

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 12 2014

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Marsh center Irrigation Co. Phone (208)897-5066

Mailing address 16580 S. Marsh Valley Rd. Arimo, ID 83412 Email 79138

- ☐ 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 Kevin Peck Phone (208)604-0033

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]
Signature of Applicant or Authorized Representative

Lynn Bastian (President) Jan 31, 2014
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**.

Share holder Minerva Woodland Trust, would like to change the
service area of Marsh Center Irrigation Co., by removing the service area
from T10S 36E SWNW sec. 36, and to include T10S 36E NESW sec. 28.

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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					
☒ ☐	29-10663	0.33 cfs	Irrigation	4/1 to 10/31	Hawkins Creek/Marsh Creek
☒ ☐	29-10664	238.9 AF	Irrigation from Storage	4/1 to 10/31	Hawkins Creek/Marsh Creek
☒ ☐	29-10665	641.1 AF	Irrigation from Storage	4/1 to 10/31	Hawkins Creek/Marsh Creek
☒ ☐	29-12058	2.00 cfs	Irrigation/Stockwater	4/1 to 10/31	Hawkins Creek/Marsh Creek
☒ ☐	29-13493	10.00 cfs	Irrigation	4/1 to 10/31	Hawkins Creek/Marsh Creek
☒ ☐	29-13494	30.00 cfs	Irrigation/Irr from Stor	4/1 to 10/31	Hawkins Creek/Marsh Creek
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 42.33 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.36 cubic feet per second and/or _____ acre-feet per annum.

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 #

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	
Total Acres (for irrigation use)																			

MAP OF PROPOSED SERVICE AREA ATTACHED

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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:

Natural flow from Hawkins Creek and storage water from Hawkins Reservoir is delivered to service area through ditches. Weirs already in place.

- b. Who owns the property at the point(s) of diversion? 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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

Canal shares from 10S 36E 36 SWNW will be moved to new place of use in 10S 36E 28 NESW. Land in 10S 36E 36 SWNW will be dry.

- e. 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:

Rights from companion transfer 78974 will also be located at the proposed place of use.

- f. 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:

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Water Right 29-10663

Owner Type **Name**
Current Owner MARSH CENTER IRRIGATING CO
Priority Date: 4/1/1891
Basis: Decreed
Status: Active

Source **Tributary**
HAWKINS CREEK MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.330 CFS	
	<u>Total Diversion</u>		0.330 CFS	

Source and Point(s) of Diversion
HAWKINS CREEK NWNWSW Sec. 31, Twp 10S, Rge 36E, BANNOCK County

Place Of Use
IRRIGATION
Large POU not Displayed
Right Acre Limit = 16.5
Total Acres = 4,747.0

Conditions of Approval:

1. 129 Place of use is within the area served by the Marsh Center Irrigating Company.
2. 172 The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
3. X36 Rights 29-10664, 29-10665, 29-12058, 29-13493, and 29-13494 are also diverted through the point(s) of diversion described above.
4. X35 Rights 29-10663, 29-10664, 29-10665, 29-12058, 29-13493, and 29-13494 when combined shall not exceed a total diversion rate of 42.33 cfs and the irrigation of 3220.2 acres.
5. X27 This right is limited to the irrigation of 16.5 acres within the place of use described above in a single irrigation season.
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. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. 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

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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: 3/16/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 29H
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>
42.330		3,220.2
29-13494 ,29-10663 ,29-10664 ,29-10665 ,29-12058 ,29-13493		

SubCase:

N/A

Water Supply Bank:

N/A

2/13/2014

<u>Owner Type</u>	<u>Name</u>
Current Owner	MARSH CENTER IRRIGATING CO
<u>Priority Date:</u> 6/10/1891	
<u>Basis:</u> Decreed	
<u>Status:</u> Active	

Tributary
MARSH CREEK

Source and Point(s) of Diversion

Place Of Use

IRRIGATION STORAGE within BANNOCK County

IRRIGATION FROM STORAGE

Large POU not Displayed
Total Acres = 4,747.0

Conditions of Approval:

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7. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Storage water is released into Hawkins Creek below Hawkins Reservoir and rediverted from Hawkins Creek at the headgate of Marsh Center Irrigating Company.
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: 3/16/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 29H
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
42.330		3,220.2
29-13494 ,29-10663 ,29-10664 ,29-10665 ,29-12058 ,29-13493		

SubCase:

N/A

Water Supply Bank:

N/A

2/13/2014

<u>Owner Type</u>	<u>Name</u>
Current Owner	MARSH CENTER IRRIGATING CO
<u>Priority Date:</u> 4/1/1944	
<u>Basis:</u> Deceased	
<u>Status:</u> Active	

Tributary
MARSH CREEK

HAWKINS CREEK	NWNESE	Sec. 35, Twp 10S, Rge 35E,	BANNOCK County
HAWKINS CREEK	NWNWSW	Sec. 31, Twp 10S, Rge 36E,	BANNOCK County(R)

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8. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
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: 3/16/2004

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Water District Number: 29H

Generic Max Volume Per Acre: 3.5

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
42.330		3,220.2
29-13494 ,29-10663 ,29-10664 ,29-10665 ,29-12058 ,29-13493		

SubCase:

N/A

Water Supply Bank:

N/A

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Water Right 29-12058

Owner Type **Name**
Current Owner MARSH CENTER IRRIGATING CO
Priority Date: 12/19/1891
Basis: Decreed
Status: Active

Source **Tributary**
HAWKINS CREEK MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.000 CFS	
STOCKWATER	01/01	12/31	0.020 CFS	
	<u>Total Diversion</u>		2.000 CFS	

Source and Point(s) of Diversion

HAWKINS CREEK NWNWSW Sec. 31, Twp 10S, Rge 36E, BANNOCK County

Place Of Use

IRRIGATION
Large POU not Displayed
Right Acre Limit = 100.0
Total Acres = 4,747.0
STOCKWATER Same as IRRIGATION

Conditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. 129 Place of use for irrigation and stockwater is within the area served by the Marsh Center Irrigating Company.
3. 172 The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
4. X36 Rights 29-10663, 29-10664, 29-10665, 29-13493 and 29-13494 are also diverted through the point(s) of diversion described above.
5. X35 Rights 29-10663, 29-10664, 29-10665, 29-12058, 29-13493, and 29-13494 when combined shall not exceed a total diversion rate of 42.33 cfs and the irrigation of 3220.2 acres.
6. X27 This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.
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 lands above.
8. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the

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- information to the Department.
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: 3/16/2004

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Water District Number: 29H

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>
42.330		3,220.2
29-13494 ,29-10663 ,29-10664 ,29-10665 ,29-12058 ,29-13493		

SubCase:

N/A

Water Supply Bank:

N/A

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Water Right 29-13493

Owner Type **Name**
Current Owner MARSH CENTER IRRIGATING CO
Priority Date: 5/1/1870
Basis: Decreed
Status: Active

Source **Tributary**
HAWKINS CREEK MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	10.000 CFS	
	<u>Total Diversion</u>		10.000 CFS	

Source and Point(s) of Diversion

HAWKINS CREEK NWNWSW Sec. 31, Twp 10S, Rge 36E, BANNOCK County

Place Of Use

IRRIGATION
Large POU not Displayed
Right Acre Limit = 500.0
Total Acres = 4,747.0

Conditions of Approval:

1. 129 Place of use is within the area served by the Marsh Center Irrigating Company.
2. 172 The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
3. X36 Rights 29-10663, 29-10664, 29-10665, 29-12058, and 29-13494 are also diverted through the point(s) of diversion described above.
4. X35 Rights 29-10663, 29-10664, 29-10665, 29-12058, 29-13493, and 29-13494 when combined shall not exceed a total diversion rate of 42.33 cfs and the irrigation of 3220.2 acres.
5. X27 This right is limited to the irrigation of 500 acres within the place of use described above in a single irrigation season.
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. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. 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

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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: 3/16/2004
Civil Case Number: 39576
Judicial District: FIFTH
Water District Number: 29H
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>
42.330		3,220.2
29-13494 ,29-10663 ,29-10664 ,29-10665 ,29-12058 ,29-13493		

SubCase:

N/A

Water Supply Bank:

N/A

2/13/2014

<u>Owner Type</u>	<u>Name</u>
Current Owner	MARSH CENTER IRRIGATING CO
<u>Priority Date:</u> 5/1/1870	
<u>Basis:</u> Decreed	
<u>Status:</u> Active	

Tributary
MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	30.000 CFS	
IRRIGATION STORAGE	01/01	12/31		238.9 AF
IRRIGATION FROM STORAGE	04/01	10/31		238.9 AF
Total Diversion			30.000 CFS	

HAWKINS CREEK	NWNWSW	Sec. 31, Twp 10S, Rge 36E,	BANNOCK County
HAWKINS CREEK	NWNWSW	Sec. 31, Twp 10S, Rge 36E,	BANNOCK County(R)
HAWKINS CREEK	NWNESE	Sec. 35, Twp 10S, Rge 35E,	BANNOCK County

IRRIGATION STORAGE within BANNOCK 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
10S	35E	35			X	X	X	X		X						X			

IRRIGATION
Large POU not Displayed
Total Acres = 4,747.0
IRRIGATION FROM STORAGE
Large POU not Displayed

1.	X35	Rights 29-10663, 29-10664, 29-10665, 29-12058, 29-13493, and 29-13494, when combined shall not exceed a total diversion rate of 42.33 cfs and the irrigation of 3220.2 acres.
2.	129	Place of use is within the area served by the Marsh Center Irrigating Company.
3.	01M	After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	172	The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.

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5. 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.
6. X36 Rights 29-10663, 29-10664, 29-10665, 29-12058, and 29-13493 are also diverted through the point(s) of diversion described above.
7. R40 The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
8. Storage water is released into Hawkins Creek below Hawkins Reservoir and rediverted from Hawkins Creek at the headgate of Marsh Center Irrigating Company.
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: 4/26/2004

Water District Number: 29H

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>
42.330		3,220.2
29-13494 ,29-10663 ,29-10664 ,29-10665 ,29-12058 ,29-13493		

SubCase:

N/A

Water Supply Bank:

N/A

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

- ☐ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☒ 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 you propose to change the nature of use or period of use of all or part of the rights(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**.

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

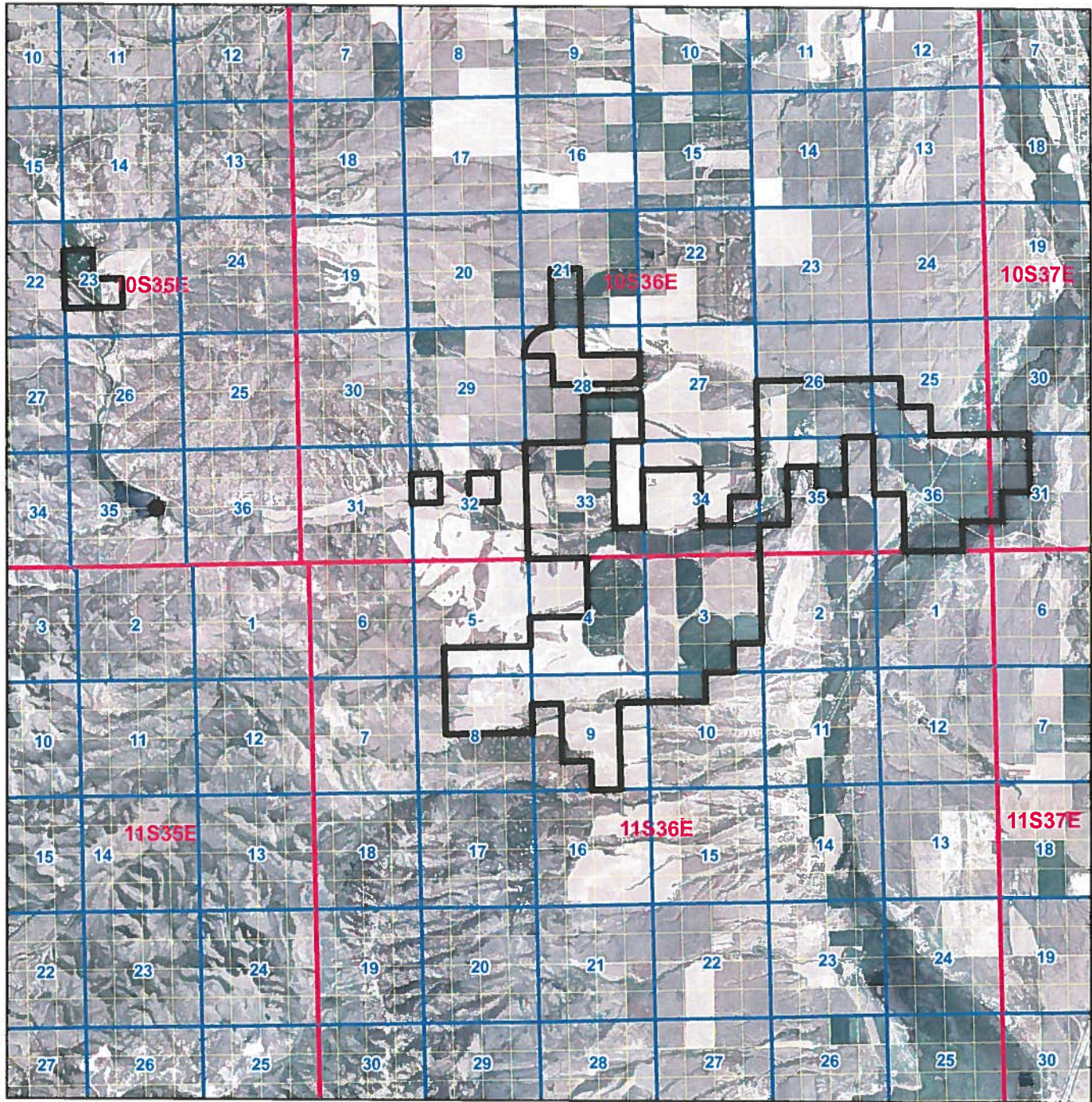
Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary 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:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

Transfer contains _____ pages and _____ attachments.

Received by MWH Date 2/12/14 Preliminary check by MWH Date 2/14/2014
 Fee paid \$ 500 Date 2/12/14 Received by SCOX Receipt # E039531
 Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Marsh Center Irrigating Co.
Current Service Area Boundary



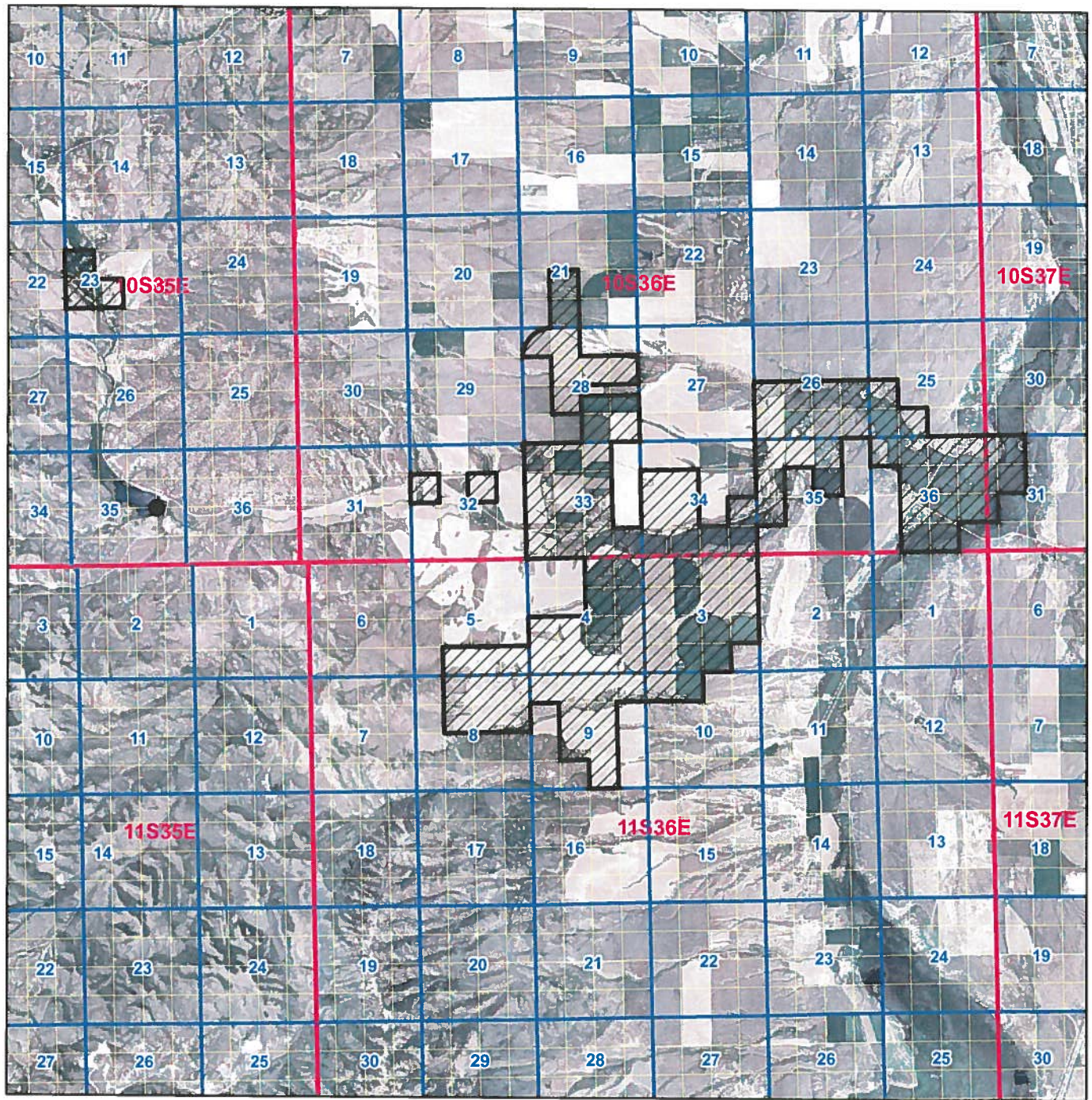
Legend

-  marsh_center_irr
-  Township/Range
-  Sections
- QQ

0 1 2 4 Miles



Marsh Center Irrigating Co.
Proposed Service Area Boundary



Legend

-  marsh_center_irr
-  Township/Range
-  Sections
- QQ

0 1 2 4 Miles



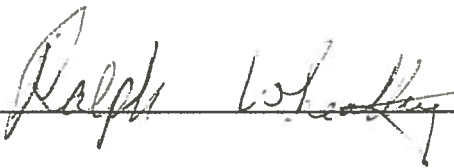
No. C 2810	Due no later than Jun 30, 2013 Annual Report Form		2. Registered Agent and Address (NO PO BOX)																																																		
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. MARSH CENTER IRRIGATING COMPANY WILLIAM A EGAN 1451 W HAWKINS RD ARIMO ID 83214 USA		LYNN S BASTIAN 16580 S MARSH VALLEY RD ARIMO ID 83214																																																		
			3. <u>New</u> Registered Agent Signature:*																																																		
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional). <table border="1"> <thead> <tr> <th>Office Held</th> <th>Name</th> <th>Street or PO Address</th> <th>City</th> <th>State</th> <th>Country</th> <th>Postal Code</th> </tr> </thead> <tbody> <tr> <td>DIRECTOR</td> <td>LYNN S. BASTIAN</td> <td>16580 S. MARSH VALLEY RD.</td> <td>ARIMO</td> <td>ID</td> <td>USA</td> <td>83214</td> </tr> <tr> <td>DIRECTOR</td> <td>WILLIAM A EGAN</td> <td>1451 WEST HAWKINS RD.</td> <td>ARIMO</td> <td>ID</td> <td>USA</td> <td>83214</td> </tr> <tr> <td>DIRECTOR</td> <td>DAVID BURNHAM</td> <td>990 SAGE AVE.</td> <td>POCATELLO</td> <td>ID</td> <td>USA</td> <td>83204</td> </tr> <tr> <td>DIRECTOR</td> <td>JILL BARBER</td> <td>1567 WEST HAWKINS RD.</td> <td>ARIMO</td> <td>ID</td> <td>USA</td> <td>83214</td> </tr> <tr> <td>SECRETARY</td> <td>WILLIAM A. EGAN</td> <td>1451 WEST HAWKINS RD.</td> <td>ARIMO</td> <td>ID</td> <td>USA</td> <td>83214</td> </tr> <tr> <td>PRESIDENT</td> <td>LYNN S BASTIAN</td> <td>16580 S. MARSH VALLEY RD.</td> <td>ARIMO</td> <td>ID</td> <td>USA</td> <td>83214</td> </tr> </tbody> </table>					Office Held	Name	Street or PO Address	City	State	Country	Postal Code	DIRECTOR	LYNN S. BASTIAN	16580 S. MARSH VALLEY RD.	ARIMO	ID	USA	83214	DIRECTOR	WILLIAM A EGAN	1451 WEST HAWKINS RD.	ARIMO	ID	USA	83214	DIRECTOR	DAVID BURNHAM	990 SAGE AVE.	POCATELLO	ID	USA	83204	DIRECTOR	JILL BARBER	1567 WEST HAWKINS RD.	ARIMO	ID	USA	83214	SECRETARY	WILLIAM A. EGAN	1451 WEST HAWKINS RD.	ARIMO	ID	USA	83214	PRESIDENT	LYNN S BASTIAN	16580 S. MARSH VALLEY RD.	ARIMO	ID	USA	83214
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5. Organized Under the Laws of: ID C 2810	6. Annual Report must be signed.* Signature: William A. Egan Name (type or print): William A. Egan Date: 07/15/2013 Title: Director & Secretary																																																				
Processed 07/15/2013	* Electronically provided signatures are accepted as original signatures.																																																				

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To whom it may concern;

I am the property owner of the 40 acre parcel of land located in Township 10S. 36E.B.M. SWNW of Section 36. I do hereby give my permission and authority to transfer the *Marsh Center Service Area* from the above mentioned parcel, to a 40 acre parcel owned by KAP Properties located in Township 10S. 36E.B.M. NESW of Section 28.



2-12-14