

Transfer No. 77029

Receipt No. 5031780

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED**FEB 03 2011**DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. Applicant Information GARY B HARPER
 2040 E 850 S
 DECLO ID 83323
 (208) 670-1294

Will this transfer result in an ownership change? ☐ Yes ☒ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
43-4024C	WR/Beneficial Use	0.27	131.0	173.0	256.4	GROUND WATER
43-2356A	WR/License	1.40	458.4	114.6	256.4	GROUND WATER
43-4023A	WR/Beneficial Use	0.43	88.0	22.0	256.4	GROUND WATER
43-4022A	WR/Beneficial Use	0.83	168.0	42.0	256.4	GROUND WATER
43-2441B	WR/License	1.99	510.0	127.5	256.4	GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-4024C	NO	NO	YES	NO	NO	NO
43-2356A	NO	NO	YES	NO	NO	NO
43-4023A	NO	NO	YES	NO	NO	NO
43-4022A	NO	NO	YES	NO	NO	NO
43-2441B	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Shifting acres to reflect current irrigation practices.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

5. Total Amounts Transferred

Rate	Acre Limit	Total Acres	Volume
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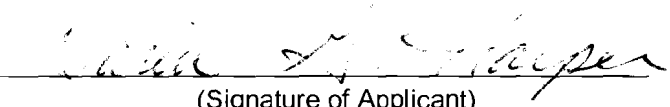
43-4024C	0.27 cfs	173.0	256.4	131.0 af
43-2356A	1.40 cfs	114.6	256.4	458.4 af
43-4023A	0.43 cfs	22.0	256.4	88.0 af
43-4022A	0.83 cfs	42.0	256.4	168.0 af
43-2441B	1.99 cfs	127.5	256.4	510.0 af
TOTAL	4.80 cfs	256.4	256.4	1,025.6 af

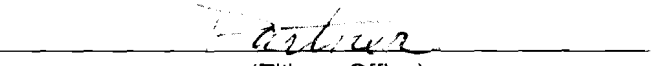
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.


(Signature of Applicant)


(Title or Office)

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

Current Water Right No. 43-4024C

Priority Date: April 01, 1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.27 CFS	131.0 AFA	
	Total Diversion	0.27 CFS	131.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA 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				
11S	27E	31	32.3	32.3	32.3	32.3												31.9	31.9	31.9	31.5	256.4

Total Acres: 256.4

Conditions/Remarks:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1025.6 AF. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 256.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.
3. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 170 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A and 43-4024C.

5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.4 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 680 AF.
COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A and 43-4024C.
6. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 170 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Acres will be shifted.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 43-2356A

Priority Date: September 08, 1950

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	1.40 CFS	458.4 AFA	
	Total Diversion	1.40 CFS	458.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	27E	31	32.3	32.3	32.3	32.3									31.9	31.9	31.9	31.5	256.4

Total Acres: 256.4

Conditions/Remarks:

1. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 256.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1025.6 AF. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.
4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 114.6 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Acres will be shifted.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 77029

Receipt No. _____

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

Current Water Right No. 43-4023A

Priority Date: April 01, 1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.43 CFS	88.0 AFA	
	Total Diversion		0.43 CFS	88.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA 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				
11S	27E	31	32.3	32.3	32.3	32.3												31.9	31.9	31.9	31.5	256.4

Total Acres: 256.4

Conditions/Remarks:

- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.4 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 680 AF. COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A and 43-4024C.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 22 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1025.6 AF. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.

5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 170 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A and 43-4024C.
6. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 256.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.

Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Acres will be shifted.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 77029

Receipt No. _____

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

Current Water Right No. 43-4022A

Priority Date: January 01, 1953

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.83 CFS	168.0 AFA	
	Total Diversion	0.83 CFS	168.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA 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	
11S	27E	31	32.3	32.3	32.3	32.3									31.9	31.9	31.9	31.5	256.4

Total Acres: 256.4

Conditions/Remarks:

1. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.4 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 680 AF. COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A, and 43-4024C.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 42 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 256.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.

5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 170 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A, and 43-4024C.
6. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1025.6 AF. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.

Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Acres will be shifted.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 43-2441B

Priority Date: March 05, 1956
Origin: Water Right
Basis: Decreed
Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	1.99 CFS	510.0 AFA	
	Total Diversion	1.99 CFS	510.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	27E	31	32.3	32.3	32.3	32.3									31.9	31.9	31.9	31.5	256.4

Total Acres: 256.4

Conditions/Remarks:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1025.6 AF. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 256.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C.
3. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 170 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A and 43-4024C.

5. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 127.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
6. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.4 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 680 AF. COMBINED RIGHT NOS.: 43-2441B, 43-4022A, 43-4023A and 43-4024C.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
Acres will be shifted.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 77029

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-4024C

Priority Date: April 01, 1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.27 CFS	131.0 AFA	
	Total Diversion		0.27 CFS	131.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA County

Describe the proposed diversion system**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	
11S	27E	31	27.0	30.0	35.0	38.0									36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

Transfer No. 77029

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-2356A

Priority Date: September 08, 1950

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.40 CFS	458.4 AFA	
	Total Diversion		1.40 CFS	458.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA County

Describe the proposed diversion system**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	
11S	27E	31	27.0	30.0	35.0	38.0									36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

Transfer No. 77029

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-4023A

Priority Date: April 01, 1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.43 CFS	88.0 AFA	
	Total Diversion		0.43 CFS	88.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA County

Describe the proposed diversion system**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				
11S	27E	31	27.0	30.0	35.0	38.0												36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

Transfer No. 77029

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-4022A

Priority Date: January 01, 1953

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.83 CFS	168.0 AFA	
	Total Diversion		0.83 CFS	168.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA County

Describe the proposed diversion system**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				
11S	27E	31	27.0	30.0	35.0	38.0												36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

Transfer No. 77029

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-2441B

Priority Date: March 05, 1956

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	1.99 CFS	510.0 AFA	
	Total Diversion	1.99 CFS	510.0 AFA	

Source and Point(s) of Diversion:

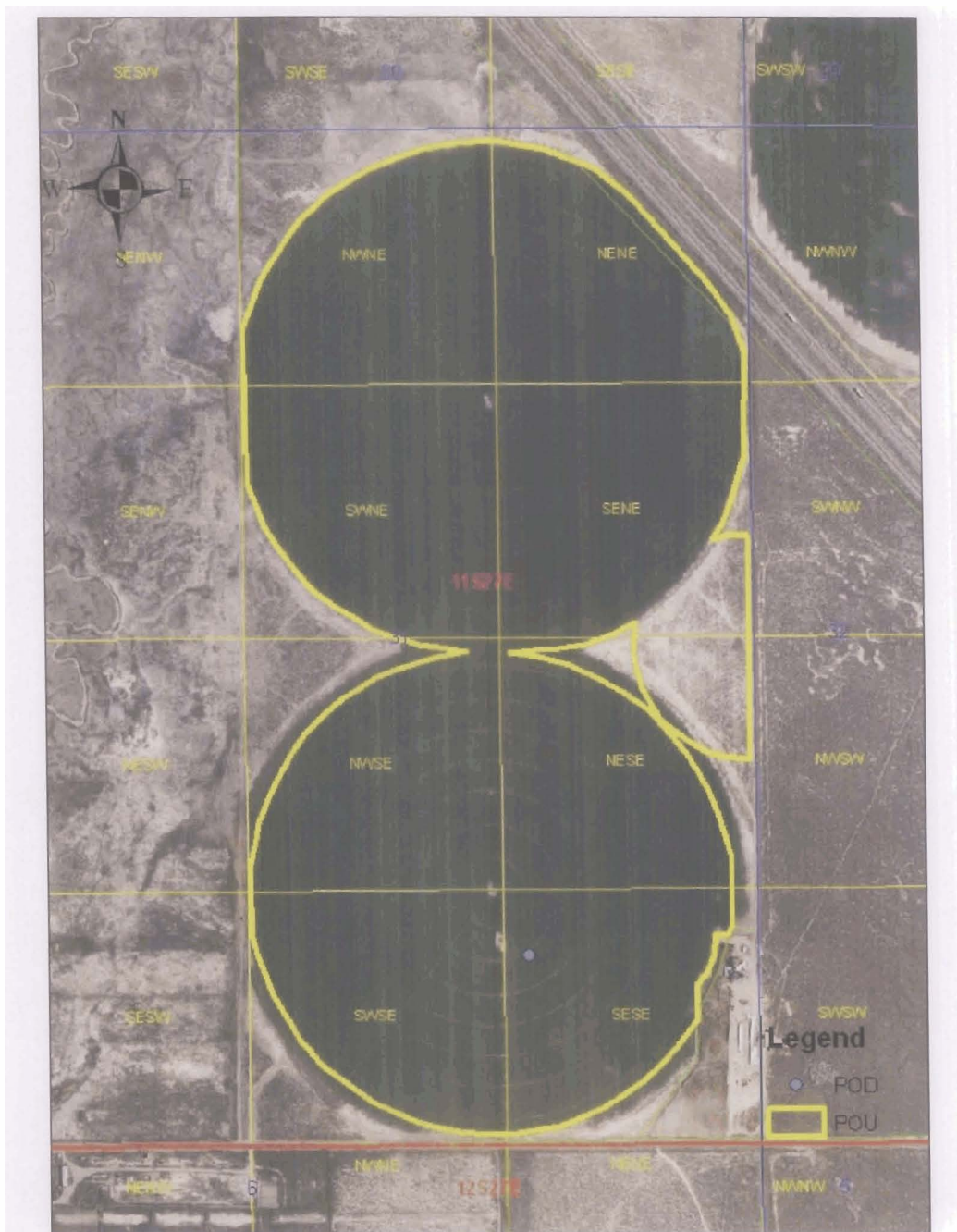
GROUND WATER NWSESE Sec. 31 Twp 11S Rge 27E CASSIA County

Describe the proposed diversion system**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				
11S	27E	31	27.0	30.0	35.0	38.0												36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

Transfer # 77029 POU & POD



266727

#32177

WARRANTY DEED

For Value Received, **ROLAND ALLEN LAND AND LIVESTOCK, INC.**, an Idaho corporation, as Grantor, does hereby grant, bargain, sell and convey unto **GARY B. HARPER and SUSAN C. HARPER, husband and wife**, as Grantees, whose address is 2040 East 850 South, Declo, Idaho 83323, the following described premises in Cassia County, Idaho, to-wit:

PARCEL NO. 1:

**TOWNSHIP 11 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 31: E½

EXCEPTING THEREFROM, the following:

Beginning at the Northeast corner of said Section 31; Thence South 0°16'46" East along the Section line for 592.02 feet to the Point of Beginning;

Thence continuing South 0°16'46" East for 455.98 feet;

Thence North 41°25'16" West parallel to and 150.0 feet Southwesterly from the centerline of I-80 North Highway for 1388.20 feet to a point on the North line of said Section 31:

Thence North 89°33'44" East along said North line for 397.40 feet to a point that bears South 89°33'44" West for 515.88 feet from the NE corner of said Section 31;

Thence South 41°25'16" East parallel to and 150.0 feet Northeasterly from said centerline of I-80 North Highway for 784.18 feet to the Point of Beginning.

PARCEL NO. 2

**TOWNSHIP 11 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 30: All of the SE¼ of Section 30 lying South and West of the South boundary line of Interstate I-84.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho Water Right No. T43-02441C and 2.31 cfs in Water Right No. T43-02356A.

SUBJECT TO:

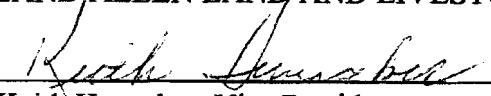
Accruing taxes, levies and assessments; easements and rights of way of record if any.

Obligations to Raft River Rural Electric Cooperative under Agreement For Electric Service dated February 2, 1998, Service No. 9064 which Agreement For Electric Services was recorded on February 19, 1998 as Instrument No. 253796, records of Cassia County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and their heirs and assigns forever. The Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises, that the premises are free from all encumbrances and that he will forever warrant the title to said premises. This conveyance, however, is subject to federal patents; building or use restrictions; building and zoning regulations and ordinances of any governmental unit; all rights of way, ditch rights, and easements claimed, established or of record; accruing taxes and assessments; encumbrances which are not shown by public records and which were created prior to Grantor's ownership of the property; discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records; unpatented mining claims and claims or title to water or water rights.

DATED this 5 day of January, 2000

ROLAND ALLEN LAND AND LIVESTOCK, INC.

By: 

Keith Hunsaker, Vice President

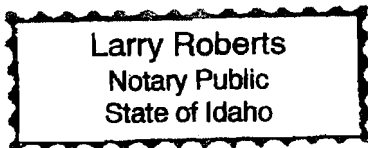
ATTEST

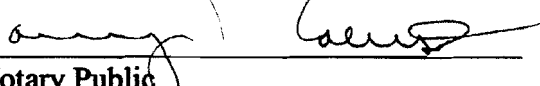


Roland G. Allen, Secretary

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 5th day of **January, 2000**, before me, the undersigned, a Notary Public in and for said State, personally appeared **KEITH HUNSAKER and ROLAND G. ALLEN**, known or identified to me to be the Vice President and Secretary of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.





Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-03

266727
CASSIA COUNTY, IDAHO
DARRELL W. ROSKELLEY
FEE 9.00 ORDER
DEPUTY DM
'00 JUN 5 PM 3 11
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

RECEIVED

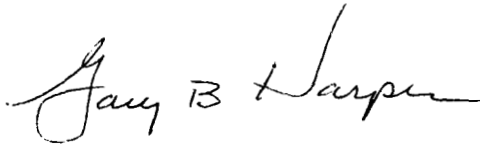
FEB 03 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Harper Family Partnership

Dear IDWR,

I grant permission to Darin Harper to sign water right transfer papers in my behalf.

A handwritten signature in cursive script that reads "Gary B Harper". The signature is written in black ink and is positioned above the printed name and date.

Gary B Harper
Jan 25, 2011

RECEIVED

FEB 03 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

February 1, 2011

Bill Mills
Water Resource Agent
% Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3033

Dear Mr. Mills:

Darin Harper who is working with his father Gary B Harper, has notified Northwest Farm Credit Services regarding application #77029 for a Transfer of Water Rights that is to be filed with the Idaho Department of Water Resources. The transfer is regarding 5 established water rights totaling 4.8 cfs covering 256.4 acres of land. The purpose of the application is their desire to establish an alternate point of use for the water use. In reviewing the application, all acres being irrigated even after the change in the point of use, still falls under Northwest Farm Credit Services mortgage. It is also our understanding that transfer applications need consent from mortgage holders who have liens on the ground associated with the application. Upon my review of the application, Northwest Farm Credit Services does not object and gives full consent to pursue the completion of the application for transfer #77029.

Should there be any additional questions or concerns, please give me a call.

Sincerely,



Robert E. Blakeslee
Relationship Manager
NW Farm Credit Services, Burley

cc: Darin G Harper