

Page \_\_\_\_\_ of \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTransfer No. 76100APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1Name of applicant Duane R. and Laura A. Grant Phone 208-531-5149Post Office address 707 E. 600 N. Rupert, ID 83350

## A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_
2. Describe the reason for the proposed changes Portions of water rights 36-2198, 36-2199 are being transferred to ground owned by applicant.

## B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

| 1. Right Number | Priority         | Amount (cfs/ac-ft) | Nature of Use     | Period of Use               |
|-----------------|------------------|--------------------|-------------------|-----------------------------|
| <u>36-2198</u>  | <u>2/25/1953</u> | <u>1.05/232</u>    | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| <u>36-2199</u>  | <u>2/25/1953</u> | <u>0.77/270.8</u>  | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
|                 |                  |                    |                   | to _____                    |

2. Total amount of water being transferred 1.83 cubic feet per second and/or 502.8 acre-feet per annum.3. Source of water Ground Water tributary to \_\_\_\_\_

4. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge | County   | Local name for diversion |
|-----|-----|-----|-----|------|------|-----|----------|--------------------------|
|     |     | NE  | SE  | 8    | 08S  | 25E | MINIDOKA | Well and Pump            |
|     |     |     |     |      |      |     |          |                          |

5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 8S   | 25E  | 8    |        |        |        |        |        |        |        |        | 39.9   | 29.7   | 36.1   | 39.9   | 39.8   | 39.8   | 39.9   | 39.9   | 305    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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Total acres 305\*

\*58.0 acres from water right 36-2198, and 67.7 acres of water right 36-2199 (125.7 acres total) are to be transferred to newly created 305 acre PPU which is created by concurrent transfer, see concurrent transfer.

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WATER RESOURCES  
WESTERN REGION

**PART 1**

## 6. General Information:

a. Description of diversion system Point of diversion is existing well and pump.b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?  
☐ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:

Under water rights 36-2198 and 36-2199, 125.7 total acres at the present place of use will no longer be irrigated after this transfer is approved. Concurrent transfer seek to exchange afore mentioned 125.7 acres, with 125.7 acres of water right 36-7267. See concurrent transfer.

d. Remarks:

Water rights 36-2198 will be limited to the irrigation of 58 acres and water right 36-2199 will be limited to the irrigation of 67.7 acres within the newly created 305 acre permissibile place of use (see concurrent transfer). Combined limits involving water right 36-2198 or water right 36-2199 should not be placed on, or combined with existing water right(s) limits that may exist at the new place of use.

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**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Transfer No. \_\_\_\_\_

**APPLICATION FOR TRANSFER OF WATER RIGHT****PART 2***(Attach one copy for each right)***A. DESCRIPTION OF RIGHT AS RECORDED**

## 1. Right evidenced by:

- a. Decree No. 36-2198 Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs. \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. \_\_\_\_\_ which produced this right.

## 2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice☒ Warranty Deed☐ Other \_\_\_\_\_3. Source of water Ground Water tributary to \_\_\_\_\_4. Date of priority 2/25/1953

## 5. Water is used for the following purpose:

Amount 5.08/1120 for Irrigation purposes from 3/15 to 11/15  
(cfs/ac-ft)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right 5.08 cubic feet per second and/or 1120 acre-feet per annum.

## 7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge | County   | Local name for diversion |
|-----|-----|-----|-----|------|------|-----|----------|--------------------------|
|     | SW  | NE  | NE  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |
|     | SW  | NE  | NW  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |
|     |     |     |     |      |      |     |          |                          |

## 8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 07S  | 24E  | 17   | 40     | 40     | 40     | 40     | 40     |        | 40     | 40     |        |        |        |        |        |        |        |        | 280    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 280.09. Describe any other water rights used for the same purpose as described above None.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe \_\_\_\_\_

**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount 1.05/232 for Irrigation purposes from 3/15 to 11/15  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge | County   | Local name for diversion |
|-----|-----|-----|-----|------|------|-----|----------|--------------------------|
|     | SW  | NE  | NE  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |
|     | SW  | NE  | NW  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7N   | 24E  | 17   | 10.9   | 9.1    | 6.4    | 8.1    | 9.0    |        | 7.9    | 7.6    |        |        |        |        |        |        |        |        | 58.0   |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 58.0

**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change)

1. Amount 4.03/888.0 for Irrigation purposes from 3/15 to 11/15  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge | County   | Local name for diversion |
|-----|-----|-----|-----|------|------|-----|----------|--------------------------|
|     | SW  | NE  | NE  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |
|     | SW  | NE  | NW  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7N   | 24E  | 17   | 29.1   | 30.9   | 33.6   | 31.9   | 31.0   |        | 32.1   | 32.4   |        |        |        |        |        |        |        |        | 222.0  |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 222.0

Transfer No. \_\_\_\_\_

**APPLICATION FOR TRANSFER OF WATER RIGHT****PART 2***(Attach one copy for each right)***A. DESCRIPTION OF RIGHT AS RECORDED**

## 1. Right evidenced by:

- a. Decree No. 36-2199 Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs. \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. \_\_\_\_\_ which produced this right.

## 2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice☒ Warranty Deed☐ Other \_\_\_\_\_3. Source of water Ground Water tributary to \_\_\_\_\_4. Date of priority 2/25/1953

## 5. Water is used for the following purpose:

Amount 3.65/1280 for Irrigation purposes from 3/15 to 11/15  
(cfs/ac-ft)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right 3.65 cubic feet per second and/or 1280 acre-feet per annum.

## 7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge | County   | Local name for diversion |
|-----|-----|-----|-----|------|------|-----|----------|--------------------------|
|     | SW  | NW  | SE  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |
|     |     |     |     |      |      |     |          |                          |

## 8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 07S  | 24E  | 17   |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 320    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 320.09. Describe any other water rights used for the same purpose as described above None.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe \_\_\_\_\_

**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount 0.77/270.8 for Irrigation purposes from 3/15 to 11/15  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge | County   | Local name for diversion |
|-----|-----|-----|-----|------|------|-----|----------|--------------------------|
|     | SW  | NW  | SE  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |
|     |     |     |     |      |      |     |          |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7N   | 24E  | 17   |        |        |        |        |        |        |        |        | 8.2    | 8.4    | 8.8    | 8.5    | 9.1    | 7.6    | 7.9    | 9.2    | 67.7   |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 67.7

**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change)

1. Amount 2.88/1009.2 for Irrigation purposes from 3/15 to 11/15  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

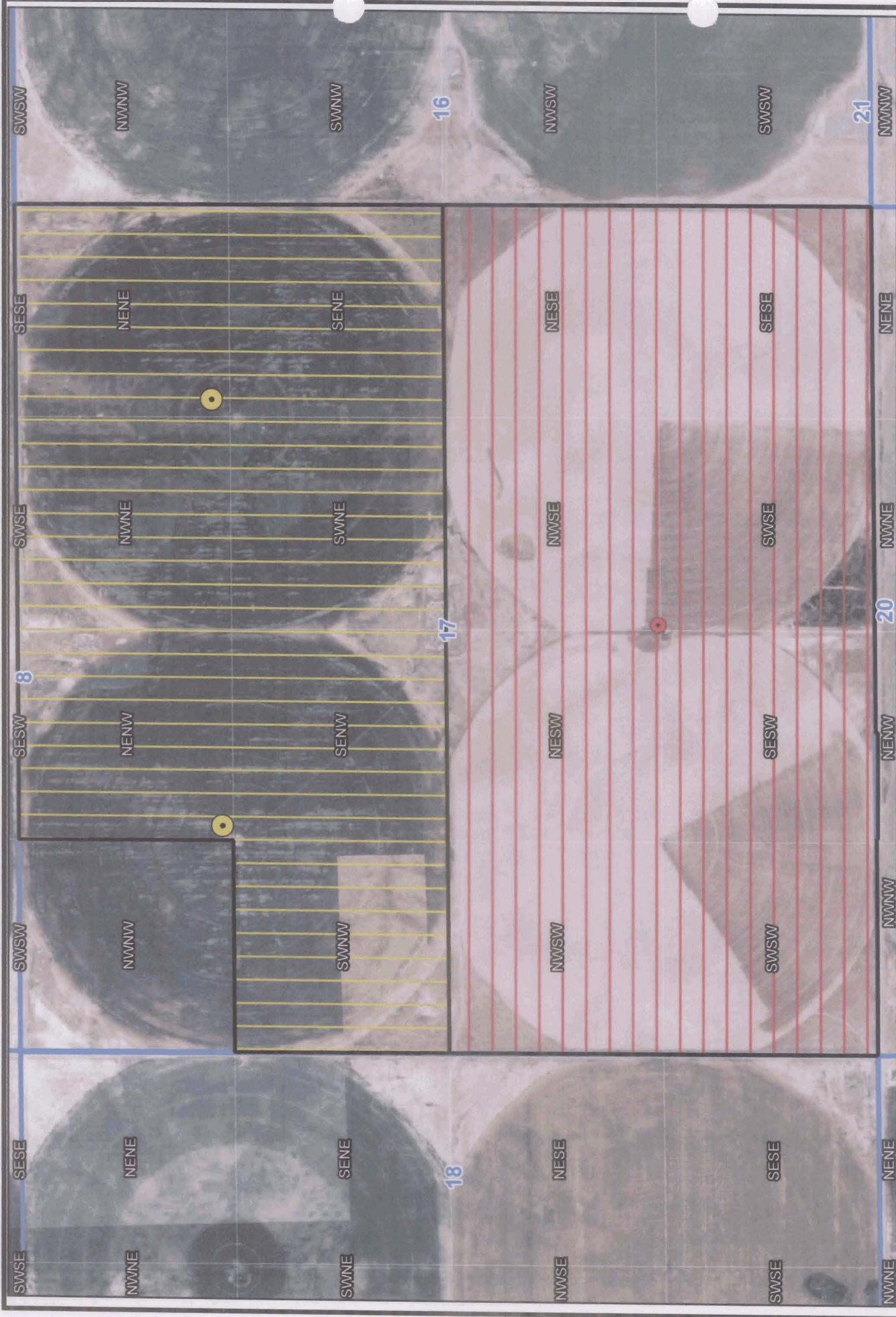
2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge | County   | Local name for diversion |
|-----|-----|-----|-----|------|------|-----|----------|--------------------------|
|     | SW  | NW  | SE  | 17   | 07S  | 24E | MINIDOKA | WELL AND PUMP            |
|     |     |     |     |      |      |     |          |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7N   | 24E  | 17   |        |        |        |        |        |        |        |        | 31.8   | 31.6   | 31.2   | 31.5   | 30.9   | 32.4   | 32.1   | 30.8   | 252.3  |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

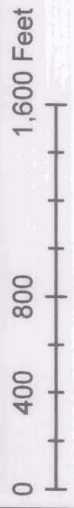
Total acres 252.3

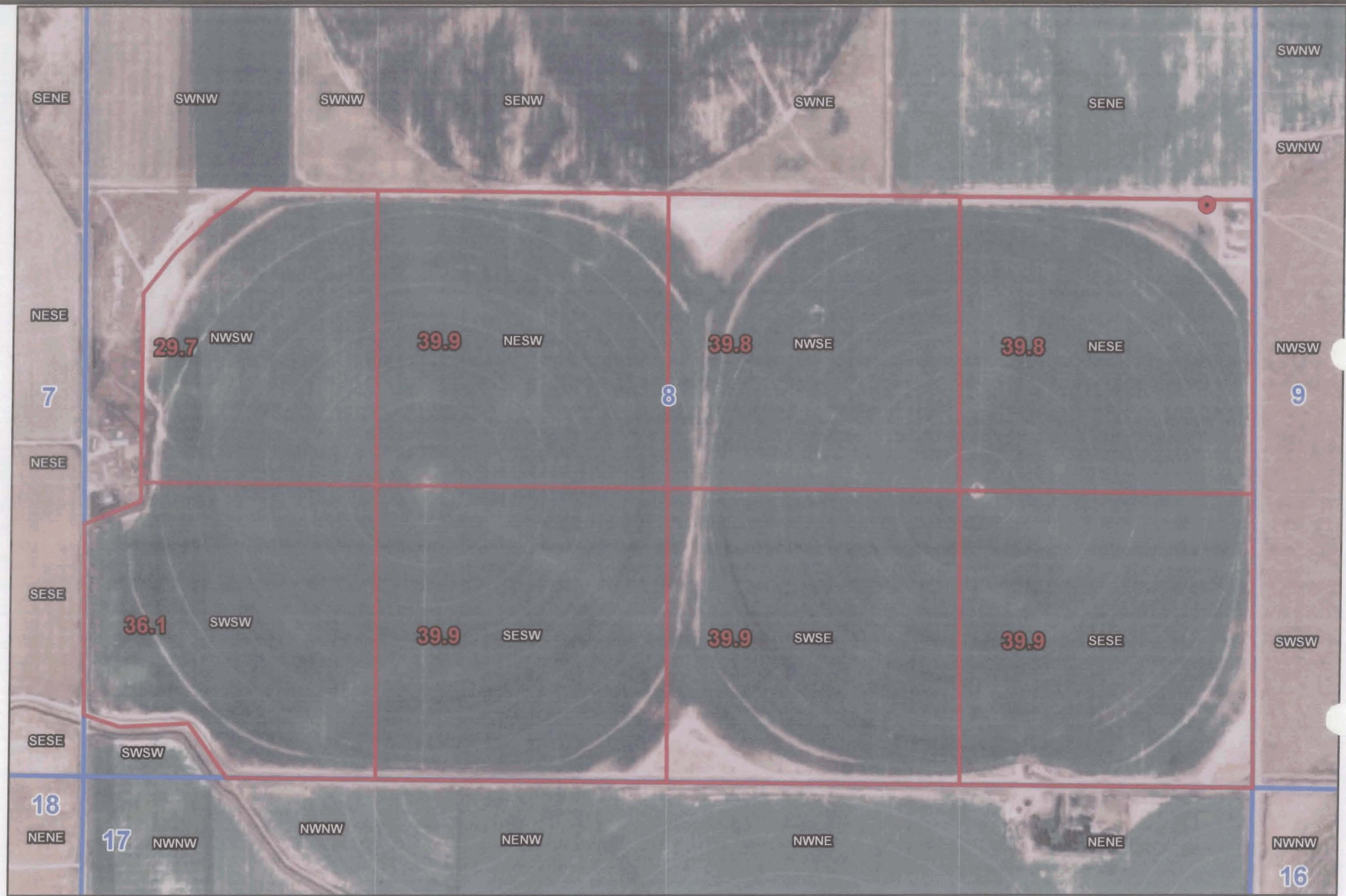


**Legend**

- Yellow circle: POD for water right 36-2198
- Red circle: POD for water right 36-2199
- White rectangle: 36-2198 = 280 Ac.
- Black rectangle: 36-2199 = 320 Ac.
- Blue rectangle: T07s24e sections

**DUANE R. AND LAURA A. GRANT S-17N & S-17S  
TRANSFER OF WATER RIGHTS- 36-2198, 36-2199  
T.07S R.24E SEC.17  
NAIP 2006 AREAL PHOTOGRAPH**





**DUANE R. AND LAURA A. GRANT**  
**TRANSFER OF WATER RIGHTS 36-7267, 36-2198, 36-2199**  
**T.08S R.25E SEC.8 S1/2**  
**NAIP 2006 AREAL PHOTOGRAPH**

BROCKWAY ENGINEERING, PLLC  
 ZL - 4/2/08

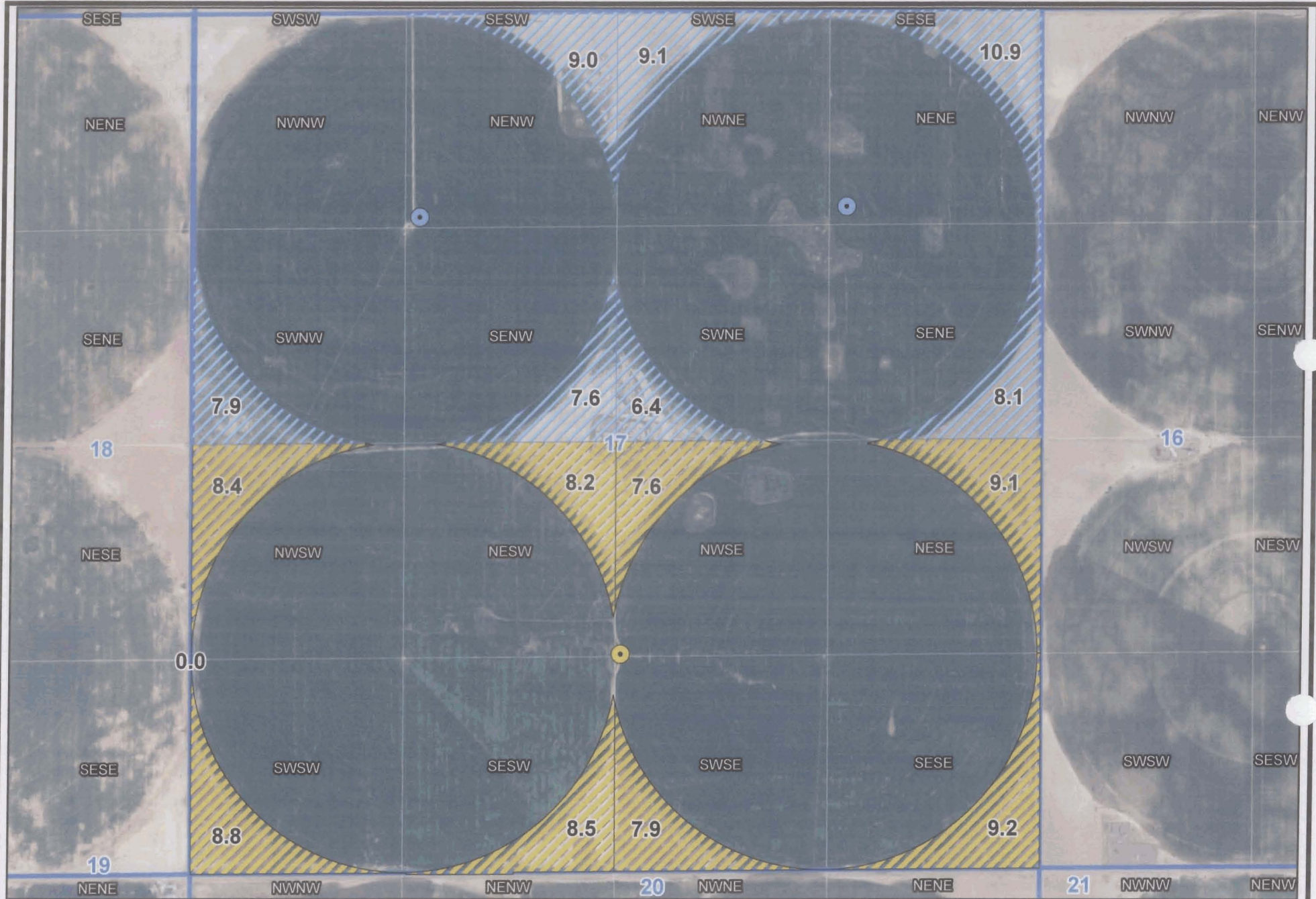
0 300 600 1,200 Feet

F:\Projects\Grant 4-D Farms\ArcView 9\Grant-Balley Transfer Nicholas PPU.mxd

**Legend**

- Existing POD for water right 36-7267
- Amended- Proposed Duane Grant PPU - 305 ac
- sections
- t08s25e





0 400 800 1,600 Feet

**DUANE R. AND LAURA A. GRANT S-17N & S-17S**  
**TRANSFER OF WATER RIGHTS- 36-2198, 36-2199, 36-7267**  
**T.07S R.24E SEC.17**  
**NAIP 2006 AREAL PHOTOGRAPH**

BROCKWAY ENGINEERING, PLLC  
 ZL - 4/2/08

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- Legend**
- POD for water right 36-2198
  - POD for water right 36-2199
  - 36-2198 comers to transfer = 58.0 ac.
  - 36-2199 comers to transfer = 67.7 ac.
  - t07s24e
  - sections



**PART 3****B. CHANGES IN NATURE OF USE**

1. 

| <u>New Nature of Use</u> | <u>Amount</u><br>(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|--------------------------|------------------------------|------------------------|----------------------|
| N/A                      |                              |                        | to _____             |
|                          |                              |                        | to _____             |
2. Quantity and quality of return flows and location of discharge:  
N/A.
3. Describe the effects on other water uses resulting from the proposed change:  
NONE.

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.

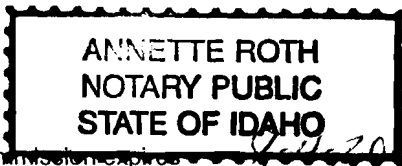
[Signature]

(Signature of Applicant)

[Signature]

(Signature of Applicant)

Subscribed and sworn to before me this 11<sup>th</sup> day of January, 20 08.



[Signature]  
(Notary Public)

My commission expires 2-28-2011

**FOR DEPARTMENT USE ONLY**

Transfer contains \_\_\_\_\_ pages and \_\_\_\_\_ attachments

Received by AM Date 1/23/08 Protest filed by \_\_\_\_\_

Prelim. check by \_\_\_\_\_ Fee \$250.00

Received by AM Date 1/23/08 5029961

Published in \_\_\_\_\_ Copies of protest forwarded by \_\_\_\_\_

Pub. dates \_\_\_\_\_ Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☐ Approval ☐ Denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

**GRANT, DUANE- S-17 N&S AND NICHOLAS FARM. -  
TRANSFER CALCULATIONS**

BROCKWAY ENGINEERING PLLC - ZL

4/2/2008

| EXISTING RIGHT #                 | EXISTING WATER RIGHTS<br>Currently at S-17 N&S: |              | EXISTING WATER RIGHTS<br>Currently at Nicholas Farm: |
|----------------------------------|-------------------------------------------------|--------------|------------------------------------------------------|
|                                  | 36-2198                                         | 36-2199      | 36-7267                                              |
| USE                              | IRRIGATION                                      |              | IRRIGATION                                           |
| PRIORITY DATE                    | 2/25/1953                                       | 2/25/1953    | 4/21/1989                                            |
| SEASON OF USE                    | 3/15 - 11/15                                    | 3/15 - 11/15 | 3/15 - 11/15                                         |
| SOURCE                           | GW                                              | GW           | GW                                                   |
| DIVERSION RATE (CFS)             | 5.08                                            | 3.65         | 1.5                                                  |
| DIVERSION VOLUME (AFA)           | 1120.00                                         | 1280.00      | 620                                                  |
| % of total diversion rate        | 100%                                            | 100%         | 100%                                                 |
| DIVERSION RATE (Inches)          | 254.0                                           | 182.5        | 75.0                                                 |
| INDIVIDUAL ACRE LIMIT            | 280                                             | 320          | 155                                                  |
| Diversion Rate / Acres (in./ac.) | 0.91                                            | 0.57         | 0.48                                                 |
| Diversion Rate / Acres (gpm/ac.) | 8.14                                            | 5.12         | 4.34                                                 |
| COMBINED LIMITS cfs              | 5.08                                            | 3.65         | 1.5                                                  |
| COMBINED LIMITS afa              | 1120.00                                         | 1280.00      | 620                                                  |
| COMBINED LIMITS acres            | 280                                             | 320          | 155                                                  |

| EXISTING RIGHT #                           | Total amount Transferred<br>to Nicholas Farm: |           | Total amount Transferred<br>to S-17 N and S-17 S: |
|--------------------------------------------|-----------------------------------------------|-----------|---------------------------------------------------|
|                                            | 36-2198                                       | 36-2199   | 36-7267                                           |
| USE                                        | IRRIGATION                                    |           | IRRIGATION                                        |
| PRIORITY DATE                              | 2/25/1953                                     | 2/25/1953 | 4/21/1989                                         |
| SOURCE                                     | GW                                            | GW        | GW                                                |
| % of Water Right being Transferred         | 20.71%                                        | 21.16%    | 81.10%                                            |
| DIVERSION RATE (CFS)                       | 1.05                                          | 0.77      | 1.22                                              |
| DIVERSION VOLUME (AFA)                     | 232.00                                        | 270.80    | 502.8                                             |
| DIVERSION RATE (Inches)                    | 52.61                                         | 38.61     | 60.82                                             |
| INDIVIDUAL ACRE LIMIT                      | 58.00                                         | 67.70     | 125.70                                            |
| Diversion Rate / Acres (in./acre)          | 0.91                                          | 0.57      | 0.48                                              |
| COMBINED Diversion Rate / Acres (in./acre) | 0.73                                          |           | 0.48                                              |
| COMBINED LIMITS cfs                        | 1.05                                          | 0.77      | 1.22                                              |
| COMBINED LIMITS afa                        | 232.00                                        | 270.80    | 502.80                                            |
| COMBINED LIMITS acres                      | 58.0                                          | 67.7      | 125.70                                            |

| EXISTING RIGHT #                       | REMAINING WATER RIGHTS<br>ON S-17 N & S-17 S: |           | REMAINING WATER RIGHTS<br>ON NICHOLAS FARM: |
|----------------------------------------|-----------------------------------------------|-----------|---------------------------------------------|
|                                        | 36-2198                                       | 36-2199   | 36-7267                                     |
| USE                                    | IRRIGATION                                    |           | IRRIGATION                                  |
| PRIORITY DATE                          | 2/25/1953                                     | 2/25/1953 | 4/21/1989                                   |
| SOURCE                                 | GW                                            | GW        | GW                                          |
| % of Water Right being retained        | 79.29%                                        | 78.84%    | 18.90%                                      |
| DIVERSION RATE (CFS)                   | 4.03                                          | 2.88      | 0.28                                        |
| DIVERSION VOLUME (AFA)                 | 888.00                                        | 1009.20   | 117.2                                       |
| DIVERSION RATE (Inches)                | 201.39                                        | 143.89    | 14.18                                       |
| INDIVIDUAL ACRE LIMIT                  | 222.00                                        | 252.30    | 29.30                                       |
| Diversion Rate / Acres (in./acre)      | 0.91                                          | 0.57      | 0.48                                        |
| COMBO Diversion Rate / Acres (in./ac.) | 0.91                                          | 0.57      | 0.48                                        |
| COMBINED LIMITS cfs                    | 4.03                                          | 2.88      | 0.28                                        |
| COMBINED LIMITS afa                    | 888.00                                        | 1009.20   | 117.2                                       |
| COMBINED LIMITS acres                  | 222.0                                         | 252.3     | 29.30                                       |

**#16629**

**THE PRUDENTIAL INSURANCE COMPANY OF AMERICA,  
who acquired title as PRUDENTIAL INSURANCE COMPANY OF AMERICA**

**GRANT 4D FARMS, an Idaho General Partnership**  
**Address: 600 North 707 East, RUPERT, ID. 83350**

TOWNSHIP 7 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
MUSKOGEE COUNTY, IDAHO

(1)

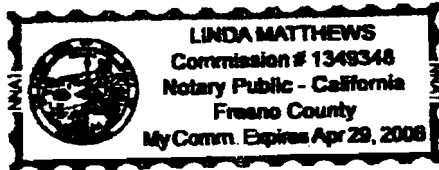
# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Fresno

On November 26, 2002, before me, Linda Matthews, Notary Public, personally appeared R.T. Robertson, personally 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 his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNE my hand and official seal.



Linda Matthews  
Signature of Notary

## CAPACITY CLAIMED BY SIGNER

☒ Corporate Officer

Vice President

Title

## DESCRIPTION OF ATTACHED DOCUMENT

Warranty Deed

TITLE OR TYPE OF DOCUMENT

## SIGNER IS REPRESENTING:

**The Prudential Insurance Company of America**

(Including Notary Acknowledgments)

2

No. of Pages

November 22, 2002

DATE OF DOCUMENT

462426

QUITCLAIM DEED

#16629

For Value Received

THE PRUDENTIAL INSURANCE COMPANY OF AMERICA,  
which acquired title as PURDENTIAL INSURANCE COMPANY OF AMERICA

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

GRANT 4D FARMS, an Idaho General Partnership  
whose address is: 600 North 707 East Rupert, Idaho

Hereinafter called the grantee, the following described premises, in MINIDOKA County, Idaho to-wit:

Water Rights No.36-2198, 36-7932, and 36-2199 over the following described property:

TOWNSHIP 7 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
MINIDOKA COUNTY, IDAHO

SECTION 17: All

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the  
grantee's heirs and assigns forever.

Dated: NOVEMBER 22, 2002

THE PRUDENTIAL INSURANCE COMPANY  
OF AMERICA

BY: R.T. Robertson  
R.T. ROBERTSON, Vice President

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss.

On this \_\_\_\_ day of NOVEMBER, 2002, before me, the undersigned, a Notary Public in and for said State,  
personally appeared R.T. ROBERTSON, known or identified to me to be the VICE PRESIDENT of THE  
PRUDENTIAL INSURANCE COMPANY OF AMERICA 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:  
My Commission expires:

Instrument # 462426  
MINIDOKA COUNTY, RUPERT, IDAHO  
2002-11-29 03:03:04 No. of Pages: 2  
Recorded for : RUPERT LAND TITLE  
DUANE SMITH Fee: 6.00  
Ex-Officio Recorder Deputy

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Fresno

On November 26, 2002, before me, Linda Matthews, Notary Public, personally appeared R.T. Robertson, personally 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 his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



*Linda Matthews*  
Signature of Notary

## CAPACITY CLAIMED BY SIGNER

☒ Corporate Officer

Vice President

Title

## DESCRIPTION OF ATTACHED DOCUMENT

Quitclaim Deed

TITLE OR TYPE OF DOCUMENT

## SIGNER IS REPRESENTING:

**The Prudential Insurance Company of America**

(Including Notary Acknowledgments)

2

No. of Pages

November 22, 2002

DATE OF DOCUMENT

462453

## QUITCLAIM DEED

#NONE

For Value Received

GRANT 4D FARMS, an Idaho General Partnership

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

DUANE R. GRANT AND LAURA A. GRANT, husband and wife

whose address is: 600N 707E R. 24 E. S. 33 T. 10 N. R. 24 E. S. 33 T. 10 N.

Hereinafter called the grantee, the following described premises, in MINIDOKA County, Idaho to-wit:

TOWNSHIP 7 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
MINIDOKA COUNTY, IDAHO

SECTION 17: All

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: NOVEMBER 26, 2002

GRANT 4D FARMS

BY: [Signature]DUANE R. GRANT  
Managing PartnerBY: [Signature]

DOUGLAS E. GRANT

STATE OF IDAHO )  
) SS.  
COUNTY OF MINIDOKA )

Instrument # 462453

MINIDOKA COUNTY, RUPERT, IDAHO  
2002-12-02 03:38:09 No. of Pages: 1  
Recorded for: RUPERT LAND TITLE  
DUANE SMITH Fee: 3.00  
Ex-Officio Recorder Deputy [Signature]On this 26 day of NOVEMBER, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared DUANE R. GRANT AND DOUGLAS E. GRANT, known or identified to me to be the partner or one of the partners in the Partnership of GRANT 4D FARMS, an Idaho General Partnership, and the partner or one of the partners who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said Partnership name.[Signature]  
Notary Public

Residing at: RUPERT, ID.

My Commission expires: 6-20-08

JULIA G. COFFMAN  
NOTARY PUBLIC  
STATE OF IDAHO