

Transfer No. 74212

Receipt No. 5030297

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

1. Applicant Information SALLY FIFE
145 E 800 N
RUPERT ID 83350
(208)532-4168

And

G BRAD FIFE
145 E 800 N
RUPERT ID 83350
(208)312-1447

And

BROCK FIFE
145 E 800 N
RUPERT ID 83350
(208)532-4168

And

JENNIFER FIFE
145 E 800 N
RUPERT ID 83350
(208)532-4168

RECEIVED

JUL 15 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Will this transfer result in an ownership change? Yes

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

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
36-2175	WR/Decreed	5.66	1,256.0		314.0	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
36-2175	YES	NO	NO	YES	YES	YES

Describe the reason for the proposed changes

Land will be dried up to provide water for a dairy to be built on the same ground. Two new wells will be drilled to provide water for the dairy. The dairy will cover more land than what is being dried up under this transfer.

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

Waste water will be ponded and land applied thru sprinklers as required by the nutrient-management plan.

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

Irrigation will be reduced as required to provide water for the dairy.

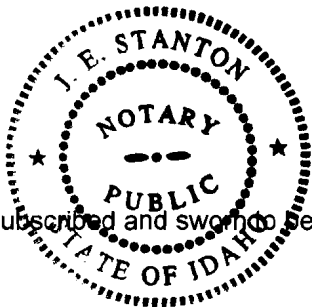
5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
36-16529	1.81 cfs			266.0 af
TOTAL	1.81 cfs			266.0 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.



G. Brando
(Signature of Applicant)

Valley Pipe
(Title or Office)

Subscribed and sworn to before me this 15th day of July, 2008.

J. E. Stanton
(Notary Public)

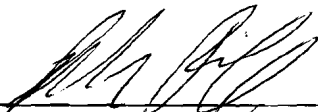
My commission expires 1-12-2013

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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.

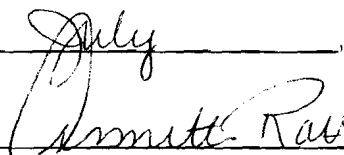


(Signature of Applicant)

Owner

(Title or Office)

Subscribed and sworn to before me this 17th day of July, 2008.



(Notary Public)

My commission expires 8-4-2008

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

Current Water Right No. 36-2175

Priority Date: July 15, 1952

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	3/15 11/15	5.66 CFS	1,256.0 AFA	
	Total Diversion	5.66 CFS	1,256.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NESWNW Sec. 21 Twp 07S Rge 23E LINCOLN 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	
07S	23E	21					39.0	39.0	38.0	40.0	40.0	39.0	39.0	40.0					314.0

Total Acres: 314

Conditions/Remarks:

- 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.

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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?

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

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

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

Proposed Water Right No. 36-16529

Priority Date: July 15, 1952

Origin:

Basis: Decreed

Status: Pending
Transfer**Source:** GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	01/01 12/31	1.81 CFS	266.0 AFA	Dairy
STOCKWATER	01/01 12/31	1.81 CFS	266.0 AFA	
Total Diversion		1.81 CFS	266.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWNWSW Sec. 21 Twp 07S Rge 23E LINCOLN County

GROUND WATER NWNWSW Sec. 21 Twp 07S Rge 23E LINCOLN County

Describe the proposed diversion system

Point of Diversion # 1 New well to be drilled, motor & pump to be installed, mainlines to barn & corrals

(north well in tract)

Point of Diversion # 2 New well to be drilled, motor & pump to be installed, mainlines to barn & corrals

(south well in tract)

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S 23E 21										X							

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S 23E 21							X	X	X	X							

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

PORTION OF RIGHT No. 36-2175 BEING TRANSFERRED

Priority Date: July 15, 1952

Origin:

Basis: Decreed

Status: Pending
Transfer**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	1.81 CFS	401.6 AFA	
	Total Diversion	1.81 CFS	401.6 AFA	

Source and Point(s) of Diversion:

GROUND WATER NESWNW Sec. 21 Twp 07S Rge 23E LINCOLN County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
07S	23E	21							38.0	40.0	22.4								100.4

Total Acres: 100.4

Storage Requirements Precipitation Events.....	401,850	1,309,733	1,711,583	Cu Ft
Total Area Contributing Runoff.....	3,572,000	Sq Ft or	82.0	Acres
Total Manure Stored as a Liquid.....			73,991	Cu Ft
Process Water and Manure Stored.....			2,341,766	Cu Ft
Total Storage Needed.....			4,127,340	Cu Ft

WARRANTY DEED

For Value Received

#EC-1610

#L-37229

Orlo H. Maughan and Laurel W. Maughan as Trustees of the Orlo H. Maughan Family Revocable Trust

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

G. Brad Fife and Sally Fife, husband and wife AND Brock Fife and Jennifer Fife, husband and wife
Address: 145 East 800 North
Rupert, ID 83350

Hereinafter called the Grantee, the following described premises situated in Lincoln County, Idaho, to-wit:

TOWNSHIP 7 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 21: W½

EXCEPTING THEREFROM the West 30 feet of said W½, conveyed to the Kimama Highway District No. 6, by Warranty Deed recorded August 27, 1987, as Instrument Number 151333, Lincoln County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Water Right Nos. 36-2175 and 36-10008.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2008 and subsequent years.

Assessments levied, or to be levied, by Magic Valley Ground Water District.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: January 22, 2008

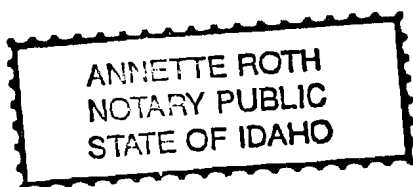
Orlo H. Maughan Family Revocable Trust

BY: Orlo H. Maughan
Orlo H. Maughan, Trustee

BY: Laurel W. Maughan
Laurel W. Maughan, Trustee

STATE OF IDAHO)
) ss.
COUNTY OF Cassia

On this 22 day of January, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Orlo H. Maughan and Laurel W. Maughan, known or identified to me to be the persons whose names are subscribed to the within instrument as Trustees of the Orlo H. Maughan Family Revocable Trust, and acknowledged to me that they executed the same as such Trustees.



Annette Roth
Notary Public
Residing at: Rupert, Idaho
My Commission expires: 8-4-2011