

RECEIVED**JUN - 5 2002**

Department of Water Resources

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Transfer No. 69699

Receipt No. S024608

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

1. Applicant Information ROOST POTATO CO
1440 E 750 S
EDEN ID 83325
(208)825-5322

Will this transfer result in an ownership change? _____ Yes ___N___No

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

	Origin/Basis	Rate	Volume	Acres	Total	Source
36-7554	WR/Decreed	5.35 cfs	1280.0 af	320.0		GROUND WATER
36-7829	WR/Decreed	4.80 cfs	964.0 af	241.0		GROUND WATER
36-2324	WR/Decreed	1.20 cfs	240.0 af	60.0		GROUND WATER
36-15152	AJC/Beneficial Use	0.08 cfs	16.0 af	4.0		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
36-7554	NO	NO	YES	NO	NO	NO
36-7829	NO	NO	YES	YES	NO	NO
36-2324	NO	YES	YES	YES	NO	NO
36-15152	NO	YES	YES	YES	NO	NO

Describe the reason for the proposed changes

Describe existing ppu in Sec. 36, which has not been recognized in the SRBA. Allow us to legally use either irrigation well anywhere on the property.

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	Acres	Total	Volume
36-7554	5.35 cfs	320.0	633.0	1280.0 af
36-2324	1.20 cfs	60.0	633.0	240.0 af
36-7829	4.80 cfs	241.0	633.0	964.0 af

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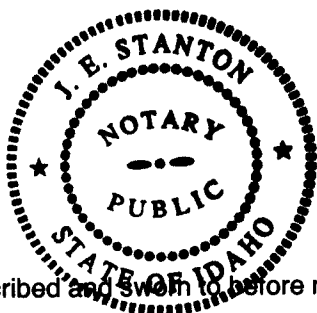
36-15152	0.08 cfs	4.0	633.0	16.0 af
TOTAL	6.55 cfs	625.0	633.0	2,500.0 af

Transfer No. 69699

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.



Justin Jones Co-Manager
(Signature of Applicant)

V.P. Root Potato Co.
(Title or Office)

Subscribed and sworn to before me this 15th day of February, 2002.

J. E. Stanton
(Notary Public)

My commission expires 10-25-2006

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

Current Water Right No. 36-7554

Priority Date: 07/05/1975

Origin:

Basis: Decreed

Status: Closed

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	4/01	10/31	5.35 CFS	1,280.0 AFA	
	Total Diversion		5.35 CFS	1,280.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	20E	36	SWSENW		JEROME
GROUND WATER	08S	20E	36	SWSESE		JEROME

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</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>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08S	20E	36	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0

Total Acres: 320

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-07829 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.35 CFS.
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.
3. 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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4. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OR POINTS OF DIVERSION DESCRIBED ABOVE: 36-02324, 36-07829 AND 36-15152.

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 affect 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?

Transfer No. 69699
Receipt No.S024608

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

Current Water Right No. 36-2324

Priority Date: 04/24/1957
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>
DOMESTIC	1/01	12/31	0.04 CFS	1,280.0 AFA	
IRRIGATION	4/01	10/31	1.20 CFS	1,280.0 AFA	
Total Diversion			1.20 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	09S	19E	28	NESENW		JEROME

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</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>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
09S	19E	28			24.0	40.0													64.0

Total Acres: 64

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT 36-15152 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.20 CFS AND TO A TOTAL COMBINED ANNUA DIVERSION VOLUME OF 256 AF.
2. THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. USE OF THIS RIGHT WITH RIGHT 36-15152 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 64 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. THE QUANTITY OF WATER DECREEED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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5. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-15152.
RIGHT NO. 36-15152 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use

Tax Notice

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

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

No actual change in irrigated land. T. 3912 moved this right to Sec. 36 in 1992, but has not been recognized in SRBA. This application ties all the rights in Sec. 36 together to recognize existing ppu.

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 2**

Current Water Right No. 36-7829

Priority Date: 11/09/1978

Origin:

Basis: Decreed

Status: Closed

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	4.80 CFS	964.0 AFA	
	Total Diversion		4.80 CFS	964.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	20E	36	SWSE	NW	JEROME

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</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>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08S	20E	36	16.0	40.0	27.0						40.0	40.0	40.0	38.0					241.0

Total Acres: 241

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO 36-07554 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.35 CFS.
2. 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.
3. RIGHT NO. 36-07554 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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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?

NO

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

No actual change in irrigated land.

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 2**

Current Water Right No. 36-15152

Priority Date: 08/30/1984
Origin: Adjudication Claim
Basis: Beneficial Use
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	0.08 CFS	964.0 AFA	
	Total Diversion	0.08 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	09S	19E	28	NESENW		JEROME

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</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>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
09S	19E	28			24.0	40.0													64.0

Total Acres: 64

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-02324 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.20 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 256 AF.
2. THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
3. USE OF THIS RIGHT WITH RIGHT NO. 36-02324 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 64 ACRES IN A SINGLE IRRIGATION SEASON.
4. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 36-02324 PURSUANT TO SECTION 42-1426, IDAHO CODE.

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5. RIGHT NO. 36-02324 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

Documentation of Ownership of the Current Place of Use

Tax Notice

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

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

No actual change in present p/u. T. 3912 moved this right to Sec. 36 in 1992, but has not been recognized in SRBA. This application ties all rights in Sec. 36 together by describing existing ppu.

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. 36-7554

Priority Date: 07/05/1975
Origin: Water Right
Basis: Beneficial Use
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	5.35 CFS	1,280.0 AFA	
Total Diversion		5.35 CFS	1,280.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	20E	36	SWSENW		JEROME
GROUND WATER	08S	20E	36	SWSESE		JEROME

Describe the proposed diversion system

Point of Diversion # 1 WELL, PUMP & SPRINKLERS.
Point of Diversion # 2 WELL, PUMP & SPRINKLERS.

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</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>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08S	20E	36	40.0	36.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	38.0	633.0

Total Acres: 633

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

Proposed Water Right No. 36-2324

Priority Date: 04/24/1957
Origin: Water Right
Basis: Beneficial Use
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	03/15 11/15	1.20 CFS	240.0 AFA	
Total Diversion		1.20 CFS	240.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	20E	36	SWSENW		JEROME
GROUND WATER	08S	20E	36	SWSESE		JEROME

Describe the proposed diversion system

Point of Diversion # 1 WELL, PUMP & SPRINKLERS.
Point of Diversion # 2 WELL, PUMP & 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	
08S	20E	36	40.0	36.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	38.0	633.0

Total Acres: 633

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

Proposed Water Right No. 36-7829

Priority Date: 11/09/1978
Origin: Water Right
Basis: Beneficial Use
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	4.80 CFS	964.0 AFA	
	Total Diversion	4.80 CFS	964.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	20E	36	SWSENW		JEROME
GROUND WATER	08S	20E	36	SWSESE		JEROME

Describe the proposed diversion system

Point of Diversion # 1 WELL, PUMP & SPRINKLERS.
Point of Diversion # 2 WELL, PUMP & 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	
08S	20E	36	40.0	36.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	38.0	633.0

Total Acres: 633

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

Proposed Water Right No. 36-15152

Priority Date: 08/30/1984
Origin: Adjudication Claim
Basis: Beneficial Use
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	03/15 11/15	0.08 CFS	16.0 AFA	
	Total Diversion	0.08 CFS	16.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	20E	36	SWSENW		JEROME
GROUND WATER	08S	20E	36	SWSESE		JEROME

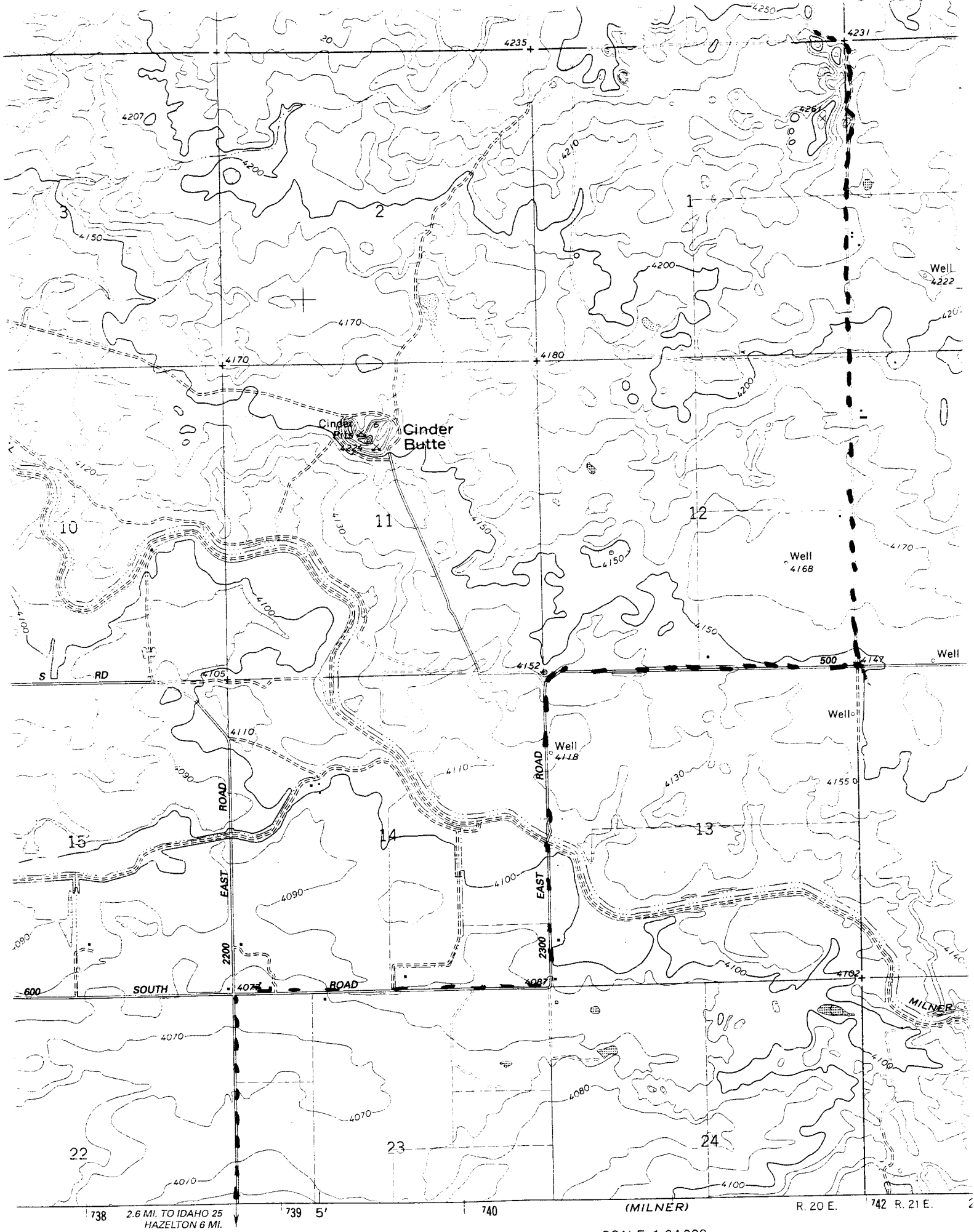
Describe the proposed diversion system

Point of Diversion # 1 WELL, PUMP & SPRINKLERS.
Point of Diversion # 2 WELL, PUMP & SPRINKLERS.

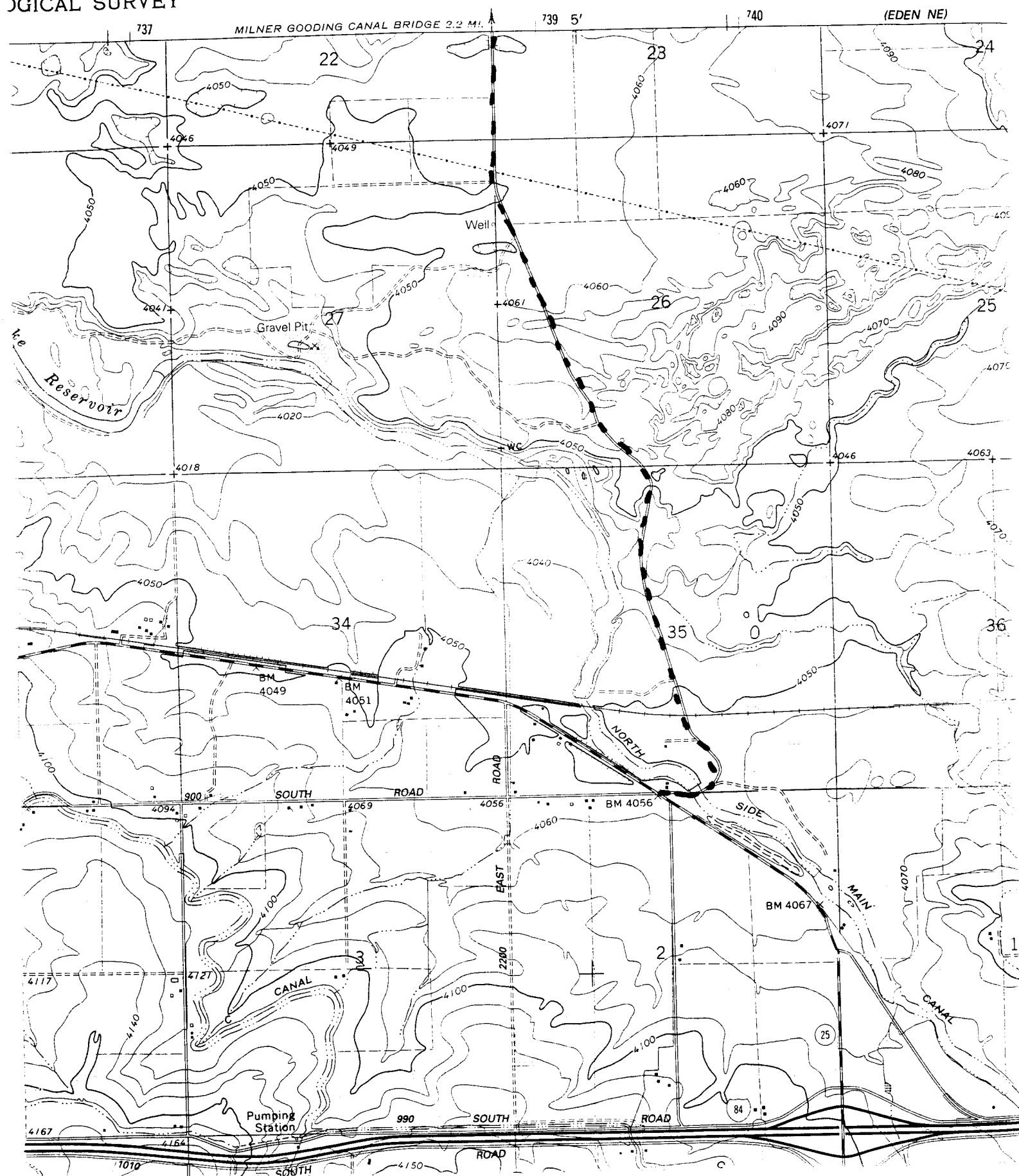
PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 20E 36	40.0	36.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	38.0	633.0

Total Acres: 633



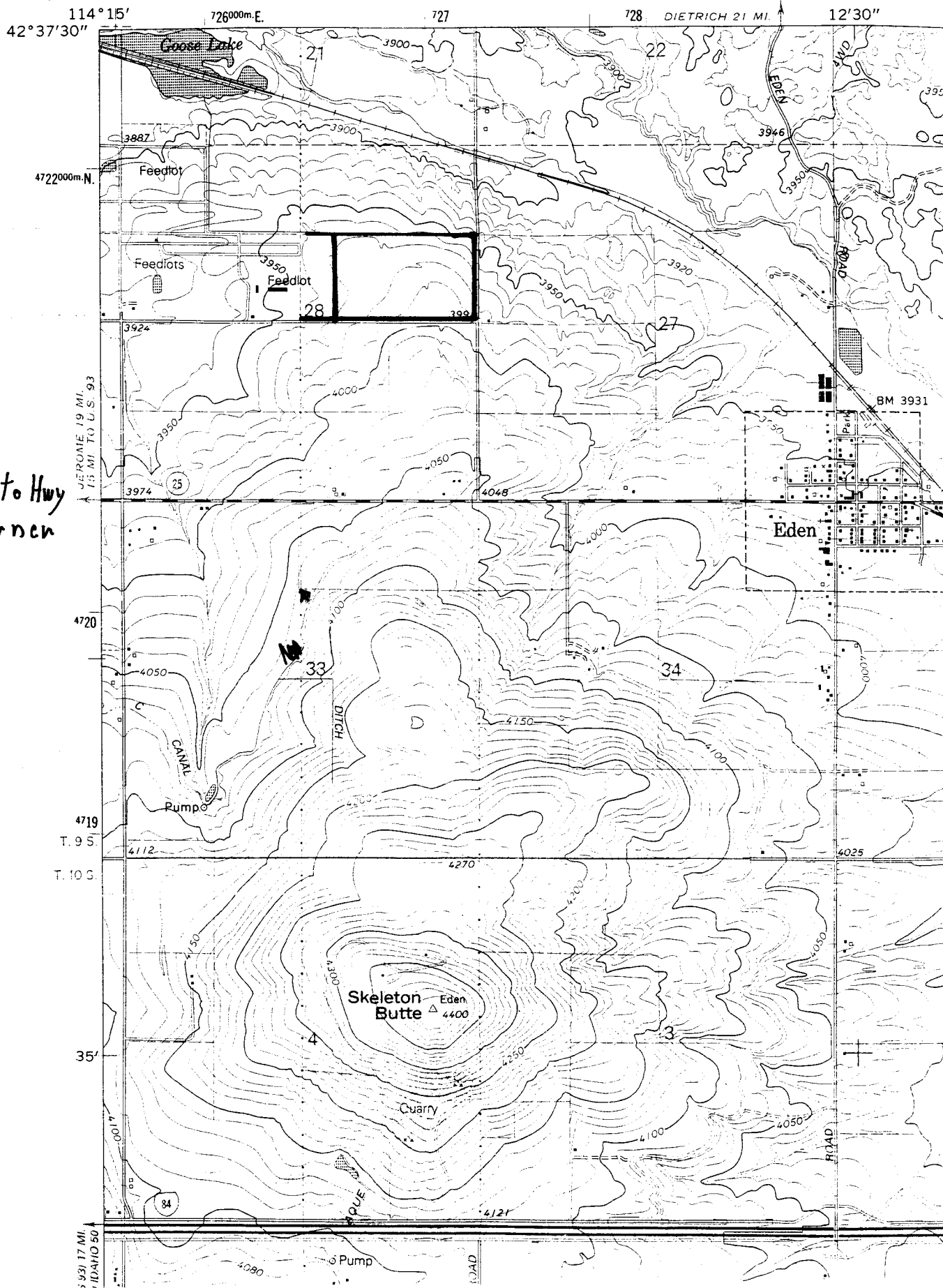
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



T69699

3189 II NE
(TWIN FALLS NE)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



1 mile to Hwy
50 corner

Transferred to
Twin Falls Co
11/98

T69699

1
135⁴_{HEI}

3
39⁴_{HEI}

6
9⁴_{HEI}

5
19⁴_{HEI}

4
5⁴_{HEI}

3
64¹_{HEI}

5
74²_{HEI}

6
78¹_{HEI}

T282
984

T6270
2576

8
95⁴_{HEI}

7
65¹_{HEI}

2
5²_{HEI}

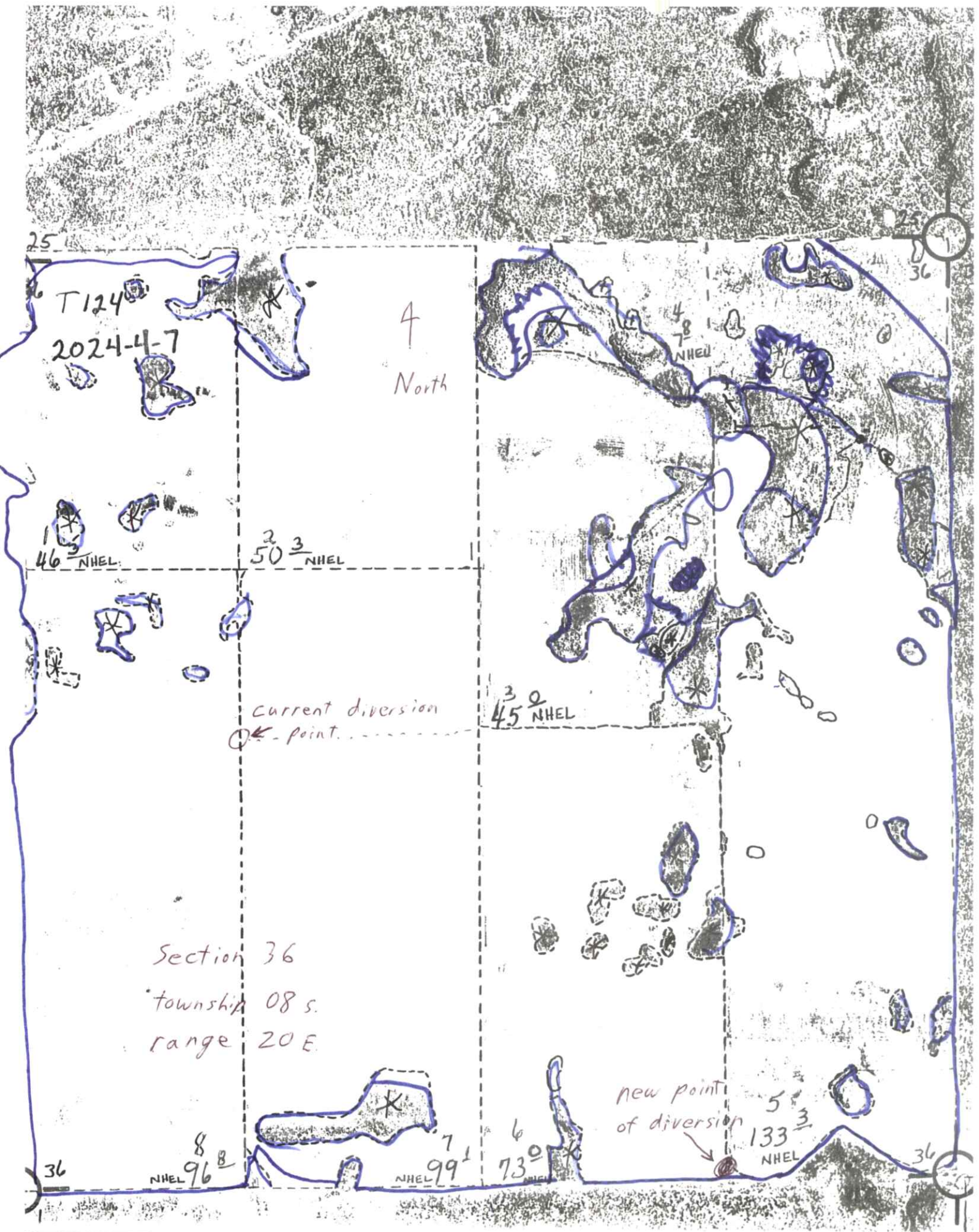
3
8²_{HEI}

5
17¹_{HEI}

1
34¹_{HEI}

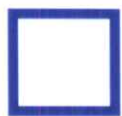
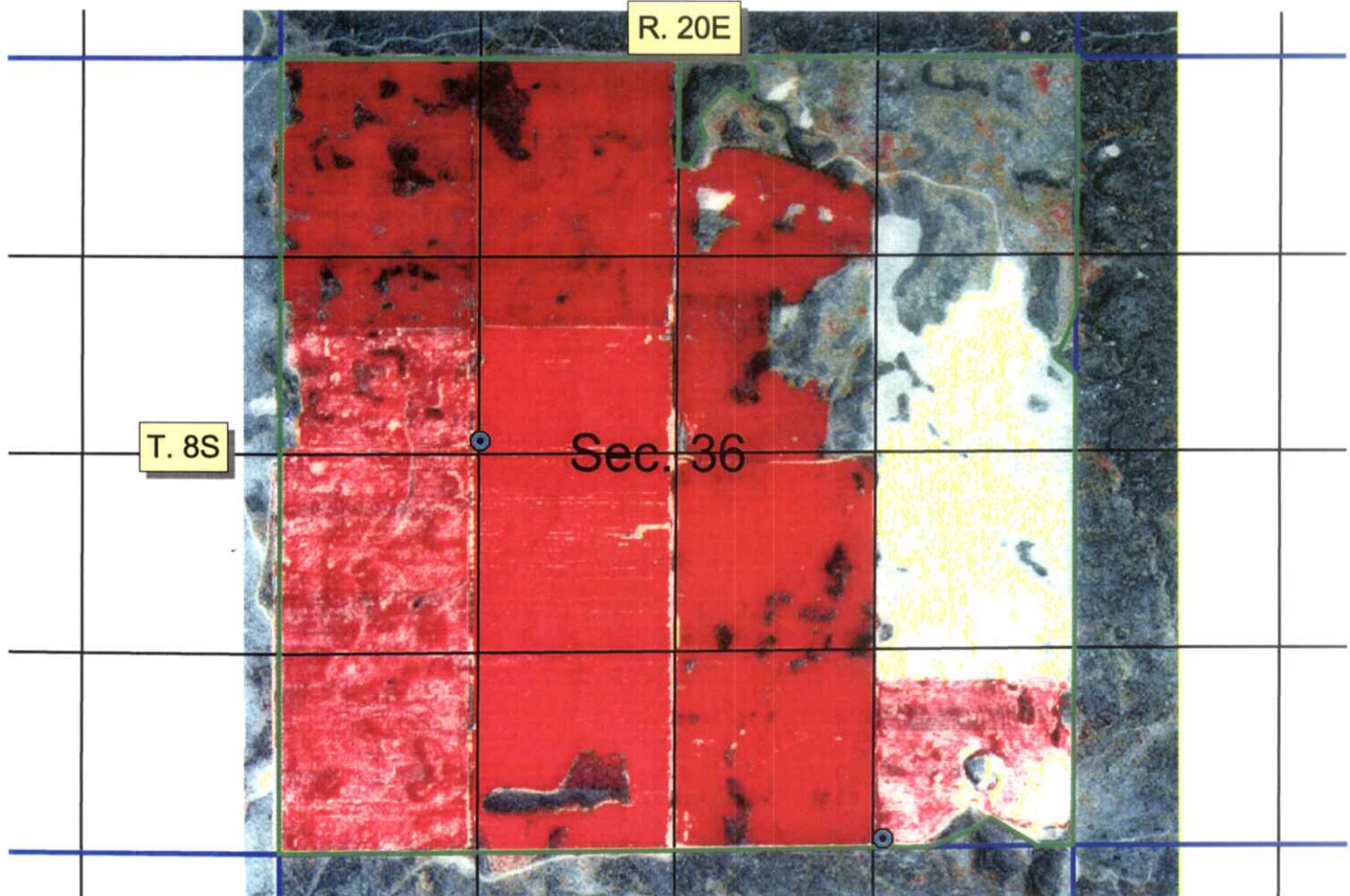
29 28
32 33

28 27
22 31



IDAHO DEPARTMENT OF WATER RESOURCES

App for Transfer - Roost Potato Co.



Section Lines



Quarter/Quarter Lines

General Location: 3 1/2 miles east & 6 miles north of Hazelton



Existing Point of Diversion



Proposed PPU (Land that is or could be sprinkled)

