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Rev. 01/15
APR 13 2017

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 81684

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) David Ward and Melissa Ward

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

- Yes N/A * Means the item is always required and must be included with the application.
- ☒ ☐ • Completed Application for Transfer of Water Right form, Part 1.
 - ☒ ☐ • Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
 - ☒ ☐ • Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
 - ☒ ☐ • Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
 - ☒ ☐ • Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
 - ☒ ☐ • Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ ☐ #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) David Ward and Melissa WardPhone (208)657-2560Mailing address 2700 N 528 E; PO Box 32 Montaville, ID 83435

Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____

Phone _____

Mailing address _____

Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentation made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative _____

Print Name and Title if applicable _____

Date 4/12/17

Signature of Applicant or Authorized Representative _____

Print Name and Title if applicable Melissa L WardDate 4/12/17**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.

This transfer seeks to dry up acres under endguns and move them to a new pivot that will be installed.

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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	32-4001D	1.01/177.5	Irrigation	4/15 to 10/15	Ground Water
☒ ☐	32-7034D	0.61/206.8	Irrigation	4/15 to 10/15	Ground Water
☒ ☐	32-13334	0.27/84.0	Irrigation	4/01 to 11/01	Ground Water
☐ ☒	32-7022AA	0.12/31.5	Irrigation	4/15 to 10/15	Ground Water
☐ ☒	32-7022X	0.07/17.5	Irrigation	4/15 to 10/15	Ground water
☐ ☒	32-7022K	0.43/87.5	Irrigation	4/15 to 10/15	Ground Water
☐ ☒	32-7022AE	0.16/28.0	Irrigation	4/15 to 10/15	Ground Water
☐ ☒	32-7053E	0.08/24.5	Irrigation	4/01 to 11/01	Ground Water
☐ ☒	32-13203	0.07/21.0	Irrigation	4/01 to 11/01	Ground Water

Total authorized under rights _____ cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed _____ cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☒ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	SE	8	09N	34E	Clark	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N	34E	8	30.8	30.8	30.7	30.7									31.0	31.0	30.9	30.9	246.8
Total Acres (for irrigation use)																			246.8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
One pump to two pivots.

- b. Who owns the property at the point(s) of diversion? The applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
The endguns will be removed and land will no longer be irrigated.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
Right 32-7022X and 32-7088 shares the same 251.6 acre place of use. Rights 32-7022AE, 32-7093A and 32-7056A shares the same 471.4 acre place of use.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ### C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

[illegible]

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid \$ 740.00 Date 4/13/2017 Received by SB Receipt # E042916

Add'l fee paid _____ Date _____ Receipted by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

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5. 214 Prior to the diversion and use of water under Transfer approval 78738, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/27/2000.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates and Other Information

Decreed Date: 10/27/2000

State or Federal: S

Water District Number: 110

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

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Water Right 32-7034D

Owner Type **Name and Address**
Current Owner DAVID Z WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Current Owner MELISSA WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Priority Date: 1/2/1996

Basis: License

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/15	10/15	0.610 CFS	206.8 AF
	Total Diversion		0.610 CFS	206.8 AF

Source and Point(s) of Diversion

GROUND WATER NWSE Sec. 8, Twp 09N, Rge 34E, CLARK County

Place Of Use

IRRIGATION within CLARK 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	
09N	34E	8													34.3	35.5	32.5	31.5	133.8

Right Acre Limit: 59.1

POU Total Acres: 133.8

Conditions of Approval:

1. X27 This right is limited to the irrigation of 59.1 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 32-4001D, 32-7034D and 32-13334 when combined shall not exceed the irrigation of 133.8 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

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5. 214 Prior to the diversion and use of water under Transfer approval 78738, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates and Other Information

Licensed Date: 10/10/1996

Water District Number: 110

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

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5. 214 Prior to the diversion and use of water under Transfer approval 78738, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates and Other Information

Decreed Date: 10/27/2000

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

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Water Right 32-7022AA

Owner Type **Name and Address**
 Current Owner DAVID Z WARD
 2700 N 626 E
 PO BOX 32
 MONTEVIEW, ID 83435
 (208)657-2560

Current Owner MELISSA WARD
 2700 N 626 E
 PO BOX 32
 MONTEVIEW, ID 83435
 (208)657-2560

Priority Date: 3/29/1984

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	4/15	10/15	3.340 CFS	880.6 AF
	<u>Total Diversion</u>		3.340 CFS	880.6 AF

Source and Point(s) of Diversion

GROUND WATER

SESW

Sec. 18, Twp 09N, Rge 34E, CLARK County

Place Of Use

IRRIGATION within CLARK 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	
09N	34E	18									31.0	31.5	31.5	31.5	31.6	31.5	31.5	31.5	251.6
												L3	L4						

POU Total Acres: 251.6

Conditions of Approval:

1. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY

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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.

Dates and Other Information

Decreed Date: 10/27/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 110
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

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Water Right 32-7022X

Owner Type **Name and Address**
Current Owner DAVID Z WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Current Owner MELISSA WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Priority Date: 3/29/1984

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	4/15	10/15	1.650 CFS	440.3 AF
	<u>Total Diversion</u>		1.650 CFS	440.3 AF

Source and Point(s) of Diversion

GROUND WATER SWNW Sec. 17, Twp 09N, Rge 34E, CLARK County

Place Of Use

IRRIGATION within CLARK 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	
09N	34E	17					31.2	32.2	31.2	31.2	31.4	31.5	31.5	31.4					251.6

Right Acre Limit: 125.8

POU Total Acres: 251.6

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHT NO. 32-07088A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.30 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 880.6 AF.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

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3. USE OF THIS RIGHT WITH RIGHT NO. 32-07088A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 251.6 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 125.8 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 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.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT NO. 32-07088A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.300	880.6	251.6
32-7022X ,32-7088A		

SubCase:

N/A

Water Supply Bank:

N/A

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3. USE OF THIS RIGHT WITH RIGHT NO. 32-07022X IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 251.6 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 125.8 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 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.
5. RIGHT NO. 32-07022X IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.300	880.6	251.6
32-7022X ,32-7088A		

SubCase:

N/A

Water Supply Bank:

N/A

**IDAHO DEPARTMENT OF WATER RESOURCES
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Water Right 32-7022K

Owner Type **Name and Address**
Current Owner DAVID Z WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Current Owner MELISSA WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Priority Date: 3/29/1984

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	4/15	10/15	4.710 CFS	951.3 AF
	<u>Total Diversion</u>		4.710 CFS	951.3 AF

Source and Point(s) of Diversion

GROUND WATER SWNE Sec. 17, Twp 09N, Rge 34E, CLARK County

Place Of Use

IRRIGATION within CLARK 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	
09N	34E	17	33.2	34.9	34.8	33.2									33.2	34.5	34.5	33.5	271.8

POU Total Acres: 271.8

Conditions of Approval:

1. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 471.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-07056A, 32-07093A THIS RIGHT IS LIMITED TO THE IRRIGATION OF 151.4 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 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.
5. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 32-07056A, 32-07093A

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
6.890	1,649.9	471.4
32-7056A ,32-7093A ,32-7022AE		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

Water Right 32-7093A (Associated Right)

Owner Type **Name and Address**
Current Owner DAVID Z WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Current Owner MELISSA WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Priority Date: 5/2/1978

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/15	10/15	2.580 CFS	941.6 AF
	Total Diversion		2.580 CFS	941.6 AF

Source and Point(s) of Diversion

GROUND WATER	SESWNW	Sec. 16, Twp 09N, Rge 34E, CLARK County
GROUND WATER	SESWNW	Sec. 9, Twp 09N, Rge 34E, CLARK County

Place Of Use

IRRIGATION within CLARK 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	
09N	34E	9					27.7	27.8	27.7	27.8	32.4	32.4	32.3	32.4					240.5
09N	34E	16					29.4	19.0	27.0	28.0	31.9	31.8	31.9	31.9					230.9

Right Acre Limit: 320.0

POU Total Acres: 471.4

Conditions of Approval:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.89 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1649.9 AF. COMBINED RIGHT NOS.: 32-07022AE, 32-07056A USE OF THIS RIGHT WITH RIGHT NO. 32-07056A IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1120 AF.
- THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE

IDAHO DEPARTMENT OF WATER RESOURCES
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12/31/2015

- OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE
DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 471.4 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 32-07022AE, 32-07056A THIS RIGHT IS
LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT
WITH RIGHT NO. 32-07056A IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON.
4. 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.
5. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 32-07022AE, 32-07056A
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,120.0	320.0
32-7056A ,32-7093A		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
6.890	1,649.9	471.4
32-7056A ,32-7093A ,32-7022AE		

SubCase:

N/A

Water Supply Bank:

N/A

12/31/2015

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE
DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 471.4 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 32-07022AE, 32-07093A THIS RIGHT IS
LIMITED TO THE IRRIGATION OF 304 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT
WITH RIGHT NO. 32-07093A IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON.
4. 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.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.
6. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 32-07022AE, 32-07093A

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,120.0	320.0
32-7056A ,32-7093A		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
6.890	1,649.9	471.4
32-7056A ,32-7093A ,32-7022AE		

SubCase:

N/A

Water Supply Bank:

N/A

12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

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IDAHO DEPARTMENT OF WATER RESOURCES
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4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 131 Prior to the diversion and use of water under Transfer approval 73290, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. X36 Right 32-13203 is also diverted through the point(s) of diversion described above.
9. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
32-7053E ,32-13203		512.0

SubCase:

N/A

Water Supply Bank:

N/A

12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

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4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 131 Prior to the diversion and use of water under Transfer approval 73290, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. X36 Right 32-7053E is also diverted through the point(s) of diversion described above.
9. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates and Other Information

Decreed Date: 10/27/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 110
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		512.0
32-7053E ,32-13203		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 5. 131 Prior to the diversion and use of water under Transfer approval 73292, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 7. X36 Rights 32-2116A, 32-7005C, 32-7022M, 32-7056E, 32-7093E, 32-7102A, and 32-13240 are diverted through the point(s) of diversion described above.
 8. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
 11. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Dates and Other Information

Decreed Date: 10/27/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 110
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,872.9	535.1
32-2116A ,32-7005C ,32-7022M ,32-13240 ,32-7093E ,32-7102A ,32-7056E		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 5. 131 Prior to the diversion and use of water under Transfer approval 73292, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 7. X36 Rights 32-2116A, 32-7005C, 32-7022M, 32-7056E, 32-7093E, 32-7102A, and 32-13240 are diverted through the point(s) of diversion described above.
 8. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
 11. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Dates and Other Information

Decreed Date: 10/27/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 110
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,872.9	535.1
32-2116A ,32-7005C ,32-7022M ,32-13240 ,32-7093E ,32-7102A ,32-7056E		

SubCase:

N/A

Water Supply Bank:

N/A

12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

81684

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 5. 131 Prior to the diversion and use of water under Transfer approval 73292, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 7. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/27/2000.
 8. X36 Rights 32-2116A, 32-7005C, 32-7022M, 32-7056E, 32-7093E, 32-7102A, and 32-13240 are diverted through the point(s) of diversion described above.
 9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
 12. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Dates and Other Information

Decreed Date: 10/27/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 110
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,872.9	535.1
32-2116A ,32-7005C ,32-7022M ,32-13240 ,32-7093E ,32-7102A ,32-7056E		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

81684

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 5. 131 Prior to the diversion and use of water under Transfer approval 73292, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 7. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/27/2000.
 8. X36 Rights 32-2116A, 32-7005C, 32-7022M, 32-7056E, 32-7093E, 32-7102A, and 32-13240 are diverted through the point(s) of diversion described above.
 9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
 12. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Dates and Other Information

Decreed Date: 10/27/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 110
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,872.9	535.1
32-2116A ,32-7005C ,32-7022M ,32-13240 ,32-7093E ,32-7102A ,32-7056E		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 5. 131 Prior to the diversion and use of water under Transfer approval 73292, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 7. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/27/2000.
 8. X36 Rights 32-2116A, 32-7005C, 32-7022M, 32-7056E, 32-7093E, 32-7102A, and 32-13240 are diverted through the point(s) of diversion described above.
 9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
 12. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Dates and Other Information

Decreed Date: 10/27/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,872.9	535.1
32-2116A ,32-7005C ,32-7022M ,32-13240 ,32-7093E ,32-7102A ,32-7056E		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

Current Owner MELISSA WARD
2700 N 626 E
PO BOX 32
MONTEVIEW, ID 83435
(208)657-2560

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.490 CFS	100.5 AF
	Total Diversion		0.490 CFS	100.5 AF

GROUND WATER	NESWNE	Sec. 9, Twp 09N, Rge 34E, CLARK County
GROUND WATER	SESWNE	Sec. 16, Twp 09N, Rge 34E, CLARK County
GROUND WATER	SESWNE	Sec. 9, Twp 09N, Rge 34E, CLARK County

IRRIGATION within CLARK 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
09N	34E	9	31.5	33.0	33.0	32.0									33.0	34.0	34.0	33.0	263.5
09N	34E	16	34.0	34.0	34.0	34.0									34.0	34.0	34.0	33.6	271.6

POU Total Acres: 535.1

1.	X27	This right is limited to the irrigation of 28.7 acres within the place of use described above in a single irrigation season.
2.	X35	Rights 32-2116A, 32-7005C, 32-7022M, 32-7056E, 32-7093E, 32-7102A, 32-13240 when combined shall not exceed a total annual maximum diversion volume of 1872.9 af at the field headgate, and the irrigation of 535.1 acres.
3.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/31/2015

- approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 5. 131 Prior to the diversion and use of water under Transfer approval 73292, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 7. X36 Rights 32-2116A, 32-7005C, 32-7022M, 32-7056E, 32-7093E, 32-7102A, and 32-13240 are diverted through the point(s) of diversion described above.
 8. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
 11. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Dates and Other Information

Decreed Date: 10/27/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 110
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,872.9	535.1
32-2116A ,32-7005C ,32-7022M ,32-13240 ,32-7093E ,32-7102A ,32-7056E		

SubCase:

N/A

Water Supply Bank:

N/A

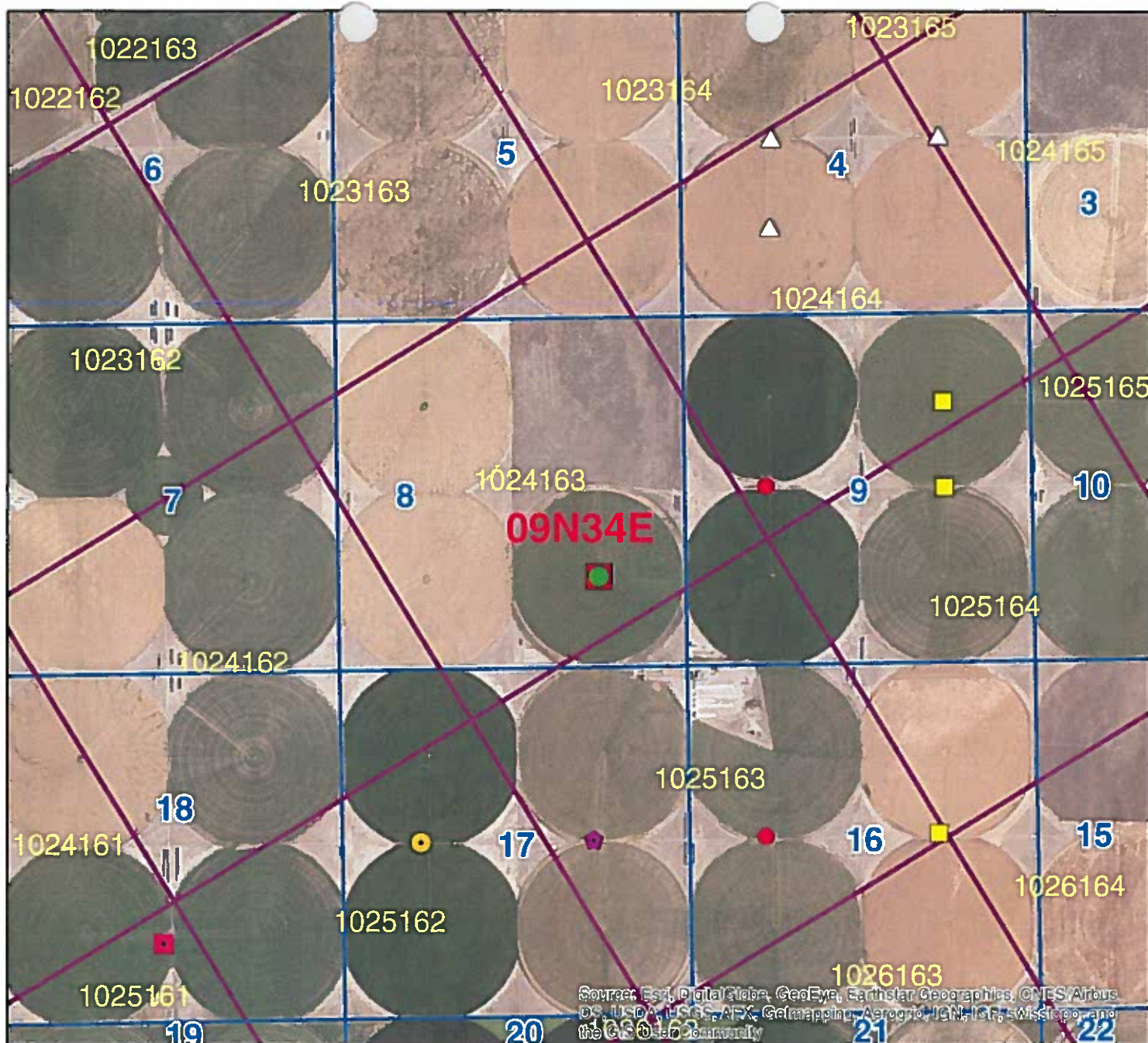
12/31/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID Z WARD 2700 N 626 E PO BOX 32 MONTEVIEW, ID 83435 (208)657-2560

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.920 CFS	222.3 AF
	Total Diversion		0.920 CFS	222.3 AF

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09N	34E	9	31.5	33.0	33.0	32.0									33.0	34.0	34.0	33.0	263.5
09N	34E	16	34.0	34.0	34.0	34.0									34.0	34.0	34.0	33.6	271.6

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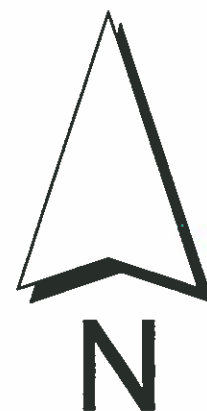
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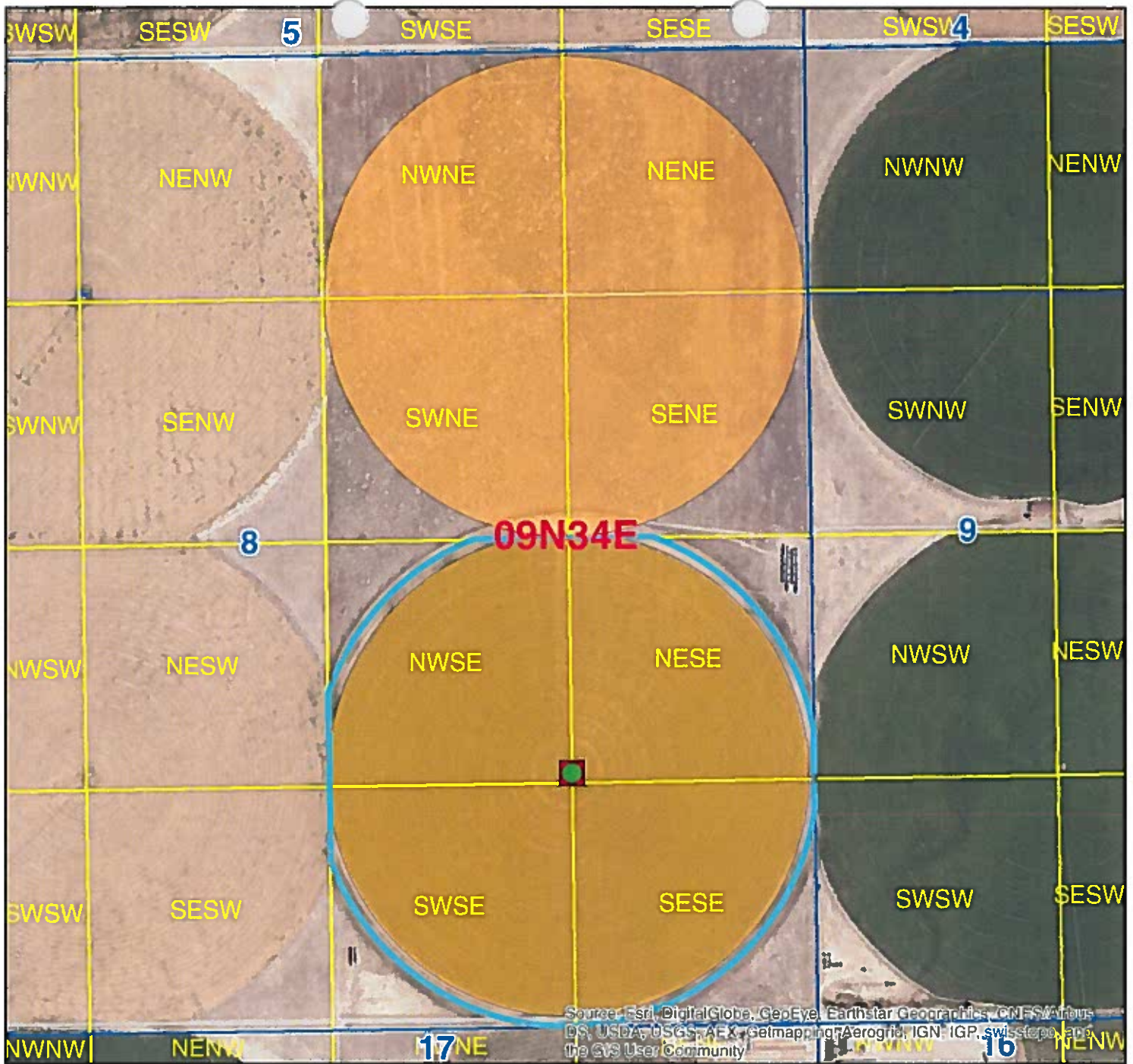
- △ Current_POD_32-7053E_32-13203
- Current_POD_32-2116A_32-7005C_32-7022M_32-7056E_32-7093E_32-7102A_32-13240
- Current_POD_32-7022AE_32-7056A_32-7093A
- ◆ Current_POD_32-7022K
- ⊙ Current_POD_32-7022X_32-7088A
- Current_POD_32-7022AA
- Current_POD_32-7001D_32-7034_32-13334
- Proposed Point of Diversion
- Township/Range
- Sections
- ESPAM2_ModelGrid_06092011

0 1,250 2,500 5,000 Feet

1 inch = 2,255 feet

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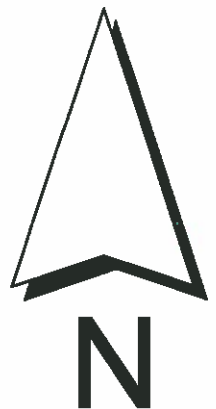
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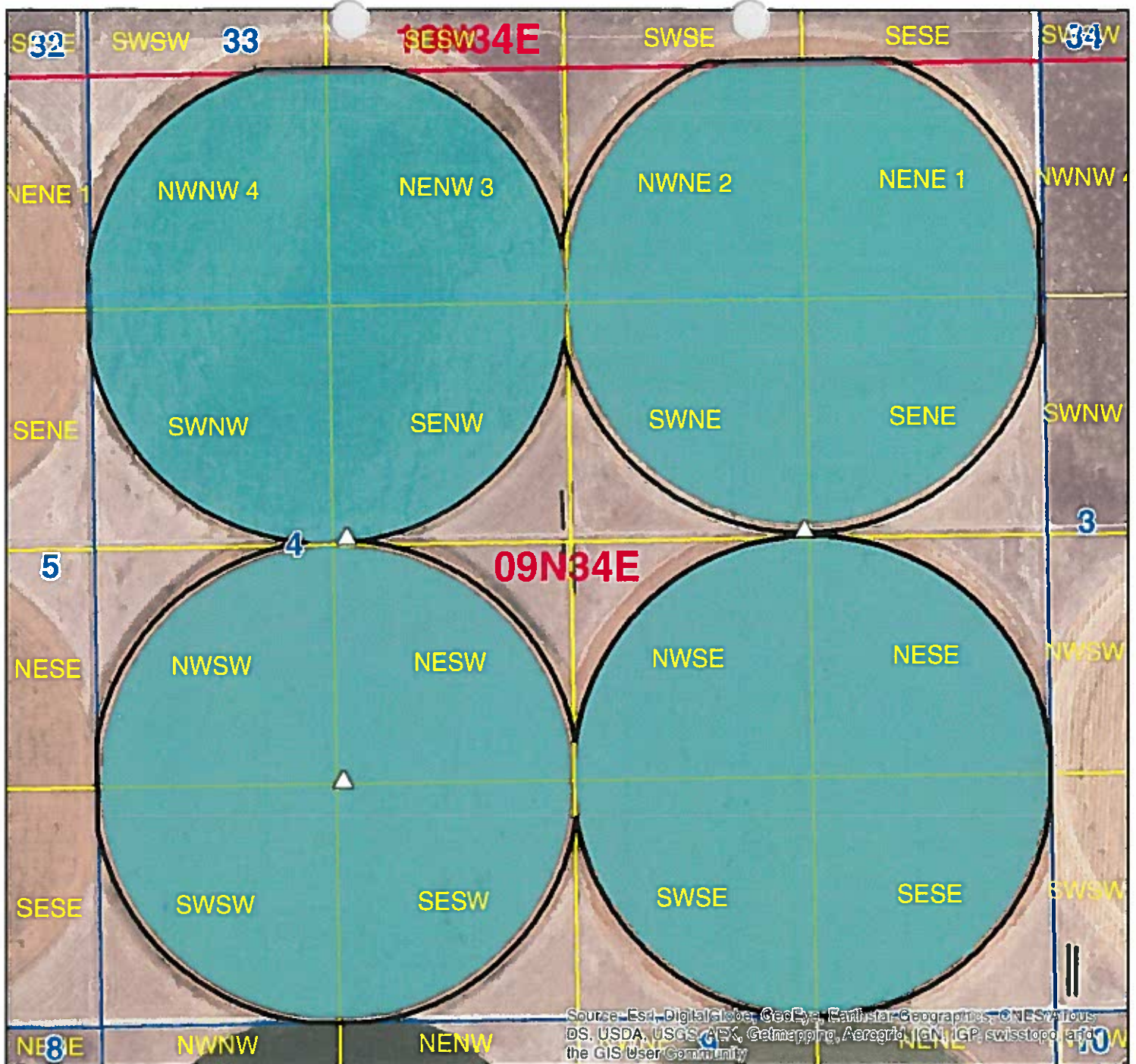
- Proposed Point of Diversion
- Current_POD_32-7001D_32-7034_32-13334
- Current_POU_32-7001D_32-7034_32-13334
- Proposed POU
- Township/Range
- Sections
- QQ

0 450 900 1,800 Feet

1 inch = 792 feet

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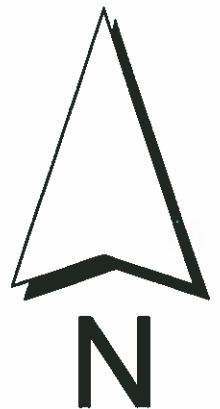




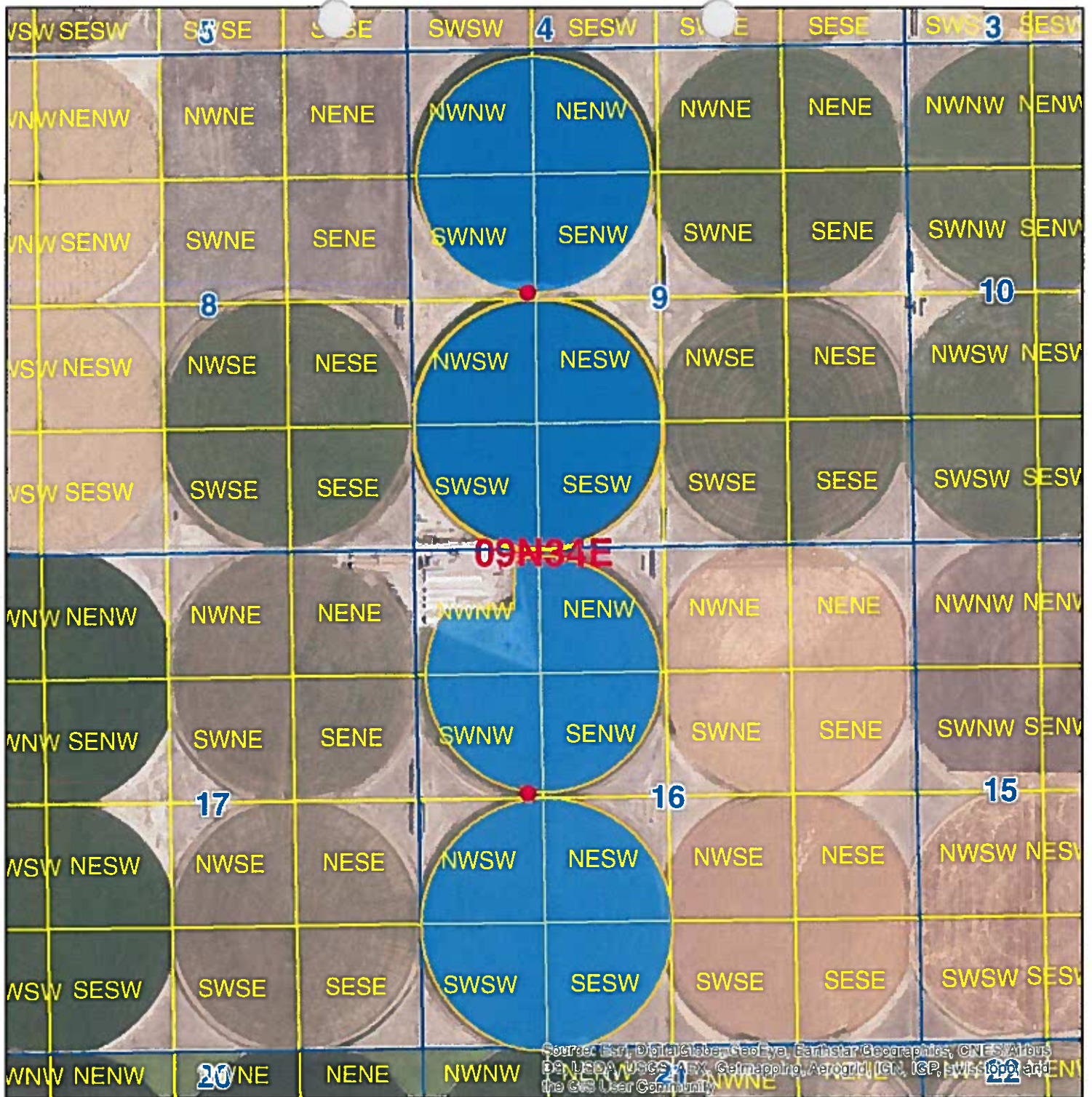
Legend

- Current_POD_32-7053E_32-13203
- Current_POU_32-7053E_32-13203
- Remaining_POU_32-7053E_32-13203
- Township/Range
- Sections
- QQ

0 460 920 1,840 Feet
1 inch = 808 feet



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Legend

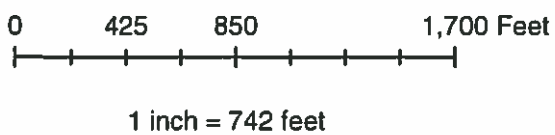
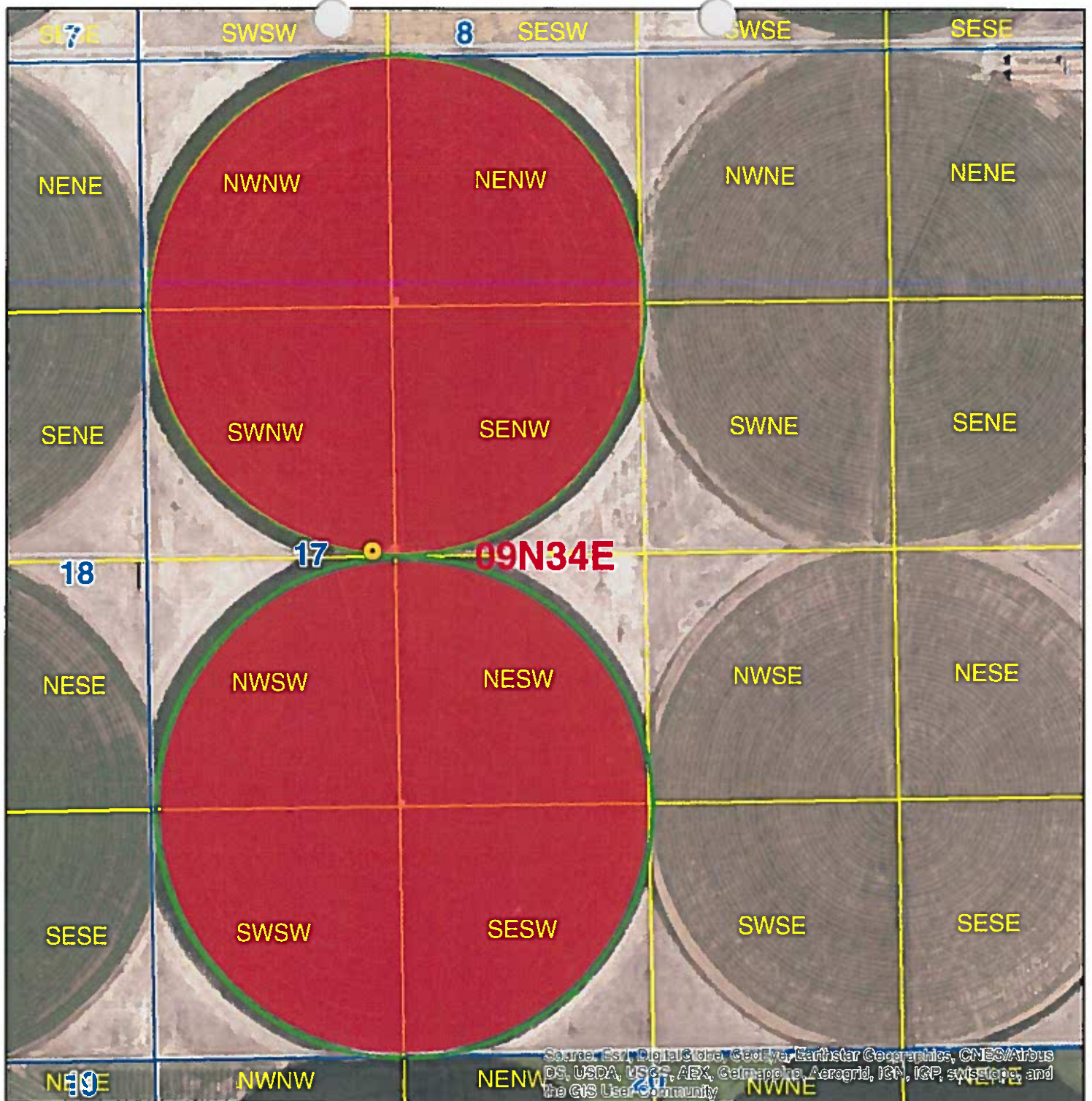
0 850 1,700 3,400 Feet

1 inch = 1,486 feet



- Current_POD_32-7022AE_32-7056A_32-7093A
- Current_POU_32-7056A_32-7093A_32-7022AE
- Remaining_POU_32-7056A_32-7093A_32-7022AE
- Township/Range
- Sections
- QQ

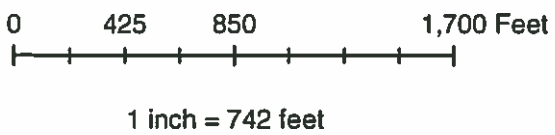
81684



Legend

-  Current_POD_32-7022X_32-7088A
-  Current_POU_32-7022X_32-7088A
-  Remaining_POU_32-7022X_32-7088A
-  Township/Range
-  Sections

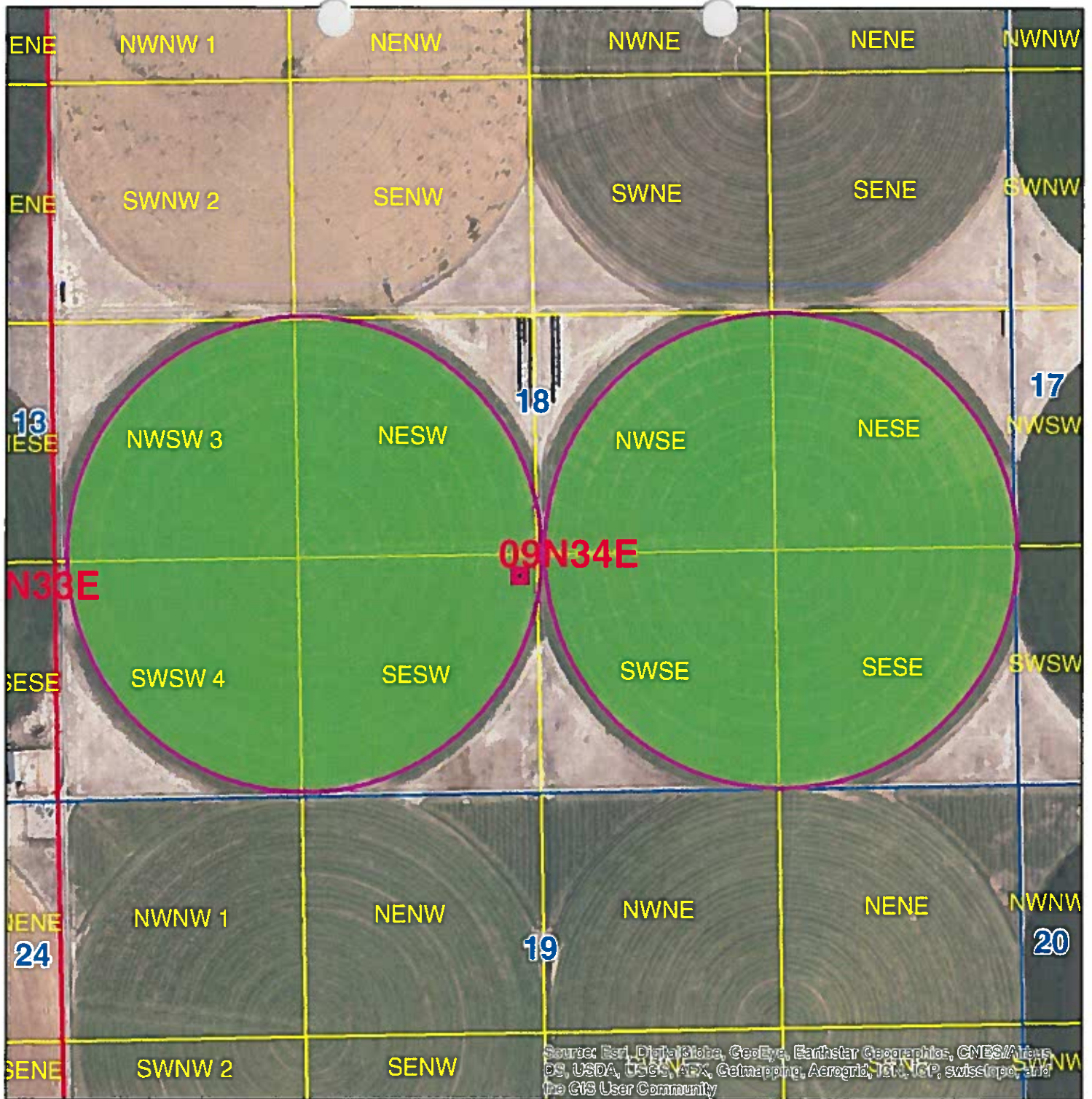
81684



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Legend

-  Current_POD_32-7022K
-  Current_POU_32-7022K
-  Remaining_POU_32-7022K
-  Township/Range
-  Sections
-  QQ



0 440 880 1,760 Feet

1 inch = 773 feet



N 81684

Legend

- Current_POD_32-7022AA
- Current_POU_32-7022AA
- Remaining_POU_32-7022AA
- Township/Range
- Sections

ENHANCED GROUND-WATER RIGHTS TRANSFER SPREADSHEET

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF WATER

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

YEAR

1983

TRANSFER NAME

SEASON

SPRING

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	24	25	24	
COLUMN	163	161	165	

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1983	0	0	0	15	15	0	0
SUM 1983	0	0	0	15	15	0	0
WIN 1983	0	0	0	15	15	0	0
SPR 1984	0	11	11	15	15	0	0
SUM 1984	0	11	11	15	15	0	0
WIN 1984	0	11	11	15	15	0	0
SPR 1985	0	11	11	15	15	0	0
SUM 1985	0	11	11	15	15	0	0
WIN 1985	0	11	11	15	15	0	0
SPR 1986	0	11	11	15	15	0	0
SUM 1986	0	11	11	15	15	0	0
WIN 1986	0	11	11	15	15	0	0
SPR 1987	0	11	11	15	15	0	0
SUM 1987	0	11	11	15	15	0	0
WIN 1987	0	11	11	15	15	0	0
SPR 1988	0	11	11	15	15	0	0
SUM 1988	0	11	11	15	15	0	0
WIN 1988	0	11	11	15	15	0	0
SPR 1989	0	11	11	15	15	0	0
SUM 1989	0	11	11	15	15	0	0

Entering Dates

Enter the starting year and season of the analysis period. (Spring is Jul, Aug, Sep and Oct. Summer is Jul, Aug, Sep and Oct. Winter is Nov, Dec, Jan and Feb. Once you have entered the starting date, the date only needs to be updated once. Modifying the date does not affect the simulation results.

Entering Well Locations

Enter the row and column location for the 'TO' well. Enter the row and column location for the 'FROM1' well. Enter the row and column location for the 'FROM2' well. If the 'FROM2' well is not to be used, enter 0. Enter the row and column location for the 'FROM3' well. If the 'FROM3' well is not to be used, enter 0. The 'FROM3' well cannot be used if the 'FROM2' well is used.

Running the Model

Once the model cells have been set up, push the 'RUN MODEL' button to get the results. The model needs to be re-run if the location of the wells has changed.

Getting the Model Output

Once the model has been run, the results will be displayed. This prepares the data for the next step.

Entering water use data

All water use should be entered in the 'TO' well. For instructions on multiple water users, see the manual.

Entering 'TO' Well Projected Water Use

Enter the projected water use for the 'TO' well. The data should start in the trimester (4-1) of the simulation.

Entering 'FROM' Well 'With Transfer' Water Use

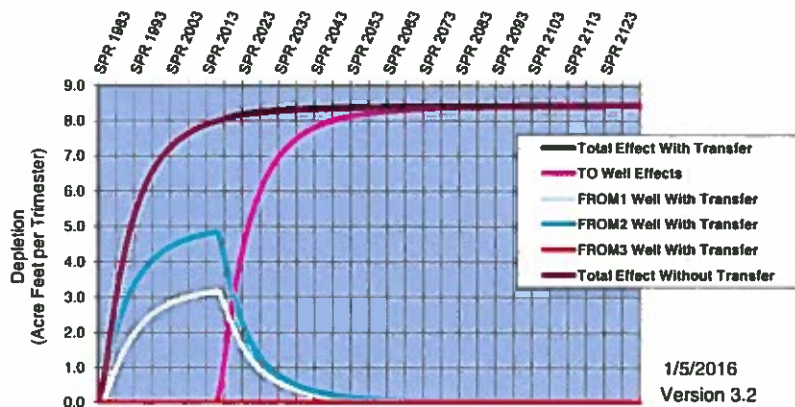
Enter the 'With Transfer' water use for the second 'FROM' well in Column 165.

816844

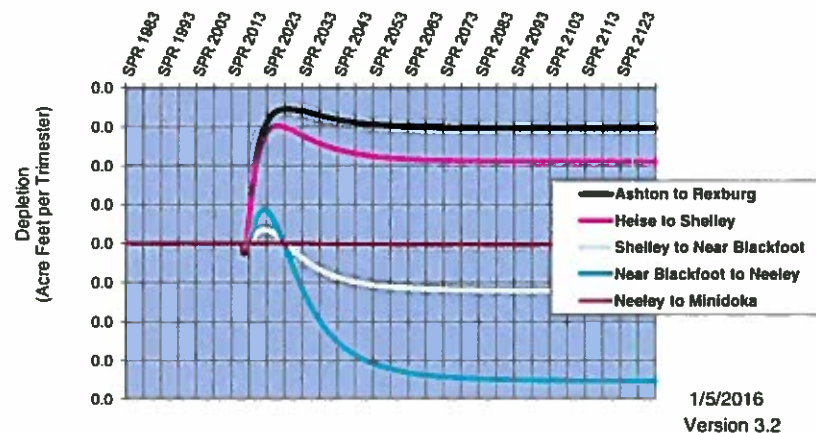
SPR 2005	0	11	11	15	15	0	0
SUM 2005	0	11	11	15	15	0	0
WIN 2005	0	11	11	15	15	0	0
SPR 2006	0	11	11	15	15	0	0
SUM 2006	0	11	11	15	15	0	0
WIN 2006	0	11	11	15	15	0	0
SPR 2007	0	11	11	15	15	0	0
SUM 2007	0	11	11	15	15	0	0
WIN 2007	0	11	11	15	15	0	0
SPR 2008	0	11	11	15	15	0	0
SUM 2008	0	11	11	15	15	0	0
WIN 2008	0	11	11	15	15	0	0
SPR 2009	0	11	11	15	15	0	0
SUM 2009	0	11	11	15	15	0	0
WIN 2009	0	11	11	15	15	0	0
SPR 2010	0	11	11	15	15	0	0
SUM 2010	0	11	11	15	15	0	0
WIN 2010	0	11	11	15	15	0	0
SPR 2011	0	11	11	15	15	0	0
SUM 2011	0	11	11	15	15	0	0
WIN 2011	0	11	11	15	15	0	0
SPR 2012	0	11	11	15	15	0	0
SUM 2012	0	11	11	15	15	0	0
WIN 2012	0	11	11	15	15	0	0
SPR 2013	0	11	11	15	15	0	0
SUM 2013	0	11	11	15	15	0	0
WIN 2013	0	11	11	15	15	0	0
SPR 2014	0	11	11	15	15	0	0
SUM 2014	0	11	11	15	15	0	0
WIN 2014	0	11	11	15	15	0	0
SPR 2015	0	11	11	15	15	0	0
SUM 2015	0	11	11	15	15	0	0
WIN 2015	0	11	11	15	15	0	0
SPR 2016	26	0	11	0	15	0	0
SUM 2016	26	0	11	0	15	0	0
WIN 2016	26	0	11	0	15	0	0
SPR 2017	26	0	11	0	15	0	0
SUM 2017	26	0	11	0	15	0	0
WIN 2017	26	0	11	0	15	0	0
SPR 2018	26	0	11	0	15	0	0
SUM 2018	26	0	11	0	15	0	0
WIN 2018	26	0	11	0	15	0	0
SPR 2019	26	0	11	0	15	0	0
SUM 2019	26	0	11	0	15	0	0
WIN 2019	26	0	11	0	15	0	0
SPR 2020	26	0	11	0	15	0	0
SUM 2020	26	0	11	0	15	0	0
WIN 2020	26	0	11	0	15	0	0
SPR 2021	26	0	11	0	15	0	0
SUM 2021	26	0	11	0	15	0	0

WIN 2021	26	0	11	0	15	0	0
SPR 2022	26	0	11	0	15	0	0
SUM 2022	26	0	11	0	15	0	0
WIN 2022	26	0	11	0	15	0	0
SPR 2023	26	0	11	0	15	0	0
SUM 2023	26	0	11	0	15	0	0
WIN 2023	26	0	11	0	15	0	0
SPR 2024	26	0	11	0	15	0	0
SUM 2024	26	0	11	0	15	0	0
WIN 2024	26	0	11	0	15	0	0
SPR 2025	26	0	11	0	15	0	0
SUM 2025	26	0	11	0	15	0	0
WIN 2025	26	0	11	0	15	0	0
SPR 2026	26	0	11	0	15	0	0
SUM 2026	26	0	11	0	15	0	0
WIN 2026	26	0	11	0	15	0	0
SPR 2027	26	0	11	0	15	0	0
SUM 2027	26	0	11	0	15	0	0
WIN 2027	26	0	11	0	15	0	0
SPR 2028	26	0	11	0	15	0	0
SUM 2028	26	0	11	0	15	0	0
WIN 2028	26	0	11	0	15	0	0
SPR 2029	26	0	11	0	15	0	0
SUM 2029	26	0	11	0	15	0	0
WIN 2029	26	0	11	0	15	0	0
SPR 2030	26	0	11	0	15	0	0
SUM 2030	26	0	11	0	15	0	0
WIN 2030	26	0	11	0	15	0	0
SPR 2031	26	0	11	0	15	0	0
SUM 2031	26	0	11	0	15	0	0
WIN 2031	26	0	11	0	15	0	0
SPR 2032	26	0	11	0	15	0	0
SUM 2032	26	0	11	0	15	0	0
WIN 2032	26	0	11	0	15	0	0
SPR 2033	26	0	11	0	15	0	0
SUM 2033	26	0	11	0	15	0	0
WIN 2033	26	0	11	0	15	0	0
SPR 2034	26	0	11	0	15	0	0
SUM 2034	26	0	11	0	15	0	0
WIN 2034	26	0	11	0	15	0	0
SPR 2035	26	0	11	0	15	0	0
SUM 2035	26	0	11	0	15	0	0
WIN 2035	26	0	11	0	15	0	0
SPR 2036	26	0	11	0	15	0	0
SUM 2036	26	0	11	0	15	0	0
WIN 2036	26	0	11	0	15	0	0
SPR 2037	26	0	11	0	15	0	0
SUM 2037	26	0	11	0	15	0	0
WIN 2037	26	0	11	0	15	0	0
SPR 2038	26	0	11	0	15	0	0

Hydrologic Response—Ashton to Rexburg
Customer Name: Transfer No:



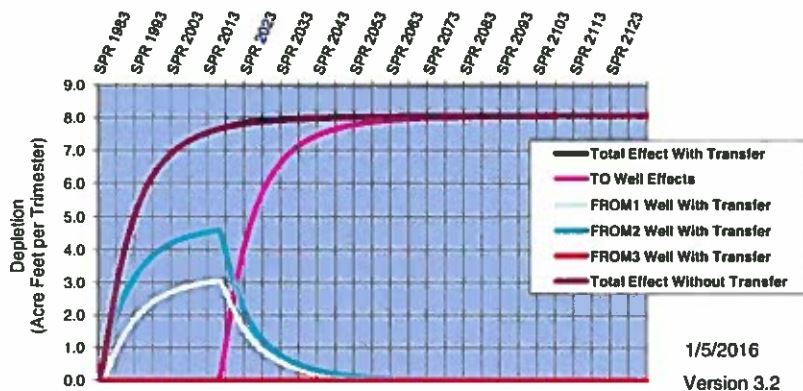
Net Transfer Effect Above Milner
(Total Effect With Transfer - Total Effect Without Transfer)



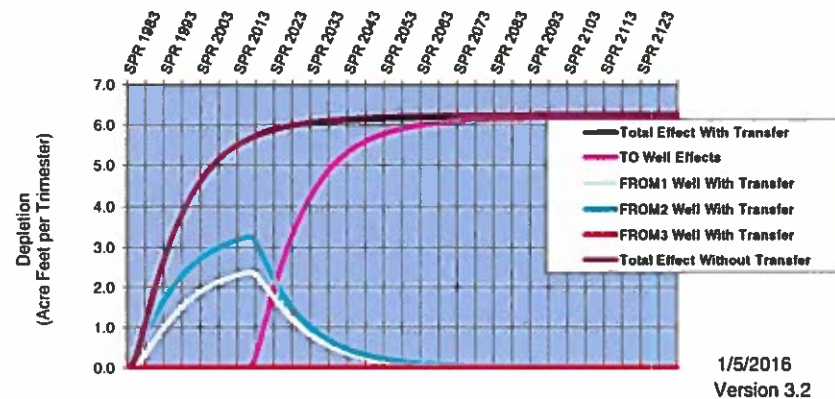
Customer Name:

Transfer No:

Hydrologic Response—Heise to Shelley
Customer Name: Transfer No:

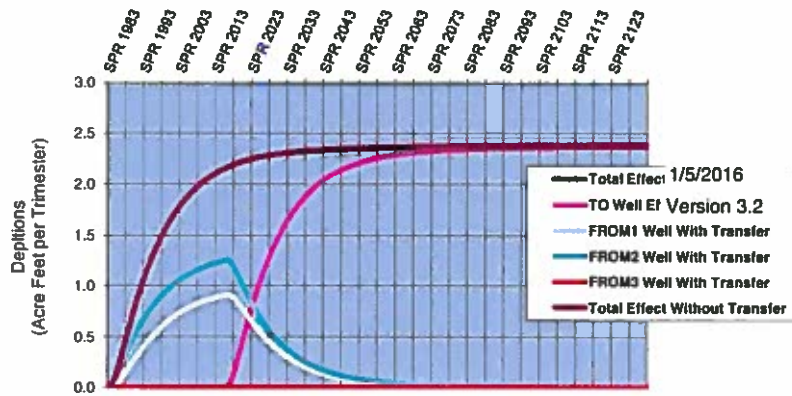


Hydrologic Response— Near Blackfoot to Neeley
Customer Name: Transfer No:

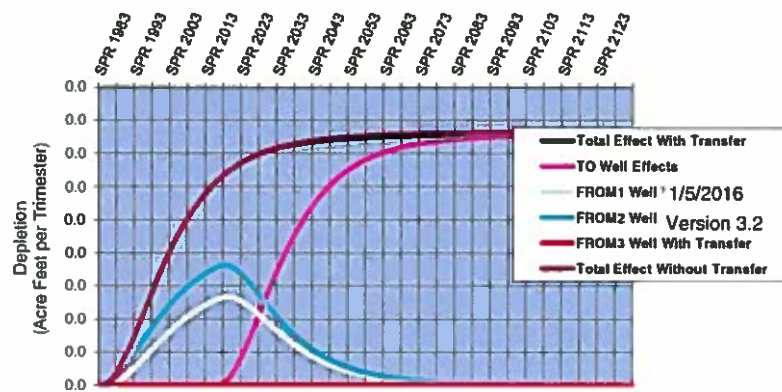


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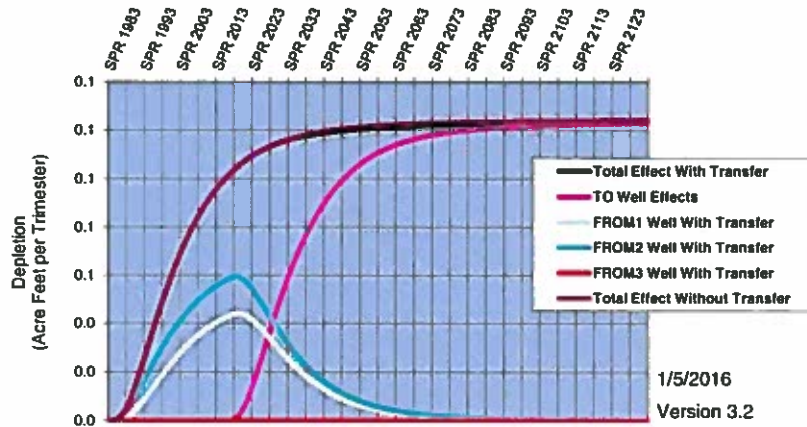
Hydrologic Response--Shelley to Near Blackfoot
Customer Name:
Transfer No:



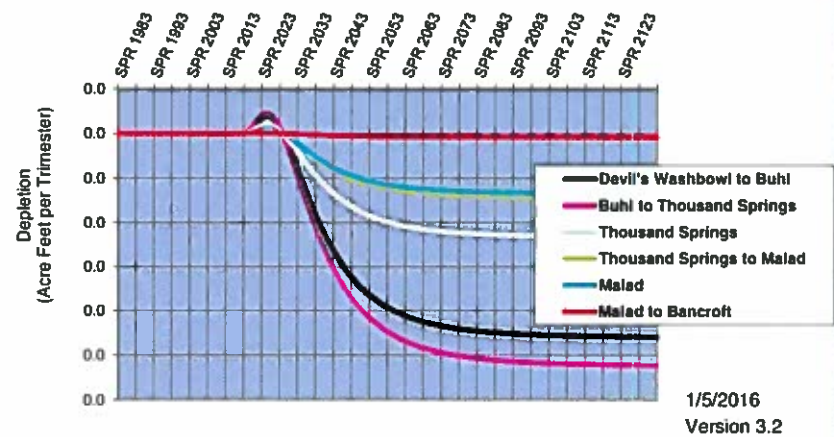
Hydrologic Response-- Neeley to Minidoka
Customer Name:
Transfer No:



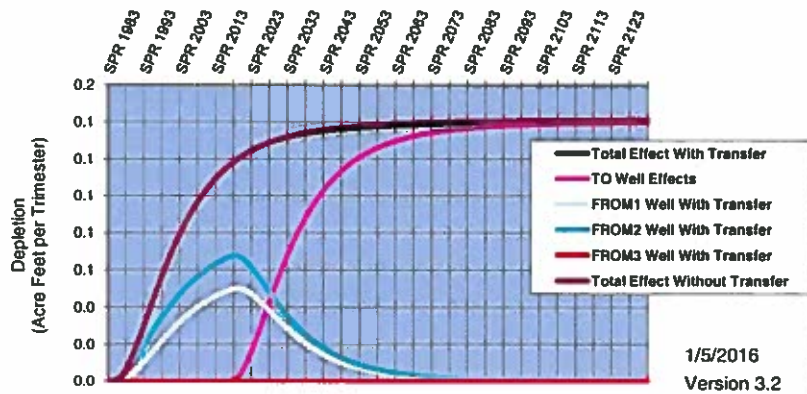
Hydrologic Response--Devil's Washbowl to Buhl
Customer Name: Transfer No:



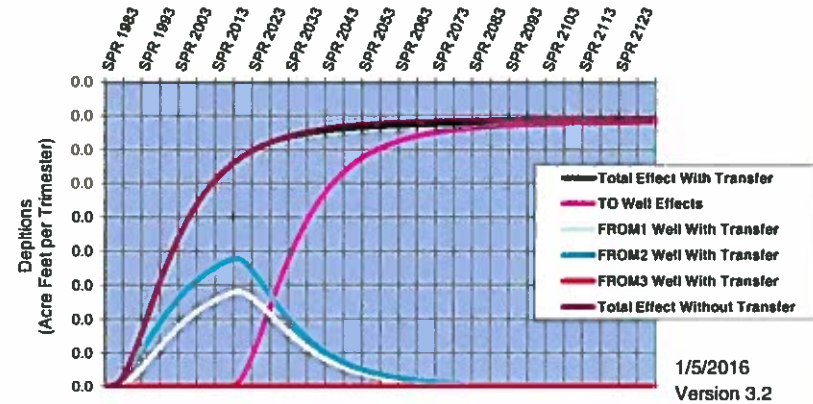
Net Transfer Effect Below Miiner
(Total Effect With Transfer - Total Effect Without Transfer)



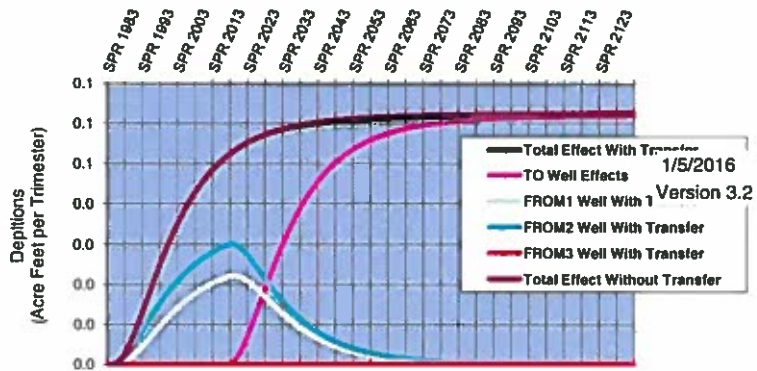
Hydrologic Response--Buhl to Thousand Springs
Customer Name: Transfer No:



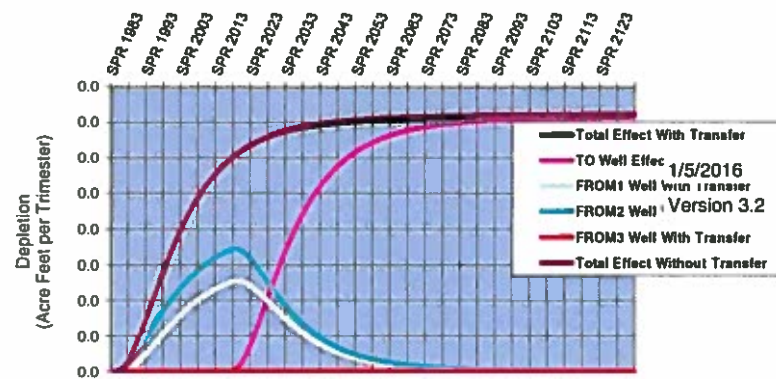
Hydrologic Response--Thousand Springs to Malad
Customer Name: Transfer No:



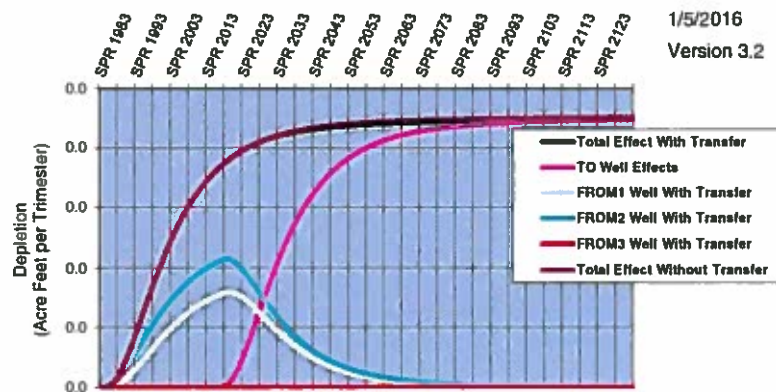
Hydrologic Response--Thousand Springs Customer Name: Transfer No:



Hydrologic Response-- Malad Customer Name: Transfer No:



Hydrologic Response-- Malad to Bancroft Customer Name: Transfer No:



Microfile No. 56726
08:03 AM Feb 17
At 03 O'Clock 49 M
Clark Co. Recorder Pamela Barrett
Fee \$19.00
AC Deputy
Recorded at Request of
First American Title - Rigby

DEED OF PARTIAL RELEASE
(CLARK COUNTY, IDAHO)

Loan 10377600

WHEREAS, to secure the payment of indebtedness DAVID ZEKE WARD aka DAVID Z. WARD aka DAVID WARD ("David Z. Ward") and MELISSA L. WARD aka MELISSA WARD ("Melissa Ward"), husband and wife, and WARD CUSTOM FARMING, INC., an Idaho corporation executed a certain mortgage (the "Mortgage") dated May 16, 2012 to Rabo Agrifinance, Inc. (the "Mortgagee") recorded in the Office of the County Clerk of Clark County, Idaho on May 25, 2012 in Microfile No. 54901.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the Mortgagee, for valuable consideration the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the owner or owners thereof, the following described real property located in Clark County, Idaho, to wit:

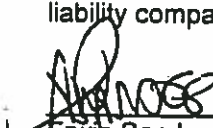
See the attached Exhibit A attached

TO HAVE AND TO HOLD THE SAME WITH ALL APPURTENANCES unto the said owner or owners, forever freed, exonerated and discharged of and from the lien of the Mortgage.

PROVIDED always, nevertheless, that nothing herein contained shall in anywise affect, alter or diminish the aforesaid lien or encumbrance on the remaining part of the real property described in the Mortgage, or the remedies at law for recovering from the parties liable to pay the same the sums secured thereby.

IN WITNESS WHEREOF, the Mortgagee has caused this instrument to be signed by its duly authorized officer this 28th day of December 2016.

Rabo AgriFinance LLC, a Delaware limited liability company f/k/a Rabo Agrifinance, Inc.

By: 

Erwin Sandee
Vice President

Recorded Electronically			
ID	51726		
County	Clark		
Date	2-8-17	Time	3:49
Simplifile.com 800.460.5657			

DEED OF PARTIAL RELEASE
(CLARK COUNTY, IDAHO)

Loan 10377600

WHEREAS, to secure the payment of indebtedness DAVID ZEKE WARD aka DAVID Z. WARD aka DAVID WARD ("David Z. Ward") and MELISSA L. WARD aka MELISSA WARD ("Melissa Ward"), husband and wife, and WARD CUSTOM FARMING, INC., an Idaho corporation executed a certain mortgage (the "Mortgage") dated May 16, 2012 to Rabo Agrifinance, Inc. (the "Mortgagee") recorded in the Office of the County Clerk of Clark County, Idaho on May 25, 2012 in Microfile No. 54901.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the Mortgagee, for valuable consideration the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the owner or owners thereof, the following described real property located in Clark County, Idaho, to wit:

See the attached Exhibit A attached

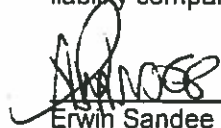
TO HAVE AND TO HOLD THE SAME WITH ALL APPURTENANCES unto the said owner or owners, forever freed, exonerated and discharged of and from the lien of the Mortgage.

PROVIDED always, nevertheless, that nothing herein contained shall in anywise affect, alter or diminish the aforesaid lien or encumbrance on the remaining part of the real property described in the Mortgage, or the remedies at law for recovering from the parties liable to pay the same the sums secured thereby.

IN WITNESS WHEREOF, the Mortgagee has caused this instrument to be signed by its duly authorized officer this 28th day of December 2016.

Rabo AgriFinance LLC, a Delaware limited liability company f/k/a Rabo Agrifinance, Inc.

By:


Erwin Sandee
Vice President

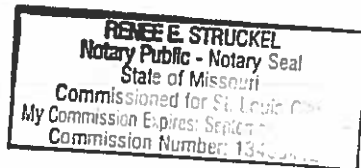
STATE OF MISSOURI)
)
COUNTY OF ST. LOUIS)

On the 28th day of December, 2016, before me, a Notary Public in and for the State of Missouri, personally appeared Erwin Sandee, Vice President of Rabo AgriFinance LLC, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he/she executed the same for the purposes therein stated.

In witness whereof, I hereunto set my hand and official seal.

Renee E. Struckel
[name printed]
Notary Public, State of Missouri

(SEAL)



My commission expires: September 23, 2017



To whom it may concern:

Rabo Agrifinance is ok with items stated in the application below.

Jake Kunz
RM/VP

Office Address 960 Pier View Drive, Suite B
Idaho Falls, ID 83402

Tel (208) 522-1043
Fax (208) 522-1070
Email Jake.kunz@raboag.com

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) David Ward and Melissa Ward

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) David Ward and Melissa Ward Phone (208)867-2560
Mailing address 2700 N 826 E; PO Box 32 Montevideo, ID 83435 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative _____ Print Name and Title if applicable _____ Date _____

Signature of Applicant or Authorized Representative _____ Print Name and Title if applicable _____ Date _____

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.
- This transfer seeks to dry up acres under endguns and move them to a new pivot that will be installed.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	32-4001D	1.01/177.5	Irrigation	4/15 to 10/15	Ground Water
☒ ☐	32-7034D	0.61/206.8	Irrigation	4/15 to 10/15	Ground Water
☒ ☐	32-13334	0.27/84.0	Irrigation	4/01 to 11/01	Ground Water
☐ ☒	32-7022AA	0.12/31.5	Irrigation	4/15 to 10/15	Ground Water
☐ ☒	32-7022X	0.07/17.5	Irrigation	4/15 to 10/15	Ground water
☐ ☒	32-7022K	0.43/87.5	Irrigation	4/15 to 10/15	Ground Water
☐ ☒	32-7022AE	0.16/28.0	Irrigation	4/15 to 10/15	Ground Water
☐ ☒	32-7053E	0.08/24.5	Irrigation	4/01 to 11/01	Ground Water
☐ ☒	32-13203	0.07/21.0	Irrigation	4/01 to 11/01	Ground Water

Total authorized under rights _____ cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed _____ cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☒ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it Attachment #5.

New ?	Lot	%	%	%	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	SE	8	09N	34E	Clark	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acres Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N	34E	8	30.8	30.8	30.7	30.7									31.0	31.0	30.9	30.9	246.8
Total Acres (for irrigation use)																			246.8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
One pump to two pivots.

- b. Who owns the property at the point(s) of diversion? The applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it Attachment #6. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
The andguns will be removed and land will no longer be irrigated.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
Right 32-7022X and 32-7088 shares the same 251.6 acre place of use. Rights 32-7022AE, 32-7093A and 32-7056A shares the same 471.4 acre place of use.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it Attachment #7b.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it Attachment #8a.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it Attachment #8b.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used: Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

[illegible]

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid _____ Date _____ Received by _____ Receipt # _____

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)