

Rev 07/11

Page _____ of _____

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78015**JUN 22 2012 APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Department of Water Resources

Name of Applicant(s) Brett R or Bonnie J Barfuss

Phone (208) 547-3468

Mailing address Po Box 18 Soda Springs ID 83276Email bjbarf@ida.net

- ☐ 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.

Bonnie J Barfuss
Signature of Applicant or Authorized Representative

Bonnie J Barfuss
Print Name and Title if applicable

07-05-2012
Date

Brett Barfuss
Signature of Applicant or Authorized Representative

Brett Barfuss
Print Name and Title if applicable

7-5-12
Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Ownership change
- 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 application proposes to add a point of diversion for a pump, change the place of use to reflect current irrigation practices and correct the ownership of the rights.

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RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78015**JUN 22 2012****APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Department of Water Resources
Eastern RegionName of Applicant(s) Brett R or Bonnie J BarfussPhone (208) 547-3468Mailing address Po Box 18 Soda Springs ID 83276Email bjbarf@ida.net

- ☐ 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**.
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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 Ownership change
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 application proposes to add a point of diversion for a pump, change the place of use to reflect current irrigation practices and correct the ownership of the rights.

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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.

I.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part					
☐ ☒	11-443	.53 cfs	Irrigation	04/20 to 9/30	Soda Creek/Bear River
☒ ☐	11-446	.50 cfs	Irrigation	04/20 to 9/30	Soda Creek/Bear River
☒ ☐	11-447	25.00 cfs	Power	01/01 to 12/31	Soda Creek/Bear River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.03 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 1.03 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 #
			SW	NE	25	08S	41E	CARIBOU	SODA CREEK	
			SW	NE	36	08S	41E	CARIBOU	SODA CREEK	

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	
08S	41E	25			25.7	1.7									15	31	24.9	26.4	124.7
08S	41E	36	26.4	17.5		19.9													63.8

Total Acres (for irrigation use) 188.5

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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:

20 hp Pump to eight inch mainline to a 4 inch wheel lines and 3 inch hand lines that sprinkle the fields.

- 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:

- 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:

This application only corrects the place of use to show lands that are currently under irrigation.

- 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: _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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.

B. CHANGES IN NATURE OF USE (Water Balance)

- 2** 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**.

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]

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Prelim. Check by _____ Date _____

Fee Paid \$680.00 Date 6/22/2012 Received by Km Receipt # E037728

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

*** Current Water Right No.: 11-443**

Current Owner: CHRIS LALLITIN
Priority Date: 7/6/1899
Origin: Water Right
Status: Active
Basis: Decreed

Source

SODA CREEK

Tributary

BEAR RIVER

Beneficial Use

IRRIGATION

From To

4/20 to 9/30

Total Diversion

Diversion Rate

0.7 CFS

0.7 CFS

Annual Volume

Location of Point(s) of Diversion

SODA CREEK

CARIBOU County

NW1/4SW1/4

Sec. 24, Twp 08S, Rge 41E B.M.

Place of Use

IRRIGATION Within CARIBOU County

T08S R41E S25 NWNE
T08S R41E S25 NESE
T08S R41E S25 SWSE

T08S R41E S25 SWNE
T08S R41E S25 NWSE
T08S R41E S25 SESE

Conditions of Approval:

1. P/D, CRANE-LALLATIN-MARRIOT CANAL.
P/U, AC IRR=35.

Decreed Date: 7/14/1920

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 11-446

Current Owner: CHRIS LALLATIN
Priority Date: 6/1/1897
Origin: Water Right
Status: Active
Basis: Decreed

Source

SODA CREEK

Tributary

BEAR RIVER

Beneficial Use

IRRIGATION

From To

4/20 to 9/30

Total Diversion

Diversion Rate

0.5 CFS

0.5 CFS

Annual Volume

Location of Point(s) of Diversion

SODA CREEK

CARIBOU County

SW1/4NE1/4

Sec. 25, Twp 08S, Rge 41E B.M.

Place of Use

IRRIGATION Within CARIBOU County

T08S R41E S25

NWSE

T08S R41E S25

SWSE

Conditions of Approval:

1. P/U, AC IRR=25.

Decreed Date: 7/14/1920

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 11-447

Current Owner: CHRIS LALLATIN
Priority Date: 8/8/1916
Origin: Water Right
Status: Active
Basis: Decreed

Source

SODA CREEK

Tributary

BEAR RIVER

Beneficial Use

POWER

From To

1/01 to 12/31

Total Diversion

Diversion Rate

25 CFS

25 CFS

Annual Volume

Location of Point(s) of Diversion

SODA CREEK

CARIBOU County

NW1/4NE1/4

Sec. 25, Twp 08S, Rge 41E B.M.

Place of Use

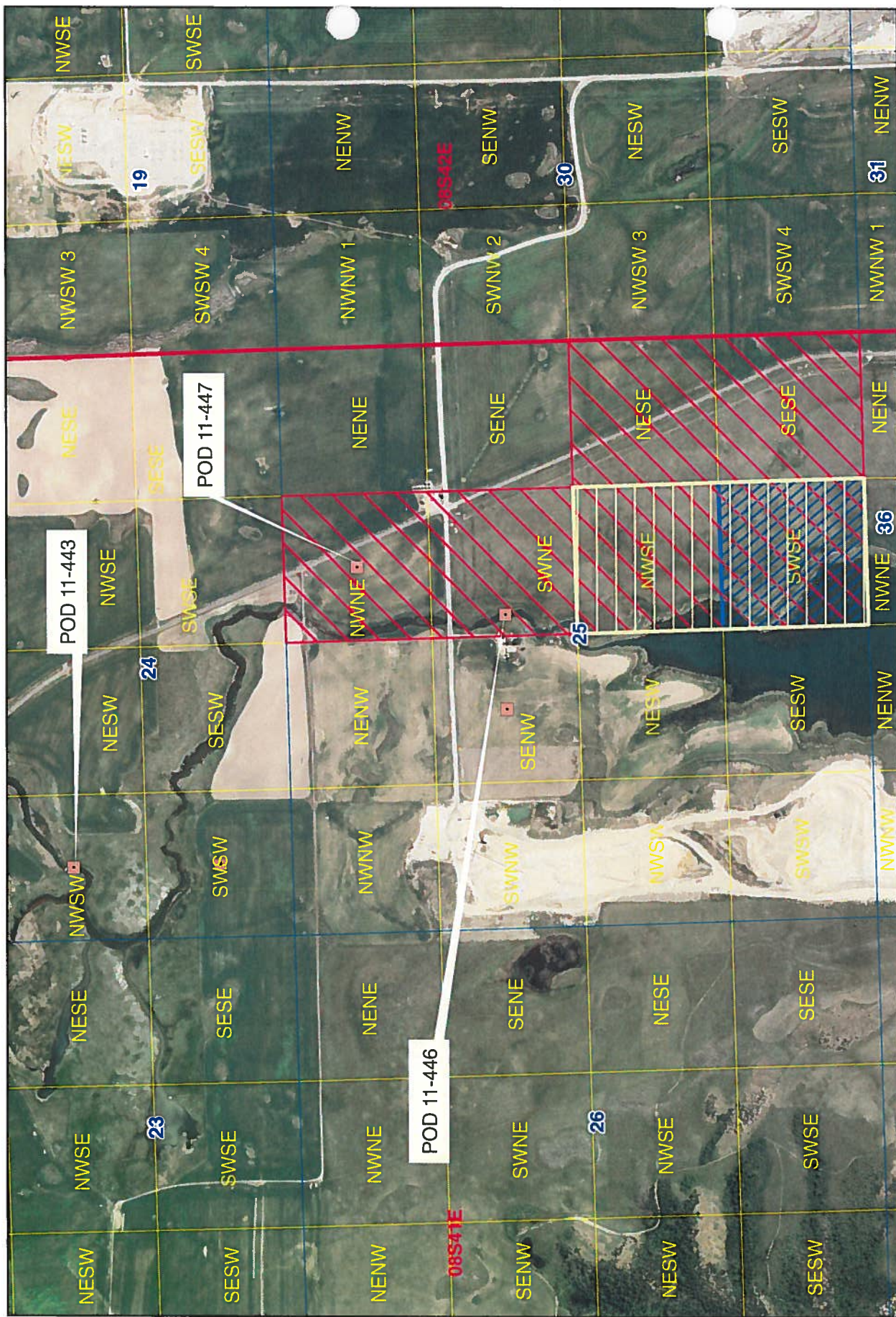
POWER Within CARIBOU County

T08S R41E S25

SWSE

Decreed Date: 7/14/1920

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Existing Place of Use

- 11-446
- 11-443
- 11-447



STATE OF IDAHO } ss 164348
County of Caribou }

I hereby certify that this instrument was filed at the request
of Caribou Title
at 9:00 o'clock A m this 13th day of
September, 2001 in my office and duly
recorded official Records _____
Recorder Edie Izatt

Signature

Deputy 6:00
CT

DEED OF DISTRIBUTION
BY
TRUSTEE

THIS DEED is made by Tami Cole, Trustee (and successor Trustee to Merle Cellan, Trustee who is now deceased) of the Merle Cellan Revocable Trust being a trust created under instrument dated November 13, 1997. Grantor, to Bonnie Cellan Barfuss, Grantee, whose current address is 190 E. 1st South, Soda Springs, ID 83276.

WHEREAS, Grantor is the duly named successor trustee to Merle Cellan, the initial Trustee of the Merle Cellan Revocable Trust being a trust created under instrument dated November 13, 1997 and Grantor is now acting in said capacity; and

WHEREAS, Grantee is the person entitled to distribution of the hereinafter-described real property, and Grantor is authorized to distribute the same to Grantee;

NOW, THEREFORE, Grantor grants, conveys and releases to Grantee an undivided one-half (1/2) interest in the following-described real property in Caribou County, Idaho:

Township 8 South, Range 41 East of the Boise Meridian

Section 25: All of Section 25 including N ½ S ½ NW ¼ NW ¼ and
SE ¼ NW ¼

N ½ NW ¼ NW ¼, EXCEPT for the North 990 feet of the NW ¼
NW ¼ conveyed by instruments 132683 and 132686

SW ¼ NE ¼ EXCEPT for all that portion of the SW ¼ NE ¼ lying
west of Soda Creek conveyed by instruments 132683 and
132686

SE ¼ SE ¼ EXCEPT for a strip of land described in a State
Highway Right of Way Deed recorded as instrument 26837

N ½ SE ¼ EXCEPT for a portion conveyed by instrument 44391
and a State Highway Right of Way Deed recorded as
instrument 26837

SW ¼ SE ¼ EXCEPT for the portion conveyed by deed recorded
as instrument 55915

Section 36: All of Section 36 including SE ¼ NE ¼ NE ¼ NE ¼ except for an irregular strip of land being all that portion of the NE ¼ NE ¼ lying situate East of a line 50.0 feet Westerly from and parallel to the following described center line of the road as surveyed and shown on the official plat of the Soda Springs-North S-80(1) Road Survey on file in the office of the Department of Public Works for the State of Idaho: Beginning at Station 126+77 of the said Road Survey, which station is a point on tangent approximately 1317 feet South and 28 feet West from the Northeast corner of Section 36, Township 8 South, Range 41 East, Boise Meridian; thence running North 0°28' West 1317 feet to Station 139+94 of said Survey, which station is a point on tangent approximately 43.3 feet West of the Northeast corner of Section 36, Township 8 South, Range 41 East Boise Meridian.

together with all tenements, hereditaments and appurtenances thereof belonging, but subject to easements and restrictions of record.

DATED this 15 day of August, 2001.

Tami Cole Trustee
Tami Cole, Trustee of the Merle Cellan Revocable Trust
being a trust created u/i/d November 13, 1997

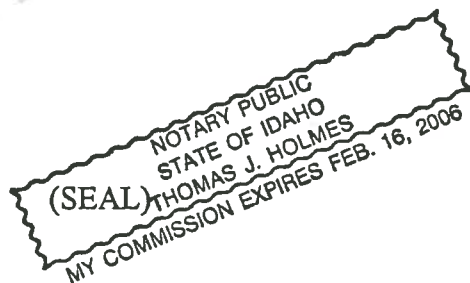
STATE OF IDAHO)

:SS

County of Bannock)

On this 15 day of August, 2001, before me, the undersigned, a Notary Public in and for said state, personally appeared Tami Cole, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Merle Cellan Revocable Trust being a trust created under instrument dated November 13, 1997, and acknowledged to me that she executed the same as such Trustee of said Trust.

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



[Signature]
NOTARY PUBLIC - STATE OF IDAHO
My Commission Expires: _____

I hereby certify that this instrument was filed at the request
of Jones, Chartered
at 11:10 o'clock A m this 7th day of
May, 2002 in my office and duly
recorded official Records

Recorder Edie Izatt

Signature

Jessi Stephens

Deputy ID. pd

CORRECTING
DEED OF DISTRIBUTION
BY
TRUSTEE

This deed is made to correct an error in the legal description on a prior deed recorded as Instrument number 164346 in the records of Caribou County, Idaho.

THIS DEED is made by Tami Cole, Trustee (and successor Trustee to Merle Cellan, Trustee who is now deceased) of the Merle Cellan Revocable Trust being a trust created under instrument dated November 13, 1997, Grantor, to Bonnie Cellan Barfuss, Grantee, whose current address is 190 E. 1st South, Soda Springs, ID 83276.

WHEREAS, Grantor is the duly named successor trustee to Merle Cellan, the initial Trustee of the Merle Cellan Revocable Trust being a trust created under instrument dated November 13, 1997 and Grantor is now acting in said capacity; and

WHEREAS, Grantee is the person entitled to distribution of the hereinafter-described real property, and Grantor is authorized to distribute the same to Grantee;

NOW, THEREFORE, Grantor grants, conveys and releases to Grantee an undivided one-half (1/2) interest in the following-described real property in Caribou County, Idaho:

Township 8 South, Range 41 East of the Boise Meridian

See attached Exhibit "A"

together with all tenements, hereditaments and appurtenances thereof belonging, but subject to easements and restrictions of record.

DATED this 3 day of May, 2002

Tami Cole Trustee of the Merle Cellan Revocable Trust
Tami Cole, Trustee of the Merle Cellan Revocable Trust
being a trust created u/i/d November 13, 1997

Section 25: SW¼NE¼, EXCEPT THEREFROM, any portion thereof West of Soda Creek as presently located.

165915

ALSO, SE¼, EXCEPT THEREFROM the following tracts:

1. All that portion of the NE¼SE¼ East of the highway.

2. Beginning at the Southwest Corner of the W¼SE¼; thence East along the South Boundary of the said W¼SE¼ of said Section 25, 911 feet;

thence North 24°04' East 96 feet;

thence North 14°07' West 323 feet;

thence North 20°59' East 216 feet;

thence North 56°00' West 538 feet;

thence North 31°51' West 303 feet;

thence North 31°07' East 377 feet;

thence North 11°24' East 179 feet;

thence North 42°20' West 263 feet;

thence North 9°39' West 217 feet;

thence North 23°57' East 166 feet;

thence North 72°35' West 229 feet;

thence North 26°43' West 106 feet;

thence North 5°15' West 240 feet, more or less, to the North boundary of the said W¼SE¼ of said Section 25;

thence West along said North boundary of the W¼SE¼ of said Section 25, 141 feet, more or less, to the Northwest Corner of the W¼SE¼ of said Section 25;

thence South along the West boundary of the W¼SE¼ of said Section 25, 2620 feet, more or less, to the point of beginning.

3. That portion of the SE¼NE¼ lying on the Northeasterly side of the following described center line located in the SE¼NE¼ of said Section 25 and also being a strip of land 100 feet wide, being 50 feet wide on each side of the following described center line of road as surveyed and shown on the official plat of the Soda Springs-North S-80(1) Road Survey on file in the office of the Department of Public Works of the State of Idaho and lying over and across the SE¼NE¼ and SW¼NE¼ of said Section 25.

Beginning at Station 167+66.2 of the said Road Survey, which station is a point on tangent approximately 832 feet West from the East Quarter of Section 25, aforesaid, and running

thence North 21°25' West 1420.3 feet to Station 181+86.5 feet of said Survey, which station is a point on tangent approximately 1310 feet South and 1290 feet East from the North Quarter Corner of said Section 25.

Section 25: Beginning at the Southwest Corner of the SE¼NE¼ of said Section 25, and running

thence East along said Quarter line 450 feet;

thence in a Northwesterly direction along the West boundary line of the Ten Mile Pass Road to a point 1140 feet, more or less North of the said Southwest Corner of the SE¼NE¼ of said Section 25, which point is situated on the West Boundary line of the said SE¼NE¼ of said Section 25;

thence South along said West Boundary line 1140 feet, more or less, to the point of beginning.

EXHIBIT A

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Section 36: NEX, SEXNW¼, EXCEPT THEREFROM the following described tracts:

1. Beginning at the Southeast corner of the SEXNW¼ of Section 36, and running
 thence North along the East boundary of said SEXNW¼ of Section 36, 1320 feet, more or less, to the Northeast corner of the said SEXNW¼ of Section 36;
 thence West along the North boundary of said SEXNW¼ of said Section 36, 952 feet;
 thence South 1°44' West 528 feet;
 thence South 6°24' West 130 feet;
 thence South 20°57' West 82 feet;
 thence South 71°18' West 276 feet;
 thence North 81°45' West 47 feet, more or less, to the West boundary of said SEXNW¼ of Section 36;
 thence South along the said West boundary line of said SEXNW¼ 508 feet, more or less, to the Southwest corner of SEXNW¼;
 thence East along the South boundary of said SEXNW¼ of Section 36, 1320 feet, more or less,
 to the point of beginning.

2. Beginning at the Northwest corner of the WXNEX of Section 36, and running
 thence South along the West boundary of the WXNEX, 2640 feet, more or less, to the Southwest corner of said WXNEX;
 thence East along the South boundary of WXNEX, 931 feet;
 thence North 5°45' East 1739 feet;
 thence North 73°48' West 440 feet;
 thence North 31°45' West 82 feet;
 thence North 85°42' East 226 feet;
 thence North 8°01' East 197 feet;
 thence North 27°02' West 245 feet;
 thence North 24°04' East 313 feet, more or less, to the North boundary of said WXNEX;
 thence West along the said North boundary of said WXNEX, 911 feet, more or less,
 to the point of beginning.
 EXCEPT THREFROM, any portion of the above described premises

EXHIBIT A

Instrument #3 6

Correct: Kenneth J. Skinner Right of Way Engineer
Approved: R. B. Arnold State Plant Engineer
Approved: H. Wassbender (not discernable) State Plant Superintendent

\$10.00 RECEIVED OF THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO. Ten and no/100 Dollars, In consideration of which We hereby grant unto said Company, its successors and assigns, the right, privilege and authority to construct, operate and maintain its lines of Telephone and Telegraph, Including the necessary underground conduit, poles, cables, wires and fixtures upon, over and across the property which We own, or in which We have any interest, in the South East quarter (SE $\frac{1}{4}$) of South West quarter (SW $\frac{1}{4}$) North of Rail Road Right-of-Way in Section Fifteen (15) Township Eight South Range Thirty-nine East (T8S-R39E) of the Boise Meridian. County of Caribou and State of Idaho and upon and along the roads, streets or highways adjoining the said property, with the right to permit the attachment of the wires and fixtures of any other company, and the right to trim any trees along said lines so as to keep the wires cleared at least forty-eight inches, to erect and set the necessary guy and brace poles and anchors and to attach thereto the necessary guy wires

Said sum being received in full payment therefor.

Witness My hand and seal this 4 day of August A.D. 1953 at Boise, Idaho

Witnesses: Kenneth J. Skinner

Newell Call (Seal)
Sec. & Treas.
(Land Owner)

STATE OF IDAHO)
:SS.
County of Caribou)

On the 4th day of August in the year 1953 before me Kenneth J. Skinner a Notary Public in and for said State, personally appeared Newell Call known to me to be the Secretary and Treasure of the corporation executed the instrument and acknowledged to me that such corporation executed the same.

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

At request of Mtn. St. Tel & Tel
November 10, 1953 at 9:15 a. m.
Fee: \$1.00

SEAL

Kenneth J. Skinner, Notary Public
for the State of Idaho,
residing at Boise, Idaho.
My Commission Expires 5-17-, 1955

COLIN CHESTER

Weldon Harker, Deputy
Recorder

----- 0 0 -----

Instrument #33319

WARRANTY DEED

THIS INDENTURE, Made this Fourth (4th) day of April in the year of our Lord One Thousand Nine Hundred and forty-seven, between C. A. Lallatin and Agnes Lallatin, his wife of Soda Springs, County of Caribou, State of Idaho the parties of the first part, and DOYR CORNELISON of Soda Springs, County of Caribou, State of Idaho the party of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Thirty-three THOUSAND and No/100ths (\$33,000.00) #-----Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said party of the second part, and to his heirs and assigns forever; All those certain lots, pieces or parcels of land situate, lying and being in the County of Caribou, State of Idaho, bounded and more particularly described

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as follows, to-wit:

Southeast quarter (SE $\frac{1}{4}$) of Section Twenty-six (26); the South half (S $\frac{1}{2}$) of Section Twenty-five (25); the Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ -NW $\frac{1}{4}$), the West half of the Northeast quarter (W $\frac{1}{2}$ -NE $\frac{1}{4}$), the Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) of Section Thirty-six (36), all in Township Eight (8) South of Range Forty-one (41) East of the Boise Meridian; AND: Lot Four (4) and the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ -SW $\frac{1}{4}$) of Section Thirty (30), in Township Eight (8) South of Range Forty-two (42) East of the Boise Meridian: Together with all water and water rights of every nature and kind, however evidenced:

Subject to taxes for the year 1947 and subsequent years, to patent reservations and to all visible and/or recorded rights of way and easements.

(\$36.30 I. R. Stamps)

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said parties of the first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in
the Presence of S. E. Matthews

Agnes Lallatin (Seal)
C. A. Lallatin (Seal)

STATE OF IDAHO,)
) :SS.
County of Caribou,)

On this 16th day of April in the year 1947, before me, THE UNDERSIGNED a Notary Public in and for said County and State, personally appeared C. A. Lallatin and Agnes Lallatin, his wife known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

At request of Caribou Abst. Co.
November 10, 1953 at 3:30 p. m.
Fee: \$1.40

SEAL

S. E. Matthews, Notary Public
Residence Soda Springs, Idaho.
My Commission Expires: Aug. 1, 1948

COLIN CHESTER

Delia Barker, Deputy

Recorder

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Instrument #33321

QUITCLAIM DEED

For Value Received JOSEPH L. LALLATHIN, sometimes known as JOSEPH L. LALLATIN, and LILA LALLATHIN, husband and wife, do hereby convey, release, remise and forever quit claim unto DOYR CORNELISON and DELLA CORNELISON, husband and wife, the following described premises, to-wit:

The East half of the Southwest quarter, and the Southeast quarter of Section Twenty-six; and the West half of the Southwest quarter of Section Twenty-five; all in Township Eight South, Range Forty-one East of the Boise Meridian in Caribou County, Idaho.

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recorded premises, which shall include all the appurtenant system
now on the premises:

Subject to all visible and/or recorded rights of way and easements
as the same now exist over, under, along or across said premises.

Together with all and singular, the tenements, hereditaments and appurtenances therunto belong-
ing or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and
privileges therunto incident unto the said parties of the second part, and to their heirs and
assigns forever and the said parties of the first part and their heirs and assigns
warrant the said premises in the quiet and peaceable possession of the said parties of the second part
their heirs and assigns against the said parties of the first part and their heirs and assigns
against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and
will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have herunto set their hands
and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Walter Conrad [SEAL]

[SEAL]

[SEAL]

THIS INDENTURE, made this 19th day of October in the year of our Lord, One Thousand Nine Hundred and Fifty Three, between DOYR CORNELISON and DELIA CORNELISON, his wife of Soda Springs, County of Caribou, State of Idaho the parties of the first part and MERLE CULAN and WILLA CULAN, his wife, of Soda Springs, County of Caribou, State of Idaho the part les of the second part:

WITNESSETH: That the said part les of the first part, for and in consideration of the sum of ONE DOLLAR AND OTHER VALUABLE CONSIDERATION -----
lawful money of the United States of America, to them in hand paid by the said part les of the second part, the receipt whereof is hereby acknowledged do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part les of the second part, and to their heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Caribou, State of Idaho, bounded and more particularly described as follows, to-wit:

Northeast Quarter; and East half of Northwest Quarter, all in Section 36, Township 8 South, Range 41 E.B.M., Caribou County, Idaho; The South half of Section 25, Township 8 South, Range 41 E.B.M., less however 20 rods along the westerly side thereof and less however the following described tract of land:

All land lying East of the Northeasterly boundary line of State Highway commonly known as Hooper Springs road lying and being in the Northeast Quarter of the Southeast Quarter of said Section 25, Township 8 South of Range 41 E.B.M., in Caribou County, Idaho.

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 <http://www.idwr.idaho.gov/>.

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

- | Yes | N/A | |
|-------------------------------------|-------------------------------------|--|
| ☒ | ☐ | * Means the item is <u>always required</u> 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 <u>for each water right</u> for which <u>only a portion</u> 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. (<u>Fee schedule</u> is on website and instructions for application for transfer.) |

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- | | | |
|-------------------------------------|-------------------------------------|--|
| ☐ | ☒ | #1 If the applicant is a business, partnership, organization, or association, and <u>not</u> 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 transfer applicant as the current water right owner. Additional fee(s) required for water right ownership changes; see fee schedule. |
| ☒ | ☐ | #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 http://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. |
| ☐ | ☒ | #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 Other. Please describe: _____ |