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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 74195

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Michael C & Jennifer D Arave Phone (208) 357-3655
Post Office address PO BOX 12 Shelley, ID 83274

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other Land has been subdivided and applicant(s) have purchased
2. Describe the reason for the proposed changes Lot 4 Block 1 of Cox Mountainview Estates.

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

1. Right Number 27-11990 Priority 09/11/1974 Amount 0.09 cfs Nature of Use IRRIGATION Period of Use 03/15 to 11/15

2. Total amount of water being transferred 0.09 cubic feet per second and/or 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
		SE	SE	9	01S	37E	Bingham	

5. Lands irrigated or place of use: AKA Lot 4 Block 1 Cox Mountain Estates

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	
01S	37E	9																5.0	5.0

Total acres 5.0

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APR 03 2006

Department of Water Resources
Eastern Region

74195

PART 1

6. General Information:

a. Description of diversion system Well pump mainline to irrigation system for Lot 4 Block 1 Cox Mountain Estates

☒ 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:

No change

d. Remarks:

Applicant purchased Lot 4 Block 1 Cox Mountain Estates

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 _____, 19 _____

02/03/2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 27-11990

WATER RIGHT NUMBER: 27-11990

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	EMMETT R NULPH
Current Owner	BYARD COX 3775 N YELLOWSTONE HWY IDAHO FALLS, ID 83401 (208)529-6679

Priority Date: 09/11/1974

Basis: License

Status: Active

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.720 CFS	133.00 AF
	<u>Total Diversion:</u>	0.720 CFS	133.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 9,Twp 01S,Rge 37E, B.M.	BINGHAM County
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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	
01S 37E 9																38.0	38.0

Total Acres: 38

Conditions of Approval:

1. P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 27-7044.
2. RIGHT 27-7044 WAS SPLIT AND THIS CLAIM WAS AMENDED TO MATCH THE PORTION OF THE SPLIT, 2/23/04 CB.

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 2/17/2004
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

PART 2

Sugar Nc

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 0.09 cfs for Irrigation purposes from 03/15 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	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	SE	SE	NE	9	01S	37E	BINGHAM	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	37E	9																5.0	5.0

Total Acres 5.0

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

The remaining portion(s) has been filed on in other transfers.

(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

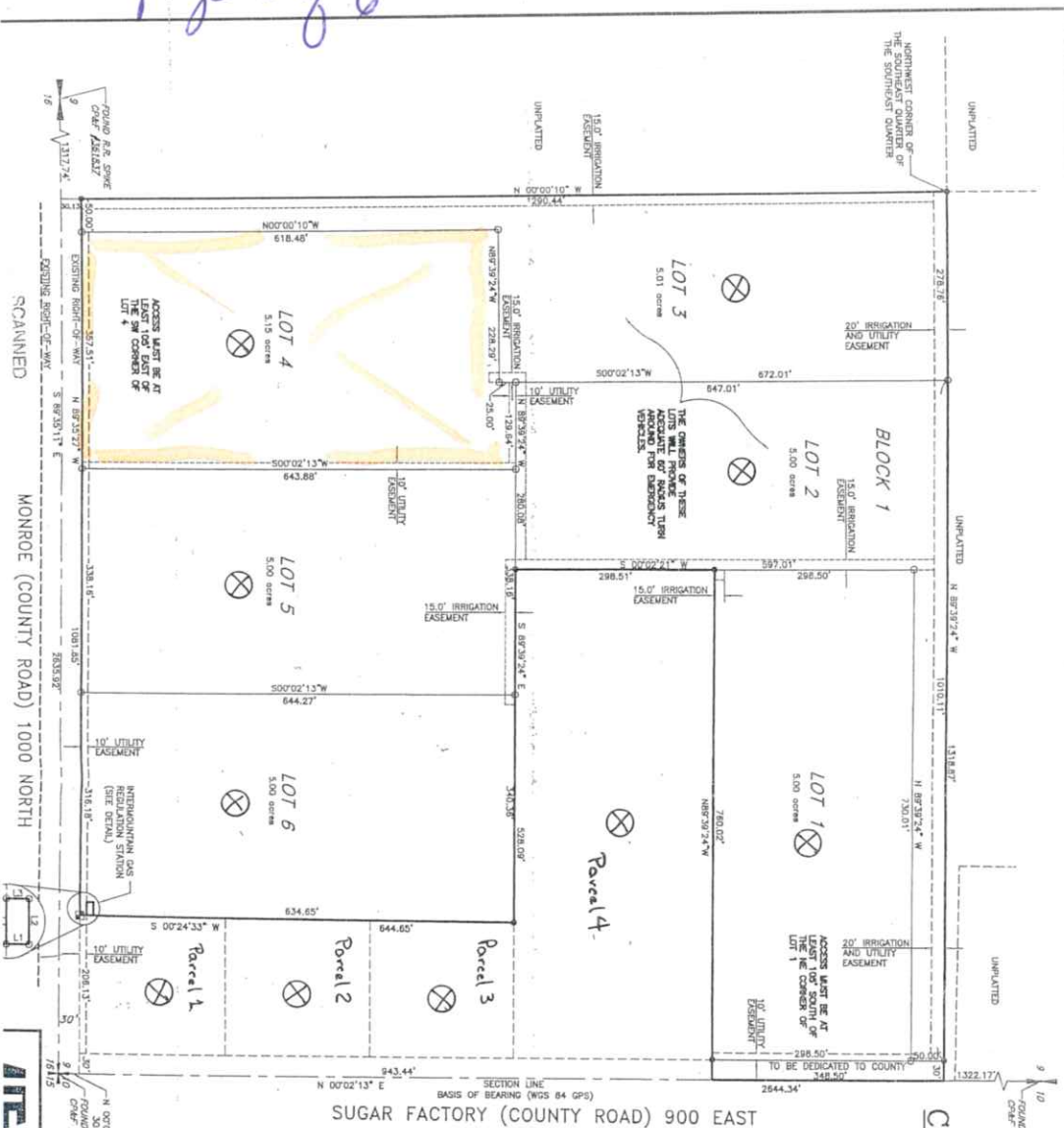
3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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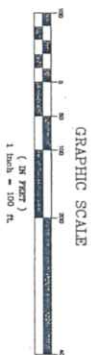
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COX MOUNTAINVIEW ESTATES

DIVISION NO. 1
A PART OF THE SOUTHEAST QUARTER OF
SECTION 9, TOWNSHIP 1 SOUTH, RANGE 37 EAST,
B.M., BINGHAM COUNTY, IDAHO

LINE TABLE		
LINE	LENGTH	BEARING
L1	10.00	S00°2'43"E
L2	20.00	N89°35'27"W
L3	10.80	S00°2'43"E
L4	20.00	N89°35'27"W



LEGEND

- _____ Boundary Line
 _____ Right-of-Way Line
 _____ Centerline
 _____ Lot Line
 _____ Section Line
 _____ Easement Line

NOTE: Utility Easements 10' wide along all street frontages.

SCANNED

MONROE (COUNTY ROAD) 1000 NORTH

15

HARPER-LEAVITT ENGINEERING, INC.

SHEET 1 of 2

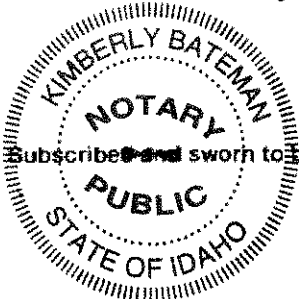
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PART 3

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.



Kimberly Aram
(Signature of Applicant)
3rd day of April, 2006

Kimberly Bateman
(Notary Public)

My commission expires 1/26/2010

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee 100.00 EO31743

Receipted by SL Date 4/3/06 EO31742 - upgrade drilling permit

Published in Morning News 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 _____

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

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

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)

Subscribed and sworn to before me this _____

day of _____

, 19 _____

2007

(Notary Public)

My commission expires _____

July 24, 2013

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____

Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

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 _____

554938 **WARRANTY DEED**

3020507190-S

BYARD A. COX and SHIRLEY A. COX, husband and wife, as GRANTOR,
 for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
MICHAEL C. ARAVE and JENNIFER D. ARAVE, husband and wife, as GRANTEE,
 whose address is 1270 Diamond Circle, Idaho Falls ID 83406, and Grantee's successors and assigns, all of the following described real property, to-wit:

Lot 4, Block 1 of Cox Mountainview Estates, Division No. 1, Bingham County, Idaho according to the recorded plat thereof.

SUBJECT TO the 2005 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: June 17, 2005

Byard A. Cox

Shirley A. Cox

STATE OF IDAHO)

) ss

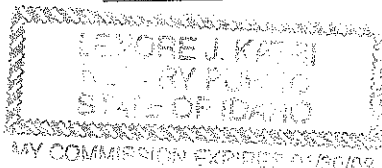
COUNTY OF Bonneville)

On June 17, 2005, before me, the undersigned, personally appeared
 Byard A. Cox and Shirley A. Cox

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public for the State of Idaho

Commission Expiration Date: _____



554938

RECORDED IN THE REQUEST
 2005 JUN 24 PM 4:11
 FILE 5-DEP-4
 AMERICAN TITLE & TRUST
 BLANKFORD IDAHO

AmeriTitle

ATTACHMENT

T 74195
 1 OF 2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

APR 03 2006

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
27-11990					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

3. Name and Address of Former Owner/Claimant(s)

BYARD COX, 3775 Yellowstone Hwy
Idaho Falls, Id 83401

4. New Owner/Claimant(s)

Michael C & Jennifer Arave

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 12

City, State and ZIP Code

Shelley Idaho 83274

New Telephone Number

(208) 357-3055

5. Date you acquired the property

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>27-11990</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc).
Irrigation	<u>0.09 cfs</u>	
Total	<u>0.09 cfs</u>	

7. Signature of New Owner(s) or Claimant(s)
 (include title if applicable)

Jennifer Arave

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	Date _____	WR _____

T 74195
ATTACHMENT 2 OF 2