

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
OCT 05 2021
DEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions. DEN ✓

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
51-42B ✓	Yes ☐	Yes ☐	51-2149 ✓	Yes ☐	Yes ☐
51-43B ✓	Yes ☐	Yes ☐	51-10235 ✓	Yes ☐	Yes ☐
51-44B ✓	Yes ☐	Yes ☐	51-10236 ✓	Yes ☐	Yes ☐
51-45B ✓	Yes ☐	Yes ☐	51-10237 ✓	Yes ☐	Yes ☐
51-53B ✓	Yes ☐	Yes ☐	51-10267 ✓	Yes ☐	Yes ☐

2. Previous Owner's Name: Connie M. Prow or Ronald E. Prow (deceased)

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): XL, LLC, an Idaho limited liability company

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

31040 Hot Creek Road

Bruneau

ID

83604-5030

Mailing address

City

State

Zip

208-845-2681

connieprow@rtci.net

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: See attached reports.

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- o \$25 per *undivided* water right.
- o \$100 per *split* water right.
- o No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 51-42B

8. Signature: Connie M. Prow Title, if applicable _____ Date 9/22/2021

Signature of new owner/claimant

Title, if applicable

Date

Connie M. Prow

Print name

- Signature: Connie M. Prow Sole Member Title, if applicable _____ Date 9/22/2021

Signature of new owner/claimant

Sole Member

Date

XK, LLC By Connie M. Prow

Print name

For IDWR Office Use Only:

Received by Lu Date 10-5-21 Receipt No. C111073 Receipt Amt. \$ 325

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☒

Name on W-9 _____ Approved by _____ Processed by dj Date 9/29/2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
OCT 05 2021
DEPARTMENT OF
WATER RESOURCES

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
51-10268 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
51-10269 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
51-10270 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Connie M. Prow or Ronald E. Prow (deceased)

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): XL, LLC, an Idaho limited liability company

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

31040 Hot Creek Road

Bruneau

ID

83604-5030

Mailing address

City

State

Zip

208-845-2681

connieprow@rtci.net

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: See attached reports.

6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
- ☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- ☐ \$25 per *undivided* water right.
- ☐ \$100 per *split* water right.
- ☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Connie M. Prow 9/22/2021

Signature of new owner/claimant

Title, if applicable

Date

Connie M. Prow

Print name

- Signature: Connie M. Prow 9/22/2021

Signature of new owner/claimant

Sole Member

Title, if applicable

Date

XK, LLC By Connie M. Prow

Print name

For IDWR Office Use Only:

Received by KM Date 10-5-21 Receipt No. C111073 Receipt Amt. \$ 325

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☒

Name on W-9 _____ Approved by _____ Processed by _____ Date _____

1/26/2016

Page 1 of 2

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-42B

1/26/2016

3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 81 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00043B, 51-00044B & 51-00045B
4. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY. STOCKWATER, 150 RANGE CATTLE.

Comments:

1. KWALKER 7/23/1998 COPIED FROM REMARKS
WATER DELIVERED IN SOUTH SIDE CANAL PER AGREEMENT.
2. AJU10-JS 7/30/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information

Decreed Date: 3/23/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		81.0
51-42B ,51-43B ,51-44B ,51-45B		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		160.0
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		

SubCase:

N/A

Water Supply Bank:

N/A

1/26/2016

Original Owner WILLIAM TURNER
, ID

Priority Date: 4/1/1876

Basis: Decreed

Status: Active

Source
BRUNEAU RIVER

Tributary
SNAKE RIVER

Beneficial Use
IRRIGATION

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
3/01	11/15	0.690 CFS
Total Diversion		0.690 CFS

Volume

Source and Point(s) of Diversion

BRUNEAU RIVER	NWSWSE	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County
BRUNEAU RIVER	SWNESW	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County(R)
BRUNEAU RIVER	SWSENW	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County(R)

Place Of Use

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	06E	6	21.0	31.0	17.0	12.0													81.0
			L1	L2															

POU Total Acres: 81.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 81 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00042B, 51-00044B & 51-00045B
3. WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-43B

1/26/2016

Comments:

1. KWALKER 7/23/1998 COPIED FROM REMARKS
WATER DELIVERED IN SOUTH SIDE CANAL PER AGREEMENT. RECOMMENDATION
REMOVED STOCKWATER FROM THIS RIGHT. USE IS COVERED UNDER 51-00042B
FOR SAME NUMBER OF STOCK AND SAME PLACE OF USE.
2. AJU10-JS 7/30/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information

Decreed Date: 3/23/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		81.0
51-42B ,51-43B ,51-44B ,51-45B		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		160.0
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-44B

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Original Owner WILLIAM TURNER
 , ID

Priority Date: 4/1/1897

Basis: Decreed

Status: Active

Source
 BRUNEAU RIVER

Tributary
 SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/01	11/15	0.400 CFS	
	<u>Total Diversion</u>		0.400 CFS	

Source and Point(s) of Diversion

BRUNEAU RIVER	NWSWSE	Sec. 5, Twp 07S, Rge 06E, OWYHEE County
BRUNEAU RIVER	SWNESW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)
BRUNEAU RIVER	SWSSENW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)

Place Of Use

IRRIGATION within OWYHEE County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	06E	6	21.0	31.0	17.0	12.0													81.0
			L1	L2															

POU Total Acres: 81.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 81 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00042B, 51-00043B & 51-00045B
3. WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-44B

1/26/2016

Comments:

1. KWALKER 7/24/1998 COPIED FROM REMARKS
WATER DELIVERED IN SOUTH SIDE CANAL PER AGREEMENT.
2. AJU10-JS 7/30/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information

Decreed Date: 3/23/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		81.0
51-42B ,51-43B ,51-44B ,51-45B		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		160.0
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		

SubCase:

N/A

Water Supply Bank:

N/A

1/26/2016

Page 1 of 2

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-45B

1/26/2016

Comments:

1. KWALKER 7/24/1998 COPIED FROM REMARKS
WATER DELIVERED IN SOUTH SIDE CANAL PER AGREEMENT. CONVEYANCE LOSS
THIS RIGHT INCLUDES 0.09 CFS IN CONVEYANCE LOSS FOR RTS. 51-00042B,
51-00043B, 51-00044B AND THIS RIGHT. SEE CONVEYANCE LOSS WORKSHEET IN
A51-00042B.
2. AJU10-JS 7/30/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information

Decreed Date: 3/23/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		81.0
51-42B ,51-43B ,51-44B ,51-45B		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		160.0
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-53B

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Priority Date: 4/1/1905

Basis: Decreed

Status: Active

Source
 BRUNEAU RIVER

Tributary
 SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/01	11/15	0.270 CFS	
	<u>Total Diversion</u>		0.270 CFS	

Source and Point(s) of Diversion

BRUNEAU RIVER	NWSWSE	Sec. 5, Twp 07S, Rge 06E, OWYHEE County
BRUNEAU RIVER	SWNESW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)
BRUNEAU RIVER	SWSNW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)

Place Of Use

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	31										9.7	37.2	29.2			2.9		79.0
												L3	L4						

POU Total Acres: 79.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 79 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-10235, 51-10236 & 51-10237
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-53B

1/26/2016

Comments:

1. KWALKER 7/24/1998 CONVEYANCE LOSS
THIS RIGHT INCLUDES 0.14 CFS FOR CONVEYANCE LOSS IN DELIVERY OF RIGHT.
COPIED FROM REMARKS WATER DELIVERED VIA SOUTH SIDE CANAL. THIS IS A SPLIT
OF 51-00053
2. AJU10-JS 7/30/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. KWALKER 5/13/1999 REVISED RECOMMENDATION
REDUCED AMOUNT OF WATER TO PROPORTIONATE SHARE. NOT DONE PRIOR TO
REPORT GOING TO SRBA COURT BECAUSE ERROR WAS NOT DETECTED UNTIL APRIL
OF 99.

Dates and Other Information

Decreed Date: 2/10/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		79.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		160.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		160.0

SubCase:

SubCaseNumber: 51-53B
Class: 2
SF5 Filed Date: 5/17/1999
Special Master Recom Signed Date: 8/18/1999
Attorney Assigned: SUSAN E HAMLIN-NYGARD
Adjudication Agent:
Basis of Claim:
Date Filed: 5/17/1999
Objection Status: Active

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-2149

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Original Owner JOSEPH E TURNER
 BRUNEAU, ID 83604

Priority Date: 9/15/1959

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	2.630 CFS	657.5 AF
	<u>Total Diversion</u>		2.630 CFS	657.5 AF

Source and Point(s) of Diversion

GROUND WATER L3(SWNENW) Sec. 6, Twp 07S, Rge 06E, OWYHEE County

Place Of Use

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	31										9.7 L3	36.9 L4	29.0			2.9		78.5
07S	06E	6		4.0 L2	0.4		37.0 L3	9.1 L4		2.5									53.0

POU Total Acres: 131.5

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 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

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-2149

1/26/2016

- 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.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 160 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00042B, 51-00043B, 51-00044B, 51-00045B, 51-00053B, 51-10235, 51-10236, 51-10237 & 51-10270.
 4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 5. USE OF THIS RIGHT IS COMBINED WITH WATER FROM HOT SPRINGS DITCH COMPANY FOR THE LANDS IN T07S, R06E, S06 AS SHOWN ABOVE.

Comments:

1. AJU10-JS 7/31/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
2. KWALKER 8/25/1998 RECOMMENDATIONS
AFTER PRELIMINARY REPORT MAILED OUT, MR. PROW CAME INTO OFFICE & AMENDED THIS CLAIM TO INCLUDE MORE ACRES. THIS IS A SUPPLEMENTAL SOURCE FOR HIS LAND. OVERLAPS BRUNEAU RIVER DECREED RIGHTS. SEE FILE A51-00042B FOR ASCS PHOTO OF PROPERTY.

Dates and Other Information

Decreed Date: 12/1/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		160.0
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		

SubCase:

N/A

Water Supply Bank:

N/A

1/26/2016

Current Owner CONNIE M PROW
31040 HOT CREEK RD
BRUNEAU, ID 83604-5030
(208)845-2681

Status: Active

Tributary
SNAKE RIVER

BRUNEAU RIVER	SWSENW	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County(R)
BRUNEAU RIVER	SWNESW	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County(R)
BRUNEAU RIVER	NWSWSE	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	06E	31										9.7	37.2	29.2			2.9		79.0
												L3	L4						

Conditions of Approval	
1.	C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2.	USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 79 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-10236, 51-10237 & 51-00053B
3.	C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4.	WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY. THIS RIGHT IS A COMBINATION OF PORTIONS OF OLD RIGHT NOS.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10235

1/26/2016

5. C05 51-00050A & 51-00050B.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

Comments:

1. KWALKER 7/24/1998 COPIED FROM REMARKS
WATER DELIVERED VIA SOUTH SIDE CANAL.
***** THIS CLAIM IS A COMBINED RIGHT
OF A PORTION OF 51-00050A AND 51-00050B. DECREED WATER RIGHT 51-00050,
51-00051, AND 51-00052 P.O.D. CHANGED IN AUGUST 1929 TO INCLUDE A PORTION OF
THE TOTAL DIVERSION RATE IN THE ORIGINAL P.O.D. AND THE OTHER PORTION OF
THE TOTAL DIVERSION RATE TO A NEW P.O.D.. THE WATER RIGHT WAS THEN SPLIT
INTO A AND B; EACH REFLECTING IT'S PORTION OF THE TOTAL DIVERSION RATE FOR
THAT PARTICULAR P.O.D.. ELR.***** CONVEYANCE LOSS THIS RIGHT INCLUDES
0.07 CFS CONVEYANCE LOSS IN DELIVERY OF THIS RIGHT.
2. AJU10-JS 7/31/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. KWALKER 5/13/1999 REVISED RECOMMENDATION
REDUCED AMOUNT OF WATER TO PROPORTIONATE SHARE. NOT DONE PRIOR TO
REPORT GOING TO SRBA COURT BECAUSE ERROR WAS NOT DETECTED UNTIL APRIL
OF 99.

Dates and Other Information

Decreed Date: 2/10/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		79.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		160.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		160.0

SubCase:

SubCaseNumber: 51-10235
Class: 2
SF5 Filed Date: 5/17/1999
Special Master Recom Signed Date: 8/18/1999
Attorney Assigned: SUSAN E HAMLIN-NYGARD

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10235

1/26/2016

Adjudication Agent:
Basis of Claim:
Date Filed: 5/17/1999
Objection Status: Active

Water Supply Bank:
N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10236

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Priority Date: 4/1/1876

Basis: Decreed

Status: Active

Source
 BRUNEAU RIVER

Tributary
 SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/01	11/15	0.800 CFS	
	<u>Total Diversion</u>		0.800 CFS	

Source and Point(s) of Diversion

BRUNEAU RIVER	SWNESW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)
BRUNEAU RIVER	SWSENW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)
BRUNEAU RIVER	NWSWSE	Sec. 5, Twp 07S, Rge 06E, OWYHEE County

Place Of Use

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	31										9.7	37.2	29.2			2.9		79.0
												L3	L4						

POU Total Acres: 79.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 79 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-10235, 51-10237 & 51-00053B.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10236

1/26/2016

5. THIS RIGHT IS A COMBINATION OF PORTIONS OF OLD RIGHT NOS.
51-00051A & 51-00051B.
WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

Comments:

1. KWALKER 7/24/1998 COPIED FROM REMARKS
WATER DELIVERED VIA SOUTH SIDE CANAL.
***** THIS CLAIM IS A COMBINED RIGHT
OF A PORTION OF 51-00051A AND 51-00051B. DECREED WATER RIGHT 51-00050,
51-00051, AND 51-00052 P.O.D. CHANGED IN AUGUST 1929 TO INCLUDE A PORTION OF
THE TOTAL DIVERSION RATE IN THE ORIGINAL P.O.D. AND THE OTHER PORTION OF
THE TOTAL DIVERSION RATE TO A NEW P.O.D.. THE WATER RIGHT WAS THEN SPLIT
INTO A AND B; EACH REFLECTING IT'S PORTION OF THE TOTAL DIVERSION RATE FOR
THAT PARTICULAR P.O.D.. ELR. ***** CONVEYANCE LOSS THIS RIGHT INCLUDES
0.42 CFS OF CONVEYANCE LOSS FOR DELIVERY OF THIS RIGHT ALONG WITH RTS.
51-10235/10237/00053B.
2. AJU10-JS 7/31/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. KWALKER 5/13/1999 REVISED RECOMMENDATION
REDUCED AMOUNT OF WATER TO PROPORTIONATE SHARE. NOT DONE PRIOR TO
REPORT GOING TO SRBA COURT BECAUSE ERROR WAS NOT DETECTED UNTIL APRIL
OF 99.

Dates and Other Information

Decreed Date: 2/10/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		79.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		160.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		160.0

SubCase:

SubCaseNumber: 51-10236
Class: 2
SF5 Filed Date: 5/17/1999
Special Master Recom Signed Date: 8/18/1999

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10236

1/26/2016

Attorney Assigned: SUSAN E HAMLIN-NYGARD
Adjudication Agent:
Basis of Claim:
Date Filed: 5/17/1999
Objection Status: Active

Water Supply Bank:
N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10237

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Priority Date: 4/1/1897

Basis: Decreed

Status: Active

Source
 BRUNEAU RIVER

Tributary
 SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/01	11/15	0.220 CFS	
	<u>Total Diversion</u>		0.220 CFS	

Source and Point(s) of Diversion

BRUNEAU RIVER	SWNESW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)
BRUNEAU RIVER	NWSWSE	Sec. 5, Twp 07S, Rge 06E, OWYHEE County
BRUNEAU RIVER	SWSENW	Sec. 5, Twp 07S, Rge 06E, OWYHEE County(R)

Place Of Use

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	31										9.7	37.2	29.2			2.9		79.0
												L3	L4						

POU Total Acres: 79.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 79 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-10235, 51-10236 & 51-00053B.
3. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10237

1/26/2016

5. WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.
THIS RIGHT IS A COMBINATION OF PORTIONS OF OLD RIGHT NOS.
51-00052A & 51-00052B.

Comments:

1. KWALKER 7/25/1998 COPIED FROM REMARKS
WATER DELIVERED VIA SOUTH SIDE CANAL.
***** THIS CLAIM IS A COMBINED RIGHT
OF A PORTION OF 51-00052A AND 51-00052B. DECREED WATER RIGHT 51-00050,
51-00051, AND 51-00052 P.O.D. CHANGED IN AUGUST 1929 TO INCLUDE A PORTION OF
THE TOTAL DIVERSION RATE IN THE ORIGINAL P.O.D. AND THE OTHER PORTION OF
THE TOTAL DIVERSION RATE TO A NEW P.O.D.. THE WATER RIGHT WAS THEN SPLIT
INTO A AND B; EACH REFLECTING IT'S PORTION OF THE TOTAL DIVERSION RATE FOR
THAT PARTICULAR P.O.D.. ELR.*****
2. AJU10-JS 7/31/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. KWALKER 5/13/1999 REVISED RECOMMENDATION
REDUCED AMOUNT OF WATER TO PROPORTIONATE SHARE. NOT DONE PRIOR TO
REPORT GOING TO SRBA COURT BECAUSE ERROR WAS NOT DETECTED UNTIL APRIL
OF 99.

Dates and Other Information

Decreed Date: 2/10/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		79.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237		160.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		160.0

SubCase:

SubCaseNumber: 51-10237
Class: 2
SF5 Filed Date: 5/17/1999
Special Master Recom Signed Date: 8/18/1999
Attorney Assigned: SUSAN E HAMLIN-NYGARD
Adjudication Agent:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10237

1/26/2016

Basis of Claim:
Date Filed: 5/17/1999
Objection Status: Active

Water Supply Bank:
N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10267

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Priority Date: 5/1/1885

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.030 CFS	
	<u>Total Diversion</u>		0.030 CFS	

Source and Point(s) of Diversion

GROUND WATER SWNE Sec. 6, Twp 07S, Rge 06E, OWYHEE County

Place Of Use

STOCKWATER within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	06E	6			X														

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP 0172303 STOCKWATER, 50 RANGE CATTLE

Comments:

1. STK-PROD 2/25/1997 D&S STK-BLM UPDATE
 USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK. CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD. ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Dates and Other Information

Decreed Date: 1/30/1998

Civil Case Number: 39576

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10267

1/26/2016

Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10268

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Priority Date: 5/1/1885

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.030 CFS	
DOMESTIC	1/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.070 CFS	

Source and Point(s) of Diversion

GROUND WATER L3(NENW) Sec. 6, Twp 07S, Rge 06E, OWYHEE County

Place Of Use

DOMESTIC within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	06E	5					X												
							L3												

STOCKWATER within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	06E	5					X												
							L3												

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP 0172303 STOCKWATER, 50 RANGE CATTLE

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10268

1/26/2016

1. MMINICUC 3/7/1997 REFORMAT
DOM USE REFORMATTED. PARCEL NO. & STOCKWATER TO EXP REMARK. N11 & N13
ADDED. GOVT LOT ADDED AS PER PLAT ATTACHED TO CLAIM.

Dates and Other Information

Decreed Date: 1/30/1998
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10269

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Priority Date: 5/1/1885

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.030 CFS	
	<u>Total Diversion</u>		0.030 CFS	

Source and Point(s) of Diversion

GROUND WATER SENW Sec. 6, Twp 07S, Rge 06E, OWYHEE County

Place Of Use

STOCKWATER within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	06E	6								X									

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP 0172303 STOCKWATER, 50 RANGE CATTLE

Comments:

1. STK-PROD 2/25/1997 D&S STK-BLM UPDATE
 USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK. CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD. ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Dates and Other Information

Decreed Date: 1/30/1998

Civil Case Number: 39576

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10269

1/26/2016

Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10270

1/26/2016

Owner Type **Name and Address**
 Current Owner RONALD E PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Current Owner CONNIE M PROW
 31040 HOT CREEK RD
 BRUNEAU, ID 83604-5030
 (208)845-2681

Priority Date: 2/15/1925

Basis: Decreed

Status: Active

Source
 BRUNEAU RIVER

Tributary
 SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/01	11/15	6.080 CFS	
	<u>Total Diversion</u>		6.080 CFS	

Source and Point(s) of Diversion

BRUNEAU RIVER	SWSNW	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County(R)
BRUNEAU RIVER	NWSWE	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County
BRUNEAU RIVER	SWNESW	Sec. 5, Twp 07S, Rge 06E,	OWYHEE County(R)

Place Of Use

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	31										9.7 L3	37.2 L4	29.2			2.9		79.0
07S	06E	6	21.0 L1	31.0 L2	17.0	12.0													81.0

POU Total Acres: 160.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 160 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00042B, 51-00043B, 51-00044B, 51-00045B, 51-00053B, 51-10235, 51-10236, 51-10237 & 51-02149.
3. WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 51-10270

1/26/2016

Comments:

1. KWALKER 7/30/1998 COPIED FROM REMARKS
THIS CLAIM IS FOR FLOOD WATER WHEN AVAILABLE.
2. AJU10-JS 7/31/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information

Decreed Date: 12/1/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Mitigation Plan: False

Combined Use Limits

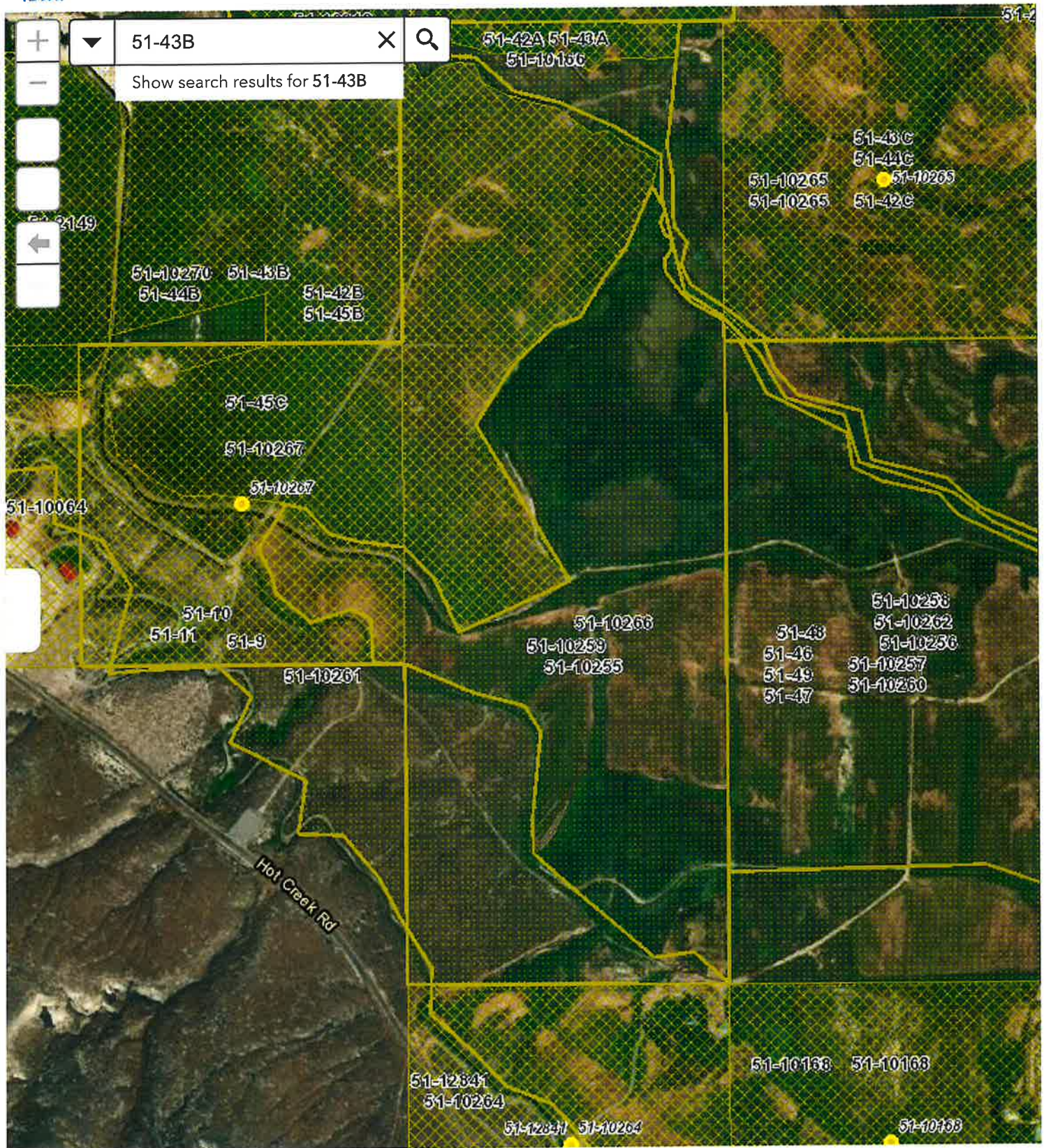
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		160.0
51-53B ,51-10235 ,51-10236 ,51-10237 ,51-10270 ,51-42B ,51-43B ,51-44B ,51-45B ,51-2149		

SubCase:

N/A

Water Supply Bank:

N/A



0 300 600ft

-115.788044 42.845444 Degrees

All rights reserved



QUITCLAIM DEED

00-000

FOR VALUE RECEIVED

Ronald E. Prow and Connie M. Prow, husband and wife

HEREINAFTER "GRANTOR" DOES RELEASE AND FOREVER QUITCLAIM UNTO
Ronald E. Prow and Connie M. Prow, husband and wife, as community
property with right of survivorship

Bruneau, ID 83604

WHOSE ADDRESS IS: 31040 Hot Creek Rd.

HEREINAFTER "GRANTEE," AND TO HIS HEIRS AND ASSIGNS, ALL RIGHT, TITLE AND INTEREST
GRANTOR HAS OR MAY HEREAFTER ACQUIRE THE FOLLOWING DESCRIBED REAL PROPERTY:

See Attached

Instrument # 266511

MURPHY, OWYHEE, IDAHO

10-16-2008 01:31:00 No. of Pages: 2

Recorded for : PROW, CONNIE

CHARLOTTE SHERBURN

Ex-Officio Recorder Deputy

Index to: DEED, QUIT-CLAIM

Fee: 6.00

TO HAVE AND TO HOLD, ALL AND SINGULAR THE SAID PREMISES, TOGETHER WITH THEIR
APPURTENANCES, UNTO GRANTEE, AND TO HIS HEIRS AND ASSIGNS FOREVER.

DATED: October 8, 2008

Connie M. Prow

Connie M. Prow

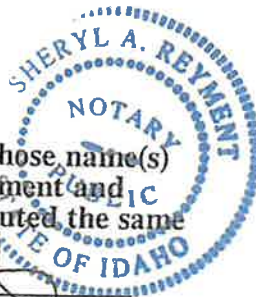
State of Idaho, County of Elmore

On this 8th day of October 2008,
before me, a notary public in and for said
State personally appeared

Ronald E. Prow

Connie M. Prow

known to me to be the person(s) whose name(s)
are subscribed to the within instrument and
acknowledged to me that they executed the same



Residing at Mountain Home, Idaho
Commission Expires 12-27-11

INDEXED
SCANNED

In Township 6 South, Range 6 East, Boise Meridian, Owyhee County, Idaho;
Section 31: That part of Lots 3 and 4 and the East Half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 31, lying South of the centerline of the South Side Canal.

In Township 7 South, Range 6 East, Boise Meridian, Owyhee County, Idaho;
Section 6: All of Lot 2 and that part of Lot 1 and a parcel of land in the South Half of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section Six, more particularly described as follows:

Beginning at the section corner to Sections 5 and 6, Township 7 South, Range 6 East, Boise Meridian, the point of beginning; thence South $28^{\circ}42'$ West a distance of 365.7 feet; thence South $35^{\circ}00'$ West a distance of 160.5 feet; thence South $13^{\circ}28'$ West a distance of 302.0 feet; thence South $7^{\circ}32'$ East a distance of 316.0 feet; thence South $39^{\circ}13'$ West a distance of 892.0 feet; thence South $25^{\circ}17'$ East a distance of 699.2 feet to a point in existing fence line; thence South $74^{\circ}43'$ West a distance of 279.0 feet along existing fence line to a point; thence South $74^{\circ}30'$ West a distance of 247.2 feet along existing fence line to a point; thence North $68^{\circ}20'$ West a distance of 112.5 feet along existing fence line to a point; thence North $28^{\circ}50'$ West a distance of 324.5 feet along existing fence line to a point; thence North $78^{\circ}50'$ West a distance of 284.3 feet along existing fence line to a point; thence North $54^{\circ}20'$ West a distance of 278.1 feet along existing fence line to a point; thence South $33^{\circ}10'$ West a distance of 187.5 feet along existing fence line to a point; thence South $2^{\circ}25'$ West a distance of 100.0 feet along existing fence line to a point; thence South $12^{\circ}05'$ West a distance of 898.0 feet along existing fence line to a County Road; thence South $29^{\circ}07'$ West a distance of 882.0 feet; more or less to the South boundary line of the North Half of the Southeast Quarter of Section Six; thence North $89^{\circ}41'$ West a distance of 250.0 feet, more or less, to the West boundary line of the Northwest Quarter of the Southeast Quarter of Said Section Six; thence North $00^{\circ}17'$ West a distance of 3,946 feet, more or less, to the North section line of said Section Six; thence South $89^{\circ}48'$ East a distance of 2,670.0 feet, more or less, to the point of beginning; EXCEPTING THEREFROM that part of Lots 1 and 2 lying North of the centerline of the South Side Canal.

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Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS
CERTIFICATE OF DEATH

Date Filed APRIL 02, 2021

State File No. 2021-03814

DECEDENT - LEGAL NAME

RONALD E. PROW

SEX

MALE

SOCIAL SECURITY NUMBER

AGE

79 YEARS

DATE OF BIRTH

JUNE 22, 1941

BIRTHPLACE

NAMPA, IDAHO

PLACE OF RESIDENCE

BRUNEAU, IDAHO

MARITAL STATUS AT TIME OF DEATH

MARRIED

NAME OF SURVIVING SPOUSE (if wife, maiden name)

CONNIE M. FLAMM

WAS DECEDENT EVER IN

U.S. ARMED FORCES?

NO

FATHER - NAME

CLAUDE PROW

BIRTHPLACE

IDAHO

MOTHER - MAIDEN NAME

DORIS ELLIS

BIRTHPLACE

IDAHO

METHOD OF DISPOSITION

BURIAL

FUNERAL SERVICE LICENSEE

NICKIE CAMPBELL

NAME AND ADDRESS OF FUNERAL FACILITY

ROST FUNERAL HOME, MOUNTAIN HOME, IDAHO

DATE OF DEATH

MAR. 27, 2021

TIME OF DEATH

5:30 A.M.

CITY, TOWN OR LOCATION OF DEATH

BRUNEAU, IDAHO

COUNTY OF DEATH

OWYHEE

CAUSE OF DEATH (underlying cause last)

a. CARDIOVASCULAR COLLAPSE

Approximate Interval Between
Onset and Death

5 MINUTES

b. DUE TO (or as a consequence of):

CHRONIC OBSTRUCTIVE PULMONARY DISEASE

YEARS

c. DUE TO (or as a consequence of):

d. DUE TO (or as a consequence of):

OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above

NONE STATED

WAS AN AUTOPSY

PERFORMED?

NO

MANNER OF DEATH

NATURAL

NAME OF CERTIFIER

MARK ALAN TURNER, M.D.

TITLE

PHYSICIAN

CORONER SUBSEQUENT CERTIFICATION IF NECESSARY

EXTERNAL CAUSES ONLY

DATE OF INJURY

TIME OF INJURY

PLACE OF INJURY

INJURY AT
WORK?

LOCATION WHERE INJURY OCCURRED

DESCRIPTION OF HOW INJURY OCCURRED

This is a true and correct reproduction of the document officially registered and placed
on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

DATE ISSUED: APRIL 05, 2021

This copy is not valid unless prepared on engraved border
displaying state seal and signature of the Registrar.

Rev 07/28/20

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

RECORDATION REQUESTED BY:

Thomas G. Walker
Generations Law Group, LLP
1547 S. Boulder View Lane
Boise, ID 83712
Ph: 208-401-9300
Email: tom@genlawgroup.com

WHEN RECORDED MAIL TO:

Thomas G. Walker
Generations Law Group, LLP
1547 S. Boulder View Lane
Boise, ID 83712

SEND TAX NOTICES TO:

XK, LLC
Connie M. Prow Trust
31040 Hot Creek Road
Bruneau, ID 83604

Instrument # 309705

MURPHY, OWYHEE, IDAHO
2021-10-04 11:16:41 No. of Pages: 5
Recorded for: GENERATIONS LAW GROUP
ANGELA BARKELL Fee: \$15.00
Ex-Officio Recorder Deputy: map
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

WARRANTY DEED

For value received, Connie M. Prow, whose address is 31040 Hot Creek Road, Bruneau, ID 83604 ("Grantor"), grants, bargains, sells and conveys to XK, LLC, and Idaho limited liability company ("Grantee") all her right, title and interest in and to certain real property located in Owyhee County, Idaho, and more particularly described in the attached Exhibit A.

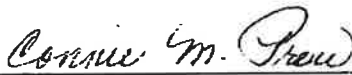
Parcel Nos. RP06S06E315700, RP07S06E061452 and RP07S06E063662

Together with all water and water rights, ditches, and ditch rights, including Certificate No. 6 for 66-2/3rds shares in Hot Springs Ditch Company, used thereon or appurtenant thereto.

Commonly known as 31040 Hot Creek Road, Bruneau, ID 83604.

Grantee, its successors, and assigns, shall have and hold the property. Grantor covenants to and with the Grantee that she is the owner in fee simple of the property, that it is free from encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: October 1, 2021



Connie M. Prow, Grantor

STATE OF IDAHO)
) ss.
County of Ada)

On this day, October 1, 2021, before me personally appeared Connie M. Prow, personally known to me (or proved to me on the basis of satisfactory evidence) to be the individual whose name is subscribed to the foregoing instrument and acknowledged that she executed the same as her voluntary act and deed for the purposes therein contained.

Witness my hand and official seal.

[Seal]



Thomas G. Walker
Notary Public of Idaho
Commission No. 4354
Residing in: Boise, Idaho
My commission expires: 03/20/2025

**EXHIBIT A
LEGAL DESCRIPTION**

SEE ATTACHED LEGAL DESCRIPTIONS.

4846-5007-8203, v. 1

A

In Township 6 South, Range 6 East, Boise Meridian, Owyhee County, Idaho;
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thereon or appurtenant thereto.

**PROPERTY DESCRIPTION
FOR
Becker to Prow**

A parcel of land lying in the NW1/4 of Gov't Lot 5 of Section 6, Township 7 South, Range 6 East, Boise Meridian, Owyhee County, Idaho, said parcel being more particularly described as follows:

Commencing at a 5/8 inch rebar marking the CW1/16 corner of said Section 6, also being the SE Corner of said Gov't Lot 5; thence N 0°36'08" W 1316.67 feet along the East line of said Gov't Lot 5 to the NE Corner of said lot to a 1/2 inch rebar, said rebar being the POINT OF BEGINNING;

Thence S 0°36'08" E 504.06 feet along said East line to the easterly right-of-way of Hot Creek Road to a 1/2 inch rebar;

Thence along said easterly right-of-way N 45°23'24" W 423.71 feet to a 1/2 inch rebar marking a point of curve to the right;

Thence continuing along said easterly right-of-way and along said curve to the right, a distance of 269.04 feet, said curve having a delta of 11°46'32", a radius of 1309.08 feet, tangents of 135.00 feet, and a long chord of 268.57 feet that bears N 39°30'08" W to a 1/2 inch rebar marking the ending of said curve;

Thence leaving said right-of-way S 89°54'26" E 467.18 feet along the North line of said Gov't Lot 5 to the POINT OF BEGINNING.

Said parcel contains 2.86 acres, more or less, and is subject to all existing easements and right-of-ways of record or implied.



0004418476

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$100.00

*For Office Use Only***-FILED-**

File #: 0004418476

Date Filed: 9/14/2021 8:16:38 AM

B0648-6258 09/14/2021 8:18 AM Received by ID Secretary of State Lawrence Denney

Certificate of Organization Limited Liability Company					
Select one: Standard, Expedited or Same Day Service (see descriptions below)	Standard (filing fee \$100)				
1. Limited Liability Company Name					
Type of Limited Liability Company	Limited Liability Company				
Entity name	XK, LLC				
2. The complete street address of the principal office is:					
Principal Office Address	CONNIE M. PROW 31040 HOT CREEK ROAD BRUNEAU, ID 83604				
3. The mailing address of the principal office is:					
Mailing Address	CONNIE M. PROW 31040 HOT CREEK RD BRUNEAU, ID 83604-5030				
4. Registered Agent Name and Address					
Registered Agent	Registered Agent Connie M. Prow Physical Address: 31040 HOT CREEK ROAD BRUNEAU, ID 83604 Mailing Address: 31040 HOT CREEK RD BRUNEAU, ID 83604-5030				
☒ I affirm that the registered agent appointed has consented to serve as registered agent for this entity.					
5. Governors					
<table border="1"><thead><tr><th>Name</th><th>Address</th></tr></thead><tbody><tr><td>Connie M. Prow</td><td>31040 HOT CREEK ROAD BRUNEAU, ID 83604</td></tr></tbody></table>		Name	Address	Connie M. Prow	31040 HOT CREEK ROAD BRUNEAU, ID 83604
Name	Address				
Connie M. Prow	31040 HOT CREEK ROAD BRUNEAU, ID 83604				
Signature of Organizer:					
<u>Thomas G. Walker</u>	<u>09/14/2021</u>				
Sign Here	Date				

Membership Certificate

Number 1

This certifies that Connie M. Prow is the lawful owner of a 100% Membership Interest in XK LLC, an Idaho limited liability company.

THE MEMBERSHIP INTEREST REPRESENTED BY THIS CERTIFICATE HAS NOT BEEN REGISTERED UNDER THE SECURITIES ACT OF 1933, AS AMENDED, OR UNDER ANY OTHER APPLICABLE SECURITIES LAWS AND MAY NOT BE TRANSFERRED, SOLD, ASSIGNED, PLEDGED, HYPOTHECATED, OR OTHERWISE DISPOSED OF EXCEPT UNDER A REGISTRATION STATEMENT EFFECTIVE UNDER SUCH ACT AND LAWS OR UNDER AN EXEMPTION FROM REGISTRATION UNDER SUCH ACT.

Dated: September 14, 2021.



Connie M. Prow, Sole Member



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098

Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 4, 2021

XK LLC
31040 HOT CREEK RD
BRUNEAU ID 83604-5030

Re: Change in Ownership for Water Right Nos: 51-42B, 51-43B, 51-44B, 51-45B, 51-53B, 51-2149, 51-10235, 51-10236, 51-10237, 51-10267, 51-10268, 51-10269, & 51-10270

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4920 or debby.judd@idwr.idaho.gov.

Sincerely,

Debby Judd
Technical Records Specialist

Enclosures

c. Thomas G. Walker



RECEIVED

OCT 05 2021

DEPARTMENT OF
WATER RESOURCES

October 5, 2021

IDWR State Office
322 E. Front St., Suite 648
P.O. Box 83720
Boise, ID 83720-0098

Re: Notice of Change in Water Right Ownership
Connie M. Prow transfer to XK, LLC

Dear Director:

I have enclosed the following documents in compliance with Idaho Code §42-248:

1. Notice of Change in Water Rights Ownership for Water Rights: 51-42B, 51-43B, 51-44B, 51-45B, 51-53B, 51-2149, 51-10235, 51-1036, 51-10237, and 51-10267.
2. Notice of Change in Water Rights Ownership for Water Rights: 51-10268, 51-10269, and 51-10270.
3. Connie M. Prow check no 1621 for \$325.00, the filing fees for 13 water rights.
4. Idaho Department of Water Resources reports for each of the water rights listed above.
5. Aerial photographs of the irrigated acres outlined and points of diversion for the water rights listed above.
6. Quitclaim Deed from Ronald E. Prow and Connie M. Prow, Grantors, to Ronald E. Prow and Connie M. Prow, husband and wife, as community property with right of survivorship, Grantees, for the real property described in the legal description, together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

7. Death Certificate of Ronald E. Prow offered in support of the conveyance of the real property and water rights by operation of law to Connie M. Prow, the surviving spouse of Ronald E. Prow.

8. Warranty Deed from Connie M. Prow, Grantor, to XK, LLC, an Idaho limited liability company, Grantee, for the real property described in the legal description, together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

9. Certificate of Organization for XK, LLC filed by the Idaho Secretary of State on September 14, 2021.

10. Membership Certificate No. 1 as evidence that Connie M. Prow is the sole member of XK, LLC, owning 100% of the membership interests.

Connie M. Prow organized XK, LLC for the purpose of conveying all of her ranch real and personal property to her wholly-owned limited liability company.

Please contact the undersigned if you need any additional documents or information to complete the change of ownership of the water rights in the IDWR records.

Thank you.

Very truly yours,


THOMAS G. WALKER

Enclosures

cc: Connie M. Prow