

Transfer No. 75441
Receipt No. S030714

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

RECEIVED

1. Applicant Information TRIPLE ACE INC
1800 Z ST
HEYBURN ID 83336
(208)678-8283

FEB 27 2009
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Will this transfer result in an ownership change? No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
36-2060	AJC/License	4.42	1,220.0	305.0	459.0	GROUND WATER
36-2558	AJC/License	3.08	616.0	154.0	459.0	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
36-2060	NO	NO	NO	YES	NO	NO
36-2558	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

Our existing wells are not producing the allowed diversion rate, so we are seeking 3.12 cfs (1400 gpm) from a new well to make up the shortfall. The land will continue to be irrigated as before.

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
36-2060	4.42 cfs	305.0	459.0	1,220.0 af
36-2558	3.08 cfs	154.0	459.0	616.0 af
TOTAL	7.50 cfs		459.0	1,836.0 af

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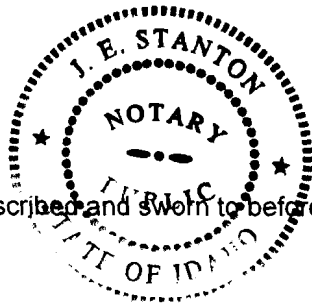
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

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.

Triple Ace Inc.
[Signature]
(Signature of Applicant)

President
(Title or Office)

Subscribed and sworn to before me this 27th day of February, 2009.



[Signature]
(Notary Public)

My commission expires 1-12-2013

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

Current Water Right No. 36-2060

Priority Date: February 03, 1948
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	04/01 10/31	4.42 CFS	1,220.0 AFA	
	Total Diversion	4.42 CFS	1,220.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NWNENW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NENESW	Sec. 16 Twp 09S	Rge 22E	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	
09S 22E 16	38.0	39.0	40.0	38.0	39.0	38.0	38.0	39.0					38.0	35.0	39.0	38.0	459.0

Total Acres: 459

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-02558 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.50 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1836 AF.
2. 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.

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3. USE OF THIS RIGHT WITH RIGHT NO. 36-02558 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 459 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 305 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. RIGHT NO. 36-02558 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Documentation of Ownership of the Current Place of Use

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

NO

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

N/A

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

NO

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

Current Water Right No. 36-2558

Priority Date: December 14, 1962
 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	04/01 10/31	3.08 CFS	616.0 AFA	
	Total Diversion	3.08 CFS	616.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NWNENW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NENESW	Sec. 16 Twp 09S	Rge 22E	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	
09S	22E	16	38.0	39.0	40.0	38.0	39.0	38.0	38.0	39.0					38.0	35.0	39.0	38.0	459.0

Total Acres: 459

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-02060 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.50 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1836 AF.
2. 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.

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3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 154 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 36-02060 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 459 ACRES IN A SINGLE IRRIGATION SEASON.
4. RIGHT NO. 36-02060 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Documentation of Ownership of the Current Place of Use

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

NO

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

N/A

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 3A**

Proposed Water Right No. 36-2060

Priority Date: February 03, 1948

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	04/01 10/31	4.42 CFS	1,220.0 AFA	
	Total Diversion	4.42 CFS	1,220.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NWNENW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	SENW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NENESW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County

Describe the proposed diversion system

Point of Diversion # 1 Existing well, motor, pump, mainline to sprinklers
 Point of Diversion # 2 Existing well, motor, pump, mainline to sprinklers
 Point of Diversion # 3 New well to be drilled, motor and pump to be installed, mainline to sprinklers
 Point of Diversion # 4 Existing well, motor, pump, mainline to sprinklers

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	
09S	22E	16	38.0	39.0	40.0	38.0	39.0	38.0	38.0	39.0					38.0	35.0	39.0	38.0	459.0

Total Acres: 459

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

Proposed Water Right No. 36-2558

Priority Date: December 14, 1962

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	04/01 10/31	3.08 CFS	616.0 AFA	
	Total Diversion	3.08 CFS	616.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NWNENW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	SENW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	NENESW	Sec. 16 Twp 09S	Rge 22E	MINIDOKA County

Describe the proposed diversion system

Point of Diversion # 1 Existing well, motor, pump, mainline to sprinklers
 Point of Diversion # 2 Existing well, motor, pump, mainline to sprinklers
 Point of Diversion # 3 New well to be drilled, motor and pump to be installed, mainline to sprinklers
 Point of Diversion # 4 Existing well, motor, pump, mainline to sprinklers

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	
09S 22E 16	38.0	39.0	40.0	38.0	39.0	38.0	38.0	39.0	38.0	35.0	39.0	38.0	38.0	35.0	39.0	38.0	459.0

Total Acres: 459



POD

POD

T75441 Triple Ace

New Well

POD

No. C 93607	Due no later than October 31, 2008 Annual Report Form		2. Registered Agent and Office NO PO BOX
Return to: SECRETARY OF STATE 450 NORTH FOURTH STREET PO BOX 83720 BOISE, ID 83720-0080	1. Mailing Address - Correct in this box, if applicable TRIPLE ACE, INC. RUSSELL V. PATTERSON 1800 Z STREET HEYBURN, ID 83336		RUSSELL V. PATTERSON 1800 Z STREET HEYBURN, ID 83336
NO FILING FEE IF RECEIVED BY DUE DATE		3. New Registered Agent Signature	
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.			
Office held	Name	Street or P.O. Address	City State Zip
President	Russell V. Patterson	1800 Z St Heyburn	ID 83336
Secretary	Lisa E. Patterson	1800 Z St Heyburn	ID 83336
5. Organized Under the Laws of:		6. Signature	
IDAHO C 93607		Lisa Patterson Date 10-23-08	
		Name (Typed or Printed)	
		USA PATTERSON Title Sec.	

Issued 08/06/2008

Do Not Tape or Staple

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