

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07650
Date Received: 7/01/1988
Receipt No: 5000668
Received By: Am

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IDAHO CONSOLIDATED DAIRY FARMS
Address: P.O. BOX 2469
TWIN FALLS, ID 83301
208-734-6347

2. Date of Priority: SEP 04, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	19E	2	SE	NE	SE		LINCOLN

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		
STOCKWATER	01/01	12/31	0.520		
DOMESTIC	01/01	12/31	0.160		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 DAIRY; D/1 PERMANENT HOUSE WITH 4 TRAILER HOOKUPS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04S	19E	2				STOCK	

A37-07650

Page 1

Date: 07/01/88

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FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	19E	2	NE	SE	DOMEST	
			SE	SE	IRR	2.0
					STOCK	
					Section Acres	2.0
					Total Acres	2.0

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:
37-7949

14. Remarks:
REINSTATED 1-28-1983.

15. Basis of Claim: PERMIT
Water Right Number:

16. Signature(s)

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Manager of Idaho Consolidated Dairy Farms, that I have signed the foregoing

document in the space below as Manager of Idaho Consolidated Dairy Farms and that the statements contained in the

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Man- Idaho Consolidated Dairy Farms
Title and Organization

7-1-88
Date

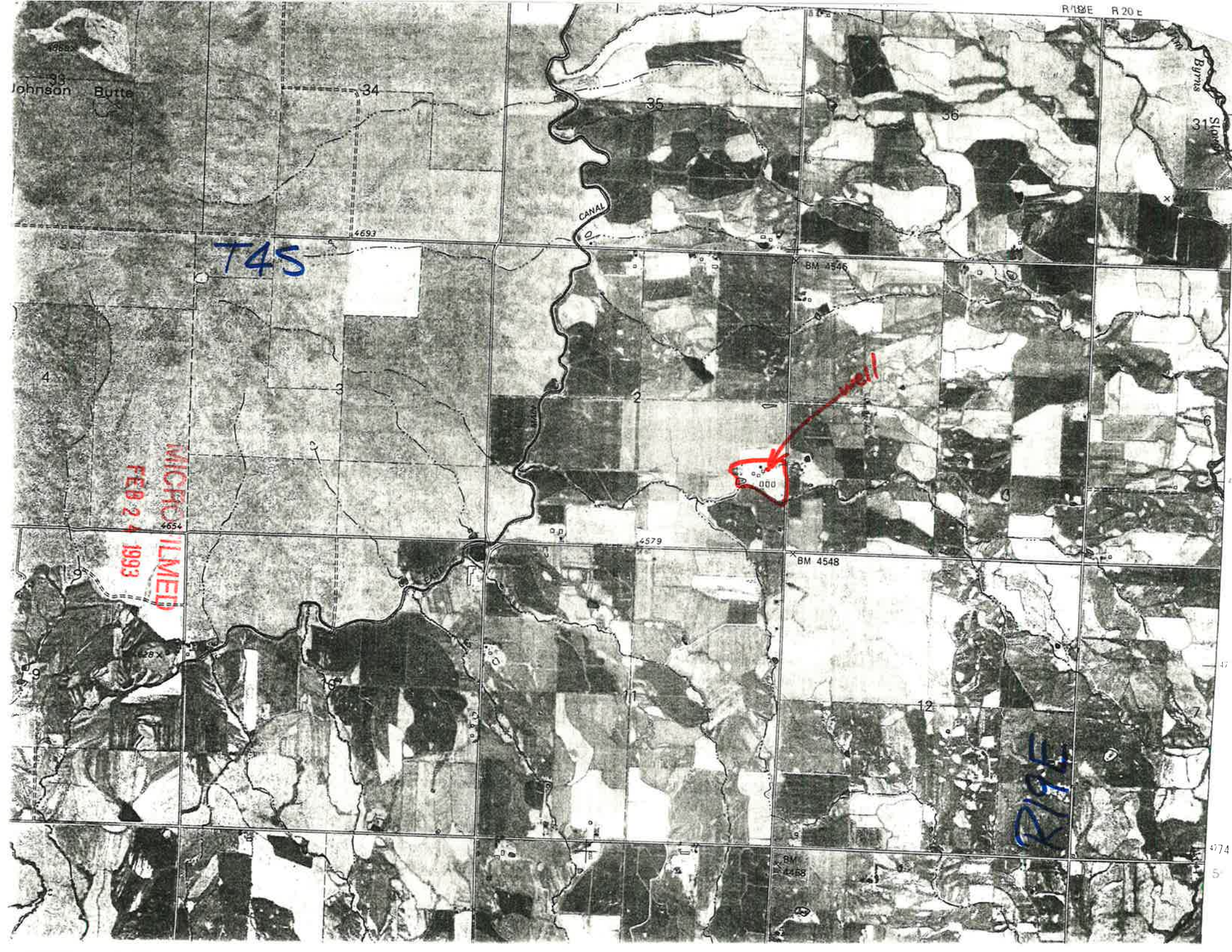
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of July 19 88

Mary G. Baldwin
Notary Public

Seal

Residing at Gooding Id
My Commission Expires 10/16/1992



33 Johnson Butte

34

35

36

Byrnes Co. Stone

CANAL

T45

BM 4546



2

4579

BM 4548

MICROFILMED
FEB 24 1993

R19E

12

47

474

5

BM 4548

IDAHO DEPARTMENT OF WATER RESOURCES 12/21/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Water Right **37-7650**

1

NAME AND ADDRESS: MICHAEL S TELFORD
1450 W HWY 24
PAUL ID 83347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.17 CFS
7.9 AFY

PRIORITY DATE: 09/04/1977

POINT OF DIVERSION:

T04S R19E S2 SENESE Within LINCOLN County

T04S R19E S2 SENESE Within LINCOLN County

TWO POINTS OF DIVERSION LOCATED IN T4S, R19E, S2, SENESE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.130 CFS 6.70 AFY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: STOCKWATER Within LINCOLN County

T04S R19E S02 NESE T04S R19E S02 SESE

DOMESTIC Within LINCOLN County

T04S R19E S02 NESE T04S R19E S02 SESE

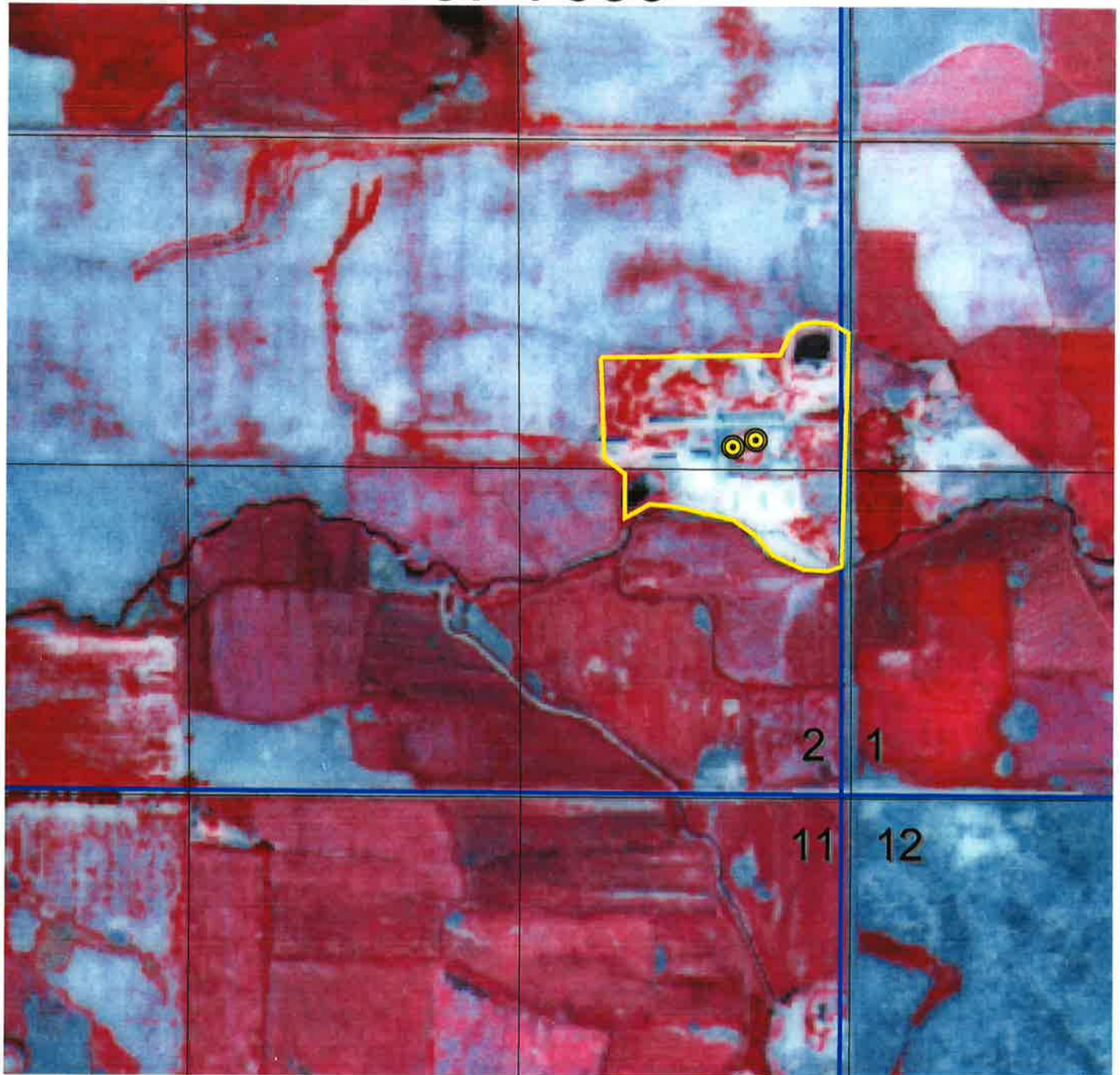
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: License

IDAHO DEPT OF WATER RESOURCES

37-7650



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 4S
RNG: 19E
SEC: 2



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: December 21 2001

Both Permits: Assignments filed? Yes

12/20/01
scw

* Needs COO documentation - chain of Title

<A0004634>	Well East	{ 37-7650 }	30 HP (large)
<A0004633>	Well West	{ 37-7949 }	5 HP (small)

Two POD's are listed in the exam for 37-7650. Right is now licensed.

37-7949 - Right was set for cancellation but has been delayed to give the owner more time to submit proof of use under the permit.

As of 12/21/01 this permit is awaiting review of that documentation.

★ Re'd as an AD1 permit.

Change of ownership was completed with the Assignment of Permit. However the Rt & Box address is no longer valid as a mailing address so I am relying on the "grid" address as submitted with the COO form earlier in AJ file.

37-7650 - comply to license as issued.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07650

Priority: September 4, 1977

Maximum Diversion Rate:

0.17 CFS

Maximum Diversion Volume:

7.9 AF

This is to certify, that MICHAEL TELFORD

RT 2 BOX 2568

PAUL ID 83347

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 29, 1977; and has submitted Proof of Beneficial Use on August 16, 1983. An examination indicates that the works have a diversion capacity of 0.330 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.13 CFS	6.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.17 CFS	7.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 2, Township 04S, Range 19E
LINCOLN County

PLACE OF USE: STOCKWATER

TWN RGE SEC

04S 19E 2

NESE

SESE

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater use is for 150 dairy cattle and 50 range cattle.
6. Domestic use is for 1 home and dairy.

DEC 08 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07650

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 6TH
day of DECEMBER, 1995.


Acting for KARL J. DREHER, Director



MICROFILMED

DEC 08 1995



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

April 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Michael S. or Shannon Telford
1450 West Hwy 24
Paul, Idaho 83347

RE: Snake River Basin Adjudication (SRBA)
CLAIM(S): A37-07650, A37-07949

Dear Claimants:

Thank you for notifying us of the change of ownership for the above-referenced Snake River Basin Adjudication claim(s). In reviewing your request for change of ownership, however, I have found that there is a lack of documentation linking you to the original claimant for your water right. Please provide the following at your earliest convenience:

A document which conveys the property from Idaho Consolidated Dairy Farms to MATTCO DAIRY FARM #1, or a copy of your Title Insurance policy on this property.

Your prompt attention to this matter will be greatly appreciated, as your claim cannot be processed until all the information has been received. If you have any questions, please feel free to call me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock'.

Vikie Hancock
S.R.B.A. Records Clerk

RECEIVED

DEC 30 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: A37-07650, 07749
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Idaho Consolidated Dairy Farms
PO Box 2469, Twin Falls, ID 83303
4. New Owner/Claimant(s) Michael S. &/or Shannon Telford
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1450 W Hwy 24
City, State and ZIP Code Paul, ID 83347
New Telephone Number () 532-4555
- X 5. Date you acquired the property 22 May 1991
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
- X 7. Signature of New Owner or Claimant(s) Michael Telford
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

WARRANTY DEED

For Value Received

MATTCO DAIRY FARM #1, a Texas Limited Partnership

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

MICHAEL S. TELFORD and SHANNON J. TELFORD, husband and wife
whose address is: Route #2 Box 2568 Paul Idaho 83347Hereinafter called the Grantee, the following described premises situated in Lincoln County, Idaho,
to-wit:

See Exhibit "A" Attached Hereto:

Together with 218.02 Shares of Big Wood Canal Company
Water Stock

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

Dated: January 7, 1991

MATTCO DAIRY FARM #1, a Texas Limited
PartnershipBy: *Duane L. Kent*

Duane L. Kent, General Partner

STATE OF IDAHO, COUNTY OF Jerome
On this 7th day of January, 1991,
before me, a notary public in and for said State, personally appeared
Duane L. Kent, as General Partner
of MATTCO DAIRY FARM #1, a Texas Limited
Partnership

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that he executed the same.
as General Partner of said Limited
Partnership

Residing at Jerome, Idaho.

154552

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of

JAN 07 91

INDEXED

at 3:35 minutes past 3:00 P.M.
recorded by *Duane L. Kent*
FD-922 Return to *Duane L. Kent*

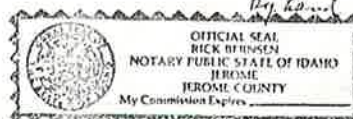


EXHIBIT "A"

Parcel No. 1:

TOWNSHIP 4 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 2: N $\frac{1}{2}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$;

That part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

Commencing at the Northeast corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of
said Section 2, and running West along the North
boundary line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$, 800 feet;
Thence running South 218 feet;
Thence running East 800 feet to the East Section
line of said Section 2;
Thence North along said Section line, 218 feet to
THE TRUE POINT OF BEGINNING.

SOMETIMES described as Tax Lot 2 of the SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Parcel No. 2:

TOWNSHIP 4 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 2: Lot 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$;

SUBJECT TO THE FOLLOWING:

Taxes for 1991 and subsequent years, which are not yet due and payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Private Right of Way and Tree Trimming Permit given by C. L. Buel and Leona S. Buel to the West Coast Power Company, a corporation, dated February 3, 1940, recorded July 2, 1940 in Book 5 Page 58 as Instrument Number 79381, Lincoln County records, affecting the N $\frac{1}{2}$ S $\frac{1}{2}$ of Section 2, Township 4 South, Range 19, East Boise Meridian.

Pipe Line Agreement by and between the Board of Commissioners of Highway District No. 3, party of the first part, and Fourmile Water Association, Inc., a corporation, party of the second part, dated October 28, 1947, recorded January 19, 1948 in Book 5 Page 281 as Instrument Number 91173, Lincoln County records, affecting the township line between Sections 35, Township 3 South, Range 19, East Boise Meridian, and Section 2, Township 4 South, Range 19, East Boise Meridian.

Power Line Easement given by J. G. Roth and Charlott L. Roth, husband and wife, to Idaho Power Company, a corporation, dated August 4, 1970, recorded November 18, 1970 as Instrument Number 123949, Lincoln County records, affecting the North 100 feet of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, Township 4 South, Range 19, East Boise Meridian.

Power Line Easement given by Richfield Associates and Aurora

Capital Corporation, to Idaho Power Company, a corporation, dated May 12, 1980, recorded October 24, 1980 as Instrument Number 139861, Lincoln County records, affecting a portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, Township 4 South, Range 19, East Boise Meridian.

Power Line Easement given by Richfield Associates and Aurora Capital Corporation to Idaho Power Company, a corporation, dated September 12, 1980, recorded January 26, 1981 as Instrument Number 140282, Lincoln County records, affecting a portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, Township 4 South, Range 19, East Boise Meridian.