

RECEIVED
SEP 07 2011
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

Transfer No. 77516

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 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. Part 2B forms are available at <http://www.idwr.idaho.gov/>.
- ☒ * 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 #1-9.

- ☐ ☒ #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 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: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 77516

SEP 07 2011

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Frank Suchan - H. Joyce Suchan Phone 208-431-5084
Mailing address 931 W 500 N Paul Id 83347 Email fnj.suchan@pmti.org

- ☐ 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.

Frank Suchan
Signature of Applicant or Authorized Representative

FRANK SUCHAN owner 8-31-11
Print Name and Title if applicable Date

H. Joyce Suchan
Signature of Applicant or Authorized Representative

H. JOYCE SUCHAN 9-07-11
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**.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 ☒ ☐	<u>36-7052</u>	<u>6.580</u>	<u>Irrigation</u>	<u>4/1</u> to <u>10/31</u>	<u>Groundwater</u>
☒ ☐	<u>36-12454</u>	<u>0.510</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>	<u>Groundwater</u>
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6.58 cfs and/or 2080 ac-ft

2. Total amount of water proposed to be transferred or changed 6.58 cubic feet per second and/or 2080 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	
<u>8S</u>	<u>22E</u>	<u>17</u>													<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>160</u>
<u>8S</u>	<u>22E</u>	<u>16</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>640</u>

Total Acres (for irrigation use) 800

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: Water meters are already in place on system.

- b. Who owns the property at the point(s) of diversion? Frank Suchan

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? NO
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:
We will be using water rights that we had previously enrolled in the water bank. Acres irrigated one year maybe dried up and dry farmed, rotating water around the farm from year to year. CREP Acres will remain enrolled in program.
- 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:
There are no other water rights other than 36-7052 or 36-12454 associated with this land.

- 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: 201.6 Acres have been enrolled in the water bank which we want to remove.
236.4 Acres enrolled in CREP Program which will be left alone.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/>, Water Right Transfers, Step 1. Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/>, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number:

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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)

- ☐ 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]

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by CS Date 9.7.11 Prelim. Check by _____ Date _____

Fee Paid 980.08 Date 9.7.11 Received by CX Receipt # 5032130

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

Part 1A.2.

August 31, 2011

The purpose of this transfer is to change the water rights to a permissible place of use. The farm that we are going to do this on consists of 800 total contiguous acres of which we only have 520 acres of water right. Of these 520 acres, 236.4 are committed to the CREP program and will remain un-irrigated. Another 82 acres have been irrigated and 201.6 were in the water bank. What we would like to do is withdraw the acres from the water bank and use them on some land that we have previously been dry-farming. The ultimate goal of this transfer is to make the most efficient use of water by rotating the water from year to year and dry farming the land irrigated the year before. The water rights currently only cover approximately half of section 16 and all of the ground in section 17. With this permissible place of use we would be able to choose to irrigate any of the land in section 16 or 17 up to 520 acres excluding the CREP ground.

SHERIFF'S DEED ON EXECUTION SALE

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

THIS INDENTURE, made this 22nd day of March, 1984, between RAY JARVIS, Sheriff of the County of Minidoka, State of Idaho, and FRANK SUCHAN of Paul, Idaho, whose current address is Route # 2, Box 2472, Paul, Idaho 83347.

WHEREAS, in and by that certain Judgment rendered by the District Court of the Fifth Judicial District of the State of Idaho, on the 10th day of May, 1982, in a certain action then pending in said Court, wherein Carmen Estelle Suchan was plaintiff, and George A. Suchan was defendant, and of which said Judgment a certified copy was delivered to the Sheriff with an Execution and Notice of Levy on Real Estate to satisfy said Judgment, it was, among other things, to the Sheriff directed that he sell said real property under said Execution and Notice of Levy on Real Property and apply the proceeds thereof in satisfaction of the Judgment rendered in favor of the plaintiff and against the defendant. The Sheriff pursuant to said Execution was directed and required by law to make such sale of real property that such sale be made in front of the Courthouse in the County of Minidoka, State of Idaho, between the hours of 9:00 o'clock a.m. and 5:00 o'clock p.m. on such day as said Sheriff shall appoint; that any of the parties to said action might become the purchaser at such sale; and that the Sheriff give and publish and post Notice of Sale as required by law; and that said Sheriff execute the usual certificates and deeds to the purchaser, as required by law; and

WHEREAS, said Sheriff did, at the hour of 10:00 o'clock A.M. on the 15th day of December, 1982, after due public notice had been given, as required by the laws of this State, and the course and practice of said Court, duly sell at public auction, in front of the residence of George Suchan at 413 West 100 South of Paul, Idaho, in the County of Minidoka pursuant to said Judgment, Execution and Notice of Levy on Real Estate and Notice of Sale, and the provisions of law, the premises in said Judgment, and hereinafter described, were fairly struck off to said Frank Suchan for the sum of \$5,000.00 for Parcel No. 1; \$2,500.00 for Parcel No. 2; \$1,500.00 for Parcel No. 4 and \$1,500.00 for Parcel No. 5, lawful money of the United States, Frank Suchan being the highest bidder, and that being the highest sum bidden for the same; and

WHEREAS, said Frank Suchan thereupon paid to said Sheriff said sum of money so bidden by Frank Suchan; and

WHEREAS, said Sheriff thereupon made and issued the usual certificate, in duplicate, of said sale in due form of law, and delivered one thereof to said purchaser, and caused the other to be filed and recorded in the County Recorder's office of the County of Minidoka, State of Idaho; and

WHEREAS, more than one (1) year has elapsed since the date of sale and no redemption has been made of the premises so sold, as aforesaid, by or on behalf of said Judgment Debtors, said defendants, or by or on behalf of any other person;

NOW, THEREFORE, said Ray Jarvis, Sheriff of Minidoka County, Idaho, in order to carry into effect the sale so made by

him as aforesaid pursuant to said Judgment or Decree, and in conformity to the premises and of said sum of \$5,000.00 for Parcel No. 1; \$2,500.00 for Parcel No. 2; \$1,500.00 for Parcel No. 3; \$1,500.00 for Parcel No. 4 and \$1,500.00 for Parcel No. 5, lawful money of the United States, so bidden and paid to him by said purchaser, said Frank Suchan the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto said party of the second part, and to Frank Suchan, his heirs and assigns forever, the following described real property:

PARCEL NO. 1:

Township 8 South, Range 22 East of the Boise Meridian, Minidoka County, Idaho:

Section 17: SE $\frac{1}{4}$

PARCEL NO. 2:

Township 8 South, Range 22 East of the Boise Meridian, Minidoka County, Idaho:

Section 16: SE $\frac{1}{4}$

PARCEL NO. 3:

Township 8 South, Range 22 East of the Boise Meridian, Minidoka County, Idaho:

Section 16: NE $\frac{1}{4}$

PARCEL NO. 4:

Township 8 South, Range 22 East of the Boise Meridian, Minidoka County, Idaho:

Section 16: NW $\frac{1}{4}$

PARCEL NO. 5:

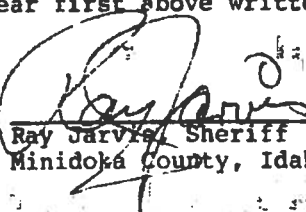
Township 8 South, Range 22 East of the Boise Meridian, Minidoka County, Idaho:

Section 16: SW $\frac{1}{4}$

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

TO HAVE AND TO HOLD, all and singular, the premises above mentioned and described, and hereby conveyed or intended so to be, together with the appurtenances, unto said Frank Suchan, his heirs and assigns forever.

IN WITNESS WHEREOF, said Grantor, as Sheriff aforesaid, hereunto set his hand the day and year first above written.


Ray Jarvis, Sheriff
Minidoka County, Idaho

STATE OF IDAHO

County of Minidoka

SS.

On this 22nd day of March, 1984, before me the undersigned Notary Public in and for said State personally appeared Ray Jarvis, Sheriff of Minidoka County, Idaho, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

(SEAL)

Joann Butters
Notary Public
Residing at Rupert, Idaho
My Commission Expires: Life

34246

Jordan Duff
3-1

MAR 22 4 42 PM '84

NI COUNTY ID

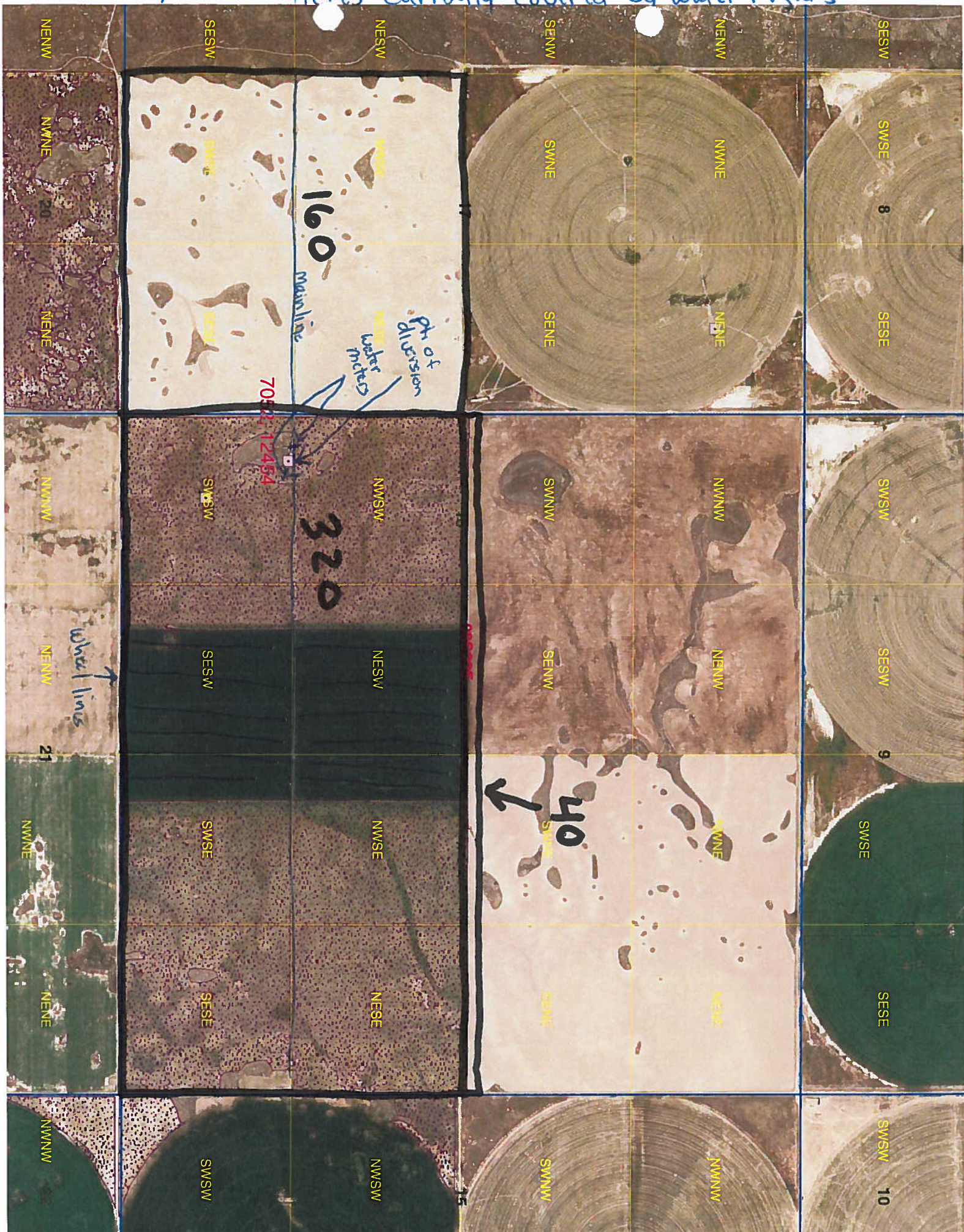
FEE

6-00

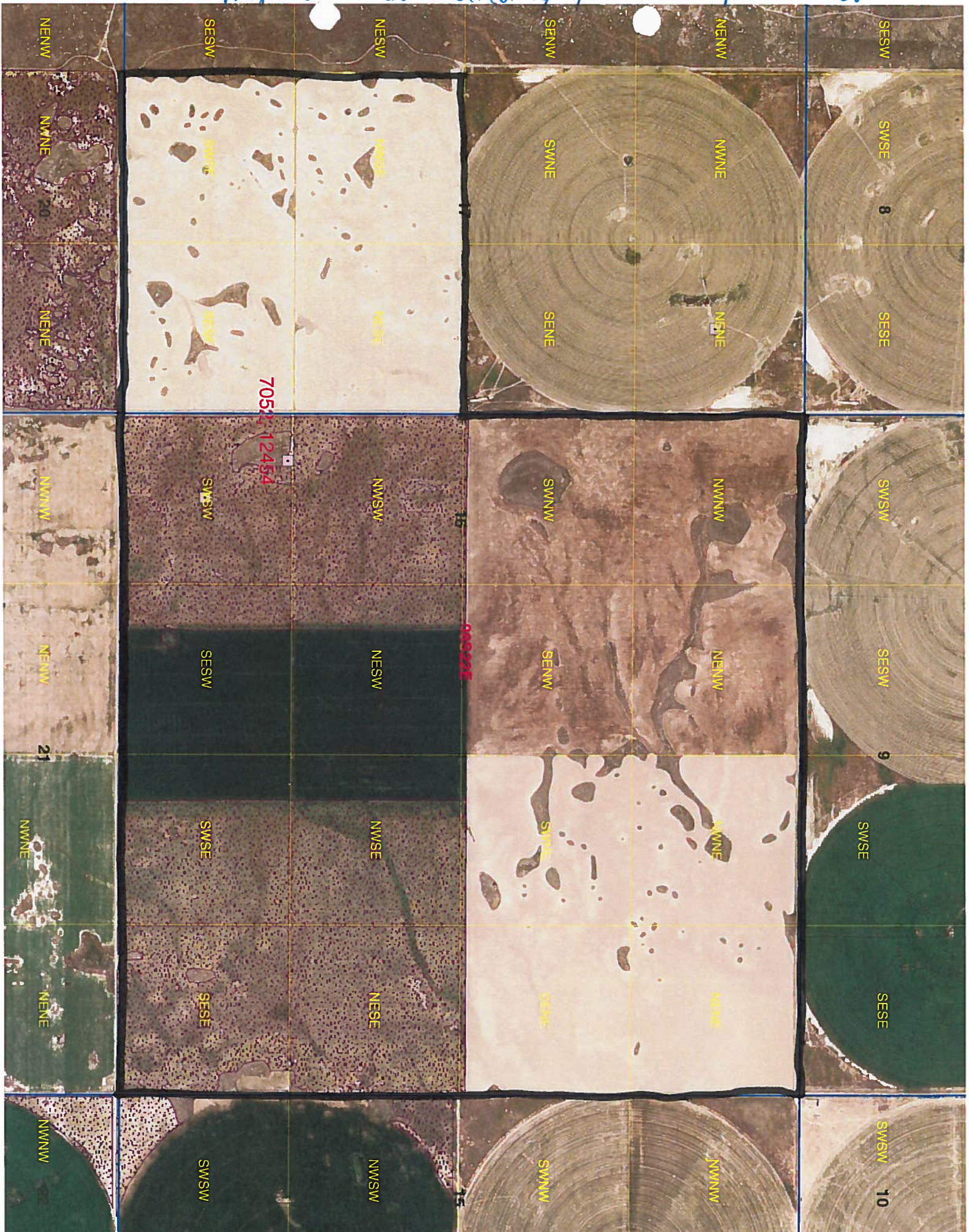
CS

7A

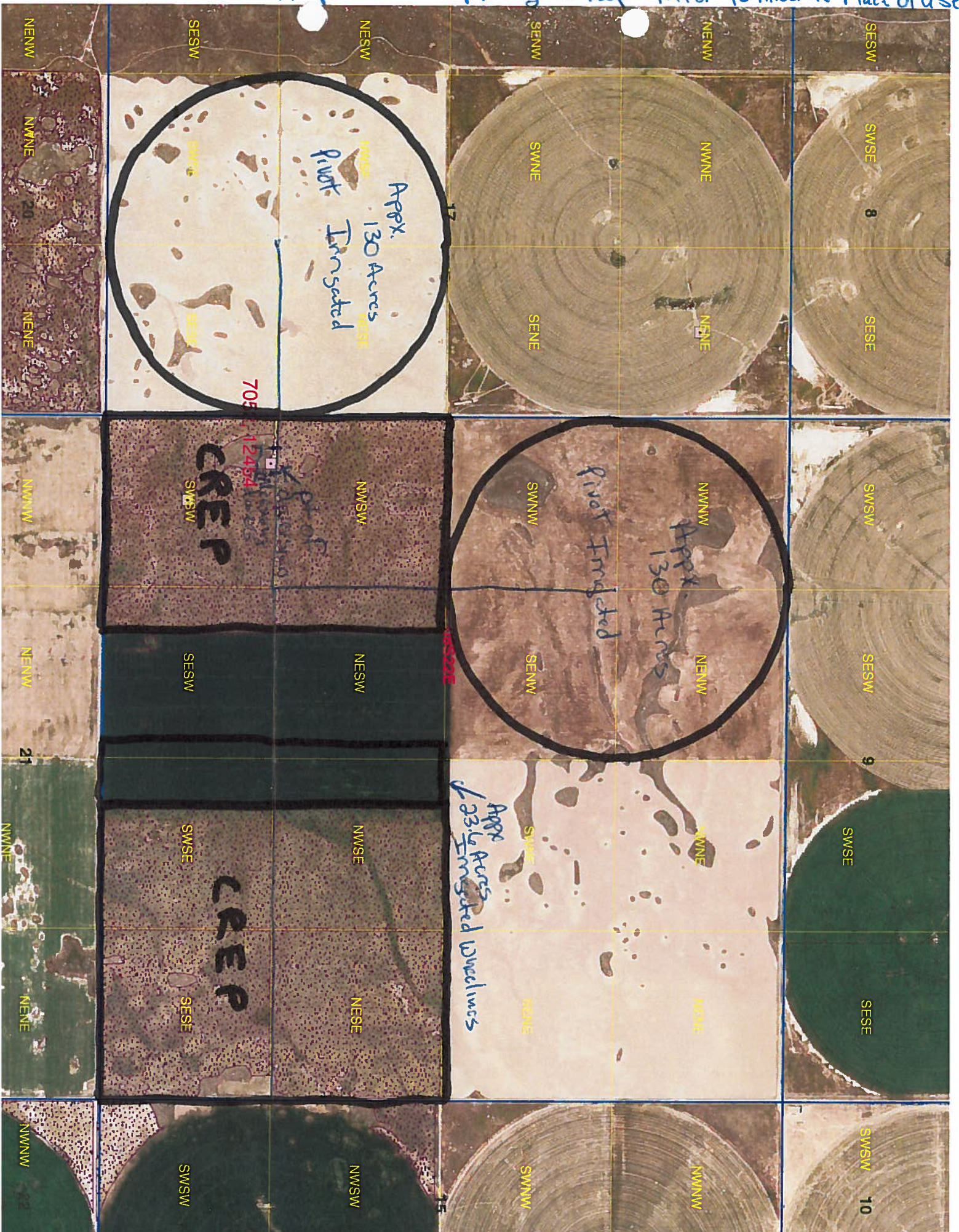
Acres currently covered by water rights



7B Proposed area covered by permissible place of use



Proposed Cropping Map After Permissible Place of Use



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-7052

WATER RIGHT NUMBER: 36-7052

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK J SUCHAN 931 W 500 N PAUL, ID 83347 (208)438-5084

Priority Date: 01/14/1969

Basis: Decreed

Status: Water Supply Bank Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 10/31	6.580 CFS	
	<u>Total Diversion:</u>		6.580 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4SW1/4	Sec. 16, Twp 08S, Rge 22E, B.M.
MINIDOKA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	22E	16			10.0	10.0			10.0	10.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	360.0
08S	22E	17													40.0	40.0	40.0	40.0	160.0

Total Acres: 520

Conditions of Approval:

- USE OF THIS RIGHT WITH RIGHT NO. 36-12454 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.58 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2080 AF.
- M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
- RIGHT NO. 36-12454 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.
RIGHT NO. 36-12454 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 480 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-12454 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 520 ACRES IN A SINGLE IRRIGATION SEASON.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-7052

5. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS 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.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:Comments:

1. kpickett 2/1/2006 POD

Comment: Correlated PODID 227564 from SpatialDataID 369865 to SpatialDataID 186172

Dates and Other Information:

Licensed Date:
 Decreed Date: 8/27/2001
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number: 130
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
6.58	2080	520
Combined Water Rights: 36-7052 , 36-12454		

SubCase:

SubCase Number: 36-7052
 Class: 2
 SF5 Filed Date: 11/3/1997
 Special Master Recom Signed Date: 11/4/1997
 Attorney Assigned: NICHOLAS B SPENCER
 Adjudication Agent:
 Basis of Claim:
 Date Filed: 4/29/1993 Objection Status: Active

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-7052

Water Supply Bank:

Lessor Name:	FRANK J SUCHAN
Lease Status:	Active
Lease Amount:	Part
Rental Availability:	None
Date Received:	3/3/2008
Lease Begin Date:	3/3/2008
Expiration Date:	12/31/2013

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-12454

WATER RIGHT NUMBER: 36-12454

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK J SUCHAN 931 W 500 N PAUL, ID 83347 (208)438-5084

Priority Date: 07/04/1974

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	to 11/15	0.510 CFS	
	<u>Total Diversion:</u>		0.510 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4SW1/4	Sec. 16, Twp 08S, Rge 22E, B.M.
MINIDOKA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	22E	16			10.0	10.0			10.0	10.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	360.0
08S	22E	17												40.0	40.0	40.0	40.0		160.0

Total Acres: 520

Conditions of Approval:

1. RIGHT NO. 36-07052 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.
2. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
3. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 36-07052 PURSUANT TO SECTION 42-1426, IDAHO CODE.
4. USE OF THIS RIGHT WITH RIGHT NO. 36-07052 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 520 ACRES IN A SINGLE IRRIGATION SEASON.

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5. USE OF THIS RIGHT WITH RIGHT NO. 36-07052 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.58 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2080 AF.

Remarks:Comments:

1. BEDKE 2/7/1991 NB-STAFF REVIEW
Comment:

2. BROWN 10/7/1991 COPIED FROM REMARKS
Comment: THIS IS AN EXPANSION OF LIC. 36-7052. THESE EXTRA ACRES WERE INITIALLY IRRIGATED WHEN LICENSE 36-07052 WAS DEVELOPED IN 1969. THE ATTACHED AFFIDAVIT FROM MY BROTHER EXPLAINS THAT THIS WAS THE CASE. WHEN THESE LANDS WERE DEVELOPED IT WAS BECAUSE OF THE IRRIGATION SYSTEM INSTALLED UTILIZED LONGER THAN STANDARD LENGTH LINES SO THE LANDS STRETCHED OVER INTO THE S1/2 OF THE N1/2 OF SECTION 16 AS SHOWN ON THE ATTACHED AERIAL PHOTOS.

3. ENORQUES 9/16/1997 REFORMAT
Comment: REFORMATTED TO CURRENT STANDARDS.

4. kpickett 2/1/2006 POD
Comment: Correlated PODID 227579 from SpatialDataID 369865 to SpatialDataID 186172

Dates and Other Information:

Licensed Date:
Decreed Date: 8/27/2001
Enlargement Use Priority Date:
Enlargement Statute Priority Date: 4/12/1994
State or Federal: S
Owner Name Connector:
Water District Number: 130
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
6.58	2080	520
Combined Water Rights: 36-7052 , 36-12454		

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Water Right Report 36-12454

SubCase:

SubCase Number: 36-12454

Class: 2

SF5 Filed Date: 11/3/1997

Special Master Recom Signed Date: 11/4/1997

Attorney Assigned: NICHOLAS B SPENCER

Adjudication Agent:

Basis of Claim:

Date Filed: 4/29/1993 Objection Status: Active

Water Supply Bank: