 1 7/18/02

FILE COPY FOR 00936


Deputy Clerk

COPY

2002 MAY 24 AM 11:24

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

**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

) **Water Rights: 36-8161**
)
)
)
)
)

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING**

IDWR has completed the following Administrative Proceeding:

☐ Address change

☒ License Issued

☒ I.C. § 42-222 transfer

☐ Point of diversion

☒ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

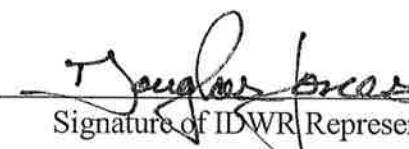
☐ Change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding and Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated

5/23/02


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/24, 2002, I mailed the original and copies of this form, to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue N
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Arthur J Dunford
Bulah A Dunford
60A N 1350 W
Paul ID 83347
3. One copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
4. One copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 W Fort St MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

05/22/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 36-8161

NAME AND ADDRESS: BULAH A DUNFORD
60-A N 1350 W
PAUL ID 83347

ARTHUR J DUNFORD
60-A N 1350 W
PAUL ID 83347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.800 CFS
760.50 AFY

USE OF THIS RIGHT WITH RIGHT NO. 36-02562 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.89 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 1643.5 AF.

PRIORITY DATE: 03/31/1983

POINT OF
DIVERSION: T09S R21E S24 NWNESE Within JEROME County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.800 CFS 760.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE
TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within JEROME County

T09S R21E S13	SESE	33.0	T09S R21E S24	NENE	32.0
T09S R21E S24	SENE	17.0	T09S R21E S24	NESE	25.0
T09S R22E S18	NESW	19.0	T09S R22E S18 Lot 3	NWSW	1.0
T09S R22E S18 Lot 4	SWSW	36.0	T09S R22E S18	SESW	36.0
T09S R22E S19	NWNE	2.0	T09S R22E S19	SWNE	33.0
T09S R22E S19	SENE	2.0	T09S R22E S19	NENW	36.0
T09S R22E S19 Lot 1	NWNW	42.0	T09S R22E S19 Lot 2	SWNW	41.0
T09S R22E S19	SENE	39.0	T09S R22E S19	NESW	2.0
T09S R22E S19 Lot 3	NWSW	43.0	T09S R22E S19	NESE	1.0
T09S R22E S19	NWSE	6.0	T09S R22E S19	NESE	1.0

446 ACRES TOTAL

05/22/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THIS RIGHT WITH RIGHT NO. 36-02562 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 446 ACRES IN A SINGLE IRRIGATION SEASON.

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

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 36-02562 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM A & B IRRIGATION DIST.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

May 24, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ARTHUR DUNFORD
BULAH DUNFORD
60A N 1350 W
PAUL ID 83347

RE: SRBA Claim(s) 36-8161

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

04/26/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 36-8161

NAME AND ADDRESS: BULAH A DUNFORD
60-A N 1350 W
PAUL ID 83347

ARTHUR J DUNFORD
60-A N 1350 W
PAUL ID 83347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.800 CFS
760.50 AFY

USE OF THIS RIGHT WITH RIGHT NO. 36-02562 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.89 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 1643.5 AF.

PRIORITY DATE: 03/31/1983

POINT OF
DIVERSION:

T09S R21E S24 NWNESE Within JEROME County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.800 CFS 760.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE
TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION Within JEROME County

T09S R21E S13	SESE	33.0	T09S R21E S24	NENE	32.0
T09S R21E S24	SENE	17.0	T09S R21E S24	NESE	25.0
T09S R22E S18	NESW	19.0	T09S R22E S18 Lot 3	NWSW	1.0
T09S R22E S18 Lot 4	SWSW	36.0	T09S R22E S18	SESW	36.0
T09S R22E S19	NWNE	2.0	T09S R22E S19	SWNE	33.0
T09S R22E S19	SENE	2.0	T09S R22E S19	NENW	36.0
T09S R22E S19 Lot 1	NWNW	42.0	T09S R22E S19 Lot 2	SWNW	41.0
T09S R22E S19	SENE	39.0	T09S R22E S19	NESW	2.0
T09S R22E S19 Lot 3	NWSW	43.0	T09S R22E S19	NESE	1.0
T09S R22E S19	NWSE	6.0	T09S R22E S19	NESE	1.0

446 ACRES TOTAL

04/26/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THIS RIGHT WITH RIGHT NO. 36-02562 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 446 ACRES IN A SINGLE IRRIGATION SEASON.

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

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 36-02562 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM A & B IRRIGATION DIST.

04/26/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 36-2562

NAME AND ADDRESS: BULAH A DUNFORD
60-A N 1350 W
PAUL ID 83347

ARTHUR J DUNFORD
60-A N 1350 W
PAUL ID 83347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.090 CFS
883.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 36-08161 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.89 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 1643.5 AF.

PRIORITY DATE: 01/24/1963

POINT OF
DIVERSION:

T09S R21E S24 NWNESE Within JEROME County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4/01 10/31	2.090 CFS 883.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE
TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within JEROME County

T09S R21E S13	SESE	33.0	T09S R21E S24	NENE	32.0
T09S R21E S24	SENE	17.0	T09S R21E S24	NESE	25.0
T09S R22E S18	NESW	19.0	T09S R22E S18 Lot 3	NWSW	1.0
T09S R22E S18 Lot 4	SWSW	36.0	T09S R22E S18	SESW	36.0
T09S R22E S19	NWNE	2.0	T09S R22E S19	SWNE	33.0
T09S R22E S19	SENE	2.0	T09S R22E S19	NENW	36.0
T09S R22E S19 Lot 1	NWNW	42.0	T09S R22E S19 Lot 2	SWNW	41.0
T09S R22E S19	SENE	39.0	T09S R22E S19	NESW	2.0
T09S R22E S19 Lot 3	NWSW	43.0	T09S R22E S19	NESE	1.0
T09S R22E S19	NWSE	6.0	T09S R22E S19	NESE	1.0

446 ACRES TOTAL

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THIS RIGHT WITH RIGHT NO. 36-08161 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 446 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 277 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 RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

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: BASIS OF CLAIM - License

RIGHT NO. 36-08161 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM A & B IRRIGATION DIST.

Jones, Doug

From: Kelly, Vicki
Sent: Thursday, April 25, 2002 4:56 PM
To: Jones, Doug
Subject: RE: Baaaaad One

Hi Doug!

The court would love an NCAP and a copy of the license too, please. Do you want me to send them a copy of the license or do you want to send it along with the NCAP? Just let me know. Thanks -- V

-----Original Message-----

From: Jones, Doug
Sent: Monday, March 18, 2002 10:57 AM
To: Kelly, Vicki
Subject: Baaaaad One

Vicki,

Sorry to start the week off with a nasty, but here it is anyway....

Right 36-8161 was recommended in 1992 as a permit (4.0 cfs) with condition A01 (finalize appropriation process). The right was licensed in 1995 (1.86 cfs) - NCAP process not in place. A transfer was subsequently filed and approved in 1997 (we missed that one - oops). The right was in SOU Rpt and it was PD'd 12/00 looking like the 1992 record (4.0 cfs) with shoulders.

Would the court be interested in getting an NCAP for this and reissuing a PD? Could you ask?

Thanks,
Doug

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 36-02562

1997 DEC 29 PM 3:18

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: BULAH A DUNFORD
ARTHUR J DUNFORD
RT 2 BOX 2400
PAUL ID 83347

SOURCE: GROUNDWATER

QUANTITY: 2.09 CFS
1018.0 AFY

PRIORITY DATE: 01/24/1963

POINT OF DIVERSION: T09S R21E S24 NWNESE Within JEROME County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	2.09 CFS 1018.0 AFY

PLACE OF USE: IRRIGATION Within JEROME and MINIDOKA Counties

T09S R21E S13	SESE 27			
S24	NENE 27	SENE 5		
R22E S18 Lot 4	(SWSW)35	SESW 33		
S19	NENW 36	Lot 1 (NWNW)41	Lot 2 (SWNW)35	SENE 38
277 ACRES TOTAL				

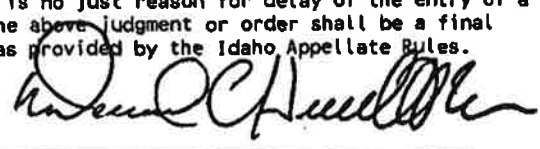
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PROPERTY ALSO KNOWN AS TRACT D OF T09S, R22E, SECTIONS 18 &
19, AND T09S, R21E, SECTION 24; AND TRACT A OF T09S, R22E,
SECTION 19.

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.

T4915 comments


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
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 36-08161

200 DEC 13 PM 2:25

FILED
TWIN FALLS, IDAHO

NAME AND ADDRESS: ARTHUR J DUNFORD
BULAH A DUNFORD
60 N 1350 W
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 4.00 CFS 1.8

PRIORITY DATE: 03/31/1983

POINT OF DIVERSION: T09S R21E S24 NWNESE Within Jerome County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	4.00 CFS 1.8

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Jerome County
	T09S R21E S13	SESE 30.0
	S24	NENE 40.0
		NESE 25.0
	R22E S18	SWSW 40.0
	S19	NENW 40.0
		SWNW 40.0
		NESW 25.0
		NWSW 40.0
		NWSE 20.0

460.0 Acres Total

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

THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.

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).

Water Right Number - R36-08161

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

DUNFORD	BULAH A	1 - 60 NORTH 1350 WEST 2 - 3 - City- PAUL Phone - 208-438-5835	State- ID Zip- 83347
DUNFORD	ARTHUR J	1 - 60 NORTH 1350 WEST 2 - 3 - City- PAUL Phone - 208-438-5835	State- ID Zip- 83347

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +

03/31/1983 17 SOUTHERN P - PERMIT

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

GROUNDWATER

+ - - - - Point of Diversion - - - - - +							
TwN	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name
09S	21E	24	NW NE SE		(53)	JEROME	

+ - - - - Water Use - - - - - +					
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	4.000	

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

4.000 0.0

+ - - - - Place of Use - - - - - +								
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	21E	13	SE SE		30.0	01	IRRIGATION	(53) JEROME
09S	21E	24	NE NE		40.0	01	IRRIGATION	(53) JEROME
09S	21E	24	SE NE		40.0	01	IRRIGATION	(53) JEROME
09S	21E	24	NE SE		25.0	01	IRRIGATION	(53) JEROME
09S	22E	18	SW SW		40.0	01	IRRIGATION	(53) JEROME
09S	22E	18	SE SW		40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NE NW		40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NW NW		40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	SW NW		40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	SE NW		40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NE SW		25.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NW SW		40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NW SE		20.0	01	IRRIGATION	(53) JEROME

Total Acres: 460.0

+ - - Diversion Means - WELL, PUMP, SPRINKLER

updated 12-12-97 KKC

Water right number - R36-08161

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-02652

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

efp
GEN

RIGHT NO. 36-02562 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

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

No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +

- A01 - THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION
- IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION
- OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS
- SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL
- BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY
- IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.
S01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- A & B IRRIGATION DIST.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 12/11/97 KCHRISTE

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

Date: 10/03/1996 User Id: TFAWCETT Subject: ADDRESS CHANGE
ADDRESS CHANGED PER TRANSFER 4915 FILED 6/3/96.

+ - - - - - 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	- 02/21/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- M005979	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- OR	Notice of Error Flag	-

3. OF CLAIMS IN POLYGON 2

CLAIM NUMBERS 36-02562 36-08161

DATE 8/7/97

AGENT JB

TRANSFER/NUMBER 4915

OBJECTION FILED no

TOTAL ACRES FROM RECOMMENDATION 446

GEOGRAPHIC INFO SYSTEM 471.86

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	095	21E	13															33	33
GIS																		33.13	33.13
RECOM	095	21E	24	32			17									25			74
GIS				31.51			39.79									24.73			96.03
RECOM	095	22E	18									19	1	36	36				92
GIS												19.85	.89	35.74	39.89				96.37
RECOM	095	22E	19		2	33	2	36	42	41	39	2	43			1	6		247
GIS					1.81	32.25	1.77	35.15	42.23	40.51	39.28	2.34	43.33			1.18	6.48		246.37

UPDATED

B36-DBPOU.DBF 311, 312 ✓

B36-DBPOD.DBF 279 ✓

POLYGON # 311, 312 UPDATED

ATTRIBUTES OF B36-POU.SHP 311, 312 ✓

ATTRIBUTES OF B36-POD.SHP 279 NWNESE-24

* acres hard to determine
- lines arbitrarily placed
polygon # 311 = 129.42 Ac. } 471.72 Ac.
polygon # 312 = 342.36 Ac. }

5.6% over, but some field boundaries hard to determine due to a recent approved transfer.
- also has A-B water (446 Ac. rec. in 472 Ac. polygon) ✓

P/U CONFLICT yes (✓) no ()

P/D CONFLICT yes () no (✓)

SENT FOR DECREE yes (✓) no ()



to June 95
MS = Measurement
Service
(Joanne @ ASCS)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4915

WATER RIGHT NO(S). 36-02562/36-08161

MAR 31 1997

Department of Water Resources
Southern Region

This is to certify that: **ARTHUR J DUNFORD**
60 N 1350 W
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>
Right No. 36-02562 :			
IRRIGATION	04/01 to 10/31	2.09 CFS	883.0 AF
Priority: 01/24/1963			
Right No. 36-08161 :			
IRRIGATION	04/01 to 10/31	1.80 CFS	760.5 AF
Priority: 03/31/1983			
	TOTAL:	3.89 CFS	1643.8 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 24, Township 09S, Range 21E
JEROME County

PLACE OF USE: IRRIGATION

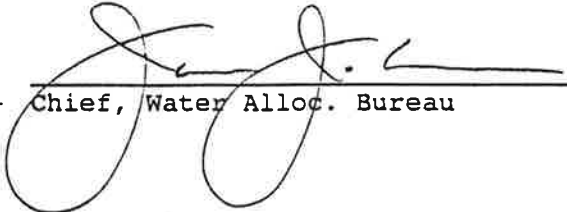
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	21E	13	SESE 33			33
		24	NENE 32	SENE 17	NESE 25	74
	22E	18	NESW 19	Lot 3 (NWSW) 1	Lot 4 (SWSW) 36	
			SESW 36			92
		19	NWNE 2	SWNE 33	SENE 2	
			NENW 36	Lot 1 (NWNW) 42	Lot 2 (SWNW) 41	
			SENW 39	NESW 2	Lot 3 (NWSW) 43	
			NESE 1	NWSE 6		247
				Total number of acres irrigated:		* 446

TRANSFER NO. 4915
WATER RIGHT NO(S). 36-02562/36-08161

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. The right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- * 8. Right No. 36-02562 is limited to the irrigation of 277.0 acres in the place of use described above in a single irrigation season.
9. Right Nos. 36-02562 and 36-08161 when combined shall not exceed a total diversion rate of 3.89 cfs, a total annual diversion volume of 1643.5 af, and the irrigation of 466.0 acres.

Dated this 25TH day of March, 1997.

for  Chief, Water Alloc. Bureau

MEMORANDUM

TO: FILE NOS. 36-02562 & 36-08161

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: TRANSFER NO. 4915

DATE: March 25, 1997

=====

Transfer No. 4915 changes the place of use under Right Nos. 36-02562 and 36-08161. The transfer is based on Right No. 36-02562 as recommended in the SRBA Basin 36 Director's Report and Right No. 36-08161 as licensed following the Director's Report.

The application was originally filed to cover a shift in irrigated acres for the 1996 season. When the transfer reached the state office for final review following the 1996 irrigation season, I wrote the applicant explaining (1) the transfer approval would be permanent in nature and (2) it appeared the original intent of the transfer would not be accomplished at this time. I asked the applicant to inform me rather he would like the transfer processed or rather he would prefer to withdraw the application. After discussing the matter with his renter, Mr. Dunford requested that the transfer be approved.

Review of the proposed transfer shows a reduction of 22 acres within the SENE, S24, T09S, R21E. This legal description was not covered by the tax records submitted with the application, but ownership was confirmed by the Jerome County Assessor's office on this date.

Right No. 36-02562 was recommended with a volume in excess of the maximum amount available under the recommended rate of diversion. The transfer approval limits the volume to the maximum diversion volume available or $2.09 \text{ cfs} \times 213 \text{ days} \times 1.9835 = 883.0 \text{ afa}$.

Recommended conditions include permissible place of use, irrigation overlap, supplemental groundwater use, combined limits and standard transfer conditions.

NOV 07 1996

FROM: Allen Merritt *AP*

DATE: November 5, 1996

TO: Transfer File No. 4915
In the Name of: Dunford

SUBJECT: Review and Recommendation

In response to a letter inquiring about an illegal use of water, Mr. Dunford filed this transfer. The transfer proposed to change the place of use for this season to cover the lands irrigated. Remarks Part 1.d. indicate it is the intention that the right revert back to the original P/U after this season (season now over).

The application was published late in the season due to delayed staffing because of other projects. No protests were filed.

At this juncture I do not know what the recommendation should be other than the use of the water on the lands irrigated this year was authorized but now the use reverts back to the original place of use.

36-02562, 36-08161, T # 4915

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Arthur J. Dunford Phone 438-5835
 Post Office address 60 N 1350 W, Paul, ID 83347

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create PPU
2. Describe the reason for the proposed changes Allow temporary irrigation of new land. Land was put under irrigation by our renter in 1995 without our permission & without proper water rights. We want to correct this error for the 1996 irrigation season.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>36-02562</u>	<u>1-24-1963</u>	<u>2.09 cfs</u>	<u>Irrig.</u>	<u>4-1</u> to <u>10-31</u>
<u>36-08161</u>	<u>3-31-1983</u>	<u>1.80 cfs</u>	<u>"</u>	<u>"</u> to <u>"</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 3.89 cubic feet per second and/or 1643.5 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion: No change

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

5. Lands irrigated or place of use: Permissible place of use of 446 acres per year

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	
9S	22E	18									198	173	174	36	36				92
		19		2	33	2	36	42	41	39	2	43			1	6			297
9S	21E	13																33	33
		24	22			17									25				74

Total acres 446

PART 1**6. General Information:**

- a. Description of diversion system Well & pump, mainline, sprinklers. Joins delivery system for A9B Irrigation District shares.
- 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:
Land will not be irrigated during the term of this transfer.
- d. Remarks:
22 acres of pasture in the SE/NE Sec. 24 will be dried up so 22 acres of row crop in the E 1/2 SW Sec. 18 can be irrigated this year. Water will revert back to the pasture after this season.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-02562

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.09 CFS	1018.0 AF

SOURCE

GROUNDWATER

Priority: 01/24/1963

LOCATION OF POINT(S) OF DIVERSION:NWNese , Sec. 24, Township 09S, Range 21E
JEROME CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
09S	21E	13		SESE	27				27
		24		NENE	27		SENE	5	32
	22E	18	Lot 4(SWSW)	35		SESW	33		68
		19		NENW	36	Lot 1(NWNW)	41	Lot 2(SWNW)	35
				SENW	38				150
									277

Total number of acres irrigated:

CONDITIONS/REMARKS:

1. USE OF THIS RIGHT IS COMBINED WITH WATER FROM A & B IRRIGATION DIST.
2. PROPERTY ALSO KNOWN AS TRACT D OF SECTIONS 18 AND 19 T09S, R22E AND SECTION 24 T09S, R21E. AND TRACT A OF SECTION 19 T09S, R22E. RIGHT NO. 36-08161 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

This right was a permit when the SRBA Basin Director's Report was filed with the court.

Water Right No. 36-08161

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	1.80 CFS

SOURCE

GROUNDWATER

Priority: 03/31/1983

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 24, Township 09S, Range 21E
JEROME County

PLACE OF USE: IRRIGATION

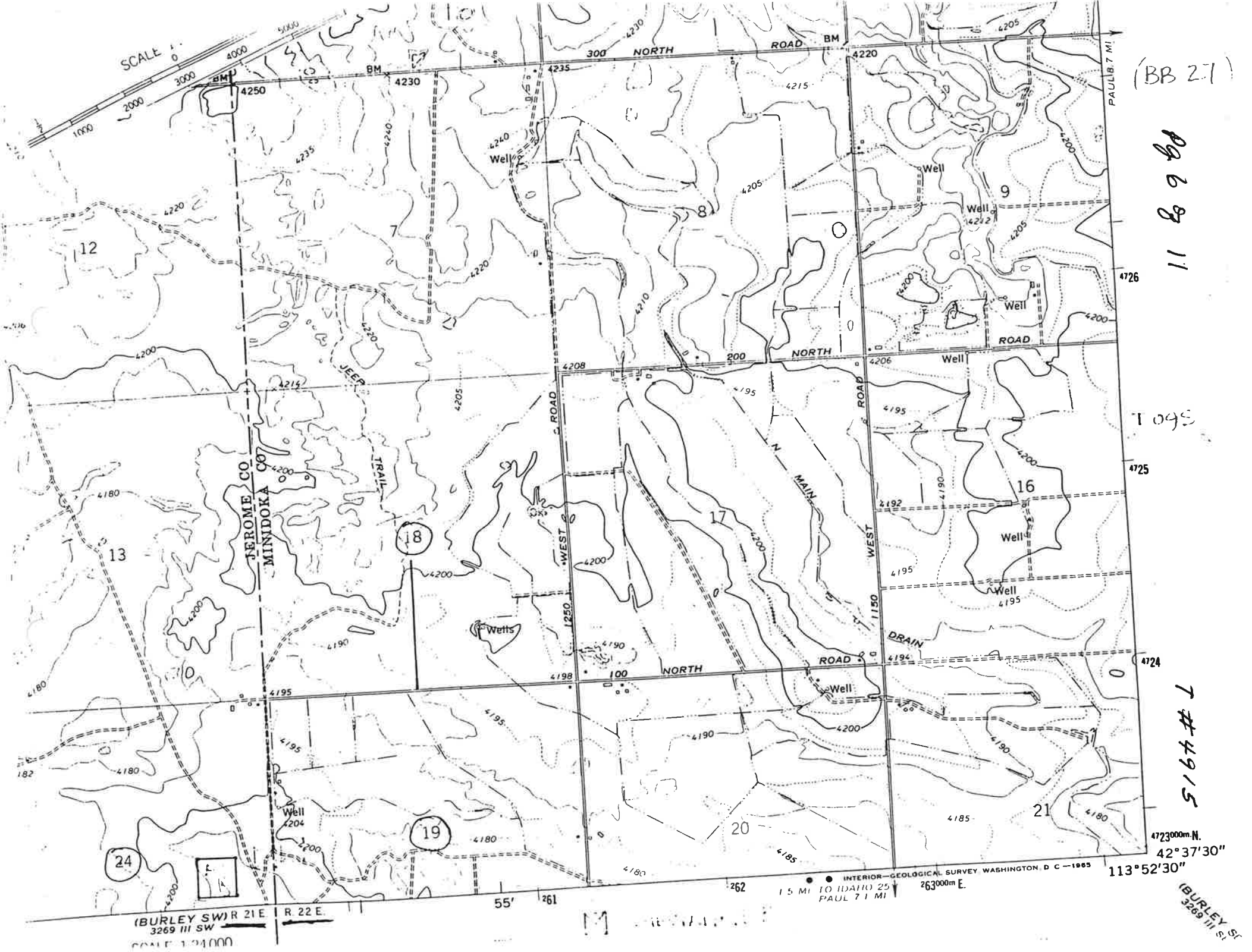
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
09S	21E	13	SESE 33					33
		24	NENE 32		SENE 39		NESE 25	96
	22E	18	NESW 1	Lot 3(NWSW)	1	Lot 4(SWSW)	36	
			SESW 32					70
		19	NWNE 2		SWNE 33		SENE 2	
			NENW 36	Lot 1(NWNW)	42	Lot 2(SWNW)	41	
			SENW 39		NESW 2	Lot 3(NWSW)	43	
			NESE 1		NWSE 6			247
				Total number of acres irrigated:				446

CONDITIONS/REMARKS:

1. The right holder shall use the full allotment of available irrigation district water in conjunction with groundwater diverted pursuant to this right.
2. This right to divert groundwater shall not be used if the irrigation district water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
3. This right uses the same well as Right 36-02562 and when combined with Right 36-02562 and all other rights shall provide no more than .02 cfs per acre nor exceed an annual diversion volume of 1784.0 af for the lands above.

Water Right No. 36-08161

4. Use of this right with Right 36-02562 is limited to a total combined annual diversion volume of 1643.5 af and to the irrigation of a combined total of 446 acres in a single irrigation season.



R 21 E

T 24 N

R 22 E

T 25 N

T 24
2458 MT 2105

MS

NEW
P/M

22.1

T 29
15

SEE

T 09 S

13 18

24 19

18 17

19 20

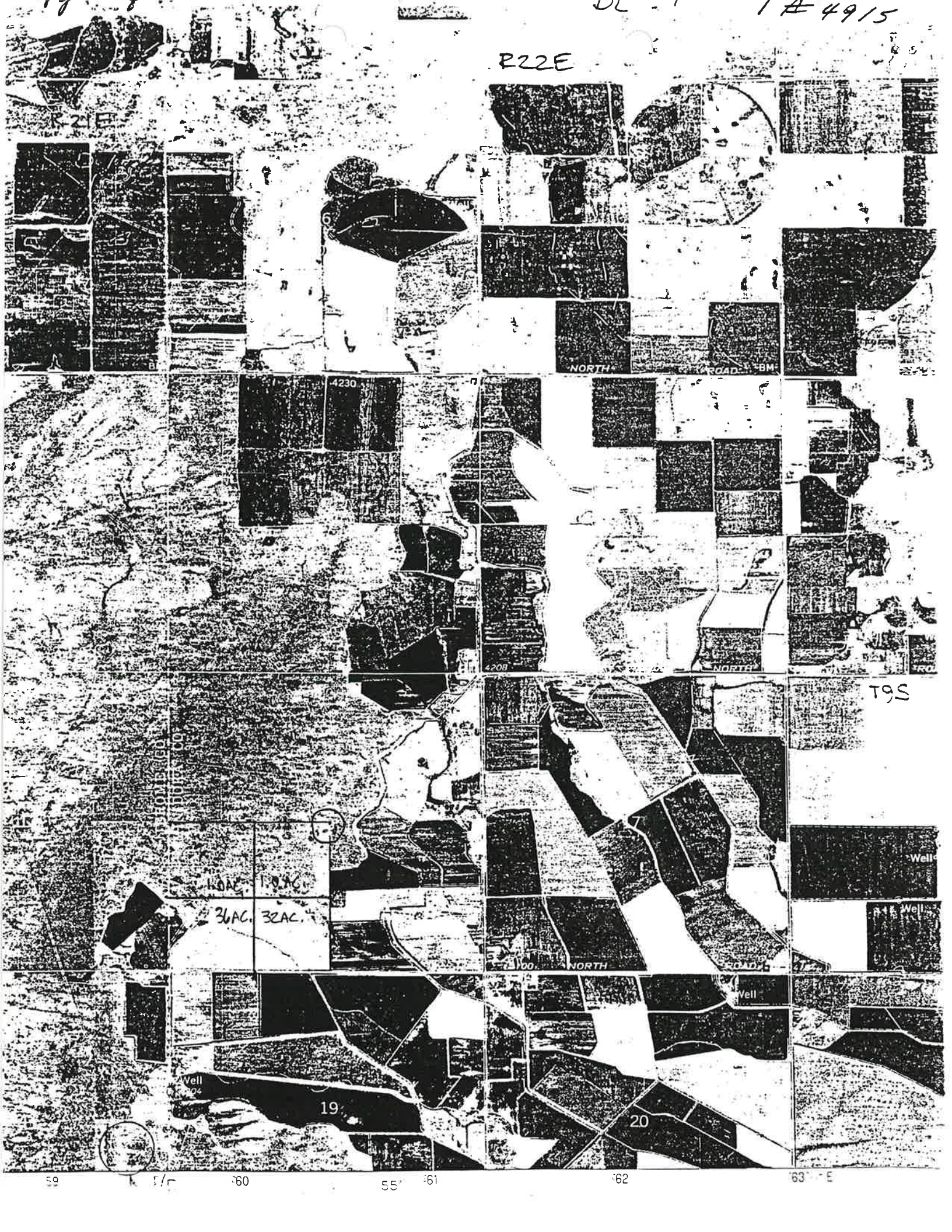
7

5.3

5

3 JUNE 1996 FLIGHT ASCS

R22E



PART 3**B. CHANGES IN NATURE OF USE**

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

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

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

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

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

Arthur J. Stanford
(Signature of Applicant)

Subscribed and sworn to before me this 3rd day of June, 19 96.

J. F. Stanton
(Notary Public)

My commission expires 10-25-2000**FOR DEPARTMENT USE ONLY**Transfer contains 11 pages and 1 attachmentsReceived by J. F. Stanton Date 6-3-96 Protest filed by _____Prelim. check by GS Fee \$100, 50/9/92Receipted by GS Date 6-3-96Published in North Side News Copies of protest forwarded by _____Pub. dates 10/9 & 10/16/96 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

RECEIVED

JUN 04 1996

Department of Water Resources
Southern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 24, 1996

Authur Dunford
060 N 1350 W
Paul, ID 83347

CERTIFIED MAIL

RE: Potential illegal water use

Dear Mr. Dunford:

Our office has become aware of a potential water development for irrigation of approximately 20 acres of land within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 09S, Rge. 22E, B.M., in Minidoka County. On this day one of our agents has viewed the property and it appears it has been cultivated and a wheel-line placed on the property ready to irrigate the land. I assume you intend to irrigate the land from your well in Section 24 Twp. 09S, Rge. 21E. used to supply License 36-02562 and 36-08161 for use on other lands.

I have searched our water right records and find that no water right exists for use on the above described lands from the well.

Please be aware that since 1963, to develop a use from groundwater and since 1971, to develop a use from surface water, you are required first to obtain a water right permit. Since no right or permit exists in our records I request your cooperation in:

-identifying what water right covers your development if our records are not correct.

-do not start the diversion from the well to these lands if you do not have a water right.

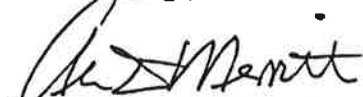
-&/or obtain a valid permit or water right for your development.

Please respond to our office within 14 days of the date of this letter as to the status of your project. Please also note that to divert water in Idaho without a valid water right is illegal pursuant to §42-351, Idaho Code and subject to civil penalties of up to \$100 per day.

Page 2
May 10, 1996

If you have questions regarding this matter please feel free to contact our office.

Sincerely,

A handwritten signature in dark ink, appearing to read "Allen Merritt", is written over the typed name.

Allen Merritt, PE
Southern Region Manager

CC: Glen Saxton & Tim Luke - IDWR (State Office)
Virgil Temple - A&B Irrigation District

100 OCT -4 PM 3:12

DISTRICT COURT-SR3A
TWIN FALLS CO., IDAHO

In Re SRBA

Case No. 39576

SUBCASE NO. 36-08161

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:

Arthur J Dunford
60 North 1350 West
Paul ID 83347

Phone: 438-5835

The Claimant has filed Objections or Responses to the following water rights: None

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

18/4/96

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10-4, 1996, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Arthur J Dunford
60 North 1350 West
Paul ID 83347
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-4-1996

PAGE: A-2

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-08161

NAME & ADDRESS: BULAH A DUNFORD
ARTHUR J DUNFORD
60 NORTH 1350 WEST
PAUL ID 83347

SOURCE: GROUNDWATER

QUANTITY: 4.00 CFS

PRIORITY DATE: 03/31/1983

POINT OF DIVERSION: T09S R21E S24 NWNESE Within JEROME County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	4.00 CFS

PLACE OF USE:	IRRIGATION	Within JEROME County
	T09S R21E S13	SESE 30.0
	S24	NENE 40.0 SENE 40.0 NESE 25.0
	R22E S18	SWSW 40.0 SESW 40.0
	S19	NENW 40.0 NWNW 40.0 SWNW 40.0 SENW 40.0
		NESW 25.0 NWSW 40.0 NWSE 20.0
	460.0 ACRES TOTAL	

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

THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS. RIGHT NO. 36-02562 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - PERMIT
USE OF THIS RIGHT IS COMBINED WITH WATER FROM
A & B IRRIGATION DIST.

COPY

OCT -4 PM 3:11

DISTRICT COURT-5TH JUDICIAL DISTRICT
TWIN FALLS CO., IDAHO
FILED

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)
_____)

Water Rights: 36-08161

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above
water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated
below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☒ I.C. § 42-222 transfer

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than: October 1,
1997.

DATED: 10/4/96


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10-4, 1996, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Arthur J Dunford
60 N 1350 W
Paul ID 83347
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
4. One copy to:
Each party in the subcase, or attorney of record
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

October 4, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

ARTHUR J DUNFORD
60 NORTH 1350 WEST
PAUL ID 83347

RE: SRBA Claim(s) 36-02562 and 36-08161

Dear Claimant:

Please find the enclosed copy of the Notice of Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

After IDWR completes the indicated administrative process, and has modified the SRBA claims, you will be forwarded a Notice of Completed Administrative Proceeding. Please contact this office if you have any questions about the notice or the administrative process.

Also enclosed are your copies of the Notice of Completed Administrative Proceeding. These documents notify the SRBA court of your address changing from a route and box to the grid system.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf
Enc

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

Water Right Number - 36-08161

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

DUNFORD

BULAH A

1 - 60 NORTH 1350 WEST

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-5835

DUNFORD

ARTHUR J

1 - 60 NORTH 1350 WEST

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-5835

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
03/31/1983 17 SOUTHERN P - PERMIT+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 21E 24 NW NE SE (53) JEROME

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

01 - IRRIGATION

04/01

10/31

4.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.000 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S	21E	13	SE SE	30.0	01	IRRIGATION	(53) JEROME
09S	21E	24	NE NE	40.0	01	IRRIGATION	(53) JEROME
09S	21E	24	SE NE	40.0	01	IRRIGATION	(53) JEROME
09S	21E	24	NE SE	25.0	01	IRRIGATION	(53) JEROME
09S	22E	18	SW SW	40.0	01	IRRIGATION	(53) JEROME
09S	22E	18	SE SW	40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NE NW	40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NW NW	40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	SW NW	40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	SE NW	40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NE SW	25.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NW SW	40.0	01	IRRIGATION	(53) JEROME
09S	22E	19	NW SE	20.0	01	IRRIGATION	(53) JEROME

Total Acres: 460.0

Prefix Translation: WATER RIGHT

+ - - Diversion Means - WELL, PUMP, SPRINKLER

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-02652

+ Remarks +

GEN RIGHT NO. 36-02562 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

```
+-----+----- Old Water Right Numbers -----+
```

+ Conditions of Approval +

A01 - THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION
- IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION
- OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS
- SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL
- BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY
- IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.
S01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- A & B IRRIGATION DIST.

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

+ -Comments- +

Date: 10/03/1996 User Id: TFAWCETT Subject: ADDRESS CHANGE
ADDRESS CHANGED PER TRANSFER 4915 FILED 6/3/96.

+ - - Audit Fields - - +
10/03/96 TFAWCETT

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 11/02/1992 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 02/21/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - M005979 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

no obj
change
address

Name of applicant Arthur J. Dunford Phone 438-5835
Post Office address 60 N 1350 W, Paul, ID 83347

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create PPU
2. Describe the reason for the proposed changes Allow temporary irrigation of new land. Land was put under irrigation by our renter in 1995 without our permission & without proper water rights. We want to correct this error for the 1996 irrigation season.

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

| 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|--------------------|---------------|----------------------------|
| <u>36-02562</u> | <u>1-24-1963</u> | <u>2.09 cfs</u> | <u>Irrig.</u> | <u>4-1</u> to <u>10-31</u> |
| <u>36-08161</u> | <u>3-31-1983</u> | <u>1.80 cfs</u> | <u>"</u> | <u>"</u> to <u>"</u> |
| | | | | to |
| | | | | to |

2. Total amount of water being transferred 3.89 cubic feet per second and/or 1643.5 acre-feet per annum.
3. Source of water Groundwater tributary to
4. Point(s) of Diversion: No change

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

5. Lands irrigated or place of use: Permissible place of use of 446 acres per year

| 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 | |
| 95 | 22E | 18 | | | | | | | | | 198 | 173 | 174 | 36 | | | | | 92 |
| | | 19 | | 2 | 33 | 2 | 36 | 42 | 41 | 39 | 2 | 43 | | | 1 | 6 | | | 247 |
| 95 | 21E | 13 | | | | | | | | | | | | | | | | 33 | 33 |
| | | 24 | 22 | | | 17 | | | | | | | | | 25 | | | | 74 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total acres 446

PART 3**B. CHANGES IN NATURE OF USE**

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

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

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

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

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

Subscribed and sworn to before me this 3rd day of June, 19 95

(Signature of Applicant)

J. Stanton
(Notary Public)

My commission expires 10-25-2000**FOR DEPARTMENT USE ONLY**Transfer contains 11 pages and 1 attachmentsReceived by J. Stanton Date 6-3-96 Protest filed by _____Prelim. check by GS Fee \$100, 5019192Receipted by JA Date 6-3-96Published in North Side News Copies of protest forwarded by _____Pub. dates 10/9 & 10/16/96 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

RECEIVED

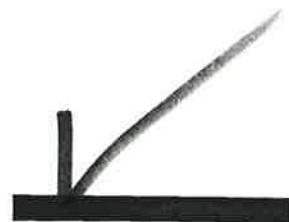
JUN 04 1996

Department of Water Resources
Southern Region

R PROOF



CVR



MAPS



PHOTOS



MISC

MICROFILMED

FEB 05 1993

Water Right Number - R36-08161

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DUNFORD

BULAH A.

1 - RT. 2 BOX 2400

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-5835

DUNFORD

ARTHUR J.

1 - RT. 2 BOX 2400

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-5835

+ - - Priority Date - - +
03/31/1983+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
P - PERMIT

+ - - Status - - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 21E 24 NW NE SE (53) JEROME

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

01 - IRRIGATION 03/15 11/15 4.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.000 0.0+ - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

| | | | | | | | | |
|-----|-----|----|-------|--|------|----|------------|--------------|
| 09S | 21E | 13 | SE SE | | 30.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 21E | 24 | NE NE | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 21E | 24 | SE NE | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 21E | 24 | NE SE | | 25.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 18 | SW SW | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 18 | SE SW | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 19 | NE NW | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 19 | NW NW | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 19 | SW NW | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 19 | SE NW | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 19 | NE SW | | 25.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 19 | NW SW | | 40.0 | 01 | IRRIGATION | (53) JEROME |
| 09S | 22E | 19 | NW SE | | 20.0 | 01 | IRRIGATION | (53) JEROME |

Total Acres: 460.0

MICROFILMED
FEB 05 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 | - 10/08/1991 | Old Judicial District | - |
| Claim Received Date | - 02/21/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - M005979 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

MICROFILMED
FEB 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:55:03
04/18/91

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-08161

| 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 | | | | | | | | |
| POINT OF DIV | Y | | | | | | | |
| SOURCE | | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | | | | | |
| CONSUMPTIVE USE | | | | | | | | |
| PURPOSES | | | | | | | | |
| PERIOD OF USE | | | | | | | | |
| BASIS OF CLAIM | | | | | | | | |
| REMARKS | Y | | | | | | | |

"VERIFIED BY" CODES

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

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

MICROFILMED
FEB 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:55:03
04/18/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-08161

LAST: DUNFORD
ADDRESS: RT. 2 BOX 2400
CITY: PAUL
PHONE NUMBER: 208-438-5835

FIRST: ARTHUR J.
STATE: ID ZIP: 83347

OWNER CODE: C

LAST: DUNFORD
ADDRESS: RT. 2 BOX 2400
CITY: PAUL
PHONE NUMBER: 208-438-5835

FIRST: BULAH A.
STATE: ID ZIP: 83347

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: THIS CLAIM IS USED TOGETHER WITH CLAIM #A36-02562 AND A & B
IRRIG. DIST. WATER TO IRRIGATE A TOTAL OF 460 ACRES. RVW.2/21/90
MR. DUNFORD WISHES TO HAVE THIS CLAIM INCLUDED IN THE ADJUDIC-
ATION PROCESS EVEN THO IT IS PRESENTLY IN PERMIT STATUS.

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 4/19/91

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

In office Review

Permit Pending Exam

Recommend as Permit
with AOI condition

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A. AJ CLAIM: # A36-08161 PRIORITY DATE: 03-31-1983 STAGE: P

B. WR RECORD: # 36-08161 PRIORITY DATE: 03-31-1983 STAGE: P

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

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

REMARKS: _____

=====

RECOMMENDED PRIORITY DATE:
03-31-1983

REVIEWED BY _____ DATE _____

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A36-08161 | 09S | 21E | 24 | NW | NE | SE | | JEROME |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-02562 NONE

WR RECORDS IN SAME 40 ACRE TRACT
36-02562

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 36-08161 | 09S | 21E | 24 | | NE | SE | | JEROME |

OTHER WR RECORDS WITH SAME WR POD

36-02562

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A36-02562 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

REMARKS:

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FEB 05 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: _____ DATE: _____

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A. ROOT WATER RIGHT NUMBERS: A36-08161

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|---------------------|------------------|----------------|-----------------|----------------|------------------|
| 09S | 21E | 13 | SE | SE | | DUNFORD , ARTHUR J. | A36-08161 /30.0 | 36-08161 /30.0 | 39.0 | | |
| | | | SE | SE | | DUNFORD , ARTHUR J. | A36-02562 /27.0 | 36-02562 /27.0 | | | |
| 09S | 21E | 24 | NE | NE | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | 38.0 | | |
| | | | NE | NE | | DUNFORD , ARTHUR | A36-14055 / | - / | | | |
| | | | NE | NE | | DUNFORD , ARTHUR J. | A36-02562 /27.0 | 36-02562 /27.0 | | | |
| | | | NE | NE | 96 | LARGE CLAIM | A36-0208024/21.7 | - / | | | |
| 09S | 21E | 24 | SE | NE | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | 38.0 | | |
| | | | SE | NE | | DUNFORD , ARTHUR J. | A36-02562 / 5.0 | 36-02562 / 5.0 | | | |
| | | | SE | NE | 96 | LARGE CLAIM | A36-0208024/ 4.7 | - / | | | |
| 09S | 21E | 24 | NE | SE | | DUNFORD , ARTHUR J. | A36-08161 /25.0 | 36-08161 /25.0 | 31.0 | | |
| 09S | 22E | 18 | SW | SW | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | | | |
| | | | SW | SW | 96 | LARGE CLAIM | A36-0208024/23.0 | - / | | | |
| | | | SW | SW | | DUNFORD , ARTHUR J. | A36-02562 /35.0 | 36-02562 /35.0 | | | |
| 09S | 22E | 19 | NE | NW | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | | | |
| | | | NE | NW | 96 | LARGE CLAIM | A36-0208024/30.7 | - / | | | |
| | | | NE | NW | | DUNFORD , ARTHUR J. | A36-02562 /40.0 | 36-02562 /40.0 | | | |
| 09S | 22E | 19 | NW | NW | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | | | |
| | | | NW | NW | 96 | LARGE CLAIM | A36-0208024/35.5 | - / | | | |
| | | | NW | NW | | DUNFORD , ARTHUR J. | A36-02562 /39.0 | 36-02562 /39.0 | | | |
| 09S | 22E | 19 | SW | NW | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | | | |
| | | | SW | NW | | DUNFORD , ARTHUR J. | A36-13678 / | - / | | | |
| | | | SW | NW | 96 | LARGE CLAIM | A36-0208024/ 0.2 | - / | | | |
| | | | SW | NW | | DUNFORD , ARTHUR J. | A36-02562 /35.0 | 36-02562 /35.0 | | | |
| 09S | 22E | 19 | SE | NW | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | | | |
| | | | SE | NW | 99 | LARGE CLAIM | A36-0208024/38.1 | - / | | | |
| | | | SE | NW | | DUNFORD , ARTHUR J. | A36-02562 /40.0 | 36-02562 /40.0 | | | |
| 09S | 22E | 19 | NE | SW | | DUNFORD , ARTHUR J. | A36-08161 /25.0 | 36-08161 /25.0 | | | |
| 09S | 22E | 19 | NW | SW | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | | | |
| | | | NW | SW | 99 | LARGE CLAIM | A36-0208024/ 7.2 | - / | | | |
| 09S | 22E | 19 | NW | SE | | DUNFORD , ARTHUR J. | A36-08161 /20.0 | 36-08161 /20.0 | | | |
| | | | NW | SE | 95 | LARGE CLAIM | A36-0208024/24.7 | - / | | | |
| 09S | 22E | 18 | SE | SW | | DUNFORD , ARTHUR J. | A36-08161 /40.0 | 36-08161 /40.0 | | | |
| | | | SE | SW | 96 | LARGE CLAIM | A36-0208024/19.3 | - / | | | |
| | | | SE | SW | | DUNFORD , ARTHUR J. | A36-02562 /29.0 | 36-02562 /29.0 | | | |
| TOTAL ACRES | | | | | | | A36-08161 | 460.00 | 460.00 | 146.00 | |

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

=====

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

=====

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A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| A36-08161 IRRIGATION | FROM 03-15 TO 11-15 | 4.000 CFS |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 4.000 CFS |

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| 36-08161 IRRIGATION | FROM 03-15 TO 11-15 | 4.000 CFS |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 4.000 CFS |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 4.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.000 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?

FIELD
DATABASE EXAMINER

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

Y

B. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A36-02652 & A & B IRRIG. DIST.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-------------|---------------------|-----------|----------------|-----------|----------------|
| A36-08161 | GROUNDWATER | DUNFORD , ARTHUR J. | 4.000 | 0.008 | | |
| A36-02562 | GROUNDWATER | DUNFORD , ARTHUR J. | 2.090 | 0.007 | 1024.10 | 3.69 |

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

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|---------------------|---------------------|----------|--------|
| A36-14055 | DOMESTIC | DUNFORD , ARTHUR | FROM 01-01 TO 12-31 | .040 CFS | |
| A36-14055 | STOCKWATER | DUNFORD , ARTHUR | FROM 01-01 TO 12-31 | .090 CFS | |
| A36-13678 | DOMESTIC | DUNFORD , ARTHUR J. | FROM 01-01 TO 12-31 | .050 CFS | |
| A36-13678 | STOCKWATER | DUNFORD , ARTHUR J. | FROM 01-01 TO 12-31 | .020 CFS | |

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

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

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1380.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

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RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|----------------------|-----------------------|-------------------|
| | | DATABASE EXAMINER | DATABASE EXAMINER | DATABASE EXAMINER |
| IRRIGATION | 03-15 11-15 | 4.000 | | 1380.0 |
| TOTAL FOR THIS RIGHT | | 4.000 | | 1380.0 |

REVIEWED BY: _____ DATE: _____

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

| | ACCEPTED
AS CLAIMED | NEEDS
REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____ | () | () |
| FORFEIT/ABANDON _____ | () | () |
| ADDITIONAL DIV. AMOUNT _____ | () | () |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-08161

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 4.000 EXAMINER _____ CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A36-08161 | 4.000 | - | | 36-08161 | 4.000 |
| TOTAL CFS | | 4.000 | | | | 4.000 |

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: 4/19/91

NAME OF FIELD EXAMINER: _____ TITLE: _____

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