

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: A36-15372

Date Received: 6/4/92

Receipt No: C024420

Received By: KEB

JUN 4 1992

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ZOLA M BROWNING 208-532-4300  
Address: RT 5 BOX 185  
RUPERT ID 83350

2. Date of Priority: DEC 13, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S      | 21E   | 16      | NE     | NE     | SW  |     | LINCOLN |

5. Description of diverting works:  
WELL & PUMP, 275' DEEP, 300HP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 5.650  |      |        |

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

8. Total consumptive use is 1320.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 07S      | 21E   | 16      | NE     | SW  |     | IRR | 40.0  |
|          |       |         | NW     | SW  |     | IRR | 40.0  |
|          |       |         | SW     | SW  |     | IRR | 40.0  |
|          |       |         | SE     | SW  |     | IRR | 40.0  |
|          |       |         | NE     | SE  |     | IRR | 20.0  |

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## 10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use | Acres |
|----------|-------|---------|--------|-----|---------------|-----|-------|
| 07S      | 21E   | 16      | NW     | SE  |               | IRR | 40.0  |
|          |       |         | SW     | SE  |               | IRR | 40.0  |
|          |       |         | SE     | SE  |               | IRR | 40.0  |
|          |       |         |        |     | Section Acres |     | 300.0 |
|          |       | 17      | NE     | SE  |               | IRR | 40.0  |
|          |       |         | NW     | SE  |               | IRR | 20.0  |
|          |       |         | SW     | SE  |               | IRR | 40.0  |
|          |       |         | SE     | SE  |               | IRR | 40.0  |
|          |       |         |        |     | Section Acres |     | 140.0 |
|          |       |         |        |     | Total Acres   |     | 440.0 |

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:  
36-07038B, 36-10123

14. Remarks:  
THIS CLAIM COMBINES RIGHTS 36-02273A AND 36-02274A.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): X Zola M. Browning Date: June 4, 1992  
\_\_\_\_\_  
Date: \_\_\_\_\_

MICROFILMED  
06/03/92  
FEB 09 1993

State of Idaho )  
County of Lincoln ) SS.

Subscribed and sworn (or affirmed) before me this 4<sup>th</sup> day  
of June 19 92

Anna Baumhoff  
Notary Public

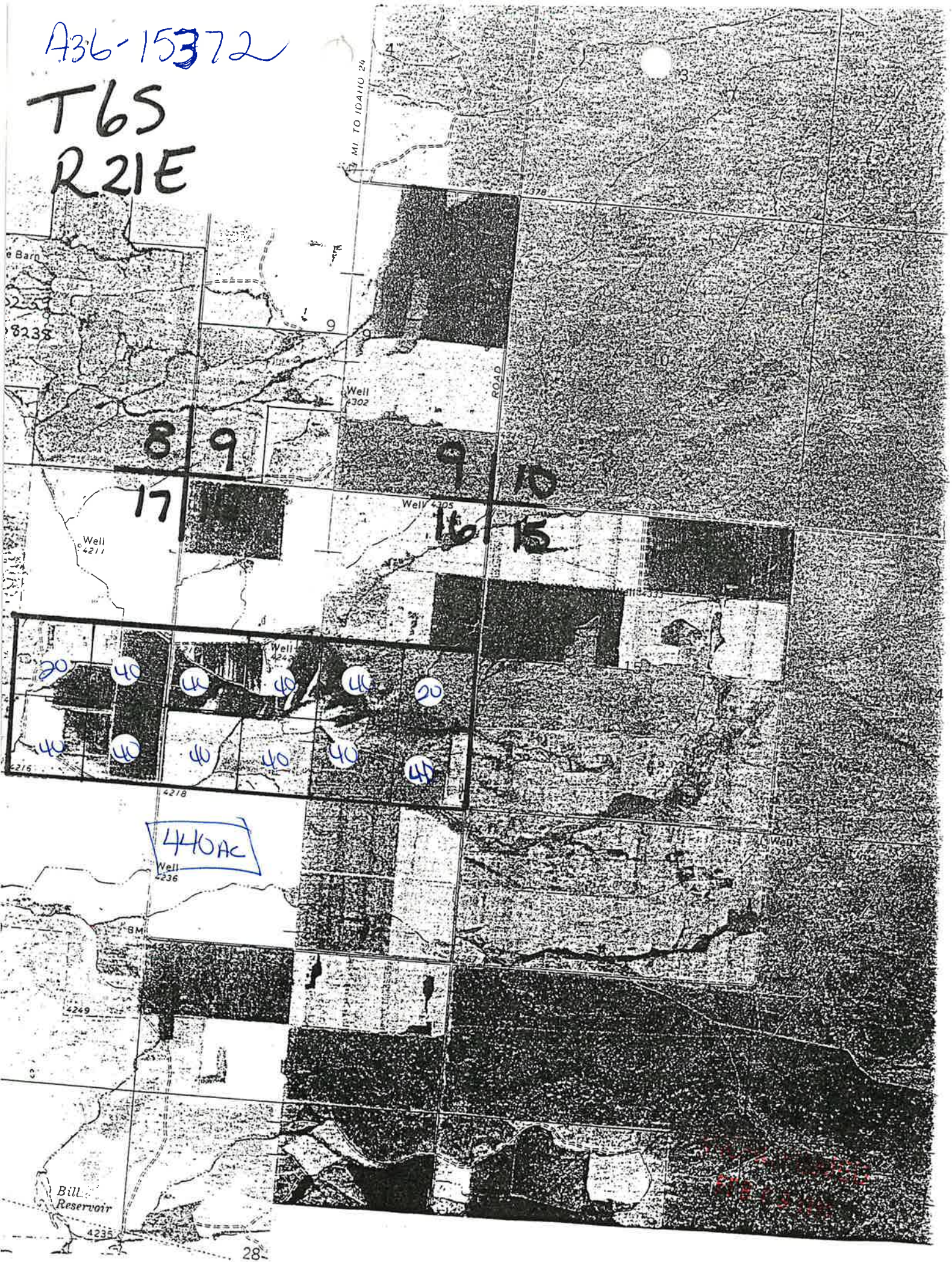
Seal

Residing at Anna Baumhoff, Notary Public  
Residing at Boise, Idaho  
My Commission Expires December 7, 1994

MICROFILMED  
FEB 09 1993

A36-15372

T6S  
R21E



WARRANTY DEED

FOR VALUE RECEIVED JAMES H. BARTON and LEONA BARTON, husband and wife, and HAROLD BARTON and RAMONA Y. BARTON, husband and wife, and JERRY BARTON, a single man, and ORVAL BARTON and LOUISE BARTON, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto FLOYD A. BROWNING and ZOLA BROWNING, husband and wife, whose present address is Route 15, Rupert, Idaho 83350, the Grantees, the following described premises, located in Lincoln County, Idaho, to-wit:

TOWNSHIP 7 SOUTH, RANGE 21 EAST, BOISE MERIDIAN;

SECTION 16: All

SECTION 17: The East Half

SUBJECT TO:

1. Easements and rights-of-way of record or appearing on the premises.

2. Exceptions and reservations in state deeds as to Section 16, including mineral rights reserved to the State (47-701, Idaho Code 1947) and rights-of-way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604, Idaho Code, 1947, including sand and gravel.

3. Exceptions and reservations contained in patents from the United States of America.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including a double trailer house, all water and water rights however evidenced.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantors do hereby covenant to and with the Grantees that they are the owners in fee of said premises, that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 29th day of April, 1976.

147620  
RECORDED

MAR 28 1985

10:50 P.M.  
CLERK OF DISTRICT COURT

DANA STURGEON

By *James H. Barton*

James H. Barton

By *Leona Barton*

Leona Barton

By *Harold Barton*

Harold Barton

By *Ramona Y. Barton*

Ramona Y. Barton

*James H. Barton*  
James H. Barton

*Leona Barton*  
Leona Barton

*Harold Barton*  
Harold Barton

*Ramona Y. Barton*  
Ramona Y. Barton

MICROFILMED  
FEB 09 1993

Jerry Barton  
Jerry Barton

Orval Barton  
Orval Barton

Louise Barton  
Louise Barton

STATE OF IDAHO

County of Minidoka

On this 1<sup>st</sup> day of May, 1976, before me, a Notary Public in and for said State, personally appeared James H. Barton, Leona Barton, Harold Barton, Ramona Y. Barton, Jerry Barton, Orval Barton, and Louise Barton 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.



Larry R. Huff  
Notary Public  
Residing at Rupert, Idaho.  
My Commission Expires: 9-1-78

MICROFILMED  
FEB 09 1993

144145  
WARRANTY DEED

FOR VALUE RECEIVED FLOYD A. BROWNING and ZOLA BROWNING, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto SEYMOUR J. GODFREY and MARY V. GODFREY, husband and wife, whose present address is 5736 South Redwood Road, Salt Lake City, Utah 84107, the Grantees, the following described premises, located in Lincoln County, Idaho, to-wit:

TOWNSHIP 7 SOUTH, RANGE 21 EAST, BOISE MERIDIAN:

SECTION 16: The North Half

SECTION 17: The Northeast Quarter

SUBJECT TO:

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3. Exceptions and reservations contained in patents from the United States of America.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantors does hereby covenant to and with the Grantees that they are the owners in fee of said premises, that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 3 day of March, 1978  
~~June~~, 1976.

*Floyd A. Browning*  
Floyd A. Browning

*Zola Browning*  
Zola Browning

144145  
RECORDED

MAR 17 1983

12:19 P.M.  
LINCOLN COUNTY RECORDER  
LINDA STEVENSON

By *Challen Barry, Dep*

Fee \$4.00

Rtn to: 2501 Hansen Ave  
*Burley*

INDEXED

MICROFILMED  
FEB 09 1993

## WARRANTY DEED

For Value Received

SEYMOUR J. GODFREY AND MARY V. GODFREY, HUSBAND AND WIFE

the grantors do hereby grant, bargain, sell and convey unto  
 SEYMOUR J. GODFREY, JR. AND LANE B. GODFREY, HUSBAND AND WIFE  
 2501 Hansen Ave

the grantees, the following described premises, to-wit:

An undivided one half interest in the following described property:

ALL IN LINCOLN COUNTY, STATE OF IDAHO

TOWNSHIP 7 SOUTH, RANGE 21 EAST, BOISE MERIDIAN

Section 16: N $\frac{1}{2}$

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

## SUBJECT TO:

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TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owner in fee simple of said premises; that said premises are free from all incumbrances except as above described, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 17, 1983

Seymour J. Godfrey

Mary V. Godfrey

STATE OF IDAHO, COUNTY OF CASSIA:

On this 17<sup>th</sup> day of March, 1983, before me, a notary public in and for said State, personally appeared

Seymour J. Godfrey and Mary V. Godfrey

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Resident of 0 Fairway

Idaho, Comm. Expires

No. 144146  
 RECORDED  
 MAR 17 1983

LINDA STEVENSON  
 By Callen Barney Sup  
 Fee \$2.00

Rtn to 2501 Hansen Ave  
 INDEXED

MICROFILMED  
 FEB 09 1993

STATE OF IDAHO )

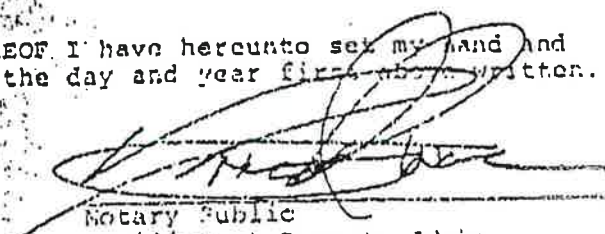
) ss.

County of Minidoka )

March, 1978

On this 3 day of June, 1978, before me, a Notary Public in and for said State, personally appeared Floyd A. Browning and Zola Browning 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.

  
Notary Public  
Residing at Rupert, Idaho  
My Commission Expires: Life

(SEAL)

MICROFILMED  
FEB 09 1993

WARRANTY DEED

FOR VALUE RECEIVED JAMES H. BARTON and LEONA BARTON, husband and wife, and HAROLD BARTON and RAMONA Y. BARTON, husband and wife, and JERRY BARTON, a single man, and ORVAL BARTON and LOUISE BARTON, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto FLOYD A. BROWNING and ZOLA BROWNING, husband and wife, whose present address is Route 1 5, Rupert, Idaho 83350, the Grantees, the following described premises, located in Lincoln County, Idaho, to-wit:

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147620  
**RECORDED**

MAR 28 1976

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James H. Barton

*Leona Barton*  
Leona Barton

*Harold Barton*  
Harold Barton

*Ramona Y. Barton*  
Ramona Y. Barton

DANA STURGEON

Notary Public

My Comm. Expires 12-31-77

Notary Public

Notary Public

Notary Public

MICROFILMED  
FEB 09 1993

Jerry Barton  
Jerry Barton

Orval Barton  
Orval Barton

Louise Barton  
Louise Barton

STATE OF IDAHO )  
County of Minidoka ) ss.

On this 17 day of May, 1976, before me, a Notary Public in and for said State, personally appeared James H. Barton, Leona Barton, Harold Barton, Ramona Y. Barton, Jerry Barton, Orval Barton, and Louise Barton known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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Larry R. Huff  
Notary Public  
Residing at: Rupert, Idaho  
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MICROFILMED  
FEB 09 1993

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*Floyd A. Browning*  
Floyd A. Browning

*Zola Browning*  
Zola Browning

144145  
RECORDED

MAR 17 1983

LINCOLN COUNTY RECORDER  
LINDA STEVENSON

By *Challen Barry, Dep*  
Fees \$4.00

Rtn to 2501 Hansen Ave  
*Burley*

INDEXED

MICROFILMED

FEB 09 1993

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Dated: March 17, 1983

*Seymour J. Godfrey*  
 Seymour J. Godfrey

*Mary V. Godfrey*  
 Mary V. Godfrey

STATE OF IDAHO, COUNTY OF CASSIA:

On this 17<sup>th</sup> day of March, 1983, before me, a  
 Notary Public in and for said State, personally appeared

Seymour J. Godfrey and Mary V. Godfrey

known to me to be the persons whose names are subscribed to the  
 within instrument, and acknowledged to me that they executed the same.

*[Signature]*  
 Notary Public  
 04/20/83

Idaho Comm. Expires

No. 144146

RECORDED

MAR 17 1983

*Linda Stevenson*  
 LINDA STEVENSON  
 By Callen Barney Sup  
 7-22-00

Ret to 2501 Hansen Ave  
 INDEXED  
*Burley*

MICROFILMED

FEB 09 1993

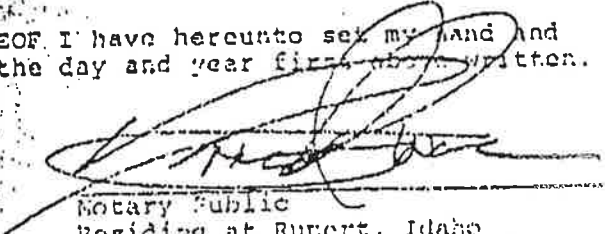
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) ss.

County of Minidoka

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

  
Notary Public

Residing at Rupert, Idaho

My Commission Expires: Life

(SEAL)

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FEB 09 1993

**R PROOF**



**CVR**



**MAPS**



**PHOTOS**



**MISC**



**MICROFILMED**  
FEB 09 1993

Water Right Number - R36-15372

Prefix Translation: RESEARCH

Old (D) Number -

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

\*\*\* C - CURRENT OWNER \*\*\*  
BROWNING

ZOLA M

1 - RT 5 BOX 185

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-532-4300

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
12/13/1952 ERROR IN REGION L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +  
GROUNDWATER+ - - - - - Point of Diversion - - - - - +  
Twn Rng Sec Tract Lot RFlg County

07S 21E 16 NE NE SW (63) LINCOLN

+ - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume  
01 - IRRIGATION 04/01 10/31 5.650+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
5.650 0.0+ - - - - Place of Use - - - - - +  
Twn Rng Sec Tract Lot Acres Code Description County  
07S 21E 16 NE SW 39.0 01 IRRIGATION (63) LINCOLN  
07S 21E 16 NW SW 40.0 01 IRRIGATION (63) LINCOLN  
07S 21E 16 SW SW 40.0 01 IRRIGATION (63) LINCOLN  
07S 21E 16 SE SW 40.0 01 IRRIGATION (63) LINCOLN  
07S 21E 16 NE SE 20.0 01 IRRIGATION (63) LINCOLN  
07S 21E 16 NW SE 40.0 01 IRRIGATION (63) LINCOLN  
07S 21E 16 SW SE 40.0 01 IRRIGATION (63) LINCOLN  
07S 21E 16 SE SE 30.0 01 IRRIGATION (63) LINCOLN  
07S 21E 17 NE SE 40.0 01 IRRIGATION (63) LINCOLN  
07S 21E 17 NW SE 20.0 01 IRRIGATION (63) LINCOLN  
07S 21E 17 SW SE 40.0 01 IRRIGATION (63) LINCOLN  
07S 21E 17 SE SE 40.0 01 IRRIGATION (63) LINCOLN

Total Acres: 429.0

+ - - Diversion Means - WELL &amp; PUMP, 275' DEEP, 300HP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-07038B, 36-10123

MICROFILMED  
FEB 09 1993

Water right number - R36-15372

Prefix Translation: RESEARCH

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

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 36-02273A AND 36-02274A

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 300 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

RIGHT NO. 36-10123 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416(2).

USE OF THIS RIGHT WITH RIGHT NOS. 36-10123 AND 36-07038B, WHICH ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE, IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.07 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1716 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1287 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 429 ACRES IN A SINGLE IRRIGATION SEASON.

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

3602273A  
3602274A

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

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.

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

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

Date: 06/09/1992 User Id: BAUMHOFF Subject: COPIED FROM REMARKS  
THIS CLAIM COMBINES RIGHTS 36-02273A AND 36-02274A.

+ - - Audit Fields - - +

07/15/92 MERRITT

+ - - - - 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         | - 07/15/1992 | Old Judicial District   | -       |
| Claim Received Date  | - 06/04/1992 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - C024420    | Water District          | -       |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | - AND/OR     | Presumption Flag        | - C     |
|                      |              |                       |              | Notice of Error Flag    | -       |

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FEB 09 1993

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:17  
06/09/92

PAGE: 13  
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-15372

| WR ELEMENT                | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------|-------------------------------------------------|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             | Y                 |                                                 |                            | N                      | 6                   | 6/9/92                           | 6/9/92                               | 6/10/92                       |
| POINT OF DIV              | Y                 |                                                 |                            | N                      | 2,4                 |                                  |                                      |                               |
| SOURCE                    | Y                 |                                                 |                            | N                      | 6                   |                                  |                                      |                               |
| PLACE OF USE              | Y                 |                                                 |                            | Y                      | 4,2,1               |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| CONSUMPTIVE USE           |                   |                                                 |                            | Y                      | 6                   |                                  |                                      |                               |
| PURPOSES                  |                   |                                                 |                            |                        |                     |                                  |                                      |                               |
| PERIOD OF USE             | Y                 |                                                 |                            | Y                      | 6                   |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                 |                                                 |                            | N                      | 6                   |                                  |                                      |                               |
| 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.

MICROFILMED  
FEB 09 1993

COND. CODE

Remarks: P15 36-02273A & 36-02274A  
FO6 - # 36-10123, 36-07038B  
EO1 6.07 C60 - 1716 AF, 1287 AF 429 AC  
K03 36-10123  
K06 300

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:17  
06/09/92

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A36-15372

LAST: BROWNING  
ADDRESS: RT 5 BOX 185  
CITY: RUPERT  
PHONE NUMBER: 208-532-4300

FIRST: ZOLA M  
STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE  
Y

FIELD  
EXAMINER

CLAIM REMARKS: THIS CLAIM CONBINES RIGHTS 36-02273A AND 36-02274A.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

DATE OF FIELD EXAM: \_\_/\_\_/\_\_

APPOINTMENT MADE: Y(\_\_\_\_) N(\_\_\_\_)

TIME: \_\_\_\_:\_\_\_\_ A(\_\_\_\_) P(\_\_\_\_)

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / REMARKS:

*Desk Review*

A. AJ CLAIM: # A36-15372 PRIORITY DATE: 12-13-1952 STAGE: L

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE  
Y

FIELD  
EXAMINER  
\_\_\_\_\_

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

REMARKS:

claim combined with 36-022737 & 36-022741  
which have the same priority date as claimed.

Recommend as claimed.

=====

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

6/9/92

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FEB 09 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY    |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A36-15372 | 07S  | 21E  | 16   | NE  | NE  | SW  |     | LINCOLN |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A36-07038B NONE  
A36-10123

WR RECORDS IN SAME 40 ACRE TRACT

36-02273A  
36-02274A

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

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

REMARKS:

*Confirmed By Map -*

*Recommend & Claimed*

**MICROFILMED**  
**FEB 09 1993**

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP.      | RGE.      | SEC.      | 1/4       | 1/4       | 1/4       | LOT      | COUNTY        |
|-----------|-----------|-----------|-----------|-----------|-----------|----------|---------------|
| <u>7S</u> | <u>2E</u> | <u>16</u> | <u>NE</u> | <u>NE</u> | <u>SW</u> | <u>—</u> | <u>Linedn</u> |
| <u>—</u>  | <u>—</u>  | <u>—</u>  | <u>—</u>  | <u>—</u>  | <u>—</u>  | <u>—</u> | <u>—</u>      |

SOURCE: G1102

TRIB: —

REVIEWED BY: AB

DATE: 6/9/92

MICROFILMED  
FEB 09 1993

A. ROOT WATER RIGHT NUMBERS: A36-15372

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME              | AJ<br>#/ACRES    | WR<br>#/ACRES   | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|-------------------|------------------|-----------------|-----------------|----------------|------------------|
| 07S | 21E | 16  | NE  | SW  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 42.0            |                | 39               |
|     |     |     | NE  | SW  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|     |     |     | NE  | SW  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|     |     |     | NE  | SW  |     | HILTON , ELDEN C. |                  | 36-02273A /35.0 |                 |                |                  |
|     |     |     | NE  | SW  |     | HILTON , ELDEN C. |                  | 36-02274A /35.0 |                 |                |                  |
| 07S | 21E | 16  | NW  | SW  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 42.0            |                | 40               |
|     |     |     | NW  | SW  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|     |     |     | NW  | SW  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|     |     |     | NW  | SW  |     | HILTON , ELDEN C. |                  | 36-02273A /35.0 |                 |                |                  |
|     |     |     | NW  | SW  |     | HILTON , ELDEN C. |                  | 36-02274A /35.0 |                 |                |                  |
| 07S | 21E | 16  | SW  | SW  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 43.0            |                | 40               |
|     |     |     | SW  | SW  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|     |     |     | SW  | SW  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|     |     |     | SW  | SW  |     | HILTON , ELDEN C. |                  | 36-02273A /30.0 |                 |                |                  |
|     |     |     | SW  | SW  |     | HILTON , ELDEN C. |                  | 36-02274A /30.0 |                 |                |                  |
| 07S | 21E | 16  | SE  | SW  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 40.0            |                | 40               |
|     |     |     | SE  | SW  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|     |     |     | SE  | SW  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SW  |     | BARTON , JAMES H. |                  | 36-07038 /40.0  |                 |                |                  |
|     |     |     |     |     |     |                   |                  |                 |                 |                |                  |
| 07S | 21E | 16  | NE  | SE  |     | BROWNING , ZOLA M | A36-15372 /20.0  | - /             | 30.0            |                | 20               |
|     |     |     | NE  | SE  |     | BROWNING , ZOLA M | A36-07038B /20.0 | - /             |                 |                |                  |
|     |     |     | NE  | SE  |     | BROWNING , ZOLA M | A36-10123 /20.0  | - /             |                 |                |                  |
|     |     |     | NE  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A / 5.0 |                 |                |                  |
|     |     |     | NE  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A / 5.0 |                 |                |                  |
| 07S | 21E | 16  | NW  | SE  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 42.0            |                | 40               |
|     |     |     | NW  | SE  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|     |     |     | NW  | SE  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|     |     |     | NW  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A /40.0 |                 |                |                  |
|     |     |     | NW  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A /40.0 |                 |                |                  |
| 07S | 21E | 16  | SW  | SE  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 40.0            |                | 40               |
|     |     |     | SW  | SE  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|     |     |     | SW  | SE  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|     |     |     | SW  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A /15.0 |                 |                |                  |
|     |     |     | SW  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A /15.0 |                 |                |                  |
| 07S | 21E | 16  | SE  | SE  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 38.0            |                | 30               |
|     |     |     | SE  | SE  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |

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| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME              | AJ<br>#/ACRES    | WR<br>#/ACRES   | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-------------|-----|-----|-----|-----|-----|-------------------|------------------|-----------------|-----------------|----------------|------------------|
|             |     |     | SE  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A / 5.0 |                 |                |                  |
|             |     |     | SE  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A / 5.0 |                 |                |                  |
| 07S         | 21E | 17  | NE  | SE  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 39.0            |                | 40               |
|             |     |     | NE  | SE  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|             |     |     | NE  | SE  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|             |     |     | NE  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A /40.0 |                 |                |                  |
|             |     |     | NE  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A /40.0 |                 |                |                  |
| 07S         | 21E | 17  | NW  | SE  |     | BROWNING , ZOLA M | A36-15372 /20.0  | - /             | 31.0            |                | 20               |
|             |     |     | NW  | SE  |     | BROWNING , ZOLA M | A36-10123 /20.0  | - /             |                 |                |                  |
|             |     |     | NW  | SE  |     | BROWNING , ZOLA M | A36-07038B /20.0 | - /             |                 |                |                  |
|             |     |     | NW  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A /20.0 |                 |                |                  |
|             |     |     | NW  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A /20.0 |                 |                |                  |
| 07S         | 21E | 17  | SW  | SE  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 40.0            |                | 40               |
|             |     |     | SW  | SE  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|             |     |     | SW  | SE  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|             |     |     | SW  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A /35.0 |                 |                |                  |
|             |     |     | SW  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A /35.0 |                 |                |                  |
| 07S         | 21E | 17  | SE  | SE  |     | BROWNING , ZOLA M | A36-15372 /40.0  | - /             | 40.0            |                | 40               |
|             |     |     | SE  | SE  |     | BROWNING , ZOLA M | A36-07038B /40.0 | - /             |                 |                |                  |
|             |     |     | SE  | SE  |     | BROWNING , ZOLA M | A36-10123 /40.0  | - /             |                 |                |                  |
|             |     |     | SE  | SE  |     | HILTON , ELDEN C. |                  | 36-02273A /40.0 |                 |                |                  |
|             |     |     | SE  | SE  |     | HILTON , ELDEN C. |                  | 36-02274A /40.0 |                 |                |                  |
| TOTAL ACRES |     |     |     |     |     | A36-15372         | 440.00           |                 | 467.00          |                | 429              |

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

POU COUNTY: LINCOLN

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FEB 09 1993

PRESUMPTION FLAG: E

REMARKS:

Recommending Permissible place of  
use for THIS PROPERTY  
See 2020 36-10123 & 36-07038B

THIS RIGHT will be limited TO 300AC on the P/W listed

RECOMMENDATIONS:

TOTAL ACRES:

429 (limited to 300 of the 429 listed)

REVIEWED BY:

DATE:

6/9/92

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FEB 09 1993

A. AJ CLAIMED USES:

| PURPOSES                            | MONTH/DAY           | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| A36-15372 IRRIGATION                | FROM 03-15 TO 11-15 | 5.650 CFS          |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                     | 5.650 CFS          |

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|----------|-----------|--------------------|
|----------|-----------|--------------------|

PRESUMPTION FLAG:

E

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N(☐) Explain in remarks, below.

REMARKS:

changing period of use to new standards  
of 4/1 - 10/31

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 5.650 CFS  
WR ROOT RIGHT TOTAL DIVERSION RATE: 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  
Y

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

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: 36-07038B, 36-10123

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO.  | SOURCE      | NAME              | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|-------------|-------------------|-----------|----------------|-----------|----------------|
| A36-15372  | GROUNDWATER | BROWNING , ZOLA M | 5.650     | 0.012          |           |                |
| A36-07038B | GROUNDWATER | BROWNING , ZOLA M | 0.420     |                | 160.00    | 0.36           |
| A36-10123  | GROUNDWATER | BROWNING , ZOLA M | 2.000     | 0.004          |           |                |

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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FEB 09 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 300 x 0.02 CFS/ACRE = 6.0 CFS  
(Taken from p/u review) 8.58  
429  
DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y( ) N(X)

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1320.0 AF/A  
ACRES 429 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =  
TOTAL CONSUMPTIVE USE 1287 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A  
ACRES 429 x DIVERSION VOL. AF/A FOR AREA 4.0 =  
TOTAL DIVERSION VOLUME 1716 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ) N( )

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

1b. CALCULATIONS

COMBINE RATES = 5.65  
.42  
TOTAL DIV. RATE = 6.07

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FEB 09 1993

LIMITED COMBINED DIV. RATE TO: 6.07 CFS  
DIV. VOLUME TO: 1716.0 AF/A  
CONSUMPTIVE USE VOL TO: 1287.0 AF/A

RECOMMENDATIONS:

| REC.<br>PURPOSES      | REC. PERIOD<br>FROM TO   | REC. DIV<br>RATE CFS | REC. DIV<br>VOL. AF/A | REC. CONS.<br>USE |
|-----------------------|--------------------------|----------------------|-----------------------|-------------------|
|                       |                          | DATABASE EXAMINER    | DATABASE EXAMINER     | DATABASE EXAMINER |
| IRRIGATION            | 4/1 10/31<br>03-15 11-15 | 5.650                |                       | 1320.0            |
| TOTAL FOR THIS RIGHT  |                          | 5.650                |                       | 1320.0            |
| REVIEWED BY: <u>3</u> |                          | DATE: <u>6/9/92</u>  |                       |                   |

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Limit IN REMARKS

1716.0

1287.0

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP See doobun file  
FORFEIT/ABANDON \_\_\_\_\_  
ADDITIONAL DIV. AMOUNT \_\_\_\_\_

| ACCEPTED<br>AS CLAIMED | NEEDS<br>REVIEW |
|------------------------|-----------------|
| ( )                    | ( )             |
| ( )                    | ( )             |
| ( )                    | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-15372

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE  
5.660

EXAMINER  
\_\_\_\_\_

CFS

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| 36-02273A            | A36-15372                | 5.650             | -                         |                  | 36-02273A           | 2.830             |
| 36-02274A            | A36-15372                | 5.650             | -                         |                  | 36-02274A           | 2.830             |

TOTAL CFS 11.300

5.660

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: Anna Brumher

DATE: 6/9/92

NAME OF FIELD EXAMINER: ANNA Brumher

TITLE: W.R. Agent Sr.

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FEB 09 1993

in file  
Rounded up  
5.65 is  
correct

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

10:35:28  
06/09/92

PAGE: 14  
PROFILE REPORT

CLAIM NUMBER: A36-15372

| OWNER<br>CODE | NAME & ADDRESS                                                       | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE                    | DIVERSION<br>VOLUME    |
|---------------|----------------------------------------------------------------------|------------------|------------|-----------------------|--------------------------------------|------------------------|
| C             | ZOLA M BROWNING<br>RT 5 BOX 185<br>RUPERT ID 83350<br>(208) 532-4300 | 12/13/1952       | IRRIGATION | 03-15 11-15           | 5.65 CFS                             |                        |
|               |                                                                      |                  |            |                       | TOTAL DIVERSION:<br>CONSUMPTIVE USE: | 5.65 CFS<br>1320.0 AFA |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R21E S16 NENESW

LINCOLN County

Place of use Legal Description for: IRRIGATION

|     |        | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |             |       |       |
|-----|--------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------------|-------|-------|
| T   | R S    | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE        | SUM   |       |
|     |        | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac          |       |       |
| 07S | 21E 16 | :    |      | :    |      | :    |      | :    |      | :    | 40   | :    | 40   | :    | 20   | :    | 40          | :     | 300.0 |
| 07S | 21E 17 | :    |      | :    |      | :    |      | :    |      | :    |      | :    |      | :    | 40   | :    | 20          | :     | 140.0 |
|     |        |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | TOTAL ACRES | 440.0 |       |

POU County: LINCOLN

Other Rights: 36-07038B, 36-10123

Remarks: THIS CLAIM COMBINES RIGHTS 36-02273A AND 36-02274A.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag: E

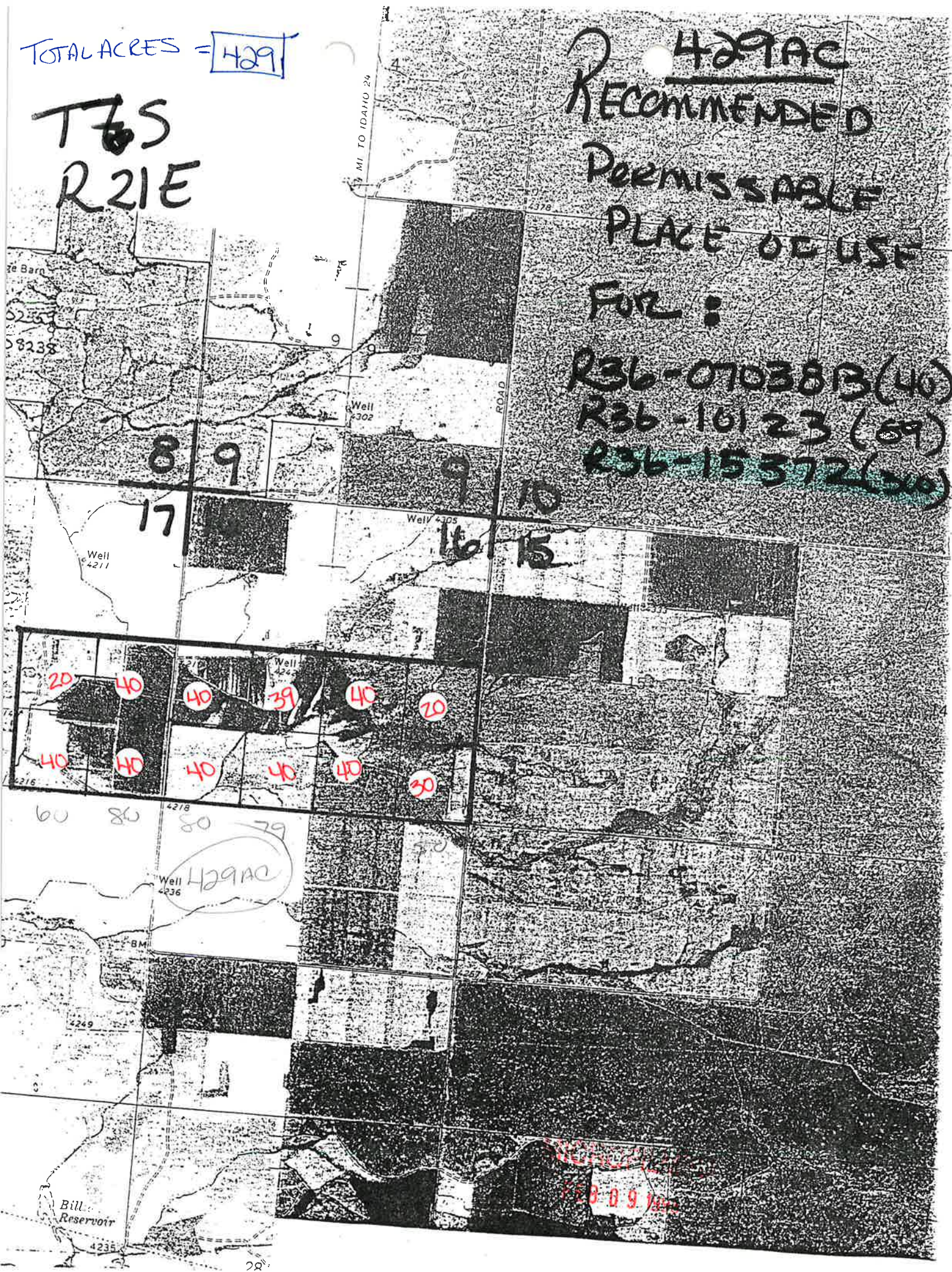
MICROFILMED  
FEB 09 1993

TOTAL ACRES = 429

T7S  
R21E

429 AC  
RECOMMENDED  
PERMISSABLE  
PLACE OF USE  
FOR :

R36-07038B(40)  
R36-10123(69)  
R36-15372(20)



Licensed By  
36-02273A 02274A

T7S  
R21E 300AC

300AC

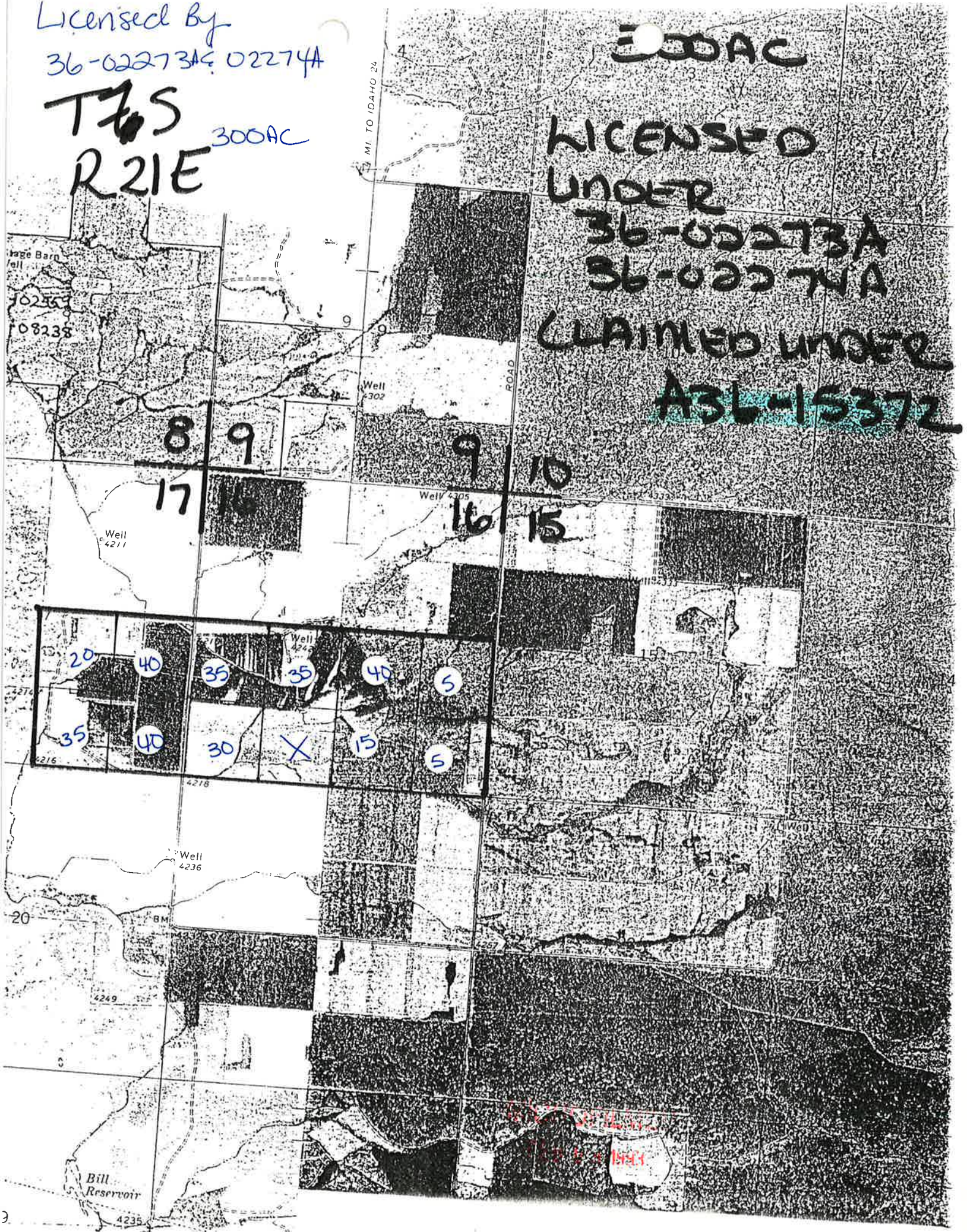
LICENSED  
UNDER

36-02273A

36-02274A

CLAIMED UNDER

A36-15372



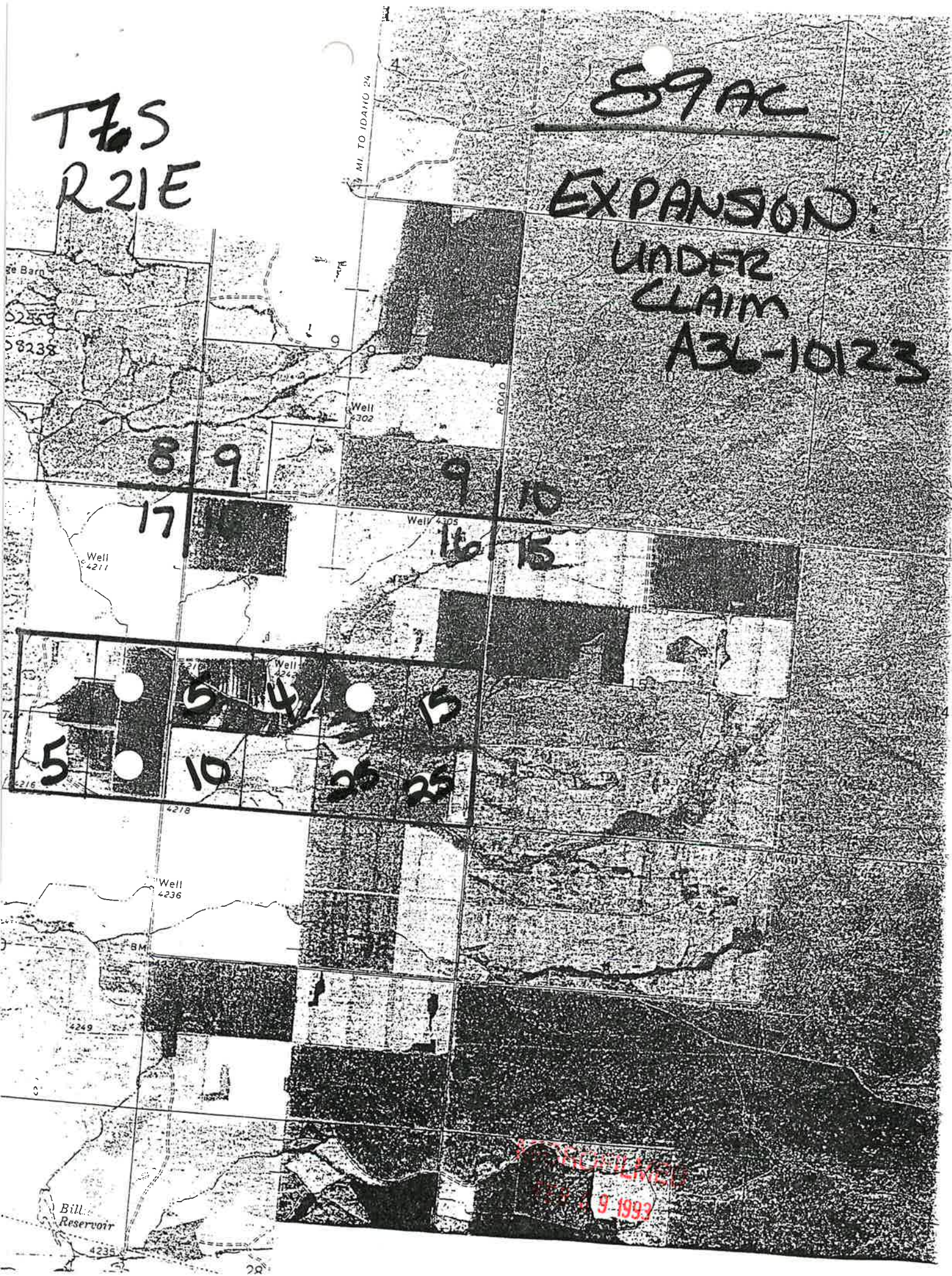
T7.5  
R21E

89 AC

EXPANSION

UNDER  
CLAIM

A36-10123



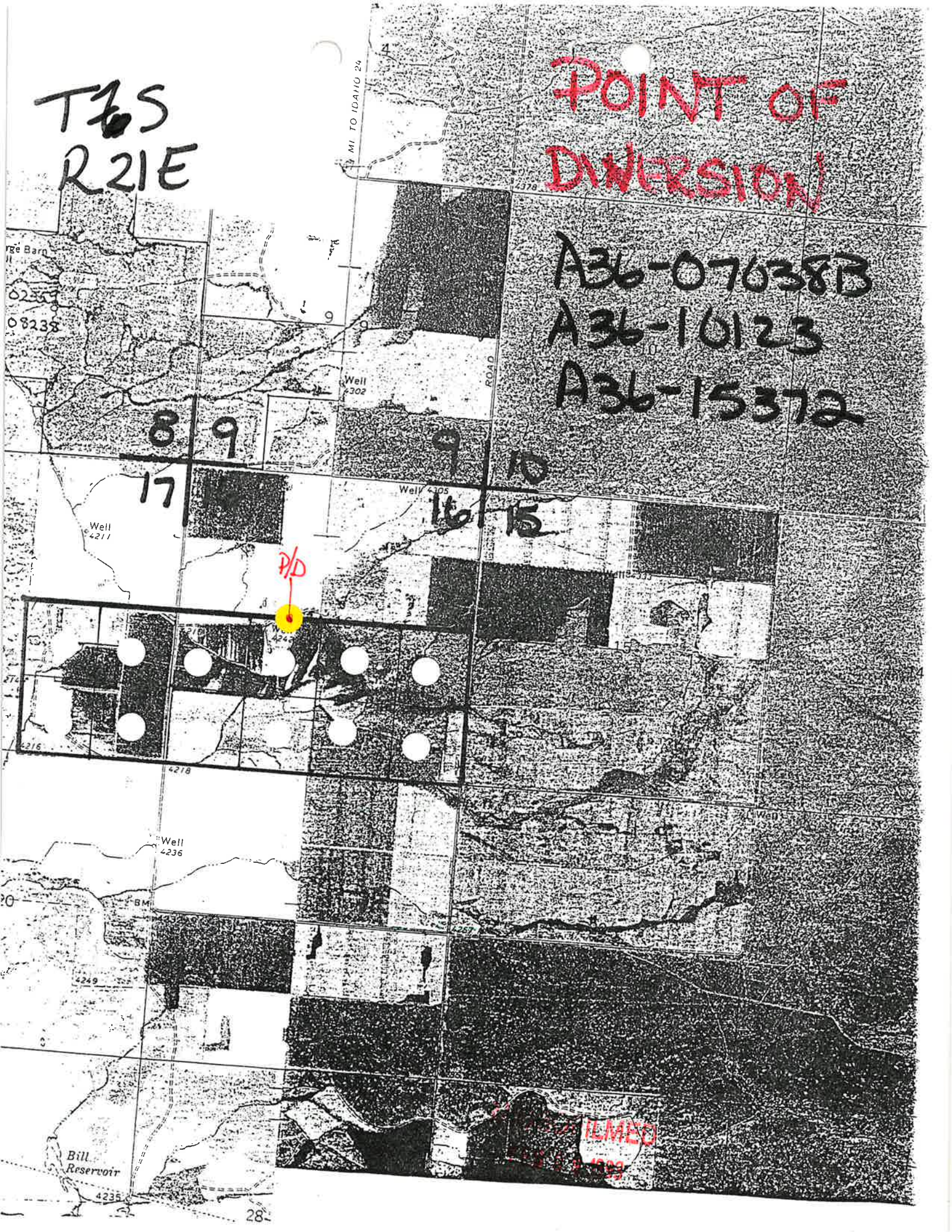
T7S  
R21E

POINT OF  
DIVERSION

A36-07638B

A36-16123

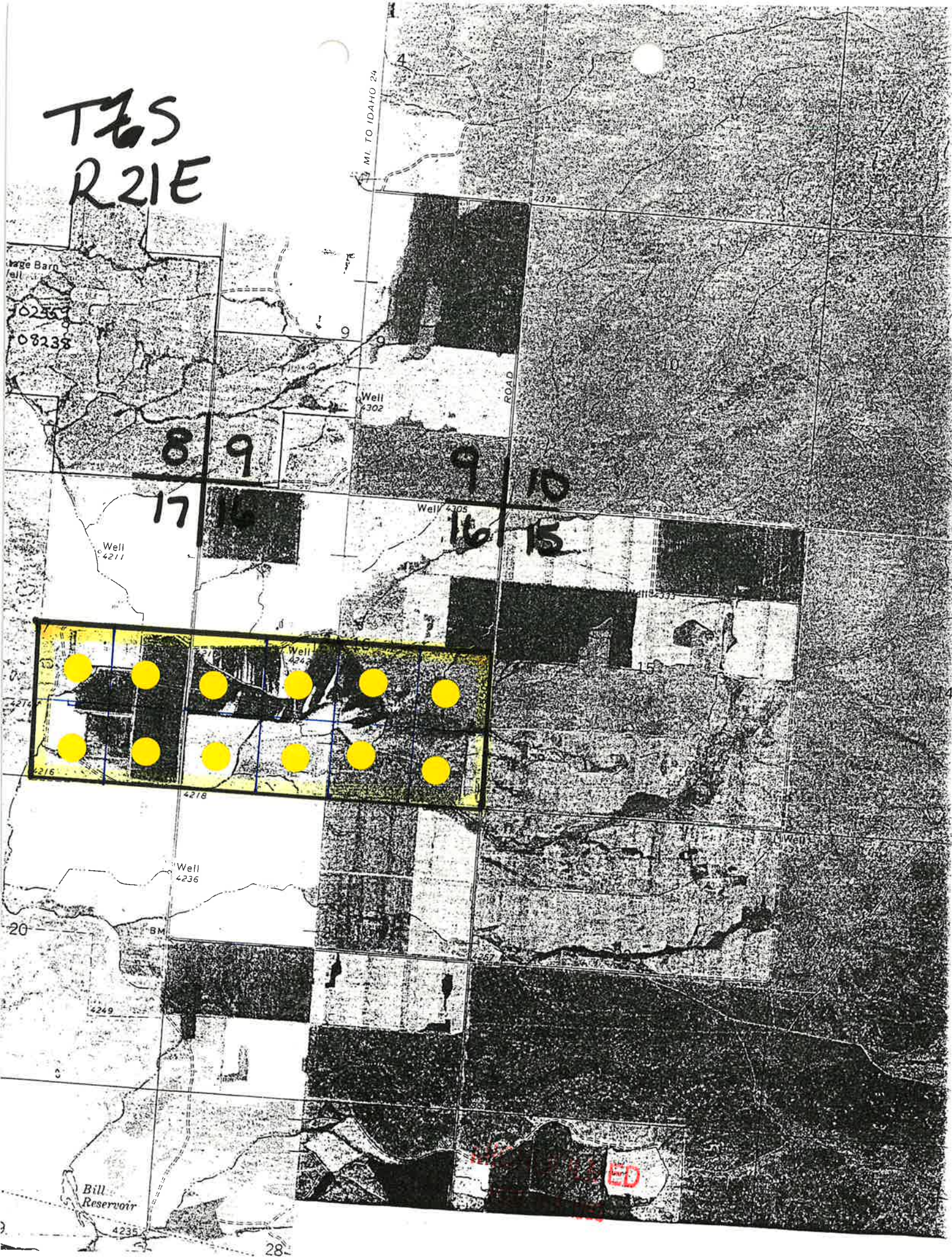
A36-15372



FILED  
FEB 1 1993

T7S  
R21E

MI TO IDAHO 24



#2 orig. lic. for 4.46 cfs. on  
N<sup>1</sup>/<sub>2</sub> Sec 16 + SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> Sec 16 and  
N<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub> Sec 17 (425 AC)

TRANS 3130 moved 0.75 cfs from #1 to #2  
PLU S<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub> Sec 17 → (40 AC)

(Total in well 5.21 total AC = 465 AC)

#1 ORIGINAL P/D for Licenses 36-2273 3.2  
340 AC 36-2274 3.2

1985 TRANS - 3130 moved

Split 375 cfs of each lic from  
Well #1 to Well #2 - for  
use on the 40 AC lic. in the  
NE<sup>1</sup>/<sub>4</sub> Sec. 17 left behind 5.65 cfs.  
for use on S<sup>1</sup>/<sub>2</sub> Sec 16 SW<sup>1</sup>/<sub>4</sub> Sec

Bill  
Reservoir

Transfer No.

3130

Water Right No. 1) 36-2273  
2) 36-2274

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

**APPROVED**Name of applicant Seymour J. Godfrey Jr. Phone 438-5201Post Office address Route #2 Box 2590, Paul, ID 83347**A. DESCRIPTION OF RIGHT AS RECORDED**

## 1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_ (Name)  
in case of \_\_\_\_\_ vs \_\_\_\_\_  
dated in \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
1) 36-2273 (Name of court)  
b. License No. 2) 36-2274 Issued by the Idaho Department of Water Resources  
c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_  
purchase

3. Source of water 17411/1932/ Groundwater tributary to \_\_\_\_\_

4. Date of priority 12-13-1952

5. Water is used for the following purposes:

amount 1) 3.2 cfs for Irrigation purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount 2) 3.2 cfs for Irrigation purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)

6. Total amount of water under right: a. 6.4 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum

7. Location of original point of diversion is NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 16  
Township 7S Range 21E, B.M., in Lincoln County  
Additional points of diversion, if any \_\_\_\_\_

8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 7S   | 21E   | 16   |                  |                  |                  |                  |                  |                  |                  |                  | 35               | 35               | 30               |                  | 5                | 40               | 15               | 5                | 165    |
|      |       | 17   |                  |                  | 10               | 30               |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 20               | 35               | 40               | 175    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 340

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 nonuse? No If yes, describe in Item D, REMARKS.

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B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

- 1) 0.375  
 2) 0.375 cubic feet per second &/or  
 b. \_\_\_\_\_ acre feet per annum
2. Point of diversion NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 16 Township 7S  
 Range 21E, B.M., Lincoln County  
 Additional points \_\_\_\_\_
3. Place of use: \_\_\_\_\_

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 7S   | 21E   | 17   |                  |                  | 10               | 30               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 40     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 40

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 0.75 c.f.s. &/or \_\_\_\_\_ acre feet
- b. Description of diverting works Existing well & pump, sprinklers
- c. Describe the reasons for the proposed changes Describe how the land has been irrigated since 1977 when present owners started farming it.

2. Change in point of diversion

Point of diversion NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 16 Township 7S  
 Range 21E, B.M., Lincoln County  
 Additional points \_\_\_\_\_

3. Change in place of use No Change

- a. 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 change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

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c. Describe the time or place of use to which the right will be transferred.

[illegible]

Total number of acres to be irrigated \_\_\_\_\_

4. Describe any other water rights used for the same purpose as described above. \_\_\_\_\_
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

Diagram showing a horizontal line with a curved arc above it. The arc is labeled "10" and "30". To the left of the arc is the number "17" and to the right is "16". Above the arc is the text "R. 21E". To the right of the arc is the text "PD". To the left of the arc is the text "T. 75". In the bottom right corner, there is a red stamp that reads "MICROFILMED FEB 09".

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

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D. REMARKS

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 1 day of April, 19 85

Samuel J. Godfrey Jr.  
(Signature of Applicant)

Loren O. Kahan  
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2273B/2274B and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 13<sup>th</sup> day of August, 19 85

A. Glen Saxton  
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by JP Date 4-1-85 Protest filed by None  
Prelim. check by JB Fee \$50.  
Received by JP Date 4-1-85 \$353.15  
Published in Lincoln Co. Journal  
Pub. dates 5/2 & 5/9 - 1985  
Watermaster recommendation requested on N/A  
rec'd. \_\_\_\_\_

Copies of protest forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial  
by Adm Jim

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| TRANSFER NO. | NAME                     | AMOUNT<br>C.F.S. | BALANCE<br>C.F.S. | RIGHT<br>NO. |
|--------------|--------------------------|------------------|-------------------|--------------|
|              | Hilton, Elden C.         | 3.2              |                   | 36-2273      |
| 3130         | Godfrey, Seymour J., Jr. | 0.375            |                   | 36-2273B     |
|              | Hilton, Elden C.         | 2.825            |                   | 36-2273A     |

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| TRANSFER NO. | NAME | AMOUNT<br>C.F.S. | BALANCE<br>C.F.S. | RIGHT<br>NO. |
|--------------|------|------------------|-------------------|--------------|
|--------------|------|------------------|-------------------|--------------|

|      |                          |       |  |          |
|------|--------------------------|-------|--|----------|
|      | Hilton, Elden C.         | 3.2   |  | 36-2274  |
| 3130 | Godfrey, Seymour J., Jr. | 0.375 |  | 36-2274B |
|      | Hilton, Elden C.         | 2.825 |  | 36-2274A |

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# State of Idaho

## License and Certificate of Water Right

Water License No. G-23393

Amount 3.2 c.f.s.

Water District No. \_\_\_\_\_

Priority Dec. 13, 1952

THIS IS TO CERTIFY that **VELDA DUFFIN - Assignee - ELDEN C. HILTON**  
of **Rupert, Idaho**, made application for a permit to appropriate the  
public waters of the State of Idaho, dated **December 13**, 19 **52**; that Permit No. **G-23393**  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
**3.2** second feet, was issued thereunder on **November 2**, 19 **60**, showing that said works  
were completed on the **26th** day of **September**, 19 **58**; and that on the **26th**  
day of **September**, 19 **58**, **ELDEN C. HILTON**

of **Burley**, State of **Idaho**, made proof to the satisfaction of the  
State Reclamation Engineer of Idaho, of the right to use the waters of **a well**  
, a tributary of **Subterranean flow**, for the purpose of **irrigation**  
, under Use Permit No. **G-23392** of the Department of Reclamation  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,  
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume  
**11** of Licenses at page **7001**, on the **2** day of **November**, 19 **60**;  
The right hereby confirmed dates from **December 13**, 19 **52**;

The Point of Diversion is located  
in the **NE 1/4 SW 1/4, Sec. 16, Tp. 7 S., R. 21 E., B. M. Lincoln County**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
not exceed **3.2** cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                       | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|----------------------------------------|----------------------------------|---------------------------------|
| 7 S. | 21 E. | 16   | NE $\frac{1}{4}$ SE $\frac{1}{4}$      |                                  | 5                               |
|      |       |      | NW $\frac{1}{4}$ SE $\frac{1}{4}$      |                                  | 40                              |
|      |       |      | SW $\frac{1}{4}$ SE $\frac{1}{4}$      |                                  | 15                              |
|      |       |      | SE $\frac{1}{4}$ SE $\frac{1}{4}$      |                                  | 5                               |
|      |       |      | NE $\frac{1}{4}$ SW $\frac{1}{4}$      |                                  | 35                              |
|      |       |      | NW $\frac{1}{4}$ SW $\frac{1}{4}$      |                                  | 35                              |
|      |       |      | SW $\frac{1}{4}$ SW $\frac{1}{4}$      |                                  | 30                              |
|      |       | 17   | SE $\frac{1}{4}$ NE $\frac{1}{4}$      | 40                               | 30                              |
|      |       |      | SW $\frac{1}{4}$ NE $\frac{1}{4}$      | 40                               | 10                              |
|      |       |      | NE $\frac{1}{4}$ SE $\frac{1}{4}$      | 40                               | 40                              |
|      |       |      | NW $\frac{1}{4}$ SE $\frac{1}{4}$      | 40                               | 20                              |
|      |       |      | SW $\frac{1}{4}$ SE $\frac{1}{4}$      | 40                               | 35                              |
|      |       |      | SE $\frac{1}{4}$ SE $\frac{1}{4}$      | 40                               | 40                              |
|      |       |      | Total number of acres to be irrigated: |                                  |                                 |

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place  
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this  
**2nd** day of **November**, 19 **60**.

s/ **GEO. N. CARTER**

State Reclamation Engineer.

(SEAL)

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