

RECEIVED

Page 1

SEP 27 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Transfer No. 74110

Receipt No. 5029753

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

1. Applicant Information 7 U D RANCHES INC
PO BOX 177
ROCKLAND ID 83271
(208)548-2261

Will this transfer result in an ownership change? _____ Yes X No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
41-8F	WR/Decreed	1.41			112.0	ROCK CREEK
41-10265	WR/Beneficial Use	1.41			112.0	ROCK CREEK

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
41-8F	NO	NO	YES	NO	NO	NO
41-10265	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

This transfer changes the place of use for 9.4 acres because a partial center pivot is being added to the system and picks up the additional acreage. The ground being dried up are areas beyond the proposed pivot and two other pivots already installed.

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
41-8F	1.41 cfs		112.0	
41-10265	1.41 cfs		112.0	
TOTAL	2.82 cfs		112.0	

Transfer No. 74110
Receipt No. _____

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.

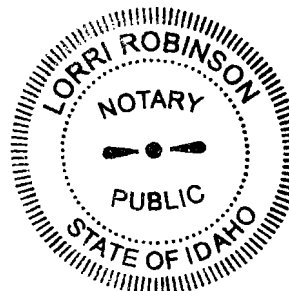
74D Ranches by Irene Nelson
(Signature of Applicant)

Partner
(Title or Office)

Subscribed and sworn to before me this 25 day of September, 2007.

Lorri Robinson
(Notary Public)

My commission expires 7-23-2010



Transfer No. 74110

Receipt No. _____

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

Current Water Right No. 41-8F

Priority Date: October 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: SOUTH FORK ROCK CREEK **Tributary:** ROCK CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	1.41 CFS		
	Total Diversion	1.41 CFS		

Source and Point(s) of Diversion:

SOUTH FORK ROCK CREEK NENENW Sec. 33 Twp 10S Rge 31E POWER 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			
10S	31E	28							5.0				11.0	35.0	1.0	12.0					64.0
10S	31E	29															26.0	22.0			48.0

Total Acres: 112

Conditions/Remarks:

- the quantity listed above shall be measured at the point of diversion listed for this right by means of a measuring box of the type and dimensions decreed by in re Houtz et al (Oneida county, sixth judicial district court, June 6, 1903). Any change in the method of measurement shall constitute a change in the point of diversion requiring approval by the Idaho department of water resources as a transfer pursuant to I.C. section 42-222.
- Use of this right with right no. 41-10265 is limited to the irrigation of a combined total of 112.0 acres 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.

Documentation of Ownership of the Current Place of Use

The applicant is also the current owner of record.

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

The ground will not be irrigated

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. 74110

Receipt No. _____

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

Current Water Right No. 41-10265

Priority Date: April 01, 1909

Origin: Water Right

Basis: Decreed

Status: Active

Source: SOUTH FORK ROCK CREEK **Tributary:** ROCK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	1.41 CFS		
	Total Diversion		1.41 CFS		

Source and Point(s) of Diversion:

SOUTH FORK ROCK CREEK NENENW Sec. 33 Twp 10S Rge 31E POWER 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	
10S 31E 28							5.0		11.0	35.0	1.0	12.0					64.0
10S 31E 29													26.0	22.0			48.0

Total Acres: 112

Conditions/Remarks:

- the quantity listed above shall be measured at the point of diversion listed for this right by means of a measuring box of the type and dimensions decreed by in re Houtz et al (Oneida county, sixth judicial district court, June 6, 1903). any change in the method of measurement shall constitute a change in the point of diversion requiring approval by the Idaho department of water resources as a transfer pursuant to I.C. section 42-222.
- Use of this right with right no. 41-00008f is limited to the irrigation of a combined total of 112.0 acres 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.

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

The ground will no longer be irrigated

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. 74110

Receipt No. _____

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

Proposed Water Right No. 41-8F

Priority Date: October 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: SOUTH FORK ROCK CREEK **Tributary:** ROCK CREEK

<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	1.41 CFS		
	Total Diversion	1.41 CFS		

Source and Point(s) of Diversion:

SOUTH FORK ROCK CREEK NENENW Sec. 33 Twp 10S Rge 31E POWER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION DAM & HEADGATE, VIA ADSHEAD DITCH pumping out of ditch to pivots

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	
10S 31E 28							5.0		11.0	34.0	2.8	10.8					63.6
10S 31E 29													26.0	20.0		2.4	48.4

Total Acres: 112

Transfer No. 74110

Receipt No. _____

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

Proposed Water Right No. 41-10265

Priority Date: April 01, 1909

Origin: Water Right

Basis: Decreed

Status: Active

Source: SOUTH FORK ROCK CREEK **Tributary:** ROCK CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	1.41 CFS		
	Total Diversion	1.41 CFS		

Source and Point(s) of Diversion:

SOUTH FORK ROCK CREEK NENENW Sec. 33 Twp 10S Rge 31E POWER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION DAM & HEADGATE, VIA ADSHEAD DITCH

PLACE OF USE: IRRIGATION

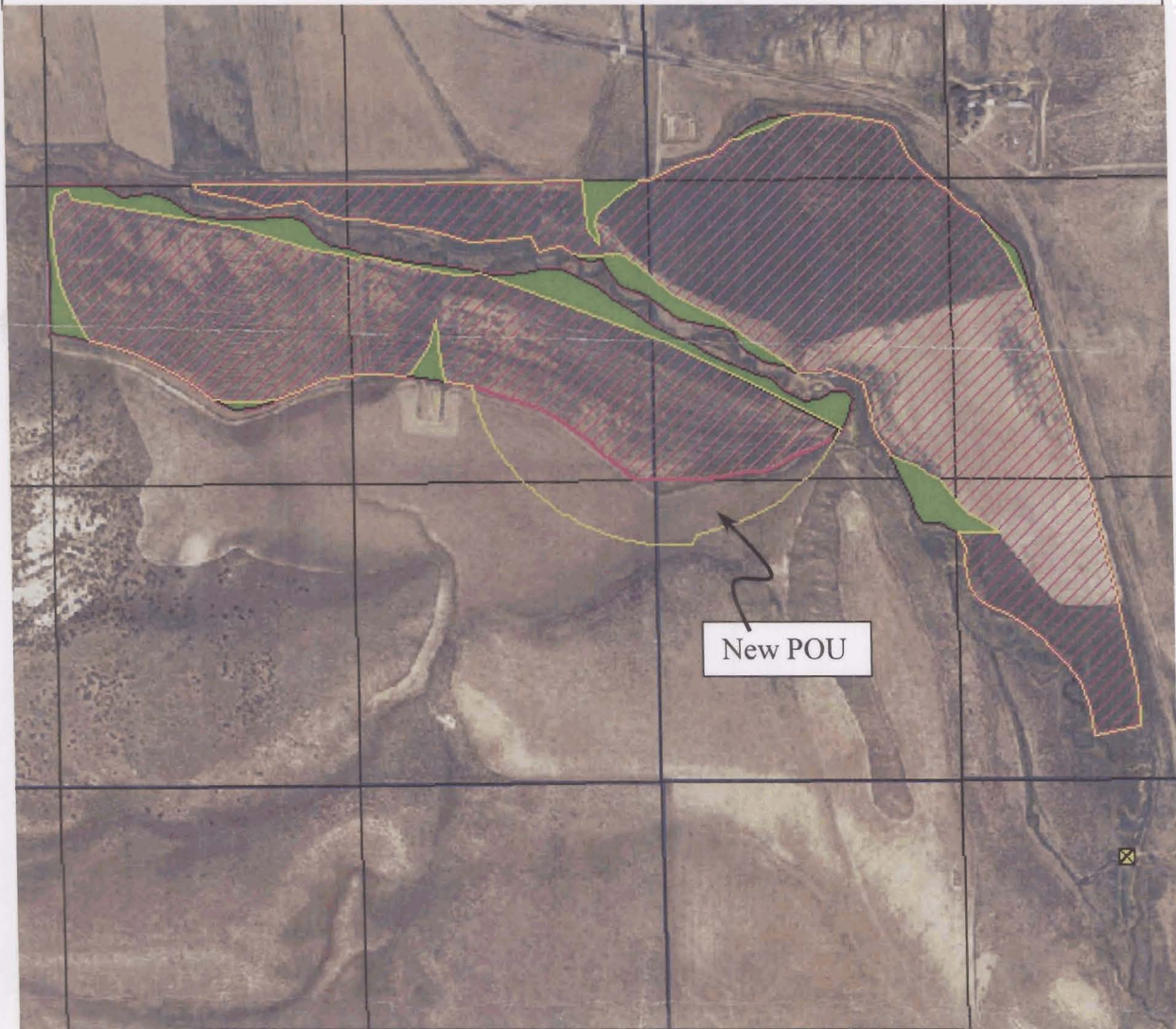
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S 31E 28							5.0		11.0	34.0	2.8	10.8					63.6
10S 31E 29													26.0	20.0		2.4	48.4

Total Acres: 112

41-8F & 41-10265

Twp 10S, Rng 31E, Sec 28 and 29

2004 aerial 1 photo



- Ground to be dried up
- Historic irrigated ground continuing to be irrigated



CERTIFICATE OF ASSUMED BUSINESS NAME

(Please type or print legibly. See instructions on reverse.)

FILED

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-504, Idaho Code, the undersigned gives notice of adoption of an Assumed Business Name.

99 APR -8 PM 2:39
SECRETARY OF STATE
IDAHO

1. The assumed business name which the undersigned use(s) in the transaction of business is:

7 U-D RANCHES

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

<u>Name</u>	<u>Complete Address</u>
See Attached	

3. The general type of business transacted under the assumed business name is:
(mark only those that apply)

☐ Retail Trade	☐ Manufacturing	☐ Transportation and Public Utilities
☐ Wholesale Trade	☒ Agriculture	☐ Finance, Insurance, and Real Estate
☐ Services	☐ Construction	☐ Mining

4. The name and address to which future correspondence should be addressed: Phone number (optional):

7 U-D RANCHES
PO Box 177
Rockland, ID 83271

5. Name and address for this acknowledgment copy is (if other than # 4 above):

Signature: Richard G. Nelson

Printed Name: Richard G. Nelson

Capacity: Partner

(see instruction # 8 on back of form)

Submit Certificate of
Assumed Business
Name and \$20.00 fee to:

Secretary of State
700 West Jefferson
Basement West
PO Box 83720
Boise ID 83720-0080
208 334-2301

Secretary of State, Idaho
IDAHO SECRETARY OF STATE

04/08/1999 09:00
Ct: 1629 CT: 91154 IN: 205476

10 20.00 = 20.00 ASSUM NAME # 2

D24874

Revision 1/95

g:\compforms\latr.pds

Name

Complete Address

Lela M. Nelson

PO Box 177, Rockland, ID 83271

Arthur Gene Nelson

PO Box 177, Rockland, ID 83271

Danny Ray McHargue

PO Box 177, Rockland, ID 83271

Lorraine McHargue

PO Box 177, Rockland, ID 83271

Jill Nelson

PO Box 177, Rockland, ID 83271

Richard G. Nelson

PO Box 335, Rockland, ID 83271

99 APR -8 PM 2:39
STATE OF IDAHO