

Section 2

Section 1

~~NE 1/4~~ NE 1/4
NW 1/4

41 acres

~~NW 1/4~~ NE 1/4
NE 1/4

41 acres

SW 1/4 NE 1/4

40 acres

SE 1/4 NE 1/4

40 acres

SW 1/4 NW 1/4

0 acres

A35-02210
35-07594
O.P.D.

~~NE 1/4~~ SE 1/4
NW 1/4
WHEEL LINE

~~NW 1/4~~ SE 1/4
NE 1/4

WHEEL LINE

HAND LINE

40 acres

35 acres

HAND LINE

WHEEL LINE

SW 1/4 SE 1/4

37 acres

PLAT MAP

-  BOUNDARY
-  FARMSTEAD
-  WELL & PUMP
-  BURIED PIPELINE
-  SPRINKLERS

EXISTING ACREAGE

MICROFILMED
SEP 11 1997

Client: BAKER01

Ref. #62190101

↑
1" = 660'

Part 3

TOWNSHIP S RANGE 31 E.B.M Bingham Co.

Section 2

Section 1

~~NE 1/4 NE 1/4~~
~~NW 1/4~~

33 acres

~~NW 1/4 NE 1/4~~
~~NE 1/4~~

33 acres

SW 1/4 NE 1/4

40 acres

SE 1/4 NE 1/4

40 acres

SW 1/4 NW 1/4

33 acres

A35-02210
35-07574
O.P.O.D.

22

~~NE 1/4 SE 1/4~~
~~NW 1/4~~

WHEEL LINE

~~NW 1/4 SE 1/4~~
~~NE 1/4~~

WHEEL LINE

1" = 660'

OWEL
D/S

HAND LINE

30 acres

32 acres

WHEEL LINE

HAND LINE

SW 1/4 SE 1/4

33 acres

PLAT MAP

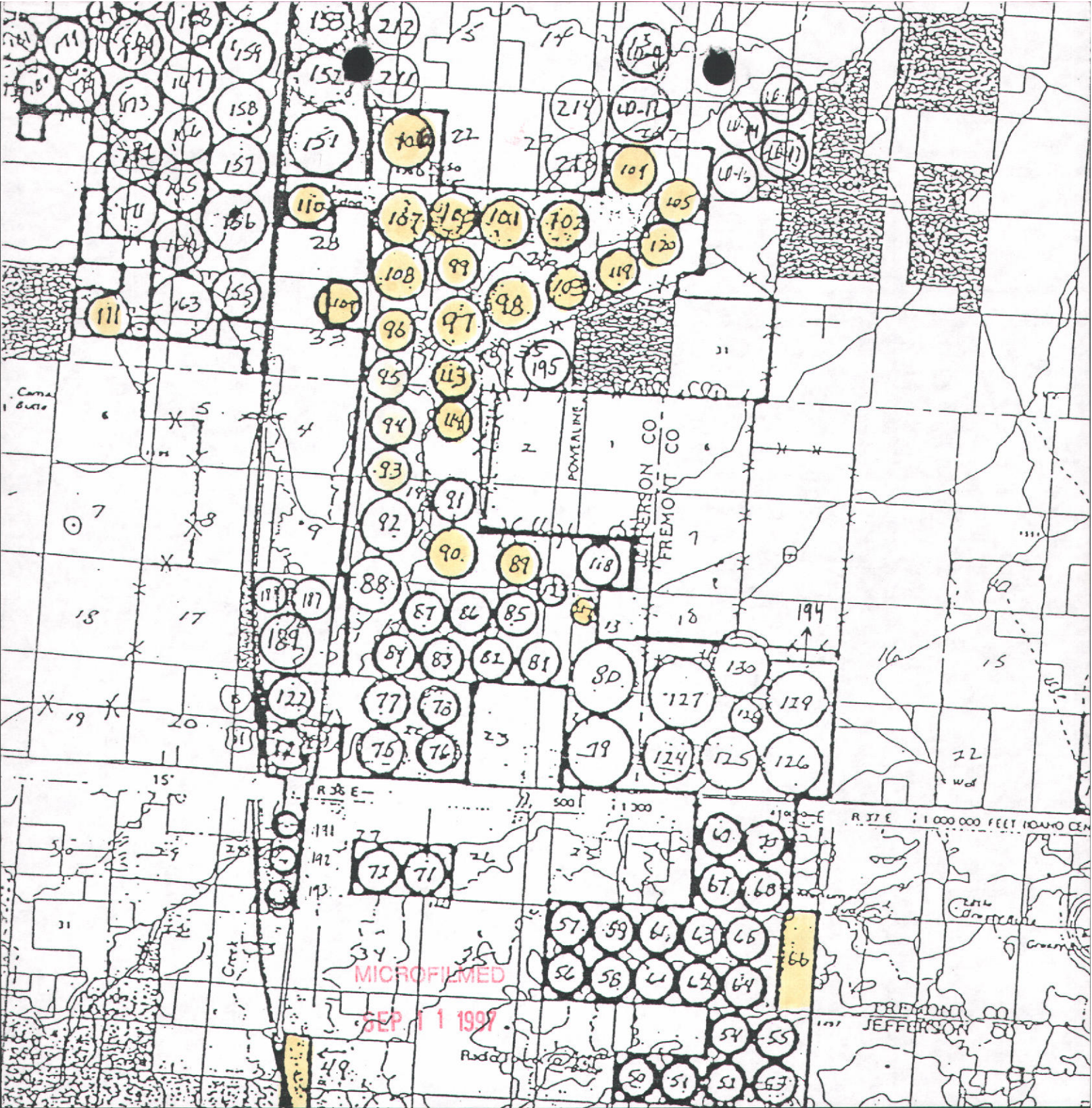
-  BOUNDARY
-  FARMSTEAD
-  WELL & PUMP
-  BURIED PIPELINE
-  SPRINKLERS

APPLICATION ACREAGE

MICROFILMED
SEP 11 1997

Client: BAKER01

Ref. #62190101



RECEIVED

FEB 06 1997

Department of Water Resources

RECEIVED

DEC 23 1996

Department of Water Resources
Eastern Region

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

Notice is hereby given that Dwight Baker, PO Box 577, Blackfoot, ID 83221, has applied to the Department of Water Resources to change the place of use for a groundwater source. The rights sought to be changed are evidenced by the rights as recorded as follows:

NO.: 35-07594. Amount: 3.20 cfs
Source: Groundwater,
Priority: 8/16/1993
NO.: 35-02210. Amount: 2.20 cfs
Source: Groundwater,
Priority: 12/24/1951

The water is used for irrigation of 274 acres for 4/01 to 10/31 within T04S R31E Section 2, the NE 1/4 and most of the SE 1/4.

TO BE CHANGED AS FOLLOWS:

The place of use will be 274 acres within T04s R31E Section 1, SWNW, Section 2 NE 1/4 and W 1/2, SE 1/4 and NESE 1/4.

Anyone wishing to protest the above change must submit a written protest to the applicant at the above address and to the Department of Water Resources with a fee of \$25.00 on or before October 14, 1996.

KARL J. DREHER
Director

Pub., 9/26, 10/3, 1996
(3029)

MICROFILMED

SEP 11 1997

Legals

**AFFIDAVIT OF
PUBLICATION**

County of Bingham)

State of Idaho)

I, Jacqueline Graham do
solemnly Legal

swear that I am the Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive weeks the first publication having been made on the 20th day of September 1996 and the last publication having been made on the 31st day of October 1996; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Jacqueline Graham
On this 10th day of December in the year 1996, before me a Notary Public of said State, personally appeared Jacqueline Graham

known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

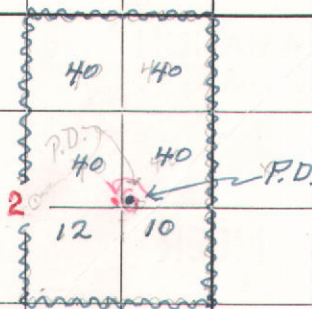
Sydney M. Hale
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:

October 16
November 10, 2002
Affidavit Processing Fee. \$5.00

Pump has Capy 2 more lines.

R-31 E.

T.
4
S.



Subdivisions = 6
Acres = 182
T = 56°F

~~For C/W allow 132 inches~~
For Licence allow 110 inches.

Nearest road on map.

STATE ROAD NO. 39
TO ABERDEEN

AFFIDAVIT OF PUBLICATION

County of Bingham

State of Idaho

ss

I, Marjorie Flint, do solemnly

swear that I am the Principal Clerk of

The Daily Bulletin, which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto, and which is a part of this affidavit and part of the proof of publication, was published in said Friday issue of said

newspaper 3 consecutive weeks the first publication

having been made on the 11th day of Aug., 1953

and the last publication having been made on the

28th day of August, 1953; that said

notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

Marjorie Flint

Subscribed and sworn to before me this 3

day of Sept, 1953

Donald D. Jones

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 14th day of September, 1953, at Blackfoot, County of Bingham, State of Idaho before J. Blaine Anderson Notary Public, proof will be submitted of the completion of works for the diversion of 5.2 cubic feet per second of the waters of subterranean flow from two wells located in Lot 2, and line between SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Twp. 4 S. Rge. 31 E.B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22551 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Douglas D. Driscoll, Sterling, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit is 5.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.2 cubic feet per second.

4. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1; NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2; Township 4 South, Range 31 East, E. M.

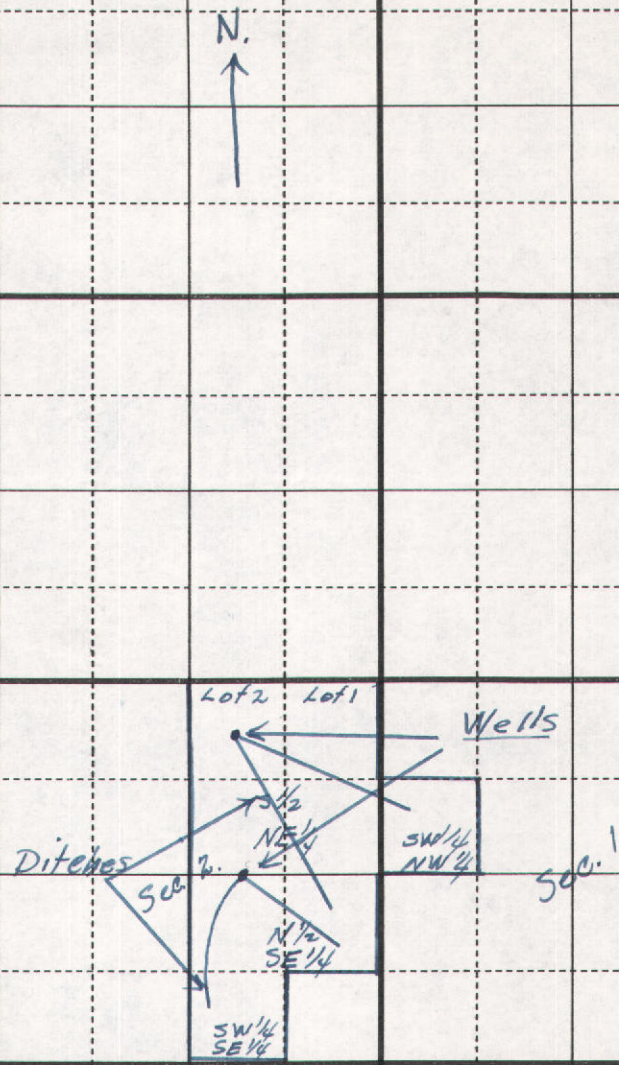
5. The date of priority which said user is prepared to establish is December 24, 1951.

MARK R. KULP
State Reclamation Engineer
Publish Aug. 14, 21, 28, 1953.

G-22551

NAME OF APPLICANT Douglas D. Driscoll

Form No. 0



Township 4, So., R. 31, E. B. M.

922551
Permit Map No. ~~922551~~
As Approved
JAN 11 1952
MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4905
WATER RIGHT NO(S). 35-02210/35-07594

This is to certify that: **DWIGHT E BAKER**
PO BOX 577
BLACKFOOT ID 83221

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 35-02210 :			
IRRIGATION	04/01 to 10/31	2.20 CFS	728.0 AF
Priority: 12/24/1951			
Right No. 35-07594 :			
IRRIGATION	04/01 to 10/31	3.28 CFS	368.0 AF
Priority: 08/16/1993			
	TOTAL:	5.48 CFS	1096.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 2, Township 04S, Range 31E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	31E	1	SWNW 33			33
		2	Lot 1(NENE) 33	Lot 2(NWNE) 33	SWNE 40	
			SENE 40	NESE 32	NWSE 30	
			SWSE 33			241
				Total number of acres irrigated:		*274

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

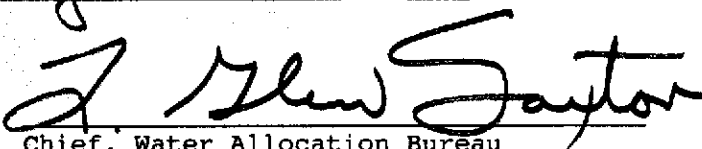
RECEIVED
SEP 11 1993

TRANSFER NO. 4905
WATER RIGHT NO(S). 35-02210/35-07594

CONDITIONS OF APPROVAL AND REMARKS

3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. The water use under this right is located within the ESPA East Water Measurement District.
6. Prior to diversion of water under this approval, the right holder shall install a suitable measuring device or shall enter into an agreement to determine the amount of water diverted from power records and shall annually report the information.
- *7. Right No. 35-02210 is limited to the irrigation of 182.0 acres in the place of use described above in a single irrigation season.
- *8. Right Nos. 35-02210 and 35-07594 when combined shall not exceed irrigation of 274.0 acres in a single irrigation season.

Dated this 18th day of August, 1997.


Chief, Water Allocation Bureau

RECEIVED
SEP 11 1997

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4905RECEIVED
FEB 06 1997APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Department of Water Resources

Name of applicant DWIGHT E. BAKER Phone (208) 785-2310Post Office address PO Box 577 BLACKFOOT ID 83221

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 _____
2. Describe the reason for the proposed changes CHANGING SYSTEM FROM HANDLINGS TO PUDS

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

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
- | | | | | |
|-----------------|-----------------|-------------|-------------------|------------------------------|
| <u>35-07594</u> | <u>8/16/93</u> | <u>3.28</u> | <u>IRRIG.</u> | <u>04/01</u> to <u>10/31</u> |
| <u>35-02210</u> | <u>12/24/51</u> | <u>2.20</u> | <u>IRRIG.</u> | <u>04/01</u> to <u>10/31</u> |
| | | | <u>STOCKWATER</u> | <u>04/01</u> to <u>10/31</u> |
| | | <u>4</u> | | to _____ |
2. Total amount of water being transferred 5.28 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>2</u>	<u>4S</u>	<u>31E</u>	<u>BINGHAM</u>	

5. Lands irrigated or place of use:

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	
<u>07594</u>	<u>4S</u>	<u>31E</u>	<u>1</u>						<u>33</u>										<u>33</u>
		<u>2</u>	<u>1/33</u>	<u>2/33</u>	<u>40</u>	<u>40</u>									<u>32</u>	<u>30</u>	<u>33</u>		<u>241</u>
<u>02210</u>	<u>4S</u>	<u>31E</u>	<u>1</u>						<u>14</u>										<u>14</u>
		<u>2</u>	<u>1/33</u>	<u>2/33</u>	<u>40</u>	<u>40</u>									<u>10</u>	<u>12</u>			<u>168</u>

Total acres 274⁰

PART 1

6. General Information:

a. Description of diversion system

DEEP WELL PUMP WITH ELECTRIC MOTOR

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. *SEE ATTACHED.*

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

*LANDS TO BE IRRIGATED BY PILOTS INSTEAD OF HANDLINES; THEREFORE, SOME
CORNERS NOW IRRIGATED WILL BE DELETED, AND SOME LANDS NOT IRRIGATED*

WILL BE IRRIGATED.

d. Remarks:

NONE.

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____

1911-1-15

1910-1-15

WR5807NP
(OD-117)

PART 2

IDAHO DEPARTMENT OF WATER RESOURCES
LISTING OF WATER RIGHTS

DATE: 08/15/96
PAGE: 1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
35-02210	DOUGLAS D. DRISCOLL	12/24/1951	IRRIGATION STOCKWATER	00-00 00-00 00-00 00-00	2.20 CFS AFA	LICENSE

VERNON C. MILLER
ELAINE MILLER
STERLING ID 83279

SOURCE: GROUNDWATER

TRIBUTARY:

2.20 CFS TOTAL
0.00 AFA TOTAL

POINT OF DIVERSION:
T04S R31E S02

SWNE

→ AJ "R" RECORD SHOWS SWSENE
SO AMENDED 8/15/96 AM

PLACE OF USE: IRRIGATION
T04S R31E S02

NENE 40.0
NWSE 12.0

NWNE 40.0

SWNE 40.0

SENE 40.0

NESE 10.0

182.0 ACRES TOTAL

PLACE OF USE: STOCKWATER
SAME AS: IRRIGATION

CONDITIONS OF APPROVAL:

OTHER RIGHTS:

NOT RECORDED
SEP 11 1997

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 35-07594

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.28 CFS	368.0 AF

SOURCE

GROUNDWATER

Priority: 08/16/1993

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 2, Township 04S, Range 31E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
04S	31E	2	Lot 1(NENE)	41	Lot 2(NWNE)	41	SWNE	40	
			SENE	40	NESE	40	NWSE	35	
			SWSE	37					274
									Total number of acres irrigated: 274

CONDITIONS/REMARKS:

1. This right uses the same well as Right 35-02210.
2. Use of this right with Right 35-02210 is limited to the irrigation of a combined total of 274.0 acres in a single irrigation season.
3. This right when combined with Right 35-02210 and all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for the lands above.

RECORDED
SEP 11 1993

WR5807NP
(OD-117)

PART 2

IDAHO DEPARTMENT OF WATER RESOURCES
LISTING OF WATER RIGHTS

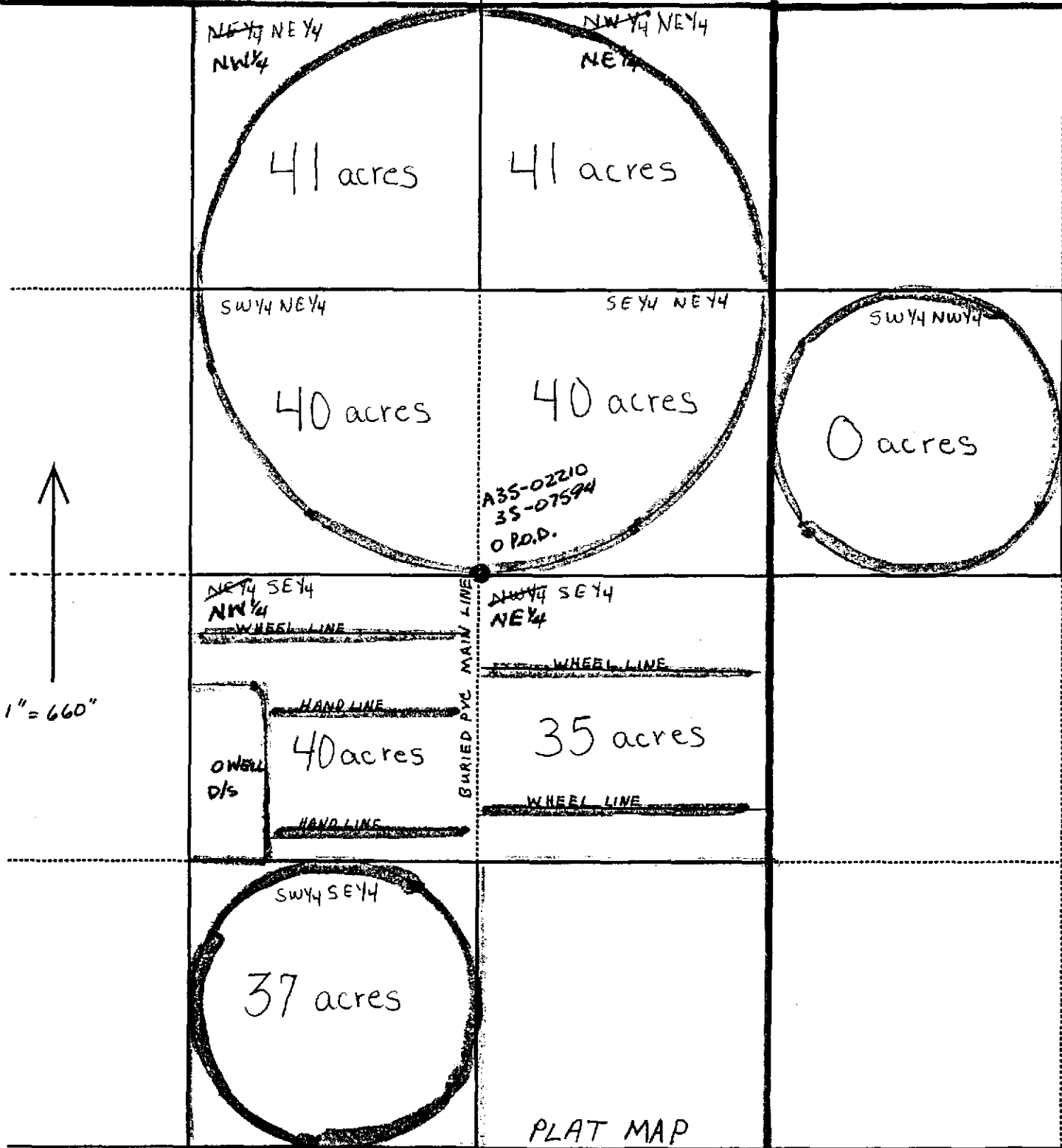
DATE: 08/15/96
PAGE: 2

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
35-07594	WILLIAM GIVEN PO BOX 834 BLACKFOOT ID 832210834	08/16/1993	IRRIGATION	04-01 10-31	3.28 CFS	LICENSE
					3.28 CFS	TOTAL
					368.00 AFA	TOTAL
SOURCE: GROUNDWATER		TRIBUTARY:				
POINT OF DIVERSION:						
T04S R31E S02		SENE				
PLACE OF USE: IRRIGATION						
T04S R31E S02		Lot 1 (NENE)	41.0	Lot 2 (NWNE)	41.0	
		NWSE	35.0	SWSE	37.0	
274.0 ACRES TOTAL						
CONDITIONS OF APPROVAL:						
OTHER RIGHTS:						

RECORDED
SEP 11 1996

Section 2

Section 1



PLAT MAP

- BOUNDARY
- FARMSTEAD
- WELL & PUMP
- BURIED PIPELINE
- SPRINKLERS

EXISTING ACREAGE

Client: BAKER01

Ref. #62190101

RECORDED
SEP 11 2017

Part 3

TOWNSHIP S RANGE 31 E.B.M Bingham Co.

Section 2

Section 1

NE $\frac{1}{4}$ NE $\frac{1}{4}$
NW $\frac{1}{4}$

33 acres

NW $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$

33 acres

SW $\frac{1}{4}$ NE $\frac{1}{4}$

40 acres

SE $\frac{1}{4}$ NE $\frac{1}{4}$

40 acres

SW $\frac{1}{4}$ NW $\frac{1}{4}$

33 acres

A35-02210
35-0799W
O.P.D.

NE $\frac{1}{4}$ SE $\frac{1}{4}$
NW $\frac{1}{4}$

WHEEL LINE

NW $\frac{1}{4}$ SE $\frac{1}{4}$
NE $\frac{1}{4}$

WHEEL LINE

HAND LINE

30 acres

32 acres

WHEEL LINE

OWEL
D/S

HAND LINE

SW $\frac{1}{4}$ SE $\frac{1}{4}$

33 acres

PLAT MAP

APPLICATION ACREAGE

-  BOUNDARY
-  FARMSTEAD
-  WELL & PUMP
-  BURIED PIPELINE
-  SPRINKLERS

Client: BAKER01

Ref. #62190101

WORLDWIDE
APR 11 2017

1" = 660'

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED MAPS

RECEIVED - 10/21/11

SEP 21 2011

B. CHANGES IN NATURE OF USE

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

PART 3

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) James Thompson day of August, 19 96

(Notary Public) James Thompson

My commission expires 7-05-2000
NOTARY PUBLIC
JAMES THOMPSON, NOTARY PUBLIC
MY COMMISSION EXPIRES: 7-05-2000

FOR DEPARTMENT USE ONLY

Transfer contains 4 pages and 5 attachments
Received by ABR Date 08-22-96
Prelim. check by ABR Fee \$100.00 CE 2043
Received by ABR Date 08-22-96
Published in Evening News Pub. dates 9-26, 10-3-96
Watermaster recommendation requested on _____
Recommended for ☒ approval ☐ denial
Hearing held by _____ Date _____
Copies of protest forwarded by _____
by ABC rec'd. _____
Copy of transfer sent to lien holder _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 4 South Range 31 E.B.M

Section 1, SW 1/4 of NW 1/4 of 1/4 Govt Lot, RM _____

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

Section 2:
Lots 1+2; NW 1/4 SE 1/4; SW 1/4 SE 1/4

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: 35-7594 A35-02210

☐ Name and Address of Former Owner/Claimant(s)(Seller): Donald E. and Lila Everingham Family 1982
Revocable Trust

Stock 0.14

☐ New Owner/Claimant (Purchaser): 1856 Southfork PL., Paso Robles, CA 93446
Dwight E. Baker and Alice T. Baker

☐ New Mailing Address: Po Box 577
Blackfoot, ID 83221

☐ New Telephone Number: (208) 785- - 2310

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Alice T. Baker Date 1/1/96

☐ Signature of Former Owner/Claimant(s) Donald E. Everingham Date 1/1/96
Lila M. Everingham TTEE Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

RECORDED
SEP 11 1997

COPY

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED

SEP 03 1996

TO WHOM IT MAY CONCERN:

The undersigned, Lila M. Everingham, the successor sole trustee of the ~~Donald E. and Lila M. Everingham Family 1982 Revocable Trust~~ ^{Department of Water Resources}, which is the Contract Seller, and which Dwight E. Baker and Alice T. Baker, husband and wife, is the Contract Purchasers, under that certain contract for sale executed on January 2, 1996, and which pertains to Water Right No.s A35-02210 and 35-07594.

I understand that the Contract Purchasers are making application to the Department of Water Resources to reallocate the nature of use of the above named water rights.

I further understand that the Contract Purchasers are making application to the Department of Water Resources for a culinary well also on the property subject to said contract.

In my capacity as Trustee of said trust, I hereby authorize and approve said applications.

DONALD E. AND LILA M. EVERINGHAM FAMILY 1982 TRUST

Dated: 8/27/96

By: Lila M. Everingham, Trustee
Lila M. Everingham, Trustee

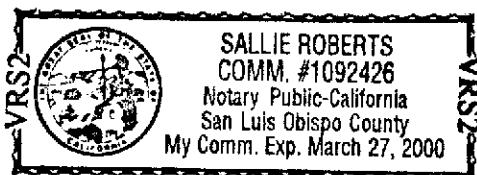
STATE OF CALIFORNIA)

: ss.

County of SAN LUIS OBISPO

On this 27th day August, 1996, before me, the undersigned, a Notary Public in and for the State of California, personally appeared Lila M. Everingham, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same in her capacity as Trustee of the Donald E. and Lila Everingham Family 1982 Revocable Trust.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal, the day and year first above written.



Sallie Roberts
Notary Public for California
Residing at: PAX ROBLES, CA
My Commission Expires: MARCH 27, 2000

NOT RECORDED

SEP 11 1996

Jim Johnson - 21-

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CLARK

RECEIVED

JUN 11 1997

IN THE MATTER OF APPLICATIONS
FOR TRANSFER NOS. 4281 and 4282
IN THE NAME OF BLAINE LARSEN
and BLAIN LARSEN FARMS, INC.

Case No. CV-2-499

Department of Water Resources

BLAINE LARSEN and BLAINE LARSEN
FARMS, INC.,

Applicants-Appellants

ORDER OF DISMISSAL

vs.

IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent,

and

IDAHO DEPARTMENT OF FISH AND
GAME; NORTH SIDE CANAL CO. and
TWIN FALL CANAL CO.; AND OWSLEY
CANAL CO., JACKETT CANAL CO.,
HOLLEY WATER USERS, JEFFERSON
IRRIGATION CO., PRODUCERS CANAL
CO., MONTEVIEW CANAL CO., and
INDEPENDENT WATER USERS OF MUD
LAKE, INC.,

Protestants-Respondents.

35-02210

In the Order Re: Proceedings this Court ordered that Appellants' brief must be filed within thirty five days of the date of the order or the appeal would be dismissed. Appellants have failed to comply with this order. Therefore, IT IS HEREBY ORDERED that appellants' appeal is dismissed.

Dated this 9 day of June, 1997.

Brent J. Moss
Brent J. Moss District Judge

RECORDED

SEP 11 1997

CERTIFICATE OF SERVICE

I hereby certify that I served a correct copy of the foregoing on the following, by the indicated method, this 9 day of June, 1997, to the following:

Michael D. Gaffney
Beard, St. Clair, Sullivan,
Gaffney, McNamara, P.A.
2105 Coronado
Idaho Falls, Idaho 83404-7495

X U.S. Mail
 Hand Delivered
 Facsimile

Barbara Scott-Brier
Attorney for U.S. Fish & Wildlife Service
Office of the Regional Solicitor
500 N.E. Multnomah Street, Suite 607
Portland, Oregon 97232

X U.S. Mail
 Hand Delivered
 Facsimile

Kent Foster
Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
Idaho Falls, Idaho 83405-0130

X U.S. Mail
 Hand Delivered
 Facsimile

Stephen V. Goddard
Deputy Attorney General
Idaho Department of Fish and Game
P.O. Box 25
Boise, Idaho 83707

X U.S. Mail
 Hand Delivered
 Facsimile

Gary Slette
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, Idaho 83303-1906

X U.S. Mail
 Hand Delivered
 Facsimile

Jerry Rigby
Rigby, Thatcher, Andrus, Rigby & Kam
P.O. Box 250
Rexburg, Idaho 83440

X U.S. Mail
 Hand Delivered
 Facsimile

Phillip J. Rassier
Deputy Attorney General
1301 N. Orchard Street
Boise, Idaho 83706-2237

X U.S. Mail
 Hand Delivered
 Facsimile


Matthew Dunkley, Law Clerk

1760000000
98 11 07

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION NO.)
4281 TO TRANSFER WATER RIGHT)
Nos. 35-2210, 35-2274, 35-2312B,)
35-2728, 35-2821B, 35-2844, 35-7066,)
35-7361, 35-7390, 35-7623, 35-7630,)
35-7632, 35-7882, 36-2074B, 36-2300,)
36-2398B, 36-2559, 36-2632, 36-7015A,)
36-7022, 36-7272, 36-7897, 36-8238, and)
APPLICATION NO. 4282 TO TRANSFER)
WATER RIGHT NOS. 31-7220, 32-7081,)
35-7333, 35-7334, 35-7335B, 35-7337,)
35-7509B, 35-7575, 35-7586, 35-7605,)
and 35-7628)

FINAL ORDER

IN THE NAME OF BLAINE LARSEN and)
BLAINE LARSEN FARMS, INC.)
_____)

Blaine Larsen and Blaine Larsen Farms, Inc. (Larsen) filed Application No. 4281 to transfer a total of 23 separate water rights and Application No. 4282 to transfer a total of 11 separate water rights to allow use of ground water for irrigation of lands near Hamer, and Dubois, Idaho. Notices describing these applications were published in the Times-News, Twin Falls, Idaho; Post-Register, Idaho Falls, Idaho; Lewiston Morning Tribune, Lewiston, Idaho; The Morning News, Blackfoot, Idaho; The Jefferson Star, Rigby, Idaho; Lincoln County Journal, Shoshone, Idaho; and Idaho Statesman, Boise, Idaho.

Protests against the granting of the proposed transfers were filed by the Idaho Department of Fish and Game (Fish and Game); Owsley Canal Company, Jakkett Canal Company, Holley Water Users, Inc., Jefferson Irrigation Company, Producers Canal Company, Montevue Canal Company, and Independent Water Users of Mud Lake, Inc. (hereafter referred to collectively as Mud Lake Canals); U.S. Fish and Wildlife Service (USF&WS); Idaho Power Company (Idaho Power); The Twin Falls and North Side Canal

MICROFILMED
SEP 11 1987

Companies (TF&NSCC); Fremont-Madison Irrigation District (FMID); Pisces Investment, Inc.; Dan Murdock; and Bruce Newcomb.

A hearing concerning the protests against approval of the transfer applications was held at Rigby, Idaho, March 8 and 9, 1994. The Director of the Department of Water Resources served as the presiding officer. Larsen was represented by Gary Peterson. Fish and Game appeared through Steve Goddard, Mud Lake Canals through Kent Foster, USF&WS through Barbara Scott-Brier, and TF&NSCC through Gary Slette. Protestant Dan Murdock represented himself. Prior to the hearing the protests of Idaho Power and Pisces Investment, Inc. were formally withdrawn. The protest of FMID was withdrawn at the commencement of the hearing. Protestant Bruce Newcomb was not present at the hearing.

Pursuant to Rule 602 of the Department's Rules of Procedure, the Director advised the parties that official notice would be taken of the following records, files, reports and documents in this matter:

1. Memorandum Decision and Order dated April 15, 1993, in the Matter of Applications for Transfer by Blaine Larsen and Blaine Larsen Farms, Inc., and the agency record including all exhibits and testimony submitted at the hearing held on February 23, 24, and 25, 1993, at Rigby, Idaho.
2. The files and records of the Idaho Department of Water Resources concerning the rights proposed to be transferred in this 1994 transfer proceeding.
3. U.S. Geological Survey Water-Resources Investigations Report 93-4227 (Department Exhibit 1).
4. U.S. Geological Survey Water-Resources Investigations Report 93-4228 (Department Exhibit 2).
5. Letter to Keith Higginson from Joseph M. Spinazola, U.S. Geological Survey, dated February 25, 1994.

At the hearing the Director advised the parties that official notice would also be taken of a letter to the applicant, Blaine Larsen, from Mr. Joseph M. Spinazola, U.S. Geological Survey, dated February 28, 1994.

In addition to Department Exhibits 1 and 2, noted above, the following exhibits were introduced and admitted at the hearing:

Applicant's Exhibits

1. Applicant's Proposed Mitigation Plan
2. Rental Pool Activity Summary
3. Report on Simulation of the Impacts of Snake River Aquifer Water Use on Flow in the Snake River

Protestant Mud Lake Canals Exhibits

1. Measured Winter Artesian Flows, 1931-1991
2. Hydrographs of Water Levels in Observation Wells

Protestant Fish and Game Exhibits

1. 1994 Water Bank Rental Requests
2. Report on Instream Flow Studies on the Snake, Blackfoot and Portneuf Rivers, Adjacent to the Fort Hall Indian Reservation
3. Graph of Flow of Snake River near Blackfoot, Days < 2000 cfs
4. Graph of Flow of Snake River near Blackfoot, Days/Month < 2000 cfs

Protestant TF&NSCC Exhibits

1. Letter from Blaine Larsen to Gary D. Slette, dated November 5, 1993
2. Letter from Gary D. Slette to Blaine Larsen Farms, Inc., dated November 10, 1993
3. Letter from Blaine Larsen to Gary D. Slette (undated)

Protestant USF&WS Exhibits

4. FWS Groundwater Hydrographs of Camas NWR, Wells Nos. 5, 6, 7 and 8
5. FWS Groundwater Hydrographs of Camas NWR, Wells Nos. 1 and 4
6. FWS Groundwater Hydrographs of Camas NWR, Wells Nos. 2 and 3

RECEIVED
9/10/93

7. FWS Graph of University of Idaho Precipitation Data, 1973-1992
- 8a. Ray's Lake Quadrangle, USGS
- 8b. Hamer Quadrangle, USGS
- 8c. Camas Quadrangle, USGS
11. Summary of Visitor Use, Camas NWR - 1978-1992
- 12-26. Summary of Visitor Use, Camas NWR - 1992 through 1978, respectively
27. Summary of Camas NWR Revenue Sharing Payments (1983-1992)
- 28-36. Camas NWR Revenue Sharing Payment - 1983 through 1992, respectively

At the conclusion of the hearing, the Director provided ten calendar days within which any party could submit an initial brief on the matter and ten days additional days for submittal of response briefs by any party. Initial briefs were submitted by applicant Larsen and by protestants Mud Lake Canals, TF&NSCC and USF&WS. Fish and Game filed a response to applicant's brief.

The matter having been submitted and the Director having reviewed the record and the briefs, the Director now enters the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Application for Transfer No. 4281 seeks to change the points of diversion and places of use of ground water under permitted or licensed water rights which have previously been diverted and used at locations as follows:

Right No.	Priority Date	Quantity (CFS)	Acres Irrigated	Point of Diversion	County
35-2210	12/24/1951	2.20	182	S02T04SR31E	Bingham
35-2274	12/16/1953	2.40	175	S21T03SR32E	Bingham
35-2312B	03/17/1953	2.76	140	S35T06SR29E	Power
35-2728	07/09/1963	3.40	170	S23T04SR30E	Bingham
35-2821B	03/17/1953	.60	30	S24T04SR30E	Bingham
35-2844	10/17/1966	3.30	165	S23T04SR30E	Bingham
35-7066	12/26/1968	8.30	612	S36T04NR35E	Jefferson
35-7361	12/26/1973	0.54	27	S23T04SR30E	Bingham
35-7390	03/13/1974	3.72	306	S21T03SR32E	Bingham
35-7623	07/20/1976	6.36	318	S36T04NR35E	Jefferson
35-7630	08/03/1976	4.80	302	S21T03SR32E	Bingham
35-7632	08/05/1976	4.40	264	S16T04SR31E	Bingham
35-7882	12/26/1979	2.00	240	S35T06SR29E	Power
36-2074B	07/27/1948	0.75	80	S28T08SR22E	Minidoka
36-2300	05/15/1956	3.88	194	S25T06SR22E	Lincoln
36-2398B	07/30/1959	2.44	124	S13T07SR22E	Lincoln
36-2559	03/17/1963	4.66	233	SO9T07SR21E	Lincoln
36-2632	01/08/1966	1.94	97	SO4T07SR23E	Lincoln
36-7015A	02/14/1968	0.97	153	S28T08SR22E	Minidoka
36-7022	04/12/1968	4.64	232	SO4T07SR23E	Lincoln
36-7272	11/07/1972	1.50	78	SO3T09SR23E	Minidoka
36-7897	02/25/1980	2.84	203	S25T06SR22E	Lincoln
36-8238	12/30/1983	5.74	287	SO9T07SR21E	Lincoln
TOTALS		74.14	4,612		

RECORDED
SEP 11 1984

2. Larsen now proposes to divert the water previously diverted and used as indicated in Finding 1, from 29 existing wells located in Clark, Fremont and Jefferson Counties for the irrigation of 4254 acres of land. The wells to which the rights are proposed to be transferred have become known as the Larsen "A" wells. Use of these wells was the subject of the Memorandum Decision and Order dated April 15, 1993 of which official notice has been taken. Application for Transfer No. 4281 seeks to change the points of diversion and places of use of water rights from locations outside of the Mud Lake area, from distances of up to 120 miles.

3. Application for Transfer No. 4282 seeks to change the points of diversion and places of use of ground water under permitted or licensed water rights which have previously been diverted and used at locations as follows:

Right No.	Priority Date	Quantity (CFS)	Acres Irrigated	Point of Diversion	County
31-7220	03/10/1977	5.22	504	SO6TO9NR37E	Clark
32-7081	06/20/1977	8.00	341	SO6T10NR35E	Clark
35-7333	10/10/1973	4.15	298	S26TO4NR35E	Jefferson
35-7334	10/10/1973	5.13	602	S27TO4NR35E	Jefferson
35-7335B	10/10/1973	0.98	77	S28TO4NR35E	Jefferson
35-7337	10/10/1973	5.45	318	S28TO4NR35E	Jefferson
35-7509B	05/23/1975	1.58	79	S28TO4NR35E	Jefferson
35-7575	01/27/1976	7.86	393	S31TO5NR36E	Jefferson
35-7586	02/23/1976	6.41	391	S19TO4NR35E	Jefferson
35-7605	04/28/1976	4.00	200	S19TO4NR35E	Jefferson
35-7628	07/27/1976	1.60	80	S28TO4NR35E	Jefferson
TOTALS		50.38	3,283		

4. Larsen proposes to divert the water under the water rights listed in Finding 3 from 24 new wells to be drilled near Dubois, Idaho, and to use the water to irrigate approximately 3100 acres of land. At the hearing these proposed new wells were referred

11/10/2011
SEP 14 2011

to as the Larsen "A2" wells. Of the rights proposed to be changed to allow for drilling of the Larsen "A2" wells, rights Nos. 31-7220 and 32-7081 presently provide for pumping of water from existing wells within the Mud Lake area of the Snake Plain Aquifer. The remaining proposed transfers are similar to the transfers proposed for the Larsen "A" wells.

5. Right Nos. 31-7220 and 32-7081 are supplemental ground water rights to irrigate lands in the Mud Lake area which receive water from surface water sources.

a. Right No. 31-7220 is supplemental to rights to water from Camas Creek. Right No. 31-7220 and the Camas Creek rights together provide water to irrigate a total of 1214 acres of land. Application No. 31-7220 was filed in 1977 for a supplemental right to surface water rights which were then claimed to be serving a total of 710 acres of land. The amount of the supplemental ground water right which has been leased by Larsen from the right owner, Laird & Sons, Inc., is unknown but it cannot exceed a maximum sole-supply acreage of 504 acres. The files of the Department contain no copy of a lease between Laird & Sons, Inc. and Larsen.

b. Right No. 32-7081 is supplemental to rights to water from Medicine Lodge Creek for the irrigation of 720 acres of land. The lease between the right owner, S & H Irrigation Assoc., and Larsen indicates that 341 acres of the combined right is being leased. Therefore the maximum sole-supply acreage to which the ground water right could apply is 341 acres.

c. The best evidence available to determine the total acres of land which can be served by leases from the owners of Right Nos. 31-7220 and 32-7081 is the proposed mitigation plan. This suggests that the in-area transfers would allow a total of 680 acres of land to be irrigated.

If Right Nos. 31-7220 and 32-7081 are allowed to be transferred to wells and land of Larsen as proposed, use of water by Larsen under such rights must be limited by the supplemental benefit to the lands on which the rights are appurtenant. Approval of transfer of the rights without limitation would result in enlargement in use of the original rights. Larsen's use of these two rights must be limited to irrigation of no more than $504 + 341 = 845$ acres or to no more than 680 acres of land as indicated in the proposed mitigation plan.

The original right owners, Laird & Sons, Inc., and S & H Irrigation Assoc. must agree to limit their use of the surface water of Camas and Medicine Lodge Creeks by the amount of the supplemental right they have leased to Larsen.

6. The Mud Lake ground water area was referred to by several witnesses as that portion of the Snake Plain aquifer up-gradient from the Mud Lake "barrier."

In Department Exhibit 1, page 29, the Mud Lake barrier is described in these terms:

Layers of low-permeability sediments and basalt that underlie the area between Montevue and Roberts interfinger with more permeable layers to the southwest and northeast, retard the lateral and vertical movement of water, and provide the geologic setting for locally confined conditions.

...

The zone of low-permeability sediments and basalt that underlies the area between Montevue and Roberts impedes the horizontal movement of water and contributes to conditions that produce vertical water movement.

7. The Larsen "A" wells have been the subject of controversy since they were originally drilled. The following is Finding 8 from the Memorandum Decision and Order dated April 15, 1993:

8. The wells ... are referred to as the Larsen "A" wells and were drilled without the benefit of approved permits from the Department. Some of the Larsen "A" wells were used for irrigation supply beginning in 1986 and others in 1987. Larsen filed applications for permanent water rights for these wells in April and November 1986. These applications were protested and a hearing was held on the protests in Rigby, Idaho in 1988. No decision was reached on these applications due to the fact that the applicant and the parties who filed protests and others, including the Department and the U.S. Geological Survey (USGS), entered into an agreement ... for the USGS to conduct a three-year study of the ground and surface water resources of the area. During the study period, which has extended over more than four years, Larsen has operated the Larsen "A" wells under authority of approved annual transfers of ground water rights similar to those being considered here.

8. The Memorandum Decision and Order dated April 15, 1993 approved transfers of water rights and the amendment of a water right allowing the operation of the Larsen "A" wells for the 1993 irrigation season included the following Condition 3:

3. Approval of these transfers and the amendment are for use during the 1993 irrigation season only and such approval shall not be interpreted as any assurance that the use of the Larsen "A" wells will be permitted for additional years pursuant to temporary water right transfers or on a permanent basis. For future years, Larsen will be required to demonstrate that the impacts on water resources projected by the USGS model will not occur or can be mitigated.

(Emphasis added)

9. The Memorandum Decision and Order dated April 15, 1993 further concluded as follows (Conclusion 8):

8. ...1993 would be the seventh or eighth year that these wells will have been used if the transfers are approved and it is apparently Larsen's intent to use such wells in future years. The Department of Water Resources should not continue to treat the wells as temporary uses of water but must consider at some point that they are intended as permanent withdrawals of ground water from within the Mud Lake area. Consideration of any temporary use of these wells after 1993 should be treated in the same manner as approval of permanent water rights for the wells.

10. Use of the Larsen "A" wells has been allowed under temporary transfers in each of the irrigation seasons 1988 through 1993 by agreement of some of the current parties while awaiting the results of a study conducted by the U.S. Geological Survey (USGS). At the time the 1993 hearing was held on the transfer applications which resulted in allowing use of water from the Larsen "A" wells for 1993 only, the USGS had not finished its reports but provided preliminary study results. These reports are now available. Department Exhibits 1 and 2 are reports of the USGS published in 1994 documenting the studies conducted of the geohydrology of the Mud Lake study area, the calibration of the model and simulations of impacts on water resources from various changes in water use within the area.

11. The "USGS model" referred to in Finding 8 is described in Department Exhibit 1 as follows:

The USGS modular, three-dimensional, finite-difference ground-water flow model is a computer program that was used to simulate surface- and ground-water flow and water levels in the aquifer system from a mathematical synthesis of data sets derived from geohydrologic data.

12. One of the data sets used by the model to simulate surface- and ground-water flow and water levels was the estimated annual volume of pumping of water from the Larsen "A" wells. The USGS assumed that annual withdrawal of water from the wells would be 7,000 acre feet. One witness suggested that this volume of annual usage is lower than would be required to irrigate the approximately 4300 acres of land served by the wells in the Dubois area. Using the estimate of 7,000 acre feet per year, the model produced the following projected impacts on area water resources at steady-state, equilibrium conditions (Department Exhibit 2, Table 6):

SEGMENT	LOSS	GAIN
Medicine Lodge Creek	0	0
Beaver Creek	0	0
Camas Creek Segments		
Upper	0	0
Middle	-10	0
Rays Lake	-200	0
Mud Lake	0	0
Mud Lake	-600	9
Wood's Diversion	0	0
Henrys Fork	-110	900
Snake River	-34	600
Camas National Wildlife Refuge	-280	71
Market Lake Wildlife Management Area	0	30

These figures produced by the model estimate the changes in losses and gains to area water resources if the Larsen "A" wells were not operated. This model simulation indicates that there would be 600 acre feet less water loss and 9 acre feet greater gain in inflow to Mud Lake if the Larsen "A" wells did not pump. The Camas National Wildlife Refuge would receive annually a total of $280 + 71 = 351$ acre feet more water without the operation of the Larsen "A" wells and the Rays Lake segment of Camas Creek would

Handwritten:
1/10/00 - 1/10/00
1000 - 1000

receive 200 acre feet more water. The simulated negative impact on Henrys Fork and the Snake River from operation of the Larsen "A" wells is 1644 acre feet annually.

13. Table 5 of Department Exhibit 2 reports additional simulated impacts from operation of the Larsen "A" wells of 500 acre feet per year decrease in water produced from flowing wells operated by the Mud Lake Canals and 2,000 acre feet less ground water underflow across the southwestern model boundary.

14. The USGS model studies did not include simulation of impacts from the proposed operation of Larsen "A2" wells. Larsen's hydrologist, Terry Scanlan, projected the impacts by proportioning the impacts the model projected from operation of the Larsen "A" wells on the basis of acres of land to be irrigated.

15. Applicant's Exhibit 1 is a proposed mitigation plan. The plan proposes that Larsen will acquire the use of 6,000 acre feet of water, if available, through the Upper Snake River water rental pool to be delivered from Island Park Reservoir located on Henrys Fork. Of this water, 1,555 acre feet is proposed to be made available on call by the Fremont-Madison Irrigation District (FMID) as mitigation for impacts from Larsen's well pumping upon the flow of Henrys Fork. The remaining 4,445 acre feet would be diverted by FMID through canals to the Egin Bench area (Quayles Lake) where it would be allowed to percolate into the ground for aquifer recharge.

16. Protestant Mud Lake Canals hold rights to the diversion and use of water from Mud Lake and from many wells which supply water directly to the lands irrigated or through storage of the ground water diverted in Mud Lake. They object to the proposed changes in points of diversion and place of use which would allow continued operation of the Larsen "A" wells and construction of new Larsen "A2" wells on the grounds that such changes would constitute new ground water withdrawals in the Mud Lake area and would injure their prior water rights. As evidence of potential injury they point to the simulated impacts on the flow of Camas Creek, inflow to Mud Lake and decrease in discharge of flowing wells projected by the USGS model.

17. Protestant Fish and Game objects to the proposed changes on the grounds that such changes would result in injury to the water supplies of wildlife refuges at Mud Lake and Market Lake. They further have a concern over any decrease in the flow of Henrys

Fork and the Snake River and the effect such decrease would have on resident fish in those streams. As evidence of potential injury they point to the simulated impacts on the inflow to Mud Lake and to the Market Lake Wildlife Management Area and the flow of the Henrys Fork and Snake River projected by the USGS model.

18. Protestant USFWS operates the Camas National Wildlife Refuge along Camas Creek upstream from Mud Lake. USFWS objects to the proposed changes on the grounds that such changes would result in injury to the refuge including lowering of water levels in wells used to supply water to the refuge and reduction in the flow of Camas Creek and inflow to the refuge. As evidence of potential injury they point to the simulated impacts to these water sources projected by the USGS model. USF&WS also takes the position that approval of the transfers and the resulting decrease in the flow of streams would be detrimental to public values and not in the local public interest.

19. Protestants TF&NSCC divert storage and natural flow water from the Snake River at the Milner Dam under various water rights. These canal companies object to the proposed transfers on the grounds that operation of the Larsen "A" and "A2" wells would have an impact upon the flow of Henrys Fork and the Snake River and would injure the companies' water rights. As evidence of potential injury they point to the simulated impacts to these water sources projected by the USGS model.

20. Protestant Dan Murdock objects to approval of the proposed Larsen transfers for the reason that he made inquiry about a possible transfer of a right he holds in the Mud Lake area and understood that such could not be considered. After clarification, the protest of Dan Murdock was considered to be withdrawn.

21. Larsen's post hearing brief and proposed mitigation plan both take the position that certain impacts projected by the USGS model "do not rise to the level of injury requiring direct mitigation by applicants." This is said of the projected impacts to the water supply of the Mud Lake Canals, the USF&WS, Fish and Game and the TF&NSCC.

22. The Applicant's proposed mitigation plan does not provide mitigation for the impacts on area resources projected by the USGS model and is inadequate as a basis for allowing the continued operation of the Larsen "A" wells or the drilling of the new Larsen "A2" wells. The mitigation plan provision for 1,555 acre feet of the 6,000 acre feet of water

from possible rental through the Upper Snake River rental pool to be made available on call by the FMID will not benefit the flow of Henrys Fork and the Snake River. Such water is proposed to be diverted through the canals of FMID and be used for irrigation purposes. These FMID canals divert from Henrys Fork upstream from some of the reaches shown by the model to be affected by well pumping. There would be no net benefit to the flow of Henrys Fork and the Snake River from diversion of this water by FMID to mitigate the impacts of Larsen's well pumping.

23. Larsen acknowledges that there are differences in the impact to be expected from transfer of water rights from distant locations and those which are proposed to be transferred within the Mud Lake area. The proposed mitigation plan suggests that 680 acres of the 3065 acres to be irrigated by the Larsen "A2" wells would not be a new use of ground water within the Mud Lake area. Addendum D of the mitigation plan uses 2385 acres in proportioning the impacts projected from operation of the Larsen "A2" wells instead of the total of 3065 acres, thus suggesting that the in-area transfers total 680 acres. This is not the same total which may be obtained from examination of the in-area water rights proposed to be transferred as discussed in Finding 5.

24. Larsen suggests that the USGS model projection of impacts from the operation of the Larsen "A" wells is small compared to the impacts from the operation of other existing wells in the Mud Lake basin. Larsen suggests that denial of the transfer applications would violate the equal protection provisions of the constitution.

CONCLUSIONS OF LAW

1. Some of the protestants raised the question as to whether Section 42-226, Idaho Code, requires that the Larsen applications be submitted to the legislature for approval. This section reads, in part, as follows:

Any application for a water permit that seeks to transfer ground water outside the immediate ground water basin as defined by the director of the department of water resources for the purpose of irrigating five thousand (5,000) or more acres on a continuing basis or for a total volume in excess of ten thousand (10,000) acre feet per year, the application must first be approved by the director of the department of water resources and then by

the Idaho legislature. Each shall give due consideration to the local economic and ecological impact of the project or development so proposed.

(emphasis added)

It is the conclusion of the Director that this section refers to an application for a permit to appropriate water which proposes to physically "transfer" or move water to a place of use outside the immediate ground water basin from which the water is sought to be appropriated. The section does not apply to the Larsen applications to change the points of diversion and place of use under existing rights.

2. The Larsen applications are considered under the provisions of Section 42-222, Idaho Code, which provides, in part, as follows:

The director of the department of water resources shall examine all the evidence and available information and shall approve the change in whole, or in part, or upon conditions, provided no other water rights are injured thereby, the change does not constitute an enlargement in use of the original right, and the change is consistent with the conservation of water resources within the state of Idaho and is in the local public interest as defined in section 42-203A(5), Idaho Code...

(emphasis added)

3. With regard to equal protection provisions of the constitution, the distinction between the existing wells in the Mud Lake area and the Larsen "A" and "A2" wells is that the other wells in the Mud Lake area operate now pursuant to established water rights, and the Larsen "A" wells or proposed "A2" wells hold no such rights. The mere existence of a well, which was constructed without prior approval, and the history of approval of temporary approval of use of such well while technical studies were being conducted by agreement of most of the parties to this current matter does not guarantee Larsen's applications will be approved. Larsen has no vested rights to the continued operation of the Larsen "A" wells nor to the drilling and operation of the proposed Larsen "A2" wells. The Department is required to evaluate the potential effects of Larsen's proposed use of water at this time in order to act upon the proposed transfer applications. The Department must deny or limit approval of the proposed transfers to the extent approval would cause injury to other

existing water rights. A determination that such injury would occur is not a violation of the equal protection provisions of the constitution.

4. Approval of Applications No. 4281 and No. 4282 for transfer of water rights as proposed by Larsen, except as set forth in Conclusion 6 would injure other existing water rights and would be contrary to the local public interest. Approval and operation of the Larsen "A" and proposed "A2" wells would result in reduction in flow of Camas Creek, Henrys Fork, Snake River and the inflow to Mud Lake and would injure the prior water rights on such sources. Operation of the wells would reduce the discharge of existing artesian wells which are used under earlier-priority water rights and the water supply to federal and state wildlife management areas.

5. Water Right Nos. 31-7220 and 32-7081 cover uses of water within the Mud Lake area. These rights were initiated in 1977 and there is no evidence that either has been forfeited or abandoned since that time. Transfer of these rights to the Larsen wells would not add an additional impact to the area's water resources. Transfers of these water rights to Larsen wells can be approved without injury to protestant's water rights provided diversion and use of water under such rights is limited to the Mud Lake area and to the rates of diversion and acreage covered by such rights.

6. Water Right Nos. 31-7220 and 32-7081 are licensed and permit rights respectively for pumping of ground water as a supplemental supply to water diverted from Camas and Medicine Lodge Creeks. Neither of these rights entitles the right owner to divert a full supply of ground water for irrigation of the land described in the license or permit. Approval of the transfer of the ground water rights to the Larsen wells without limitation would result in expansion in use of the original rights.

7. Under the provisions of Section 42-222, Idaho Code, and the condition attached to the approval of transfers for use of the Larsen "A" wells for 1993 cited in Finding 8, Larsen has the burden of demonstrating that the impacts on water resources projected by the USGS model will not occur or can be mitigated. Larsen has not met this burden of proof.

ORDER

It is therefore ORDERED that Transfer Application No. 4281 is hereby, DENIED.

It is further ORDERED that Transfer Application No. 4282 is hereby, DENIED IN PART AND APPROVED IN PART, under conditions as follows:

1. Within 30 days from the date of this order, applicant may submit a listing of the lands, not to exceed 680 or 845 acres, whichever is found to be correct, within the proposed Larsen "A" wells service area and the specific existing Larsen "A" wells and their pumping rates which he proposes to use under Right Nos. 31-7220 and 32-7081. This listing of lands to be irrigated must be accompanied by signed agreements executed with the owners of Right Nos. 31-7220 and 32-7081 acknowledging the amount of the rights which have been leased to Larsen and the amount of the rights the lessors have retained for their use. The agreements shall clarify whether the extent of the ground water rights leased to Larsen is 680 or some higher acreage, however, not to exceed 845 acres. The agreements shall also provide that the lessors will irrigate with surface water from Camas and Medicine Lodge Creeks only the remainder of the total of 1214 and 720 acres of land, respectively, covered by other rights which they hold and which are not leased to Larsen.

2. No new wells may be drilled and no new lands not previously irrigated from ground water may be irrigated under this approval.

3. The rate of diversion of water from Larsen "A" wells identified under Condition 1 shall not at any time exceed 13.22 cfs.

4. All Larsen "A" wells not identified to be used for irrigation of the 680 or 845 acres within the Larsen "A" wells service area allowed by this approval are to be immediately and permanently taken out of service.

5. This limited approval of transfer of water Right Nos. 31-7220 and 32-7081 is for the three year period for which it was sought. Water may be diverted from the identified Larsen "A" wells under this approval only during the irrigation seasons of 1994, 1995 and 1996. Thereafter, no approval for use of any of the Larsen "A" wells shall exist pursuant to this approval. Upon expiration of the approval given for the three-year period, the rights shall revert to the points of diversion and places of uses which existed prior to this approval.

6. The protest of Bruce Newcomb is dismissed for failure to appear.

DATED this 7TH day of April, 1994.


R. KEITH HIGGINSON
Director

SERVICE LIST

I hereby certify that on this the 7TH day of April, 1994, a true and correct copy of the foregoing FINAL ORDER was mailed, postage pre-paid to:

Blaine Larsen
Blaine Larsen Farms
P.O. Box 188
Hamer, Idaho 83425

Stephen V. Goddard, Esq.
Department of Fish and Game
P.O. Box 25
Boise, Idaho 83707

Kent Foster, Esq.
Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
Idaho Falls, Idaho 83405

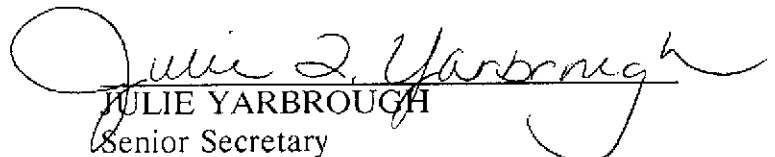
Gary Slette, Esq.
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

D. Gary Peterson
Beard, St. Clair,
Peterson, Sullivan P.A.
P. O. Box 51718
Idaho Falls, ID 83405-1718

Barbara Scott-Brier, Esq.
U.S. Department of Interior
Office of the Solicitor
Suite 607
500 E. Multnomah Street
Portland, Oregon 97232

Bruce Newcomb
1626 Monroe
Burley, ID 83318

Dan Murdock
1995 N. Old Butte Hwy.
Hamer, ID 83525


JULIE YARBROUGH
Senior Secretary

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

Name of applicant BLAINE LARSEN, BLAINE LARSEN FARMS Phone 662-5501

Post Office address P O BOX 188 HAMER, IDAHO

DESCRIPTION OF RIGHT(S) AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of use	Period of Use	Volume
_____	_____	_____	_____ to _____	_____	_____
SEE ATTACHMENT "A"	WATER RIGHTS	_____	_____ to _____	_____	_____
_____	_____	_____	_____ to _____	_____	_____
_____	_____	_____	_____ to _____	_____	_____

Total amount of water being transferred _____ cubic feet/second and/or _____ acre-feet per annum.

Source of water : GROUNDWATER tributary to _____

Point(s) of Diversion: *(If additional space is needed, use back of Part 2)*

[illegible]

Lands irrigated or Place(s) of Use: *(If additional space is needed, use back of Part 2)*

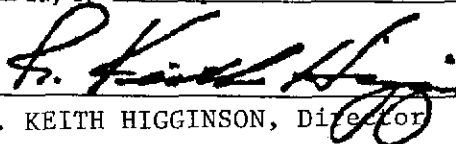
[illegible]

PART 1**6. General Information:**a. Description of diversion system _____

_____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:

_____d. Remarks:

_____**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**This is to certify that I have examined Application for Transfer of Water Rights No. See AttachmentsAnd said application is hereby DENIED, subject to the following limitations and conditions:
See Final Order for conditions.

_____Witness my hand this 7TH day of April, 19 94.
R. KEITH HIGGINSON, DirectorMICROFILMED
SEP 11 1997

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.

Patricia L. Loran
(Signature of Applicant)

Subscribed and sworn to before me this 20TH day of DECEMBER, 1993.

Robert D. Walker
(Notary Public)

My commission expires 11-2-1998

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DWight Date Jan. 3, 1994 Protest filed by Several - see file

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in 8 Idaho Papers - statewide Copies of protest forwarded by _____

Pub. dates Jan 12, 19-1994 Amended Feb 17, 24 1994 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MICROFILMED

SEP 11 1997

ATTACHMENT A WATER RIGHTS

NUMBER	PRIORITY	CFS	USE PERIOD	USE
35-02210	12/24/1951	2.20	4-1 TO 11-1	IRRIGATION
35-02274	12/16/1953	2.40	4-1 TO 11-1	IRRIGATION
35-02312B	03/17/1953	2.76	4-1 TO 11-1	IRRIGATION
35-02728	07/09/1963	3.40	4-1 TO 11-1	IRRIGATION
35-02821B	03/17/1953	4.16	4-1 TO 11-1	IRRIGATION
35-02844	10/17/1966	3.30	4-1 TO 11-1	IRRIGATION
35-07066	12/26/1968	8.30	4-1 TO 11-1	IRRIGATION
35-07361	12/26/1973	0.54	4-1 TO 11-1	IRRIGATION
35-07390	03/13/1974	3.72	4-1 TO 11-1	IRRIGATION
35-07623	07/20/1976	6.36	4-1 TO 11-1	IRRIGATION
35-07630	08/03/1976	4.80	4-1 TO 11-1	IRRIGATION
35-07631	08/03/1976	0.54	4-1 TO 11-1	IRRIGATION
35-07632	08/05/1976	4.40	4-1 TO 11-1	IRRIGATION
35-07882	12/26/1979	2.00	4-1 TO 11-1	IRRIGATION
36-02074B	07/27/1948	0.75	4-1 TO 11-1	IRRIGATION
36-02300	05/15/1956	3.88	4-1 TO 11-1	IRRIGATION
36-02398B	07/30/1959	2.44	4-1 TO 11-1	IRRIGATION
36-02559	03/17/1963	4.66	4-1 TO 11-1	IRRIGATION
36-02632	01/08/1966	1.94	4-1 TO 11-1	IRRIGATION
36-07015A	02/14/1968	0.97	4-1 TO 11-1	IRRIGATION
36-07022	04/12/1968	4.64	4-1 TO 11-1	IRRIGATION
36-07272	11/07/1972	1.50	4-1 TO 11-1	IRRIGATION
36-07897	02/25/1980	2.84	4-1 TO 11-1	IRRIGATION
36-08238	12/30/1983	5.74	4-1 TO 11-1	IRRIGATION
	TOTAL	78.2		

MICROFILMED

SEP 11 1997

ATTACHMENT A

POINTS OF DIVERSION

1/4	1/4	SEC	TWP	RGE	COUNTY	Pump Number
SE	SE	4	07N	36E	JEFFERSON	49
SE	NE	32	08N	37E	FREMONT	66
NW	SE	11	08N	36E	JEFFERSON	89
SW	SW	11	08N	36E	JEFFERSON	90
NE	NW	10	08N	36E	JEFFERSON	93
NW	SW	3	08N	36E	JEFFERSON	94
SW	SW	34	09N	36E	CLARK	95
SW	NW	34	09N	36E	CLARK	96
SE	NE	34	09N	36E	CLARK	97
NE	NW	34	09N	36E	CLARK	98
SE	SE	27	09N	36E	CLARK	99
SE	NE	27	09N	36E	CLARK	100
SE	NW	26	09N	36E	CLARK	101
NW	NE	26	09N	36E	CLARK	102
NW	NE	35	09N	36E	CLARK	103
SW	SE	24	09N	36E	CLARK	104
SE	SE	24	09N	36E	CLARK	105
NW	SW	22	09N	36E	CLARK	106
SW	NW	27	09N	36E	CLARK	107
SW	SW	27	09N	36E	CLARK	108
NW	NE	33	09N	36E	CLARK	109
SE	NW	28	09N	36E	CLARK	110
NW	SE	31	09N	36E	CLARK	111
NW	SE	33	10N	36E	CLARK	112
SW	SE	34	09N	36E	CLARK	113
SE	NE	3	08N	36E	JEFFERSON	114
NE	SW	25	09N	36E	CLARK	119
SW	NE	25	09N	36E	CLARK	120
SW	NW	13	08N	36E	JEFFERSON	123

MICROFILMED

SEP 11 1987

ATTACHMENT A			PLACES OF USE																				
				NE				NW				SW				SE							
TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	TOTAL	WELL NO.			
----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----				
7N	36E	9	25			15													40	49			
7N	36E	4													35			25	60	49			
8N	37E	32	39			39									39			39	156	66			
8N	36E	12										10	7						17	89			
8N	36E	11							2	5					40	27	27	38	139	89			
8N	36E	10				7									38			35	80	90			
8N	36E	11							12	5	12	40	36	13					118	90			
8N	36E	3										7	7						14	93			
8N	36E	9	5			2													7	93			
8N	36E	10		8	6		40	40	31	36									161	93			
8N	36E	3			2				33	33	40	40	18	18		4			188	94			
8N	36E	4				5									8				13	94			
8N	36E	3					19	40											59	95			
8N	36E	4	10																10	95			
9N	36E	33																13	13	95			
9N	36E	34												36	7				43	95			
9N	36E	33				18									10				28	96			
9N	36E	34							40	20	14	39							113	96			
9N	36E	34	27	16	37	40									30	19			169	97			
9N	36E	35						8	20			10							38	97			
9N	36E	26											20	38			15		73	98			
9N	36E	35		30	12		40	32	12	22									148	98			
9N	36E	27									2				4	20	27	40	32	125	99		
9N	36E	34	4	8															12	99			
9N	36E	26						4	5										9	100			
9N	36E	27	36	34	38	39									4	4			155	100			
9N	36E	26		8	18		35	20	30	40	9	5							165	101			
9N	36E	25						12	16										28	102			
9N	36E	26	37	11	17	40													105	102			
9N	36E	25											12						12	103			
9N	36E	26															4	31	35	103			
9N	36E	35	28	3															31	103			
9N	36E	36						5											5	103			
9N	36E	24			3					6	40	15	16	39		36	35		190	104			
9N	36E	25		3			6												9	104			
9N	37E	19											19						19	105			
9N	36E	24																23	23	105			
9N	36E	25	38			5													43	105			
9N	37E	30						33		2									35	105			
9N	36E	21				23									31			10	64	106			
9N	36E	22							36	15	17	40	18	3					129	106			
9N	36E	27					20	39	40	33	8	17							157	107			

SEP 11 1997

9N	36E	28	14			23								2				39	107
9N	36E	27										7	14	40	36			97	108
9N	36E	28												2			23	25	108
9N	36E	33	16															16	108
9N	36E	34					24	37										61	108
9N	36E	33	10	37	39	14	12			15								127	109
9N	36E	28					32	32	32	32								128	110
9N	36E	31			19				5	39	39	5				19		126	111
10N	36E	33				24									40		25	89	112
10N	36E	34							23			40	25					88	112
8N	36E	3	27	27														54	113
9N	36E	34										7			2	39	25	73	113
9N	36E	25									40	14	12	36		9	7	118	119
9N	36E	25			30	35									26	23		114	120
8N	36E	12										31						31	123
8N	36E	13						31										31	123
																		4254	ACRES

MODIFIED

SEP 11 1957

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-02210

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	2.20 CFS
STOCKWATER	to	
	Totals	2.20 CFS

SOURCE

GROUNDWATER

Priority: 12/24/1951

LOCATION OF POINT(S) OF DIVERSION:SWNE , Sec. 2, Township 04S, Range 31E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	31E	2	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NESE 10	NWSE 12	182
				Total number of acres irrigated:		182

PLACE OF USE: STOCKWATER, same as IRRIGATION useCONDITIONS/REMARKS:MICROFILMED
SEP 11 1957

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-02274

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	2.40 CFS
DOMESTIC	to	
	Totals	2.40 CFS

SOURCE

GROUNDWATER

Priority: 12/16/1953

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 21, Township 03S, Range 32E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S	32E	21	NENE 40	NWNE 15	SWNE 40	
			SENE 10	SENW 35	NESE 15	
			NWSE 20			175
						Total number of acres irrigated: 175

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:MICROFILMED
SEP 11 1997

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-02312B

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 11/01	2.76 CFS

SOURCE

GROUNDWATER

Priority: 03/17/1953

LOCATION OF POINT(S) OF DIVERSION:SWSW , Sec. 35, Township 06S, Range 29E
POWER CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	29E	35	NESW 17.5	NWSW 17.5	SWSW 17.5	
			SESW 17.5	NESE 17.5	NWSE 17.5	
			SWSE 17.5	SESE 17.5		140
			Total number of acres irrigated:			140

CONDITIONS/REMARKS:

1. TRANS. 3672.

SEP 11 1957

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-02728

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.40 CFS	595.0 AF

SOURCE

GROUNDWATER

Priority: 07/09/1963

LOCATION OF POINT(S) OF DIVERSION:NWSE , Sec. 23, Township 04S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	30E	23	NWSE 40	SWSE 40		80
		26	NENE 40	NWNE 40	SENE 10	90
Total number of acres irrigated:						170

CONDITIONS/REMARKS:

1. TRANS. 2314.

RECORDED
SEP 11 2007

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 35-02821

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.84 CFS	673.0 AF

SOURCE

GROUNDWATER

Priority: 05/02/1960

LOCATION OF POINT(S) OF DIVERSION:NWSW , Sec. 24, Township 04S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S 30E 23	NESE 9	SESE 19		28
24	SWNW 35	SENW 2	NWSW 30	103
	SWSW 36			61
25	NWNW 26	SWNW 35		192
		Total number of acres irrigated:		

CONDITIONS/REMARKS:

RECORDED

SEP 11 1960

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 35-02844

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/25 to 10/25	3.30 CFS	578.0 AF

SOURCE

GROUNDWATER

Priority: 10/17/1966

LOCATION OF POINT(S) OF DIVERSION:NWSE , Sec. 23, Township 04S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	30E	23	SWNE 22	SENE 25	NESW 22	
			SWSW 23	SESW 22		114
		26	SWNE 3	NENW 23	NWNW 25	51
				Total number of acres irrigated:		165

CONDITIONS/REMARKS:

1. NOT TO EXCEED 6.22 CFS.

RECEIVED
SEP 11 1967

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 35-07066

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	8.30 CFS	2142.0 AF

SOURCE

GROUNDWATER

Priority: 12/26/1968

LOCATION OF POINT(S) OF DIVERSION:NENE , Sec. 36, Township 04N, Range 35E
JEFFERSON CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	35E	36	NENE 39	NWNE 40	SWNE 40	
			SENE 39	NENW 40	NWNW 40	
			SWNW 40	SENE 40		318
36E	30		NESW 38	Lot 3(NWSW) 28	Lot 4(SWSW) 36	
			SESW 40			142
	31		NENW 40	Lot 1(NWNW) 36	Lot 2(SWNW) 36	
			SENE 40			152
				Total number of acres irrigated:		612

CONDITIONS/REMARKS:

1. THIS WATER IS APPURTENANT TO 528 ACRES WITHIN SECTION 16 T08N R37E FOR THE 1988 IRRIGATION SEASON ONLY.

APPROVED
APR 11 1987

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07361

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/25 to 10/25	0.54 CFS	94.5 AF

SOURCE

GROUNDWATER

Priority: 12/26/1973

LOCATION OF POINT(S) OF DIVERSION:NWSE , Sec. 23, Township 04S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	30E	26	SWNE	27		27
Total number of acres irrigated:						27

CONDITIONS/REMARKS:

1. THIS RT. WHEN COMBINED WITH RTS. 31232/35-2728 AND 33289/35-2844 SHALL NOT EXCEED 6.22 CFS.

RECORDED
JUN 11 1973

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07390

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.72 CFS	1071.0 AF

SOURCE

GROUNDWATER

Priority: 03/13/1974

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 21, Township 03S, Range 32E
SWSE , Sec. 21, Township 03S, Range 32E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S 32E 21	NENE 33	NWNE 40	SWNE 40	
	SENE 40	NENW 33	SENW 40	
	NESE 40	NWSE 40		306
		Total number of acres irrigated:		306

CONDITIONS/REMARKS:

1. THIS RT. WHEN COMBINED WITH RT. 35-2274 SHALL NOT EXCEED 1071 AFA/PER ANNUM.

1975-1980
SEP 11 1977

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07623

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	6.36 CFS	1113.0 AF

SOURCE

GROUNDWATER

Priority: 07/20/1976

LOCATION OF POINT(S) OF DIVERSION:SWSE , Sec. 36, Township 04N, Range 35E
JEFFERSON CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N 35E 36	NESW 40	NWSW 40	SWSW 40	
	SESW 40	NESE 39	NWSE 40	
	SWSE 40	SESE 39		318
		Total number of acres irrigated:		318

CONDITIONS/REMARKS:11/11/2017
SEP 11 2017

A. DESCRIPTION OF RIGHT AS RECORDED:Water Right No. ~~35~~-07631

STAGE: LICENSE

BENEFICIAL USEPERIOD OF USEDIVERSION
RATEANNUAL
VOLUME

IRRIGATION

04/01 to 11/01

5.04 CFS

1088.5 AF

SOURCE

GROUNDWATER

Priority: 08/03/1976

LOCATION OF POINT(S) OF DIVERSION:SWSW , Sec. 14, Township 02S, Range 33E
SESE , Sec. 14, Township 02S, Range 33E
BINGHAM CountyPLACE OF USE: IRRIGATIONTWN RGE SECACRESACRESACRESTOTAL

02S 33E 14

NESW 40

NWSW 39

SWSW 38

SESW 39

NESE 39

NWSE 40

SWSE 38

SESE 38

311

Total number of acres irrigated:

311

CONDITIONS/REMARKS:

KACAC-1000

SEP 11 1977

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 35-07632

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	4.40 CFS	924.0 AF

SOURCE

GROUNDWATER

Priority: 08/05/1976

LOCATION OF POINT(S) OF DIVERSION:NESW , Sec. 16, Township 04S, Range 31E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	31E	16	NESW 33	NWSW 33	SWSW 33	
			SESW 33	NESE 33	NWSE 33	
			SWSE 33	SESE 33		264
				Total number of acres irrigated:		264

CONDITIONS/REMARKS:4/12/2017
9:28 11:10

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07882

STAGE: PERMIT

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 11/01	2.00 CFS

SOURCE

GROUNDWATER

Priority: 12/26/1979

LOCATION OF POINT(S) OF DIVERSION:SWSW , Sec. 35, Township 06S, Range 29E
POWER CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	29E	35	NESW 30	NWSW 30	SWSW 30	
			SESW 30	NESE 30	NWSE 30	
			SWSE 30	SESE 30		240
			Total number of acres irrigated:			240

CONDITIONS/REMARKS:

1. A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
2. DEVELOPMENT UNDER THIS PERMIT SHALL BE LIMITED TO 180 NEW ACRES OR A TOTAL OF 320 ACRES UNDER THIS PERMIT & LICENSE 35-2312.

10/11/2011
SEP 17 2011

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. 36-02074B

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	0.75 CFS

SOURCE

GROUNDWATER

Priority: 07/27/1948

LOCATION OF POINT(S) OF DIVERSION:SWNWSW , Sec. 28, Township 08S, Range 22E
MINIDOKA CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S 22E 28	NESW 1.7	NWSW 38.6	SWSW 38.6	80
	SESW 1.1			80
		Total number of acres irrigated:		80

CONDITIONS/REMARKS:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-07015A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.72 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 624 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 468 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 156 ACRES IN A SINGLE IRRIGATION SEASON.
2. RIGHT NO. 36-07015A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

MICROFILMED
SEP 11 1987

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-02300

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.88 CFS	776.0 AF

SOURCE

GROUNDWATER

Priority: 05/15/1956

LOCATION OF POINT(S) OF DIVERSION:SESENE , Sec. 25, Township 06S, Range 22E
LINCOLN CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	22E	25	NENE 30	NWNE 30	SWNE 30	
			SENE 39	NESE 30	NWSE 35	194
				Total number of acres irrigated:		194

CONDITIONS/REMARKS:

1. RIGHT NO. 36-07897 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.
2. USE OF THIS RIGHT WITH RIGHT NO. 36-07897 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.63 CFS.

RECORDED
SEP 11 1956

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. 36-02559

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	4.66 CFS	932.0 AF

SOURCE

GROUNDWATER

Priority: 03/17/1963

LOCATION OF POINT(S) OF DIVERSION:NENESW , Sec. 9, Township 07S, Range 21E
LINCOLN CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	21E	8	NWNE 38	SWNE 20	SENE 15	
			SWNW 38	SENE 15	NESW 15	
			NWSW 10	NESE 9	NWSE 2	
			SWSE 24			186
		9	NESW 20	NWSW 15	SWSW 12	47
						233

Total number of acres irrigated: 233

CONDITIONS/REMARKS:

1. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.

RECEIVED
SEP 11 1963

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-02632

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.94 CFS	388.0 AF

SOURCE

GROUNDWATER

Priority: 01/08/1966

LOCATION OF POINT(S) OF DIVERSION:SESW , Sec. 4, Township 07S, Range 23E
LINCOLN CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	23E	4	NESW 40	NWSW 8	SWSW 9	97
			SESW 40			97
			Total number of acres irrigated:			97

CONDITIONS/REMARKS:

1. RIGHT NO. 36-07022 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION FOR THESE TWO RIGHTS IS LIMITED TO 5.24 CFS.

RECORDED
SEP 11 1967

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-07015A

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	0.97 CFS

SOURCE

GROUNDWATER

Priority: 02/14/1968

LOCATION OF POINT(S) OF DIVERSION:SWNWSW , Sec. 28, Township 08S, Range 22E
MINIDOKA CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S	22E	28	NESW 38	NWSW 39	SWSW 39	153
			SESW 37			153
			Total number of acres irrigated:			153

CONDITIONS/REMARKS:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-02074B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.72 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 624 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 468 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 156 ACRES IN A SINGLE IRRIGATION SEASON.
2. RIGHT NO. 36-02074B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

RECORDED

SEP 17 1968

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-07022

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	4.64 CFS	928.0 AF

SOURCE

GROUNDWATER

Priority: 04/12/1968

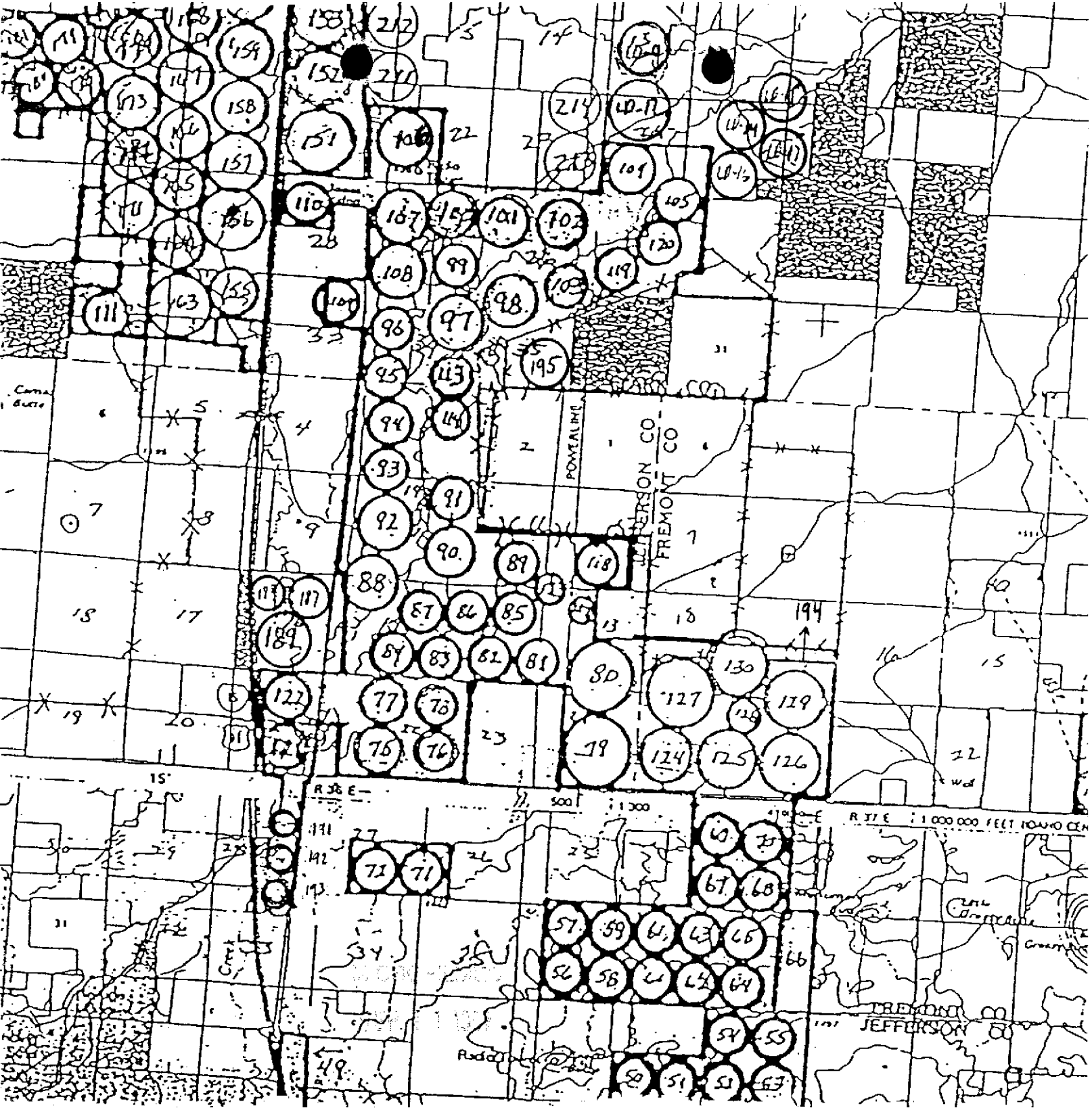
LOCATION OF POINT(S) OF DIVERSION:SESW , Sec. 4, Township 07S, Range 23E
LINCOLN CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
07S	23E	4	Lot 4(NWNW)	20		SWNW	39		59
		5	Lot 1(NENE)	24		SWNE	36	SENE	38
			NESE	36		SESE	39		173
Total number of acres irrigated:									232

CONDITIONS/REMARKS:

1. A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.
3. RIGHT NO. 36-02632 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL RATE OF DIVERSION OF THESE TWO RIGHTS IS LIMITED TO 5.24 CFS.

P/S K - L-111
SEP 11 1967



LEASE

Aggrements

MICROFILMED
SEP 11 1957

LEASE OF WATER RIGHT

Lynn Broadhead and Judy Broadhead, ("Lessors"), hereby lease to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessors' right, title and interest in and to water rights appurtenant to the real property, approximately 864 acres located in:

Township 3 South, Range 32 East, B.M. Bingham County, Idaho:
Section 21: E 1/2, E 1/2 NW 1/4
Section 27: W 1/2
Section 28: NE 1/4, N 1/2 SE 1/4

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water rights owned by Lessor and evidenced by license number 35-2274, 35-2432 and 35-4015. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$8,640.00 annually, a total of \$25,920.00 for the three-year lease period, which amount represents a lease fee of \$10 per acre for 864 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to

MICROFILMED

SEP 11 1997

place(s) of use and point(s) of diversion located on lands owned or leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Lynn and Judy Broadhead
P.O. Box 1067
Blackfoot, Id 83221

Lessee: Blaine Larsen
P.O. Box 188
Hamer, Id 83425

RECORDED

SEP 11 1957

12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

LYNN BROADHEAD AND JUDY BROADHEAD

By: *Lynn Broadhead*
Lynn Broadhead
Judy Broadhead
Judy Broadhead

LESSEE:

BLAINE LARSEN

Blaine Larsen
Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: *Blaine Larsen*
Blaine Larsen, President

State of Idaho)
)SS
County of)

On this ____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

NOTARIAL
SEP 17 1993

State of Idaho)
)SS
County of JEFFERSON)

On this 26TH day of JULY in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Robert D. Wells
Notary Public for Idaho
Residing at IDAHO FALLS, ID
My Commission expires 11/2/98

State of Idaho)
)SS.
County of)

On this 20 day of July, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Lynn Broadhead and Judy Broadhead, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

Shelton E. Clapp
Notary Public for Idaho
Residing at Idaho Falls, Id
My Commission expires 3/7/97

NOTARY PUBLIC
SEP 11 1993

LEASE OF WATER RIGHT

Paul Stroschein, ("Lessor"), hereby leases to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessors' right, title and interest in and to water rights appurtenant to the real property, approximately 287 acres located in:

Township 7S, Range 21E East, B.M. Lincoln County, Idaho:
Section 8 & 9 :

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by permit number 36-08238. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$ 3731.00 annually, a total of \$ 11,193.00 for the three-year lease period, which amount represents a lease fee of \$13 per acre for 287 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to

SEP 11 1992

place(s) of use and point(s) of diversion located on lands owned or leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Paul Stroschein
745 5th St.
Rupert, ID 83350

Lessee: Blaine Larsen
P.O. Box 188
Hamer, Id 83425

SEP 11 1967

12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

PAUL STROSCHEIN

By: Paul Stroschein
Paul Stroschein

LESSEE:

BLAINE LARSEN

Blaine Larsen
Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: Blaine Larsen
Blaine Larsen, President

State of Idaho)
)SS
County of)

On this ____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

100607121
9/27/93

State of Idaho)
)SS
County of JEFFERSON)

On this 27TH day of SEPTEMBER in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Robert A. Welch

Notary Public for Idaho
Residing at IDAHO FALL ID
My Commission expires 11/2/98

State of Idaho)
)SS.
County of Minidoka)

On this 24th day of September, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Paul Stroschein, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

Betty L. Anderson
Notary Public for Idaho
Residing at Boise
My Commission expires 2-27-97

RECORDED

SEP 11 1993

LEASE OF WATER RIGHT

Reid S Stewart and Heidi Stewart, ("Lessors"), hereby lease to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessors' right, title and interest in and to water rights appurtenant to the real property, approximately 380 acres located in:

Township 6S, Range 29E East, B.M. Lincoln County, Idaho:
Section 35:

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by permit number 35-07882 (2.00cfs), and license number 35-02312B (2.76cfs). This Lease entitles Lessee to make complete use of these water rights for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996. During the term of this lease, Lessee shall place to beneficial use for irrigation purposes all water leased to him hereunder. However, lessor will be responsible for the use of the water remaining in Lessors' name under license number 35-02312A which has a diversion rate of 1.19cfs.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$ 3800.00 annually, a total of \$ 11,400.00 for the three-year lease period, which amount represents a lease fee of \$10 per acre for 380 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the

RECORDED
SEP 11 1994

water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to place(s) of use and point(s) of diversion located on lands owned or leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Reid S Stewart
3100 W 1000 S

RECEIVED
SEP 11 1957

Aberdeen, ID 83210

Lessee: Blaine Larsen
P.O. Box 188
Hamer, Id 83425

12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

REID S STEWART &
HEIDI STEWART

By: Reid S Stewart
Reid S Stewart

By: Heidi F Stewart
Heidi Stewart

LESSEE:

BLAINE LARSEN

Blaine Larsen
Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: Blaine Larsen
Blaine Larsen, President

State of Idaho)
)SS
County of)

On this ____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

RECORDED
SEP 14 1993

State of Idaho)
)SS
County of JEFFERSON)

On this 24TH day of SEPTEMBER in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Robert D. Walker

Notary Public for Idaho
Residing at IDAHO FALLS ID
My Commission expires 11/2/98

State of Idaho)
)SS.
County of Bingham)

On this 16 day of Sept, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Reid S Stewart & Heidi Stewart, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

Cheryl L. Thelin

Notary Public for Idaho
Residing at Sterling, Ida
My Commission expires 10-21-94

NOTARY PUBLIC

SEP 11 1993

LEASE OF WATER RIGHT

Paul Stroschein, ("Lessor"), hereby leases to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessors' right, title and interest in and to water rights appurtenant to the real property, approximately 233 acres located in:

Township 7S, Range 21E East, B.M. Lincoln County, Idaho:
Section 8 & 9 :

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by license number 36-02559. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$ 3029.00 annually, a total of \$ 9087.00 for the three-year lease period, which amount represents a lease fee of \$13 per acre for 233 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to

WATER RIGHT

SEP 1 1994

place(s) of use and point(s) of diversion located on lands owned or leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Paul Stroschein
745 5th St.
Rupert, ID 83350

Lessee: Blaine Larsen
P.O. Box 188
Hamer, Id 83425

MAILED
SEP 11 1957

12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

PAUL STROSCHEN

By: *Paul Stroschein*
Paul Stroschein

LESSEE:

BLAINE LARSEN

Blaine Larsen
Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: *Blaine Larsen*
Blaine Larsen, President

State of Idaho)
)SS
County of)

On this ____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

NOTARIAL
SEP 11 1993

State of Idaho)
)SS
County of JEFFERSON)

On this 27TH day of SEPTEMBER in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Robert D. Jones
Notary Public for Idaho
Residing at IDAHO FALL ID
My Commission expires 11/2/98

State of Idaho)
)SS.
County of Minidoka)

On this 24th day of September, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Paul Stroschein, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

Betty J. Anderson
Notary Public for Idaho
Residing at Rupert
My Commission expires 2-27-97

NOTARIAL
SEP 11 1993

Pg 1 of 3
2/13/92
Blaine Larsen
Phillips

LEASE OF WATER RIGHTS
BETWEEN PHILLIPS AND LARSEN

1. This lease made this 24th day of February, 1992, by and between Ross M. Phillips and JoAnn E. Phillips, 870 South Mountain Road, Fruit Heights, Utah individually as husband and wife, herein referred to as husband and wife, herein referred to as "Lessor" and Blaine Larsen, P.O. Box 188, Hamer Idaho, Individually and on behalf of Blaine Larsen Farms, Inc., an Idaho corporation, herein referred to collectively as "Lessee." The water rights that are subject of this lease (collectively referred to as the "Water Rights") are more fully described on Exhibit A attached to and incorporated in this Lease.

2. The parties hereto contemplate the filing of a temporary transfer to Lessee's property of the places of use and points of diversion of the Water Rights for five years (the irrigation season of 1992, 1993, 1994, 1995, 1996, and 1997. Said filing will be with the Idaho Department of Water Resources ("Department"). Therefore, Lessor hereby leases to the Lessee all right, title and interest to the Water Rights for a term of five years (Six) Commencing April 1, 1992 and terminating on November 1, 1996. This lease shall be in full force and effect until and unless the Department denies the application for temporary transfer. If the Department approved the temporary transfer by for a period ending prior to November 1, 1996, this Lease shall be in full force and effect only until the date when the approved temporary transfer is ended.

five years should be at least 1991-1997
Blaine Larsen
2/13/92

3. The amount of rent Lessee agrees to pay for the Lease shall be \$2000.00 per year until the Department makes a decision on the temporary transfer. If the Department approves the Lessee's application for temporary transfer referenced herein the Lessee shall pay to the lessor a yearly payment of \$8,750.00 under the temporary transfer as approved by the Department and under the conditions noted below:

A. Lessor acknowledges the receipt of \$1,000.00 previously paid the Lessor to the Lessee.

B. \$1,000.00 is payable within 30 days after the full execution of this Lease and the \$8,750.00 per year is payable on April 1 of each year for which the Department has approved the temporary transfer of the Water Rights and is payable within 30 days after the approval by the Department of the temporary transfer.

C. In the event the Department has not denied or approved the application for the temporary transfer of the Water Rights by July, 1992, Lessee will pay an additional \$2000.00 to the Lessor within 30 days after July 1, 1992.

4. Lessee shall be entitled to file all necessary applications with the Department to transfer the places of use and points of diversion of the Water Rights on a temporary basis. Lessor shall cooperate in securing such transfers and Processing such applications and shall execute any documents necessary to

RECORDED
FEB 17 1992

LEASE OF WATER RIGHTS
BETWEEN PHILLIPS AND LARSEN

Pg 1 of 3
2/13/92
Blaine Larsen
Phillips

1. This lease made this 24th day of February, 1992, by and between Ross M. Phillips and JoAnn E. Phillips, 270 South Mountain Road, Fruit Heights, Utah individually as husband and wife, herein referred to as husband and wife, herein referred to as "Lessor" and Blaine Larsen, P.O. Box 188, Hamer Idaho, Individually and on behalf of Blaine Larsen Farms, Inc., an Idaho corporation, herein referred to collectively as "Lessee." The water rights that are subject of this lease (collectively referred to as the "Water Rights") are more fully described on Exhibit A attached to and incorporated in this Lease.

2. The parties hereto contemplate the filing of a temporary transfer to Lessee's property of the places of use and points of diversion of the Water Rights for six years (the irrigation season of 1992, 1993, 1994, 1995, 1996, and 1997. Said filing will be with the Idaho Department of Water Resources ("Department"). Therefore, Lessor hereby leases to the Lessee all right, title and interest to the Water Rights for a term of six years Commencing April 1, 1992 and terminating on November 1, 1997. This lease shall be in full force and effect until and unless the Department denies the application for temporary transfer. If the Department approved the temporary transfer by for a period ending prior to November 1, 1997, this Lease shall be in full force and effect only until the date when the approved temporary transfer is ended.

3. The amount of rent Lessee agrees to pay for the Lease shall be \$2000.00 per year until the Department makes a decision on the temporary transfer. If the Department approves the Lessee's application for temporary transfer referenced herein the Lessee shall pay to the lessor a yearly payment of \$8,750.00 under the temporary transfer as approved by the Department and under the conditions noted below:

A. Lessor acknowledges the receipt of \$1,000.00 previously paid the Lessor to the Lessee.

B. \$1,000.00 is payable within 30 days after the full execution of this Lease and the \$8,750.00 per year is payable on April 1 of each year for which the Department has approved the temporary transfer of the Water Rights and is payable within 30 days after the approval by the Department of the temporary transfer.

C. In the event the Department has not denied or approved the application for the temporary transfer of the Water Rights by July, 1992, Lessee will pay an additional \$2000.00 to the Lessor within 30 days after July 1, 1992.

4. Lessee shall be entitled to file all necessary applications with the Department to transfer the places of use and points of diversion of the Water Rights on a temporary basis. Lessor shall cooperate in securing such transfers and Processing such applications and shall execute any documents necessary to

pg 2 of 2
2-24-92
B. L. L. L.
M. L. L. L.

Achieving the temporary transfer.

5. During each year of the temporary transfer, as approved by the Department, Lessee covenants that he will divert the Water Rights and will put said rights to beneficial use during the irrigation seasons covered by the approved temporary transfer. Lessee additionally covenants that Lessor will not suffer any adverse consequences to his Water Rights due to non-use.

6. Lessor covenants that all lands to which the Water Rights are appurtenant shall be set-aside from production and shall not be irrigated in the years 1992 through 1997 since the land is under contract in the Conservation Reserves Program ("CRP") sponsored by the United States Department of Agriculture.

7. Lessor covenants and represents that he is the true and lawful owner of the Water Rights and that these rights have not lapsed, been abandoned or forfeited either in whole or in part. Lessor makes no covenant or representation about the actual quantities of water the Department may recognize for transfer or diversion under the Water Rights, regardless of the amount stated in the applicable licenses.

8. Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shut down of some or all irrigation operation by Lessee under the leased water rights to protect the water rights of other appropriators.

9. AT the termination of the Lease, Lessee shall be responsible for all actions necessary to transfer the water rights back to the places of use and points of diversion prior to the approval of the temporary transfer or as shall be specified by Lessor.

10. Lessor may enforce the performance of this lease agreement in any manner provided by law. In the event that Lessee shall default in any of the terms, conditions, or covenants of this lease, and the default continue for 30 days after written notice of default is given, then Lessor may either terminate the lease, re-enter and re-divert his water rights, or require specific performance at Lessor's election. Any act of lessor shall not be construed as a waiver of his remedies unless specifically agreed to in writing.

11. This Lease shall be binding upon the respective heirs, successor and assigned of the Lessor and the Lessee.

RECEIVED
SEP 11 1992

IN WITNESS WHEREOF, the Parties entered into this Lease on the day and year first above written and executed this written integration of the Lease on the dates indicated below.

pg 3 of 4
2-24-92
Blaine Larsen

LESSOR

Ross M. Phillips

ROSS M. PHILLIPS

LESSEE

Blaine Larsen

BLAINE LARSEN, individually
and on behalf of BLAINE LARSEN
FARMS, INC.

JoAnn F. Phillips

JOANN F. PHILLIPS

STATE OF UTAH)
 : SS
COUNTY OF DAVIS)

ON THIS 24 DAY OF February 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Ross M. Phillips, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

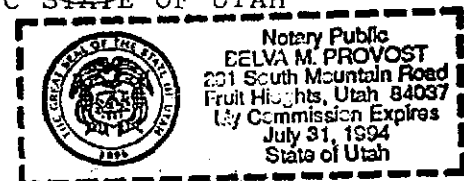
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Changes of page 1 are also witnessed and included as part of this document.

Delva M. Provost

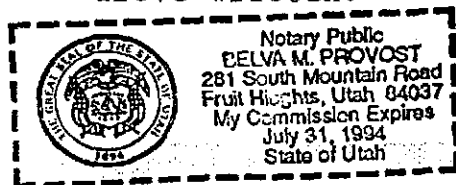
NOTARY PUBLIC STATE OF UTAH

STATE OF UTAH)
 : SS.
COUNTY OF DAVIS)



ON this 24 day of February 1992 before me, the undersigned, a Notary Public in and for said State, personally appeared JoAnn F. Phillips, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Delva M. Provost
NOTARY PUBLIC STATE OF UTAH

STATE OF IDAHO)
)
County of Jefferson) :SS.

ON this 4th day of March 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Blaine Larsen, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Justin P. Van
Notary Public for the State of Idaho
Residing at: Idaho Falls, ID.
My comission expires: 8-16-97

STATE OF IDAHO)
)
COUNTY OF _____) :SS.

On this _____ day of _____, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Ross Phillips, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the sane.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first written.

Notary Public for _____
Residing at _____
My commission expires; _____

STATE OF IDAHO)
)
County of _____) :SS.

ON this _____ day of _____, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

LEASE OF WATER RIGHT

Sherry Anderson and Glennwinn Harris, ("Lessors"), hereby lease to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessors' right, title and interest in and to water rights appurtenant to the real property, approximately 804.5 acres located in:

Township 7S, Range 23E East, B.M. Lincoln County, Idaho:
Section 4:

Township 9S, Range 23E East, B.M. Minidoka County, Idaho:
Section 3:

Township 6S, Range 22E East, B.M. Lincoln County, Idaho:
Section 25:

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by license number 36-07022, 36-02632, 36-07272, 36-07897, & 36-02300. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.
2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.
3. RENT: Lessee shall pay the Lessor as rent for said water rights \$4022.50 annually, a total of \$12067.50 for the three-year lease period, which amount represents a lease fee of \$5 per acre for 804.5 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.
4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.
5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary

12067.50
SEP 11 1994

basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to place(s) of use and point(s) of diversion located on lands owned or leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Sherry Anderson & Glennwinn Harris
Route #1 Box 1316
Paul, ID 83347

RECEIVED
SEP 11 1987

Lessee: Blaine Larsen
P.O. Box 188
Hamer, Id 83425

12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

SHERRY ANDERSON AND
GLENNWINN HARRIS

By: Sherry Anderson
Sherry Anderson
Glennwin Harris
Glennwin Harris

LESSER:

BLAINE LARSEN

Blaine Larsen
Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: Blaine Larsen
Blaine Larsen, President

State of Idaho)
)SS
County of JEFFERSON)

On this 19TH day of OCTOBER in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Robert D. Walsh
Notary Public for Idaho
Residing at IDAHO FALLS
My Commission expires 11-2-1998

State of Idaho)
)SS
County of)

On this _____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

State of Idaho)
)SS.
County of Cassia)

On this 11th day of October, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Sherry Anderson and Glennwinn Harris, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

Theresa A. Kelsey
Notary Public for Idaho
Residing at Declo
My Commission expires 11-1-94

MY COMMISSION EXPIRES 11-1-94
NOTARY PUBLIC
RESIDING AT DECLO, IDAHO

SEP 11 1993

LEASE OF WATER RIGHT

Frank McFarland, ("Lessor"), hereby leases to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessor's right, title and interest in and to water rights appurtenant to the real property, approximately 156 acres located in:

Township 8S, Range 22E East, B.M. Minidoka County, Idaho:
Section 28:

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by license number 35-07015A & 36-02074. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$1560.00 annually, a total of \$4680.00 for the three-year lease period, which amount represents a lease fee of \$10 per acre for 156 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to place(s) of use and point(s) of diversion located on lands owned or

leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Frank McFarland
~~2916 Janis Dr.~~ P.O. Box 566
Burley ID, 83318

Lessee: Blaine Larsen
P.O. Box 188
Hamer, ID 83425

W. J. McFarland
SEP 11 1967

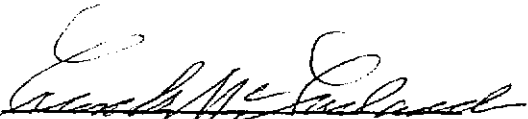
12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

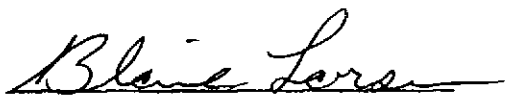
FRANK MCFARLAND

By: 

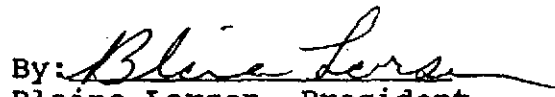
Frank McFarland

LESSEE:

BLAINE LARSEN


Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: 
Blaine Larsen, President

State of Idaho)
)SS
County of)

On this ____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

RECORDED
SEP 11 1993

State of Idaho)
)SS
County of Jefferson)

On this 24TH day of SEPTEMBER in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Robert D. Chalkley
Notary Public for Idaho
Residing at IDAHO FALLS ID
My Commission expires 11/2/98

State of Idaho)
)SS.
County of Cassia)

On this 3rd day of September, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Frank McFarland, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

Julia A. Greenleaf
Notary Public for Idaho
Residing at Blackfoot ID
My Commission expires 8-7-94

RECORDED
SEP 7 1993

LEASE OF WATER RIGHT

Don Everingham, ("Lessor"), hereby leases to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessors' right, title and interest in and to water rights appurtenant to the real property, approximately 182 acres located in:

Township 4S, Range 31E East, B.M. Bingham County, Idaho:
Section 2: Lots 1 & 2 S1/2NE1/4, N1/2SE1/4.

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by license number 35-2210. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$ 1456.00 annually, a total of \$ 4368.00 for the three-year lease period, which amount represents a lease fee of \$8 per acre for 182 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to

SEP 11 1994

place(s) of use and point(s) of diversion located on lands owned or leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Don Everingham
c/o Trudy Scott
P.O. Box 628
Blackfoot, ID 83221

Lessee: Blaine Larsen
P.O. Box 188
Hamer, Id. 83425

SEP 11 1987

12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

DON EVERINGHAM

By: Don Everingham
Don Everingham

LESSEE:

BLAINE LARSEN

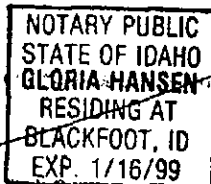
Blaine Larsen
Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: Blaine Larsen
Blaine Larsen, President

State of Idaho)
County of) SS
)

On this 16 day of August in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.



Gloria Hansen
Notary Public for Idaho
Residing at Blackfoot, ID
My Commission expires 1/16/99

SEP 13 1993

State of Idaho)
)SS
County of JEFFERSON)

On this 24TH day of SEPTEMBER in the year 1993, before me, a
Notary Public in and for said State, personally appeared BLAINE
LARSEN, known or identified to me.

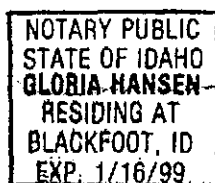
Robert A. O'Leary

Notary Public for Idaho
Residing at IDAHO FALLS ID
My Commission expires 11/2/98

State of Idaho)
)SS.
County of)

On this 16 day of August, 1993, before me, the
undersigned, a Notary Public in and for said State, personally
appeared DON EVERINGHAM, known or identified to me to be the
person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year this certificate first above
written.



Gloria Hansen
Notary Public for Idaho
Residing at Blackfoot
My Commission expires 1/16/99

SEP 1 1993

LEASE OF WATER RIGHT

Idaho Ag., Inc., an Idaho corporation ("Lessor"), hereby leases to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessor's right, title and interest in and to water rights appurtenant to the real property, approximately 124 acres located in:

Township 7S, Range 22E East, B.M. Lincoln County, Idaho:
Section 13: NE 1/4 SE 1/4.

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by license number 36-02398B. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$1860.00 annually, a total of \$5580.00 for the three-year lease period, which amount represents a lease fee of \$15 per acre for 124 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to

SEP 11 1997

leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Randy Bauscher, President
Idaho Ag., Inc.
P.O. Box 123
Rupert, ID 83350

Lessee: Blaine Larsen
P.O. Box 188
Hamer, ID 83425

SEP 11 1987

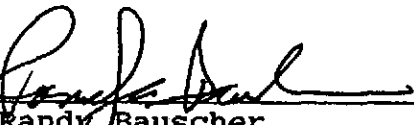
12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

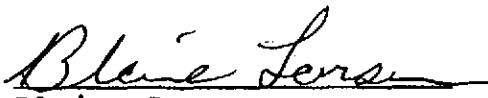
LESSOR:

RANDY BAUSCHER

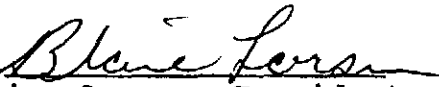
By: 
Randy Bauscher

LESSEE:

BLAINE LARSEN


Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: 
Blaine Larsen, President

State of Idaho)
)SS
County of)

On this ____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

100-1000000

SEP 11 1993

State of Idaho)
)SS
County of JEFFERSON)

On this 24TH day of SEPTEMBER in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Robert O. Walker

Notary Public for Idaho
Residing at IDAHO FALLS ID
My Commission expires 11/2/98

State of Idaho)
)SS.
County of Minidoka)

On this 9th day of September, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Randy Bauscher, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

Deana L. Kuehn

Notary Public for Idaho
Residing at Boise, ID
My Commission expires 12-19-96

NOT RECORDED

SEP 13 1993

LEASE OF WATER RIGHT

Reid S. Stewart and Reid G. Stewart, ("Lessors"), hereby lease to Blaine Larsen Farms, Inc., an Idaho corporation, (collectively "Lessee") all of Lessors' right, title and interest in and to water rights appurtenant to the real property, approximately 684 acres located in:

Township 4S, Range 30E East, B.M. Bingham County, Idaho:
Section 23, 24, 25, & 26 :

Township 4S, Range 31E East, B.M. Bingham County, Idaho:
Section 16 :

1. PROPERTY LEASED: Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain water right(s) owned by Lessor and evidenced by license number 35-02821B, 35-02844, 35-07361, 35-07632, A35-10948, & 35-02728. This Lease entitles Lessee to make complete use of the water right for agricultural purposes during the term of this Lease.

2. TERM OF LEASE: The term of this Lease shall be for three-years commencing April 1, 1994, and ending November 1, 1996.

3. RENT: Lessee shall pay the Lessor as rent for said water rights \$6840.00 annually, a total of \$20,520.00 for the three-year lease period, which amount represents a lease fee of \$10 per acre for 684 acres of Lessor's land which is irrigated with the water right. The rent shall be paid by April 1, 1994 or within 10 days after approval by the Department of the temporary transfer described in paragraph 5 below, whichever occurs later. If lease payments are made on an annual basis because of the action of the Department as provided above, Lessee's annual rental payment shall be paid by April 1 of the crop year in which the water is to be used or within 10 days after the Department's approval of such temporary transfer and use.

4. OWNERSHIP AND VALIDITY OF WATER RIGHT: Lessor covenants and represents that it is the true and lawful owner of the water right and that the right has not lapsed or been abandoned or forfeited either in whole or in part, and otherwise is currently not the subject of challenge or dispute by the Department or any person. Lessor makes no covenant or representation about the actual quantities of water that the Department may recognize for transfer or diversion under the water right, regardless of the amount state in any claim or license.

5. APPLICATION FOR TRANSFER: Lessee shall at its sole expense file all necessary applications with the Department to transfer the water right's place of use and point(s) of diversion on a temporary basis. Lessor shall cooperate in securing such transfers and processing such application(s) and shall execute any documents

SEP 11 1994

necessary to achieving the transfer. This Lease is conditioned upon the Department's approval of a transfer of the water right from Lessor's present place(s) of use and point(s) of diversion to place(s) of use and point(s) of diversion located on lands owned or leased by Lessee.

6. APPROVAL OF TRANSFER: This Lease is conditioned upon the Department's approval of a transfer of the water right from the Lessor's present place(s) of use and point(s) of diversion to places of use and points of diversion located on lands owned or leased by Lessee.

7. TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE: Upon the termination of this Lease for any reason, the Lessee shall surrender to Lessor the water right covered by this Lease. Lessee shall pay such cost promptly and pursue any action necessary to transfer the water right back to the Lessor's original place of use.

8. BENEFICIAL USE FOR IRRIGATION: Lessee's purpose in entering into this Lease is to obtain water for use upon land owned or leased by Lessee. During the term of the Lease and during any extension hereof, Lessee shall place to the beneficial use for irrigation purposes all water he is entitled to receive under the water right and any approved transfer.

9. NON-LIABILITY OF LESSOR: Lessor shall not be liable for any damage to Lessee sustained by reason of any action of the Department effecting the shutdown or curtailment of some or all of Lessee's irrigation operations.

10. REMEDY ON DEFAULT: In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease, and remains in default for a period of thirty (30) days after receiving written notice of said default for the Lessor, the Lessor may, at its option, terminate this lease, repossess the leased water right and transfer it back to Lessor's property at the cost of the Lessee. This remedy is not exclusive and the Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments and damages caused by the breach of the Lease. Lessee shall have the same rights for any default by Lessor.

11. NOTICES: Any notices required or desired to be given by one party to the other may be given placing the same in a sealed envelope and mailing the same, postage prepaid, in the United States Mail to the other party at the address hereinafter set forth.

Lessor: Reid G. Stewart
3100 W. 1006 S.
Aberdeen, ID 83210

Lessee: Blaine Larsen

SEP 11 1987

P.O. Box 188
Hamer, Id 83425

12. ATTORNEY FEES: In the event suit is instituted by either party to enforce any provisions of this Lease, the successful party shall be entitled to recover its costs of suit and a reasonable attorney fee in such amount as the court may set.

13. SUCCESSORS AND ASSIGNS: This lease shall inure to the benefit of and be binding upon the heirs, personal representatives, successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Lease the day and year above written.

LESSOR:

LESSEE:

REID S. STEWART AND REID G. STEWART

BLAINE LARSEN

By: Reid S. Stewart
Reid S. Stewart
Reid G. Stewart
Reid G. Stewart

Blaine Larsen
Blaine Larsen

BLAINE LARSEN FARMS, INC.

By: Blaine Larsen
Blaine Larsen, President

State of Idaho)
County of)SS
)

On this ____ day of _____ in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

Notary Public for Idaho
Residing at _____
My Commission expires _____

RECORDED
SEP 1 1993

State of Idaho)
)SS
County of JEFFERSON)

On this 24TH day of SEPTEMBER in the year 1993, before me, a Notary Public in and for said State, personally appeared BLAINE LARSEN, known or identified to me.

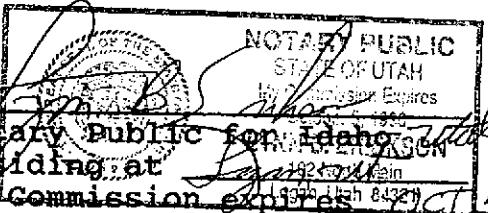
Robert D. Jackson

Notary Public for Idaho
Residing at IDAHO FALLS ID
My Commission expires 11/2/98

State of Utah)
)SS.
County of Cade)

On this 22nd day of Sept, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Reid S. Stewart and Reid G. Stewart, known or identified to me to be the person(s) whose name is subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.


NOTARY PUBLIC
STATE OF UTAH
My Commission Expires 11/2/98
Robert D. Jackson
Notary Public for Idaho
Residing at IDAHO FALLS ID
My Commission expires 11/2/98

State of Idaho

License and Certificate of Water Right

Water License No. G-22551

Amount 2.2 c.f.s.

Water District No.

Priority December 24, 1951

THIS IS TO CERTIFY that DOUGLAS D. DRISCOLL - Assignee - VERNON C. & ELAINE MILLER of Sterling, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 24, 19 51; that Permit No. G-22551 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.2 second feet, was issued thereunder on February 28, 19 64, showing that said works were completed on the 12 day of November, 19 53; and that on the 12 day of November, 1953,

DOUGLAS D. DRISCOLL - Assignee - VERNON C. & ELAINE MILLER of Sterling, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation & stock watering, under Use Permit No. G-22551 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7818, on the 28 day of February, 19 64;

The right hereby confirmed dates from December 24, 19 51;

The Point of Diversion is located

in the SW 1/4 NE 1/4, Sec. 2, Tp. 4 S, R. 31 E, B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 S.	31 E.	2	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NE 1/4 SE 1/4	30	10
			NW 1/4 SE 1/4	30	12
			Total number of acres to be irrigated:		182

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

28th day of February, 19 64.

s/ CARL E. TAPPAN

State Reclamation Engineer.

(SEAL)

35 2210

35-2210

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 30291
 Permit No. G- 22551
 District No.

J. Blaine Anderson
 Box 752, Blackfoot, Idaho

Assigned to Jernon C. & Elaine Miller - Springfield Idaho

1. Name of Applicant: DOUGLAS D. DRISCOLL

Postoffice address: Sterling

County: Bingham

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second. 5.2 or Idaho
 Miners' inches 260 or gallons per minute.

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean wells.

approx. center of Lot 2 and on center line between SW $\frac{1}{4}$ NE $\frac{1}{4}$ and N $\frac{1}{4}$ SE $\frac{1}{4}$

4. Location of point of diversion or well is in the / ~~1/4 of the~~ of Section 2

Twp. 4 S. , Rge. 31 E. , B.M., County of Bingham

5. Water is to be used for: Irrigation and stock watering.

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: Wells, pumps and ditches.

8. Estimated cost of works: \$ 10,000.00

9. (a) Is reservoir to be used? No

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is Five(5) years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 5.2 (cubic feet per second, inches or gallons per minute) is for new lands.

Permit No. G-22551
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN

This is to certify that DOUGLAS D. DRISCOLL - Assignee - VERNON C. & ELAINE MILLER of Sterling, County of Bingham, and State of Idaho, the holder of Permit No. G-22551, issued upon Application No. G-30291, bearing date of priority of December 24, 1951, authorizing the diversion of 5.2 second feet of waters of two wells, County of Bingham, State of Idaho, for irrigation and stock watering purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.2 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 4 S., R. 31 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

182 acres in the NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 2, T. 4 S., R. 31 E., B. M.

Witness my hand this 28th day of February, A. D. 1964.

s/ CARL E. TAPPAN
State Reclamation Engineer

Proof of Completion of Works Made: November 12, 1953.

PERMIT ISSUED FOR 2.2 SEC. FT.
page 78/8

RECEIVED

AUG 28 1997

Department of Water Resources

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CLARK

IN THE MATTER OF APPLICATIONS)
FOR TRANSFER NOS. 4281 and 4282)
IN THE NAME OF BLAINE LARSEN)
and BLAIN LARSEN FARMS, INC.)

Case No. CV-2-499

BLAINE LARSEN and BLAINE LARSEN)
FARMS, INC.,)

Applicants-Appellants)

ORDER OF DISMISSAL

vs.)

IDAHO DEPARTMENT OF WATER)
RESOURCES,)

Respondent,)

and)

IDAHO DEPARTMENT OF FISH AND)
GAME; NORTH SIDE CANAL CO. and)
TWIN FALL CANAL CO.; AND OWSLEY)
CANAL CO., JACKETT CANAL CO.,)
HOLLEY WATER USERS, JEFFERSON)
IRRIGATION CO., PRODUCERS CANAL)
CO., MONTEVIEW CANAL CO., and)
INDEPENDENT WATER USERS OF MUD)
LAKE, INC.,)

Protestants-Respondents.)

Appellants have notified the Court that they will not be
filing any documents pursuant to the Order to Show Cause filed on
August 11, 1997. Accordingly, pursuant to the Order to Show Cause,
IT IS HEREBY ORDERED that appellants' appeal is dismissed.

Dated this 26 day of August, 1997.

Brent J. Moss
Brent J. Moss, District Judge

MICROFILMED
SEP 11 1997

CERTIFICATE OF SERVICE

I hereby certify that I served a correct copy of the foregoing on the following, by the indicated method, this 26 day of August, 1997, to the following:

Michael D. Gaffney
Beard, St. Clair, Sullivan,
Gaffney, McNamara, P.A.
2105 Coronado
Idaho Falls, Idaho 83404-7495

☒ U.S. Mail
☐ Hand Delivered
☐ Facsimile

Barbara Scott-Brier
Attorney for U.S. Fish & Wildlife Service
Office of the Regional Solicitor
500 N.E. Multnomah Street, Suite 607
Portland, Oregon 97232

☒ U.S. Mail
☐ Hand Delivered
☐ Facsimile

Kent Foster
Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
Idaho Falls, Idaho 83405-0130

☒ U.S. Mail
☐ Hand Delivered
☐ Facsimile

Stephen V. Goddard
Deputy Attorney General
Idaho Department of Fish and Game
P.O. Box 25
Boise, Idaho 83707

☒ U.S. Mail
☐ Hand Delivered
☐ Facsimile

Gary Slette
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, Idaho 83303-1906

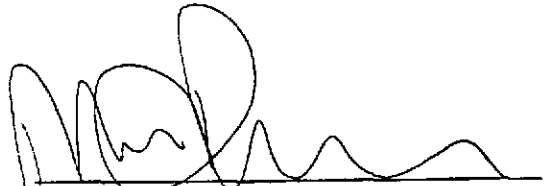
☒ U.S. Mail
☐ Hand Delivered
☐ Facsimile

Jerry Rigby
Rigby, Thatcher, Andrus, Rigby & Kam
P.O. Box 250
Rexburg, Idaho 83440

☐ U.S. Mail
☒ Hand Delivered
☐ Facsimile

Phillip J. Rassier
Deputy Attorney General
1301 N. Orchard Street
Boise, Idaho 83706-2237

☒ U.S. Mail
☐ Hand Delivered
☐ Facsimile


Matthew Dunkley, Law Clerk

NOTED

SEP 11 1997

PJ2

BEARD ST. CLAIR GAFFNEY McNAMARA PA

WINSTON V. BEARD
JOHN G. ST. CLAIR
MICHAEL D. GAFFNEY
HARLOW J. McNAMARA
GREGORY C. CALDER
M. PATRICK DUFFIN
JARIN O. HAMMER

August 19, 1997

Idaho Department of Water Resources
1301 North Orchard St.
Boise, ID 83706

RECEIVED

AUG 21 1997

Department of Water Resources

Re: Case No. CV-2-499

Dear Sir or Madam:

Blaine Larsen and Blaine Larsen Farms, Inc. will not be filing any documents pursuant to the order to show cause and the appeal will terminate automatically by the courts order on August 23, 1997.

Sincerely,



Laura P. Beseris
Business Team Coordinator

RECEIVED

AUG 21 1997

Department of Water Resources



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CLARK

IN THE MATTER OF APPLICATIONS FOR
TRANSFER NOS. 4281 and 4282 IN THE
NAME OF BLAINE LARSEN and BLAINE
LARSEN FARMS, INC.

BLAINE LARSEN and BLAINE LARSEN
FARMS, INC.,

Applicant/Appellant/Cross-Respondents,

vs.

IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent,

and

NORTH SIDE CANAL CO. and TWIN FALL
CANAL CO.,

Protestants/Respondents,

and

IDAHO DEPARTMENT OF FISH AND GAME;
and OWSLEY CANAL CO., JACKETT CANAL
CO., HOLLEY WATER USERS, JEFFERSON
IRRIGATION CO., PRODUCERS CANAL CO.,
MONTEVIEW CANAL CO., and
INDEPENDENT WATER USERS OF MUD
LAKE, INC.,

Protestants/Respondents/Cross-Appellants.

FILED THIS 19 DAY OF August 1997
JO ANN S. TAVENNER, Clerk of the Dist. Court,
Magistrate Dkt. Clark County, Ida.
By Marcia Belcher Deputy

Case No. CV-2-499

ORDER GRANTING
DISMISSAL OF IDAHO
DEPARTMENT OF FISH
AND GAME'S CROSS-APPEAL
WITH PREJUDICE

The parties' Stipulation to Dismiss Idaho Department of Fish and Game's Cross-Appeal

With Prejudice having been presented to the Court, and good cause appearing;

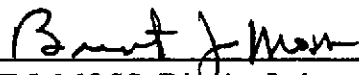
ORDER GRANTING DISMISSAL OF IDAHO DEPARTMENT OF FISH AND GAME'S
CROSS-APPEAL WITH PREJUDICE - Page 1

ORIGINAL

NOW, THEREFORE, IT IS HEREBY ORDERED AND THIS DOES ORDER That the cross-appeal of Protestant/Respondent/Cross-Appellant, Idaho Department of Fish and Game, be dismissed with prejudice.

IT IS FURTHER ORDERED That each party will be responsible for paying their own costs and fees associated with this action.

DATED this 15 day of August, 1997.



BRENT J. MOSS, District Judge

p7181njc

RECEIVED
SEP 11 1997

CERTIFICATE OF SERVICE

I hereby certify that I served a correct copy of the foregoing, by the indicated method, this 19 day of Aug, 1997, to the following:

Stephen V. Goddard, Esq.
Deputy Attorney General
Idaho Department of Fish & Game
650 Walnut Street
P.O. Box 25
Boise, ID 83707

☒ U.S. Mail
☐ Hand-delivered
☐ Facsimile

Gary Slette, Esq.
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

☒ U.S. Mail
☐ Hand-delivered
☐ Facsimile

Idaho Department of Water
Resources
1301 North Orchard St.
Boise, ID 83706

☒ U.S. Mail
☐ Hand-delivered
☐ Facsimile

Barbara Scott-Brier
Attorney for U.S. Fish & Wildlife
Service
Office of the Regional Solicitor
500 N.E. Multnomah Street, Suite
607, Portland, OR 97232

☒ U.S. Mail
☐ Hand-delivered
☐ Facsimile

Kent Foster
Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
Idaho Falls, ID 83405-0130

☒ U.S. Mail
☐ Hand-delivered
☐ Facsimile

Jerry Rigby
Rigby, Thatcher, Andrus, Rigby
& Kam
P.O. Box 250
Rexburg, ID 83440

☒ U.S. Mail
☐ Hand-delivered
☐ Facsimile

D. Gary Peterson
BEARD ST. CLAIR
PETERSON SULLIVAN P.A.
683 North Capital Avenue
P.O. Box 51718
Idaho Falls, ID 83405-1718

☒ U.S. Mail
☐ Hand-delivered
☐ Facsimile

NOTED
SEP 11 1997

ALAN G. LANCE
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

RINDA JUST
Deputy Attorney General
Natural Resources Division
700 W. Jefferson Street, Room 210
P.O. Box 83720
Boise, ID 83720-0010
Telephone: (208) 334-2400
Facsimile: (208) 334-2690

Attorneys for State of Idaho, Department of Fish and Game

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CLARK**

IN THE MATTER OF APPLICATIONS FOR
TRANSFER NOS. 4281 and 4282 IN THE
NAME OF BLAINE LARSEN and BLAINE
LARSEN FARMS, INC.

BLAINE LARSEN and BLAINE LARSEN
FARMS, INC.,

Applicant/Appellant/Cross-Respondents,

vs.

IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent,

and

NORTH SIDE CANAL CO. and TWIN FALL
CANAL CO.,

Protestants/Respondents,

and

Case No. CV-2-499

CERTIFICATE OF SERVICE

IDAHO DEPARTMENT OF FISH AND GAME;
and OWSLEY CANAL CO., JACKETT CANAL
CO., HOLLEY WATER USERS, JEFFERSON
IRRIGATION CO., PRODUCERS CANAL CO.,
MONTEVIEW CANAL CO., and
INDEPENDENT WATER USERS OF MUD
LAKE, INC.,

Protestants/Respondents/Cross-Appellants.

I HEREBY CERTIFY that on this 18th day of August, 1997, I caused to be served a true and correct copy of the STIPULATION TO DISMISS IDAHO DEPARTMENT OF FISH AND GAME'S CROSS-APPEAL WITH PREJUDICE and ORDER GRANTING DISMISSAL OF IDAHO DEPARTMENT OF FISH AND GAME'S CROSS-APPEAL WITH PREJUDICE, along with a true and correct copy of the foregoing CERTIFICATE OF SERVICE to the following addressees by the method indicated:

Phillip J. Rassier
Deputy Attorney General
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-0098

☐ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile
☒ Statehouse Mail

Winston V. Beard
Beard, St. Clair, Gaffney, McNamara
Attorneys at Law
2105 Cornado Street
Idaho Falls, Idaho 83404-7495

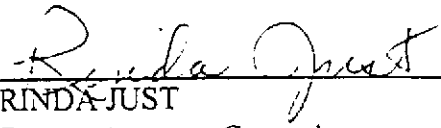
☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile

Kent W. Foster
Holden, Kidwell, Hahn & Crapo, P.L.L.C.
Attorneys at Law
P.O. Box 50130
Idaho Falls, Idaho 83405-0130

☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile

Gary D. Slette
Rosholt, Robertson, & Tucker, Chtd.
Attorneys at Law
P.O. Box 1906
Twin Falls, Idaho 83303-1906

☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile


RINDA JUST

Deputy Attorney General
Natural Resources Division

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CLARK

IN THE MATTER OF APPLICATIONS FOR
TRANSFER NOS. 4281 and 4282 IN THE
NAME OF BLAINE LARSEN and BLAINE
LARSEN FARMS, INC.

BLAINE LARSEN and BLAINE LARSEN
FARMS, INC.,

Applicant/Appellant/Cross-Respondents,

vs.

IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent,

and

NORTH SIDE CANAL CO. and TWIN FALL
CANAL CO.,

Protestants/Respondents,

and

IDAHO DEPARTMENT OF FISH AND GAME;
and OWSLEY CANAL CO., JACKETT CANAL
CO., HOLLEY WATER USERS, JEFFERSON
IRRIGATION CO., PRODUCERS CANAL CO.,
MONTEVIEW CANAL CO., and
INDEPENDENT WATER USERS OF MUD
LAKE, INC.,

Protestants/Respondents/Cross-Appellants.

Case No. CV-2-499

**ORDER GRANTING
DISMISSAL OF IDAHO
DEPARTMENT OF FISH
AND GAME'S CROSS-APPEAL
WITH PREJUDICE**

The parties' Stipulation to Dismiss Idaho Department of Fish and Game's Cross-Appeal

With Prejudice having been presented to the Court. and good cause appearing:

ORDER GRANTING DISMISSAL OF IDAHO DEPARTMENT OF FISH AND GAME'S
CROSS-APPEAL WITH PREJUDICE - Page 1

COPY

NOW, THEREFORE, IT IS HEREBY ORDERED AND THIS DOES ORDER That the cross-appeal of Protestant/Respondent/Cross-Appellant, Idaho Department of Fish and Game, be dismissed with prejudice.

IT IS FURTHER ORDERED That each party will be responsible for paying their own costs and fees associated with this action.

DATED this 15 day of August, 1997.

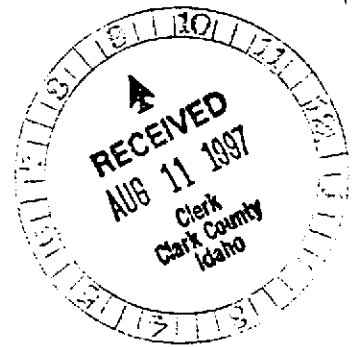
Brent J. Moss
BRENT J. MOSS, District Judge

p718Injc

MICROFILMED

SEP 11 1997

R12



ALAN G. LANCE
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

RINDA JUST
Deputy Attorney General
Natural Resources Division
700 W. Jefferson Street, Room 210
P.O. Box 83720
Boise, ID 83720-0010
Telephone: (208) 334-2400
Facsimile: (208) 334-2690

Attorneys for State of Idaho, Department of Fish and Game

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CLARK**

IN THE MATTER OF APPLICATIONS FOR
TRANSFER NOS. 4281 and 4282 IN THE
NAME OF BLAINE LARSEN and BLAINE
LARSEN FARMS, INC.

BLAINE LARSEN and BLAINE LARSEN
FARMS, INC.,

Applicant/Appellant/Cross-Respondents,

vs.

IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent,

and

NORTH SIDE CANAL CO. and TWIN FALL
CANAL CO.,

Protestants/Respondents,

and

Case No. CV-2-499

**STIPULATION TO DISMISS
IDAHO DEPARTMENT OF
FISH AND GAME'S CROSS-
APPEAL WITH PREJUDICE**

MICROFILMED
SEP 11 1997

COPY

IDAHO DEPARTMENT OF FISH AND GAME;)
and OWSLEY CANAL CO., JACKETT CANAL)
CO., HOLLEY WATER USERS, JEFFERSON)
IRRIGATION CO., PRODUCERS CANAL CO.,)
MONTEVIEW CANAL CO., and)
INDEPENDENT WATER USERS OF MUD)
LAKE, INC.,)

Protestants/Respondents/Cross-Appellants.)

COMES NOW, Idaho Department of Fish and Game, by and through Rinda Just, Deputy Attorney General; Blaine Larsen and Blaine Larsen Farms, Inc., by and through the law firm of Beard, St. Clair, Gaffney, McNamara; North Side Canal Co. and Twin Falls Canal Co., by and through Gary Slette of the firm of Rosholt, Robertson & Tucker; Idaho Department of Water Resources, by and through Phillip J. Rassier, Deputy Attorney General; Owsley Canal Co., Jackett Canal Co., Holley Water Users, Jefferson Irrigation Co., Producers Canal Co., Montevue Canal Co., and Independent Water Users of Mud Lake, Inc., by and through Kent Foster of the firm of Holden, Kidwell, Hahn & Crapo, and, pursuant to I.A.R. 33, hereby stipulate and agree to dismiss the cross-appeal of Protestant/Respondent/Cross-Appellant, Idaho Department of Fish and Game, with prejudice.

It is further stipulated and agreed that each party shall be responsible for paying their own costs and fees associated with said action.

DATED: July 1, 1997

ALAN G. LANCE
Attorney General

By Rinda Just
RINDA JUST, Deputy Attorney General
Representing: State of Idaho, Department of
Fish and Game

RECORDED

DATED: _____

BEARD, ST. CLAIR, GAFFNEY, McNAMARA
Attorneys at Law

By Winston V. Beard
Representing: Blaine Larsen and Blaine Larsen
Farms, Inc.

DATED: July 2, 1997

IDAHO DEPARTMENT OF WATER RESOURCES

Phillip J. Rassier
PHILLIP J. RASSIER
Deputy Attorney General

DATED: July 14, 1997

ROSHOLT, ROBERTSON & TUCKER, CHTD.
Attorneys at Law

By Gary Slette
GARY SLETTE, of the firm
Representing: North Side Canal Co. and Twin
Falls Canal Co.

DATED: July 22, 1997

HOLDEN, KIDWELL, HAHN & CRAPO
Attorneys at law

By Kent Foster
KENT FOSTER, of the firm
Representing: Owsley Canal Co., Jackett Canal
Co., Holley Water Users, Jefferson Irrigation
Co., Producers Canal Co., Montevue Canal
Co., and Independent Water Users of Mud
Lake, Inc.,

p7181nja

NOT RECORDED
SEP 11 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

August 20, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DWIGHT E BAKER
PO BOX 577
BLACKFOOT ID 83221-0577

RE: Water Right Nos. 35-02210/35-07594 (Transfer No. 4905)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4905). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

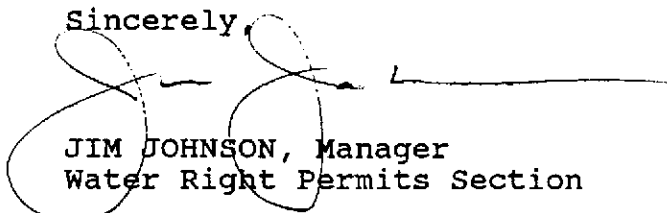
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED

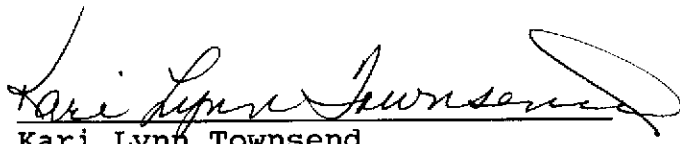
SEP 17 1997

CERTIFICATE OF MAILING

I hereby certify that on the 19th day of August, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT NOS. 35-02210/35-07594 (Transfer No. 4905)

DWIGHT E BAKER
PO BOX 577
BLACKFOOT ID 83221-0577


Kari Lynn Townsend
Secretary

RECORDED

SEP 11 1997

MEMORANDUM

TO: FILE NOS. 35-02210 & 35-07594

FROM: PAM SKAGGS^{PS}/STATE OFFICE

SUBJECT: TRANSFER NO. 4905

DATE: August 7, 1997 *OK*

=====

Transfer No. 4905 changes the point of diversion and changes the place of use under Right Nos. 35-02210 and 35-07594.

The right holder is changing the irrigation system from handlines to pivots and is reconfiguring the acres to match. These two rights were developed from the same well and the change is to correct the legal description on the senior right. No physical change or new well is proposed.

Season of use and diversion volume were identified on the senior right according to current standards. Recommended conditions include irrigation overlap, measuring device/reporting, permissible place of use, combined right limits and standard transfer conditions.

MICROFILMED
SEP 11 1997

TRANSFER REVIEW SHEET

(06-97)

Transfer # 4905

Date Reviewed 08-01-97

Right(s) 35-07594

35-02210

WRRII Print Split Summary Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use

F:Change Period of Use G:Other H:Change P/D & Add P/D

I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership Change of Ownership form Everingham to Baker

Copy of pg. Bingham Co Assessor's Office recording Bakers as owner (HWT)

Transfer ✓ All of Right Portion of Right

Resulting Split(s) NONE

Check Transfer Against Recorded Right

Season/Vol. C/4.0

(1) ✓ Priority (2) Use (3) Season (4) ✓ Rate (5) Volume

(6) ✓ Source (7) P/D (8) P/U (9) ✓ Proof/Owner (10) ✓ Map

(11) * Water District (12) Yes Pertinent Conditions (13) NO Expansion
Combined Limits, IRR Overlap

① Stockwater on 35-02210 (No specifics) Claimed .14 cfs on A35-02210

② Standard Season 4-1 to 10-31 ✓

③ Standard Vol $4 \times 182 = 728 \text{ cfs} + 3108 \text{ cfs (92 additional acres)} = 1096 \text{ cfs}$

④ Change P/D under 35-02210 to SENE (as 35-07594)

⑤ Change P/U to cover new configuration

* ESPA EAST WM District & ABERDEEN-American Falls (GL) District

Modified OIM ESPA-East

Transfer Remarks PP/U - 35-02210 - 182 Acres Combined Limits = 274 Acres / 1096 cfs

Conditions R31, T07, T08, T09

Database/Processing Notes Standard ✓ Non-Standard _____

T Files

Special edit approval - totals & acres PP/U

Pccommon File - Baker.txt 08-19-97

File Deleted 38

Transfer Memo Complete ✓

Database Updated 08-19-97 38

WR0749NP
No. T35-02210

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/07/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DWIGHT E BAKER PO BOX 577 BLACKFOOT ID 83221 (208) 785-2310	12/24/1951	IRRIGATION	04/01 10/31	2.200 CFS	728.00 AFA
TOTAL DIVERSION:					2.200 CFS	728.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04S R31E S02 SENE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																				
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
04S	31E	1	:																												33.0	
04S	31E	2	:	01-33	02-33	40	40	:																							241.0	
TOTAL ACRES																												274.0				

Pou County: BINGHAM

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

The water use under this right is located within the ESPA East Water Measurement District.
Prior to diversion of water under this approval, the right holder shall install a suitable measuring device or shall enter into an agreement to determine the amount of water diverted from power records and shall annually report the information.
Right No. 35-02210 is limited to the irrigation of 182.0 acres in the place of use described above in a single irrigation season.
Right Nos. 35-02210 and 35-07594 when combined shall not exceed irrigation of 274.0 acres in a single irrigation season.

Dates: App. Received: Priority Date: 12/24/1951
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/01/1979

Misc: Water District Number: Field Exam Fee:

WR0749NP
No. T35-02210

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/07/97
PAGE: 2

=====

Comments: Date: 08/07/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4905
Transfer No. 4905 changes (corrects) the point of diversion &
changes the place of use under Right Nos. 35-02210 & 35-07594.

Audit: 09/16/96 RBODELL 10/31/96 HJONES 08/07/97 PSKAGGS 08/07/97 PSKAGGS

WR0749NP
No. T35-07594

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/07/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DWIGHT E BAKER PO BOX 577 BLACKFOOT ID 83221 (208) 785-2310	08/16/1993	IRRIGATION	04/01 10/31	3.280 CFS	368.00 AFA
TOTAL DIVERSION:					3.280 CFS	368.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 5.490 CFS

Point(s) of Diversion: T04S R31E S02 SENE BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
				NE	NW	SE	SW					NE	NW	SE	SW					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
04S	31E	1	:								33									33.0
04S	31E	2	:	01-33	02-33	40	40									32	30	33		241.0
TOTAL ACRES																			274.0	

Pou County: BINGHAM

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

The water use under this right is located within the ESPA East Water Measurement District.
Prior to diversion of water under this approval, the right holder shall install a suitable measuring device or shall enter into an agreement to determine the amount of water diverted from power records and shall annually report the information.
Right Nos. 35-02210 and 35-07594 when combined shall not exceed irrigation of 274.0 acres in a single irrigation season.

Dates: App. Received: 03/24/1976 Priority Date: 08/16/1993 (Priority Date Advanced.)
Proof Due Date: 04/01/1981 Proof Made Date: 08/16/1993 (Proof Received Late.)
Exam Made Date: 07/05/1995 Exam Sent to S.O.: 10/05/1995
Licensed Date: 04/02/1996

Misc: Water District Number: Field Exam Fee: R (Received)

WR0749NP
No. T35-07594

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/07/97
PAGE: 2

Comments: Date: 08/07/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4905
Transfer No. 4905 changes (corrects) the point of diversion &
changes the place of use under Right Nos. 35-02210 & 35-07594.

Audit: 09/16/96 RBODELL 10/31/96 HJONES 08/07/97 PSKAGGS 08/07/97 PSKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
T04S R31E S 1																		
NO MATCHES FOR THIS POI IN AJ-POU																		
T3502210	GROUNDWATE	:	:	:	:	:	:	33	:	:	:	:	:	:	:	:	:	33
T3507594	GROUNDWATE	:	:	:	:	:	:	33	:	:	:	:	:	:	:	:	:	33
PLSS DATA	LEGAL LOOK	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
--86 MAP--	C11Q-Z 86	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
NO QTRS	MAPPING	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

T04S R31E S 2

3502209	GROUNDWATE	:	:	:	:	:	:	30	30	10	30	:	:	:	:	:	:	100
A3502209	GROUNDWATE	:	:	:	:	:	:	30	30	10	30	:	:	:	:	:	:	100
R3502209	GROUNDWATE	:	:	:	:	:	:	03-40	04-40	40	40	:	:	:	:	:	:	160
3502210	GROUNDWATE	:	:	:	:	:	:	40	40	40	40	:	:	:	:	:	:	182
A3502210	GROUNDWATE	:	:	:	:	:	:	40	40	40	40	:	:	:	:	:	:	182
R3502210	GROUNDWATE	:	:	:	:	:	:	01-40	02-40	40	40	:	:	:	:	:	:	182
T3502210	GROUNDWATE	:	:	:	:	:	:	01-33	02-33	40	40	:	:	:	:	:	:	241
3504047	GROUNDWATE	:	:	:	:	:	:	10	10	30	10	:	:	:	:	:	:	60
A3504047	GROUNDWATE	:	:	:	:	:	:	10	10	30	10	:	:	:	:	:	:	60
R3504047	GROUNDWATE	:	:	:	:	:	:	03-40	04-40	40	40	:	:	:	:	:	:	160
3507574	GROUNDWATE	:	:	:	:	:	:	:	:	:	:	:	39	36	:	:	:	75
A3507574	GROUNDWATE	:	:	:	:	:	:	:	:	:	:	:	39	36	:	:	:	75
R3507574	GROUNDWATE	:	:	:	:	:	:	:	:	:	:	:	39	36	:	:	:	75
3507594	GROUNDWATE	:	:	:	:	:	:	01-41	02-41	40	40	:	:	:	:	:	:	274
T3507594	GROUNDWATE	:	:	:	:	:	:	01-33	02-33	40	40	:	:	:	:	:	:	241
PLSS DATA	LEGAL LOOK	:	:	:	:	:	:	01 36	02 36	36	36	:	:	:	:	:	:	232
--86 MAP--	C11Q-Z 86	:	:	:	:	:	:	37	42	:	:	:	:	:	:	:	:	232
NO QTRS	MAPPING	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	232

710 Overlaps

SD-0611-2 Basin: 35 Starting Water Right: 07594

S	Water	Name	O	Priority	STG/	Use	S	
E	Right No.	Last, First	W	Date	STS	Desc	Y	
L			N				S	
-	35-07594	BAKER, DWIGHT	C	08/16/1993	L/	GROUNDWATER	IRR	WR
-	T35-07594	BAKER, DWIGHT	C	08/16/1993	L/	GROUNDWATER	IRR	WR

Priority 8-16-93 - No claim required.

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE

(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)
Natural 2.1/7V OVR LIB=PRODLIBS Last key was ENTR

SD-0611-2 Basin: 35 Starting Water Right: 02210

S	Water	Name	O	Priority	STG/	Use	S	
E	Right No.	Last, First	W	Date	STS	Desc	Y	
L			N				S	
-	35-02210	MILLER, VERNON C.	C	12/24/1951	L/	GROUNDWATER	IRR	WR
-		MILLER, ELAINE	C			STOCK		
-	T35-02210	BAKER, DWIGHT	C	12/24/1951	L/	GROUNDWATER	IRR	WR
-	A35-02210	BAKER, DWIGHT E	C	12/24/1951	L/	GROUNDWATER	IRR	AJ
-		BAKER, ALICE T	C			STOCK		
-	R35-02210	BAKER, ALICE T	C	12/24/1951	L/	GROUNDWATER	IRR	AJ
-		BAKER, DWIGHT E	C			STOCK		

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE

(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)
Natural 2.1/7V OVR LIB=PRODLIBS Last key was ENTR

Nels Adv.
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

9-9-96 - HWT

T#4905

INITIAL REVIEW BY: RCW

1. Right number 35-2210/7594 Applicant DWIGHT E BAKER

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Other Changing legal of P/D on 35-02210

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☐ Purpose ☐ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

c. ☒ Check description of point(s) of diversion.

d. ☒ Check description of place of use.

e. ☒ Check map (shows p.d. and p.u. after transfer).

f. ☒ Check for correct signature, notarization, and fee.

g. ☐ Check proof of ownership of right &/or land from which water is transferred. Requested 9-9-96

h. ☒ Check for expansion in use of right. Comments NONE

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) NONE

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

4. By RCW Date 1/16/96

* All uses within Watermaster Districts require special conditions.

RECEIVED
FEB 06 1997
Department of Water Resources

T#4905

RECEIVED

DEC 23 1996

Department of Water Resources
Eastern Division

RECEIVED

FEB 06 1997

Department of Water Resources

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

Notice is hereby given that Dwight Baker, PO Box 577, Blackfoot, ID 83221, has applied to the Department of Water Resources to change the place of use for a groundwater source. The rights sought to be changed are evidenced by the rights as recorded as follows:

NO.: 35-07594. Amount: 3.20 cfs
Source: Groundwater,
Priority: 8/16/1993
NO.: 35-02210. Amount: 2.20 cfs
Source: Groundwater,
Priority: 12/24/1951

The water is used for irrigation of 274 acres for 4/01 to 10/31 within T04S R31E Section 2, the NE 1/4 and most of the SE 1/4.

TO BE CHANGED AS FOLLOWS:

The place of use will be 274 acres within T04s R31E Section 1, SWNW, Section 2 NE 1/4 and W 1/2; SE 1/4 and NESE 1/4.

Anyone wishing to protest the above change must submit a written protest to the applicant at the above address and to the Department of Water Resources with a fee of \$25.00 on or before October 14, 1996.

KARL J. DREHER
Director

Pub., 9/26, 10/3, 1996
(3029)

RECORDED

SEP 11 1997

Legals

**AFFIDAVIT OF
PUBLICATION**

County of Bingham)

State of Idaho)

I, Jacqueline Graham do
solemnly Legal

swear that I am the Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive weeks the first publication having been made on the 20th day of September 1996 and the last publication having been made on the 30th day of October 1996; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Jacqueline Graham
On this 10th day of December in the year 1996, before me a Notary Public of said State, personally appeared Jacqueline Graham

known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Lydia M. Hale
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho

My Commission Expires:

October 16
2002
Affidavit Processing Fee. \$5.00



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

September 16, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

THE MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the date indicated in your newspaper. If you cannot publish the notice on the proposed date, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 14, 1996.

Yours truly,

Rita Bodell
Secretary

Enc.

RECEIVED
SEP 17 1996

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

Notice is hereby given that Dwight Baker, PO Box 577, Blackfoot, ID 83221, has applied to the Department of Water Resources to change the place of use for a groundwater source. The rights sought to be changed are evidenced by the rights as recorded as follows:

NO.: 35-07594. Amount: 3.20 cfs
Source: Groundwater, Priority: 8/16/1993
NO.: 35-02210. Amount: 2.20 cfs
Sources: Groundwater, Priority: 12/24/1951

The water is used for irrigation of 274 acres for 4/01 to 10/31 within T04S R31E Section 2, the NE 1/4 and most of the SE 1/4.

TO BE CHANGED AS FOLLOWS:

The place of use will be 274 acres within T04s R31E Section 1, SWNW, Section 2 NE 1/4 and W 1/2, SE 1/4 and NESE.

Anyone wishing to protest the above change must submit a written protest to the applicant at the above address and to the Department of Water Resources with a fee of \$25.00 on or before October 14, 1996.

KARL J. DREHER
Director

Published September 26 and October 3, 1996

KAC:R31E1E1

SEP 11 1996

Water Right Number - A35-02210

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 22551

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BAKER	DWIGHT E	1 - PO BOX 577 2 - 3 - City- BLACKFOOT Phone - 208-785-2310	State- ID Zip- 83221
BAKER	ALICE T	1 - PO BOX 577 2 - 3 - City- BLACKFOOT Phone - 208-785-2310	State- ID Zip- 83221

*** O - ORIGINAL OWNER ***

DRISCOLL	DOUGLAS D	1 - 2 - 3 - City- NA Phone - 208-000-0000	State- ID Zip- 0
MILLER	VERNON C	1 - 2 - 3 - City- STERLING Phone - 208-000-0000	State- ID Zip- 83279
MILLER	ELAINE	1 - 2 - 3 - City- STERLING Phone - 208-000-0000	State- ID Zip- 83279
EVERINGHAM	DON E	1 - PO BOX 834 2 - 3 - City- BLACKFOOT Phone - 208-785-4559	State- ID Zip- 83221

+ - - Priority Date - - +	+ - - - Region - - - +	+ - - - Stage - - - +	+ - - - Status - - - - +
12/24/1951	15 EASTERN	L - LICENSE	

+ - - - - Source - - - - - +	+ - - - - Tributary - - - - - +
GROUNDWATER	

+ - - - - Point of Diversion - - - - - +						
Twn	Rng	Sec	Tract	Lot	RFlg	County
04S	31E	2	SW SE NE		(11)	BINGHAM

+ - - - - Water Use - - - - - +					
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	2.200	
04 - STOCKWATER		04/01	10/31	0.140	

NOTIFIED
SEP 11 1997

Water right number - A35-02210

Prefix Translation: ADJUDICATION CLAIM

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
2.200			546.0	

Place of Use									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
04S	31E	2	NE NE		40.0	01	IRRIGATION	(11)	BINGHAM
04S	31E	2	NW NE		40.0	01	IRRIGATION	(11)	BINGHAM
04S	31E	2	SW NE		40.0	01	IRRIGATION	(11)	BINGHAM
04S	31E	2	SE NE		40.0	01	IRRIGATION	(11)	BINGHAM
04S	31E	2	NE SE		10.0	01	IRRIGATION	(11)	BINGHAM
04S	31E	2	NW SE		12.0	01	IRRIGATION	(11)	BINGHAM

Total Acres: 182.0

+ - - Diversion Means - WELL/PUMP TO SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 35-07594

..... Remarks

GEN OWNERSHIP CHANGED/AR;POD AMENDED; ADDED STOCKWATER 8/22/96.
REMARKS ADDED BY JT: 8/22/96

```
+-----+-----+-----Old Water Right Numbers-----+
```

No Old Water Right Numbers found.

----- Conditions of Approval -----
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - +
		00/00/0000

+ - - Audit Fields - 08/03/93 DCARLSON 03/30/95 POST-STD 08/15/96 ARUBERRY 08/22/96 JTHOMPSON

+	-	Comments	+
		No Comments Found	

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/02/1993	Last Amended Date	- 08/15/1996	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- E018982	Federal/State Indicator	- S
		PQU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND	Notice of Error Flag	-

APR 11 1967

NO RECORD WAS FOUND FOR A3507594

No Adj claim Required
JWf
1-24-97

UNRECORDED

SEP 1 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 9, 1996

Dwight E. Baker
P.O. Box 577
Blackfoot, ID 83221

RE: Proof of ownership of land under 35-02210 & 3507594

Dear Mr. Baker:

To complete the processing of the transfer for 35-02210, and 35-07584, this office needs documentation of proof of ownership on or before 30 September 1996. Please send a copy of last year's tax notice for the property to which the right is appurtenant or other documentation which show ownership.

Your promptness will be appreciated.

Sincerely,

Keith C. Wilson
Senior Resource Agent

RECORDED

SEP 11 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

5 SEPTEMBER 1996

DWIGHT E BAKER
PO BOX 557
BLACKFOOT ID 83221

RE: AUTHORIZATION OF LIEN HOLDER

Dear Mr. Baker:

I am in receipt of the authorization signed by Mrs. Everingham agreeing to the proposed changes to water rights A35-02210 and 35-07594, as defined by your transfer application.

To clarify the purpose of the transfer and the context of the lien holder authorization I will point out that there is no change to the "nature of use" as described by both your letter and the lien holder authorization. Rather, the change is to the "place of use" only as described by the transfer. A change to the "nature of use" would be like changing an irrigation well to manufacturing use. While this is not a point to withhold the processing of the transfer application I felt it important to clarify the difference.

At this point, I will forward your transfer application to the proper channels where it will proceed to the advertisement period.

Thank you for your timely response. If further questions arise concerning your water rights please feel free to contact me.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudications Bureau

100-10-11111

900 N. Skyline Dr.

DWIGHT E. BAKER

RECEIVED

PO Box 557

Blackfoot, ID 83221
SEP 03 1996

Department of Water Resources
Eastern Region

RECEIVED

SEP 03 1996

Department of Water Resources
Eastern Region

March 15, 1996

Al Ruberry
Department of Water Resources
900 N Skyline
Idaho Falls, ID 83402

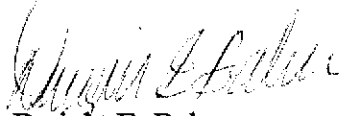
Re: Water Right No.s 35-07594 A35-02210

Dear Mr. Ruberry:

Enclosed please find Mrs. Everingham notarized authorization to reallocate the nature of the use of the referenced water rights.

Thank you for your courtesy.

Very truly yours,



Dwight E. Baker
DEB/lis
Enclosure

MICROFILMED
SEP 11 1997

Blaine Larsen Farms

20-Apr-94

Place of Use designation for water rights 31-07220 & 32-07081.

Field	Acres
49	2.5
66	156
108	199.4
109	127.2
110	128
119	117.5
120	114.4
Total	845

Signed Blaine Larsen

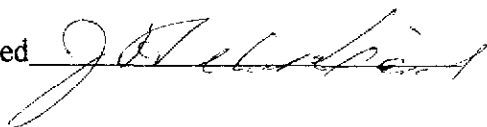
MICROFILMED

SEP 11 1997

April 22, 1994

I Albert Laird acknowledge that I have leased Blaine Larsen 504 acres of water right 31-07220. I also understand that by doing this I will have to dry up 504 acres of land appurtenant to said water right.

Signed

A handwritten signature in cursive script, appearing to read "Albert Laird", written over a horizontal line.

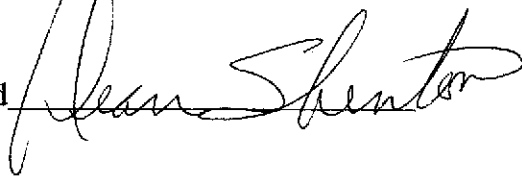
MICROFILMED

SEP 11 1957

April 21, 1994

I Dean Shenton acknowledge that Blaine Larsen has leased 341 acres of water right 32-07081 from myself. In doing so, I understand that said acres are not to be irrigated and will be dried up.

Signed

A handwritten signature in cursive script, appearing to read "Dean Shenton", written over a horizontal line.

RECORDED

SEP 11 1997

**WATER RIGHT
OVERLAP REVIEW REPORTS
ON "A" WELLS**

WATER RIGHT

WATER RIGHT

REVIEW WITH OTHER WATER RIGHTS REPORTS

MICROFILMED

SEP 11 1967

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)

		NE				NW				SW				SE									
WR-NUMBER	SOURCE	NE		NW		SW		SE		NE		NW		SW		SE		SUM					
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac						
T03S R32E S21																							
3502274	GROUNDWATE :	40		15		40		10	:					35	:		15	20	:	175			
A3502274	GROUNDWATE :	40		15		40		10	:					35	:		15	20	:	175			
R3502274	GROUNDWATE :	23		40		37		38	:	37				38	:	15							
3504015	GROUNDWATE :								:						:			01	40	:	337		
A3504015	GROUNDWATE :								:						:			40	40	:	80		
3507390	GROUNDWATE :								:						:			40	40	:	80		
3507390	GROUNDWATE :	33		40		40		40	:	33				40	:		40	40	:	306			
A3507390	GROUNDWATE :	33		40		40		40	:	33				40	:		40	40	:	306			
R3507390	GROUNDWATE :	23		40		37		38	:	37				38	:	15		36	32	01	40	:	337
R3507630	GROUNDWATE :	23		40		37		38	:	37				38	:	15		36	32	01	40	:	337
	C11Q-Z 37 :	28		31		40		43	:	28				31	:	11		42	35	06	41	:	336

T03S R32E S27

R3502274	GROUNDWATE :					:	28	28	:		13	:						69
3502432	GROUNDWATE :					:	40	40	40	40	:	40	40	06	06	:		252
A3502432	GROUNDWATE :					:	40	40	40	40	:	40	40	40	40	:		320
R3507390	GROUNDWATE :					:	28	28	:		13	:						69
3507391	GROUNDWATE :					:	40	40	40	40	:	40	40	40	40	:		320
A3507391	GROUNDWATE :					:	40	40	40	40	:	40	40	40	40	:		320
3507630	GROUNDWATE :					:	13	38	:		13	:						64
A3507630	GROUNDWATE :					:	13	38	:		13	:						64
R3507630	GROUNDWATE :					:	28	28	:		13	:						69
C11Q-Z 37	:					:	09	32	35	:		14	:					90

T03S R32E S28

R3502274	GROUNDWATE :	40	27	25	38	:									22	08	:	160
3504015	GROUNDWATE :	40	40	40	40	:									40	40	:	240
A3504015	GROUNDWATE :	40	40	40	40	:									40	40	:	240
R3507390	GROUNDWATE :	40	27	25	38	:									22	08	:	160
3507630	GROUNDWATE :	39	39	40	40	:									40	40	:	238
A3507630	GROUNDWATE :	39	39	40	40	:									40	40	:	238
R3507630	GROUNDWATE :	40	27	25	38	:									22	08	:	160
C11Q-Z 37	:	40	13	19	42	:									29	04	:	147

T04N R35E S36

3507066	GROUNDWATE :	39	40	40	39	:	40	40	40	40	:							318
A3507066	GROUNDWATE :	39	40	40	39	:	40	40	40	40	:							318
R3507066	GROUNDWATE :	39	40	40	39	:	40	40	40	40	:							318
3507623	GROUNDWATE :					:					:	40	40	40	40	39	40	318
A3507623	GROUNDWATE :					:					:	40	40	40	40	39	40	318
R3507623	GROUNDWATE :					:					:	40	40	40	40	39	40	318

NO COPY FILED
SEP 11 2007

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
	C51Q-X 40 :	40		40		41		38		43		40		40		40		39		40		41		41		40		40		39		38		640

T04S R30E S23

3502728	GROUNDWATE :																40	40	80
A3502728	GROUNDWATE :																40	40	80
R3502728	GROUNDWATE :				22				25		22			23	22		40	40	194
3502821	GROUNDWATE :																09		19
A3502821	GROUNDWATE :																09		19
R3502821	GROUNDWATE :																05		07
3502844	GROUNDWATE :				22				25		22			23	22				114
A3502844	GROUNDWATE :				22				25		22			23	22				114
R3502844	GROUNDWATE :				22				25		22			23	22		40	40	194
R3507361	GROUNDWATE :				22				25		22			23	22		40	40	194
3507856	GROUNDWATE :				18				15		18			17	18		20		126
3507857	GROUNDWATE :																05		07
C11Q-Z 85 :					03												11	21	10

T04S R30E S26

3502728	GROUNDWATE :	40	40		10														90
A3502728	GROUNDWATE :	40	40		10														90
R3502728	GROUNDWATE :	40	40	30	10		23	25											168
3502826	GROUNDWATE :													39					39
A3502826	GROUNDWATE :													38					38
R3502826	GROUNDWATE :													38					38
3502844	GROUNDWATE :				03		23	25											51
A3502844	GROUNDWATE :				03		23	25											51
R3502844	GROUNDWATE :	40	40	30	10		23	25											168
3507246	GROUNDWATE :								40	40		40	40		40		40	40	360
A3507246	GROUNDWATE :								40	40		40	40		40		40	40	200
R3507246	GROUNDWATE :								40	40		40	40		40		40	40	200
3507361	GROUNDWATE :				27														27
A3507361	GROUNDWATE :				27														27
R3507361	GROUNDWATE :	40	40	30	10		23	25											168
3507856	GROUNDWATE :				10	30		17	15										72
C11Q-Z 85 :												03	37	09					49

T04S R31E S16

3507632	GROUNDWATE :									33	33	33	33		33	33	33	33	264
A3507632	GROUNDWATE :									33	33	33	33		33	33	33	33	264
R3507632	GROUNDWATE :									40	33	33	40		33	37	40	33	289
3508606	GROUNDWATE :	40	40	40	40		40	40	40										320
A3510948	GROUNDWATE :									07			07			07	07		28

WR0725NP

T-R-S PLACE OF USE 1/4 1/4 COMPARISON REPORT

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
R3510948	GROUNDWATE :																	289
	C11Q-Z 86 :	38	43	37	42	38	29	32	40	31	24	15	30	40	29	26	34	528

T06S R22E S25

3602300	GROUNDWATE :	30	30	30	39									30	35			194
*3602300	GROUNDWATE :	30	30	30	39									30	35			194
A3602300	GROUNDWATE :	30	30	30	39									30	35			194
*3607897	GROUNDWATE :	09	10	10						40	40	40	40	09	05			203
A3607897	GROUNDWATE :	09	10	10						40	40	40	40	09	05			203
L3607897	GROUNDWATE :	09	10	10						40	40	40	40	09	05			203
	C63Q-AA 28 :	36	40	40	40	08		09	07	36	38	39	33	39	39	11	09	424

T06S R29E S35

3502312B	GROUNDWATE :									17	17	17	17	17	17	17	17	136
A3502312B	GROUNDWATE :									17	17	17	17	17	17	17	17	136
R3502312B	GROUNDWATE :									40	40	39	39					158
3507882	GROUNDWATE :									30	30	30	30	30	30	30	30	240
L3507882	GROUNDWATE :									22	22	21	21					86
R3507882	GROUNDWATE :									40	40	39	39					158
3508605A	GROUNDWATE :	40	40	40	40													160
3508873	GROUNDWATE :									40	40	40	40	40	40	40	40	320
	C11Q-AA 84 :	40	40	38	39	39	39	37	40	39	37	37	39	40	40	39	39	622
	C77Q-AA 84 :	06			04									03		01	04	18

T07S R21E S 8

3602559	GROUNDWATE :		20	20	15			38	15	15	10			09	20	24		186
*3602559	GROUNDWATE :		38	20	15			38	15	15	10			09	02	24		186
A3602559	GROUNDWATE :		20	20	15			38	15	15	10			09	20	24		186
3608238	GROUNDWATE :		20	20	25			02	25	25	30			31	20	16		214
*3608238	GROUNDWATE :		20	20	25			02	25	25	30			31	20	16		214
A3608238	GROUNDWATE :		20	20	25			02	25	25	30			31	20	16		214
	C63Q-AA 76 :	10	39	38	36	11	12	37	37	38	26		13	26	21	39	13	396

T07S R21E S 9

3602559	GROUNDWATE :									20	15	12						47
*3602559	GROUNDWATE :									20	15	12						47
A3602559	GROUNDWATE :									20	15	12						47
3607039	GROUNDWATE :	40	34	40	40	34			40					40	40			308
*3607039	GROUNDWATE :	37	37	24	40	40			37					39	35			289
A3607039	GROUNDWATE :	40	40	34	40	34			40					40	40			308

INFORMATION

SEP 11 1997

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
3608238	GROUNDWATE :									20	25	28						73
*3608238	GROUNDWATE :									20	25	28						73
A3608238	GROUNDWATE :									20	25	28						73
	C63Q-AA 77 :	42	41	42	40	41	13	16	37	38	42	39	17	41	42	17	17	525

T07S R23E S 4

3602632	GROUNDWATE :									40	08	09	40					97
*3602632	GROUNDWATE :									40	08	09	40					97
A3602632	GROUNDWATE :									40	08	09	40					97
3607022	GROUNDWATE :					04-26		20										46
*3607022	GROUNDWATE :					04-20		39										59
A3607022	GROUNDWATE :					04-26		40										66
3607523	GROUNDWATE :													39	40	39	38	156
*3607523	GROUNDWATE :													39	40	39	38	156
A3607523	GROUNDWATE :													39	40	39	38	156
3607934	GROUNDWATE :	01-27	02-27	40	40													134
L3607934	GROUNDWATE :	01-27	02-27	40	40													134
3608642	GROUNDWATE :										32	31						63
	C63Q-AA 78 :			10	12			38	05	40	39	37	40	42	37	37	41	378
NO QTRS	MAPPING	Lot01-06	Lot02-10	Lot03-05	Lot04-20													
	C67Q-AA 78 :			01	01			39	02	40	37	37	42	42	38	37	40	356
NO QTRS	MAPPING	Lot01-04	Lot03-04	Lot04-21														

T08S R22E S28

3602074B	GROUNDWATE :									01	38	38	01					78
*3602074B	GROUNDWATE :									01	38	38	01					78
A3602074B	GROUNDWATE :									39	39	39	39					156
3602344	GROUNDWATE :					40	40											80
*3602344	GROUNDWATE :					40	40											80
A3602344	GROUNDWATE :					40	40											80
3602557	GROUNDWATE :	40	40	39	40	40	40	40	40									319
*3602557	GROUNDWATE :	40	40	39	40	40	40	40	40									319
A3602557	GROUNDWATE :	40	40	39	40	40	40	40	40									319
3607015A	GROUNDWATE :									38	39	39	37					153
*3607015A	GROUNDWATE :									38	39	39	37					153
A3607015A	GROUNDWATE :									39	39	39	39					156
3608493	GROUNDWATE :													34	32	34	35	135
A3611265	GROUNDWATE :													39	39	39	39	156
	C67Q-BB-19 :	40	40	40	39	40	41	43	41	39	40	39	39	39	39	39	38	636

T09S R23E S 3

0100014	SNAKE RIVE :																	
---------	--------------	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

100-10-1000

100-10-1000
SEP 11 1993

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM	
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE			
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
*360208024	LARGE CLAI	: 95-1		99*1		99*1		95-1		: 99*1		99*1		99-1		99-1				: 95-1		98*1													
A360208024	LARGE CLAI	: 95*0		99*24		99*11		95-36		: 99*26		99*17		99-38		99-39		: 99-01		99-06						: 95-16				95-09				: 317	
3602662	GROUNDWATE	:								:								:	35		40				:									: 75	
*3602662	GROUNDWATE	:								:								:	23		28				:									: 51	
A3602662	GROUNDWATE	:								:								:	40		33				:									: 73	
3607272	GROUNDWATE	:								:								:					38		40	:								: 78	
*3607272	GROUNDWATE	:								:								:					35		36	:								: 71	
A3607272	GROUNDWATE	:								:								:					38		40	:								: 78	
A361512721	LARGE CLAI	:				98*04		95-03		:								:					97-02			: 95-0		98-09						: 19	
	C67Q-BB-19	:								:								:					29		40	:				27		36		: 132	

T04N R35E S19

3507586	GROUNDWATE	:								:					40		40		40		38	:					34					:	192	
A3507586	GROUNDWATE	:								:					40		40		40		38	:					34					:	192	
R3507586	GROUNDWATE	:	02		39		39			: 06			02-33		40		:	40		03-35		04-35		38	:			33		04			:	344
3507605	GROUNDWATE	:					40			:			02-40		40																		:	120
A3507605	GROUNDWATE	:					40			:			02-40		40																		:	120
R3507605	GROUNDWATE	:	02		39		39			: 06			02-33		40		:	40		03-35		04-35		38	:			33		04			:	344
	C51Q-X 39	:	12		39		37		13	: 19				40		:	42				34	:				15		18		08		10	:	287
NO QTRS	MAPPING		Lot01-06		Lot02-33		Lot03-34		Lot04-33																									

T04N R35E S26

3507333	GROUNDWATE	:								:				40		40		33		33						40		40		33		39		: 298
A3507333	GROUNDWATE	:								:				40		40		33		33						40		40		33		39		: 298
R3507333	GROUNDWATE	:								:				40		40		33		33						40		40		33		39		: 298
3507511	GROUNDWATE	:	40		40		40		40	: 40		40		40		40																		: 320
A3507511	GROUNDWATE	:	40		40		40		40	: 40		40		40		40																		: 320
R3507511	GROUNDWATE	:	40		40		40		40	: 40		40		40		40																		: 320
	C51Q-X 40	:	40		40		39		40	: 39		40		40		38		: 40		37		37		37		: 39		39		37		39		: 621

T04N R35E S27

3507334	GROUNDWATE	:	40		40		40		40	: 40		32		32		32		: 40		39		38		39		: 40		32		39		39		: 602
A3507334	GROUNDWATE	:	40		40		40		40	: 40		32		32		32		: 40		39		38		39		: 40		32		39		32		: 595
R3507334	GROUNDWATE	:	40		40		40		40	: 40		32		32		32		: 40		39		38		39		: 40		32		39		32		: 595
	C51Q-X 40	:	36		37		39		37	: 29		34		39		38		: 38		40		41		39		: 36		40		40		39		: 602

T04N R35E S28

3507335B	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
----------	--------------	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
3507337	GROUNDWATE :					40		39						40		40		40		40						39		40				318		
A3507337	GROUNDWATE :					40		39						40		40		40		40						39		40				318		
R3507337	GROUNDWATE :		39		40		40		39					40		40		40		40			40		40		39		40		39	38	554	
3507509B	GROUNDWATE :		39		40																					39		40		39	38	79		
A3507509B	GROUNDWATE :		39		40																					39		40				79		
R3507509B	GROUNDWATE :		39		40				39					40		40		40		40			40		40		39		40		39	38	554	
A3507562B	GROUNDWATE :																									36		35		35	36	142		
3507628	GROUNDWATE :																															80		
A3507628	GROUNDWATE :																															80		
R3507628	GROUNDWATE :		39		40		40		39					40		40		40		40			40		40		39		40		39	38	554	
	C51Q-X 40 :		37		37		40		36		38		39		37		39		39		39		39		39		39		38		37	35	608	

T04N R35E S28

3507335B	GROUNDWATE :																	39	38 :	77
A3507335B	GROUNDWATE :																	39	38 :	77
R3507335B	GROUNDWATE :	39	40	40	39 :		40	40 :	40	40	40	40 :	39	40	39			39	38 :	554
3507337	GROUNDWATE :			40	39 :		40	40 :	40	40			39	40				39	38 :	318
A3507337	GROUNDWATE :			40	39 :		40	40 :	40	40			39	40				39	38 :	318
R3507337	GROUNDWATE :	39	40	40	39 :		40	40 :	40	40	40	40 :	39	40	39			39	38 :	554
3507509B	GROUNDWATE :	39	40																	79
A3507509B	GROUNDWATE :	39	40																	79
R3507509B	GROUNDWATE :	39	40	40	39 :		40	40 :	40	40	40	40 :	39	40	39			39	38 :	554
A3507562B	GROUNDWATE :																	36	35	142
3507628	GROUNDWATE :										40	40 :								80
A3507628	GROUNDWATE :										40	40 :								80
R3507628	GROUNDWATE :	39	40	40	39 :		40	40 :	40	40	40	40 :	39	40	39			39	38 :	554
C51Q-X 40 :		37	37	40	36 :	38	39	37	39 :	39	39	39 :	39	38	37			39	35 :	608

T04S R30E S24

3502821	GROUNDWATE :									35	02		30	36						103
A3502821	GROUNDWATE :									35	02		30	36						103
R3502821	GROUNDWATE :									40	02		30	40						112
3507857	GROUNDWATE :									05	38		40	10	04	40				137
C11Q-Z 85 :													31	14	29	38		02	02	116

T04S R31E S 2

3502209	GROUNDWATE :								30	30	10	30								100
A3502209	GROUNDWATE :								30	30	10	30								100
R3502209	GROUNDWATE :								03-40	04-40	40	40								160
3502210	GROUNDWATE :	40	40		40		40										10	12		182
A3502210	GROUNDWATE :	40	40		40		40										10	12		182
R3502210	GROUNDWATE :	01-40	02-40		40		40										10	12		182

12/17/93

689 11 107

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM			
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
3504047	GROUNDWATE :							10	10	30	10										60
A3504047	GROUNDWATE :							10	10	30	10										60
R3504047	GROUNDWATE :							03-40	04-40	40	40										160
3507574	GROUNDWATE :											39	36								75
A3507574	GROUNDWATE :											39	36								75
R3507574	GROUNDWATE :											39	36								75
3507594	GROUNDWATE :	40	40	40	40													40	40	40	280
	C11Q-Z 86 :			37	42					35	43	18	19					18	20		232
NO QTRS	MAPPING	Lot01-41	Lot02-35	Lot03-43	Lot04-39																

T07S R22E S12

3602398	GROUNDWATE :									09	30							05			44
*3602398	GROUNDWATE :									09	30							05			44
A3602398	GROUNDWATE :									09	30							05			44
3602403	GROUNDWATE :									09	30							05			44
3607669	GROUNDWATE :																			40	80
*3607669	GROUNDWATE :																	40		40	80
A3607669	GROUNDWATE :																	40		40	80
A3607669A	GROUNDWATE :																	40		40	80
3607883	GROUNDWATE :									31	10							35			76
*3607883	GROUNDWATE :									31	10							35			76
A3607883	GROUNDWATE :									31	10							35			76
	C63Q-AA 78 :			05				01		21	24	32	42	37	17	42	40				261

T07S R22E S13

3602164	GROUNDWATE :									I								I			
A3602164	GROUNDWATE :									40								40			80
*3602164A	GROUNDWATE :									35	39										74
3602177	GROUNDWATE :									I	I										
*3602177	GROUNDWATE :									35	39										74
A3602177	GROUNDWATE :									40	40										80
3602398	GROUNDWATE :	25	15	05		34		08	12					10	36	32	05				182
*3602398	GROUNDWATE :	25	15			34		08	12												94
A3602398	GROUNDWATE :	25	15			34		08	12												94
3602403	GROUNDWATE :	25	15	05		34		08	12					10	36	32	05				182
*3602403	GROUNDWATE :			05										10	36	32	05				88
A3602403	GROUNDWATE :			05										10	36	32	05				88
3607286	GROUNDWATE :											40	40								80
3607669	GROUNDWATE :	40																			40
*3607669	GROUNDWATE :	40																			40
A3607669	GROUNDWATE :	40																			40
A3607669A	GROUNDWATE :	40																			40
3607883	GROUNDWATE :		15	25	35	06	40	32	28					30	04	08	35				258
*3607883	GROUNDWATE :		15	25	35	06	40	32	28					30	04	08	35				258

WR0725NP
(00-725)

IDAHO DEPARTMENT OF WATER RESOURCES
T-R-S PLACE OF USE 1/4 1/4 COMPARISON REPORT

DATE: 12/09/93
PAGE: 8

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM					
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac						
A3607883	GROUNDWATE :			15	25	35	:	06	40	32	28	:					30	04	08	35	:	258	
A3607976	GROUNDWATE :					01	:					:									:	1	
	C63Q-AA 78 :	39	40	40	40	:		40	42	42	40	:	39	41	42	40	:	40	40	41	40	:	646

WR0725NP

SEP 11 1993

PROFILE REPORTS OF THE RIGHTS IN TRANSFER APP.

UNCLASSIFIED
SEP 11 2007

WR5809NP
No. 35-02210

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VERNON C. MILLER	12/24/1951	IRRIGATION	00-00 00-00	2.20 CFS	
C	ELAINE MILLER		STOCKWATER	00-00 00-00		
	STERLING ID 83279					
TOTAL DIVERSION:					2.20 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04S R31E S02 SWNE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	SUM
04S	31E	2	:	40	40	40	40	:			:	10	12			182.0
TOTAL ACRES																182.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: BINGHAM

Other Water Rights with Same Point(s) of Diversion and Source:
35-07594

Other Water Rights Listing Overlapping Place(s) of use:
35-07594

Dates: App. Received: Priority Date: 12/24/1951
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/01/1979

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/21/88 CONVERT

10/20/94
SEP 14 1994

WR5809NP
No. 35-02274

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARK L. GARDNER FIRTH ID 83236	12/16/1953	IRRIGATION DOMESTIC	00-00 00-00 00-00 00-00	2.40 CFS	
TOTAL DIVERSION:					2.40 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03S R32E S21 SENE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE										NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
03S	32E	21	:	40	15	40	10	:			35	:					15	20	:	175.0		
TOTAL ACRES																			175.0			

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BINGHAM

Other Water Rights with Same Point(s) of Diversion and Source:
35-07390 35-07630

Other Water Rights Listing Overlapping Place(s) of use:
35-07390

Dates:	App. Received:	Priority Date:	12/16/1953
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/07/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/21/88 CONVERT

35-07390
35-07630

DATE: 01/06/94
PAGE: 3

Audit: 06/20/90 CURTIS

WR5809NP
No. 35-02728

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	REID STEWART 490 EAST 12TH NORTH LOGAN UT 83421	07/09/1963	IRRIGATION	04-01 10-31	3.40 CFS	595.0 AFA
TOTAL DIVERSION:					3.40 CFS	595.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04S R30E S23 NWSE BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
04S	30E	23	:					:					:					:					:	80.0
04S	30E	26	:	40		40		:	10				:					:					:	90.0
TOTAL ACRES																							170.0	

Pou County: BINGHAM

Other Water Rights with Same Point(s) of Diversion and Source:
35-02844 35-07361 35-07856

Other Water Rights Listing Overlapping Place(s) of use:
35-07856

Remarks: TRANS. 2314.

Dates:	App. Received:	Priority Date:	07/09/1963
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	02/02/1982	

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/21/88 CONVERT

WR5809NP
No. 35-02844

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE H. GAMBILL ABERDEEN ID	10/17/1966	IRRIGATION	04-25 10-25	3.30 CFS	578.0 AFA
TOTAL DIVERSION:					3.30 CFS	578.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04S R30E S23 NWSE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE																																										
T	R	S	NENE		NWNE		SWNE		SENE		:	NENW		NWNW		SWNW		SENW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:	SUM																							
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:																										
04S	30E	23					22				:							25		:	22				23		22	:									:	114.0																								
04S	30E	26					03				:	23		25						:									:								:	51.0																								
																														TOTAL ACRES																																165.0

Pou County: BINGHAM

Other Rights: LIC. 35-2728.

Other Water Rights with Same Point(s) of Diversion and Source:
35-02728 35-07361 35-07856

Other Water Rights Listing Overlapping Place(s) of use:
35-07361 35-07856

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: NOT TO EXCEED 6.22 CFS.

Dates:	App. Received:	Priority Date:	10/17/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/07/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 07/23/85 05/21/88 CONVERT

WR5809NP
No. 35-07066

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROSS M. PHILLIPS 370 S. MTN. RD. KAYSVILLE UT 84037	12/26/1968	IRRIGATION	04-01 10-31	8.30 CFS	2142.0 AFA
TOTAL DIVERSION:					8.30 CFS	2142.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04N R35E S36

NENE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04N	35E	36	:	39		40		40		39	:	40		40		40				:	318.0
04N	36E	30	:								:			38		03-28	04-36	40		:	142.0
04N	36E	31	:								:	40		01-36		02-36		40		:	152.0
																				TOTAL ACRES	612.0

Pou County: JEFFERSON

Remarks: THIS WATER IS APPURTENANT TO 528 ACRES WITHIN SECTION 16 T08N
R37E FOR THE 1988 IRRIGATION SEASON ONLY.

Dates:	App. Received:	Priority Date:	12/26/1968
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/07/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 12/18/84 05/21/88 CONVERT 07/28/88 JOHNSON

WR5809NP
No. 35-07361

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 10

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE H. GAMBILL C/O RUTH GAMBILL RT. 1 BOX 63 ABERDEEN ID 83210	12/26/1973	IRRIGATION	04-25 10-25	0.54 CFS	94.5 AFA
TOTAL DIVERSION:					0.54 CFS	94.5 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04S R30E S23

NWSE

BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE															
T		R		S		: Lt Ac		Lt Ac		Lt Ac		Lt Ac		: Lt Ac		Lt Ac		Lt Ac		: Lt Ac		Lt Ac		: Lt Ac		Lt Ac		: SUM			
								27																				27.0			
																												TOTAL ACRES		27.0	

Pou County: BINGHAM

Other Rights: LIC. 35-2728 & 35-2844.

Other Water Rights with Same Point(s) of Diversion and Source:
35-02728 35-02844 35-07856

Other Water Rights Listing Overlapping Place(s) of use:
35-02844 35-07856

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: THIS RT. WHEN COMBINED WITH RTS. 31232/35-2728 AND 33289/35-2844
SHALL NOT EXCEED 6.22 CFS.

Dates:	App. Received:	Priority Date:	12/26/1973
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/14/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/21/88 CONVERT 06/04/90 CURTIS

100000-1000
300 1 1 000

WR5809NP
No. 35-07390

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 11

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYNN BROADHEAD C/O MIKE FERRIN P.O. BOX 580 BLACKFOOT ID 83221	03/13/1974	IRRIGATION	04-01 10-31	3.72 CFS	1071.0 AFA
TOTAL DIVERSION:					3.72 CFS	1071.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03S R32E S21 SENE SWSE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE								NW								SW								SE								
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM			
03S	32E	21	33	40	40	40	33	40																								
TOTAL ACRES																												306.0				

Pou County: BINGHAM

Other Rights: 34-2274.

Other Water Rights with Same Point(s) of Diversion and Source:
35-02274 35-04015 35-07630

Other Water Rights Listing Overlapping Place(s) of use:
35-02274

Remarks: THIS RT. WHEN COMBINED WITH RT. 35-2274 SHALL NOT EXCEED 1071
AFA/PER ANNUM.

Dates:	App. Received:	Priority Date:	03/13/1974
	Proof Due Date: 04/01/1979	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 08/29/1983		

Misc: Water District Number: Field Exam Fee:

Audit: 12/31/84 05/21/88 CONVERT

RECEIVED
SEP 11 1984

WR5809NP
No. 35-07623

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 14

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROSS M. PHILLIPS 370 S. MOUNTAIN RD. KAYSVILLE UT 84037	07/20/1976	IRRIGATION	04-01 11-01	6.36 CFS	1113.0 AFA
TOTAL DIVERSION:					6.36 CFS	1113.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04N R35E S36

SWSE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE						
T	R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
04N	35E 36	:		:		:		:		:	40	40	40	40	:	39	40	40	39	318.0
																		TOTAL ACRES	318.0	

Pou County: JEFFERSON

Dates:	App. Received:	Priority Date:	07/20/1976
	Proof Due Date: 09/01/1977	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 04/12/1982		

Misc: Water District Number: Field Exam Fee:

Audit: 12/31/84 05/21/88 CONVERT

WR 5809NP
35-07623

WR5809NP
No. 35-07630

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/27/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYNN BROADHEAD P.O. BOX 511 BLACKFOOT ID 83221	08/03/1976	IRRIGATION	04-01 11-01	4.80 CFS	1057.00 AFA
TOTAL DIVERSION:					4.80 CFS	1057.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03S R32E S21 SENE SWSE BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
		NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
03S	32E	27	:								13	38				13					40	40			64.0	
03S	32E	28	:	39		39		40		40															238.0	
TOTAL ACRES																							302.0			

Pou County: BINGHAM

Other Rights: 35-7391 & 35-2432.

Remarks: THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS/AC NOR MORE THAN 3.5 AFA/AC FOR THE LANDS ABOVE.

Dates: App. Received:
Proof Due Date: 10/01/1977
Exam Made Date:
Licensed Date: 01/04/1983

Priority Date: 08/03/1976
Proof Made Date: 01/01/1900
Exam Sent to S.O.:

Misc: Water District Number: Field Exam Fee:

Audit: 12/31/84 05/21/88 CONVERT

RECORDED

SEP 11 1994

WR5809NP
No. 35-07631

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 16

OWNER CODE	NAME & ADDRESS	PRIORITY	WATER USE	USE PERIOD		DIVERSION RATE	DIVERSION VOLUME
		DATE		FROM	TO		
C	LE GRANDE R. WILLIAMS RT. 5 BOX 93 BLACKFOOT ID 83221	08/03/1976	IRRIGATION	04-01	11-01	5.04 CFS	1088.5 AFA
TOTAL DIVERSION:						5.04 CFS	1088.5 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R33E S14 SWSW SESE BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE														
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:							
			:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM				
02S	33E	14	:					:						:	40	39	38	39	:	39		38	38	:	311.0					
																												TOTAL ACRES		311.0

WR5809NP
No. 35-07632

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 17

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	QUINTON CASPERSON	08/05/1976	IRRIGATION	04-01 11-01	4.40 CFS	924.0 AFA
C	REESE CASPERSON					
	1060 IONA ST.					
	IDAHO FALLS ID 83401			TOTAL DIVERSION:	4.40 CFS	924.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04S R31E S16

NESW

BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04S	31E	16	:																	:	264.0
																				TOTAL ACRES	264.0

Pou County: BINGHAM

Dates:	App. Received:	Priority Date:	08/05/1976
	Proof Due Date: 09/01/1981	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 09/12/1983		

Misc: Water District Number: Field Exam Fee:

Audit: 12/31/84 05/21/88 CONVERT

WR5809NP
No. 35-07632

DATE: 01/06/94
PAGE: 18

Audit: 09/22/87 05/21/88 CONVERT 02/07/90 CURTIS 04/09/90 CURTIS
01/15/91 BILBAO 07/30/91 WRAY 08/25/92 WILSON

[illegible]

WR5809NP
No. 36-020748

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 19

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANK M. MC FARLAND 2224 HANSEN DR. BURLEY ID 83318	07/27/1948	IRRIGATION	00-00 00-00	0.75 CFS	
TOTAL DIVERSION:					0.75 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T08S R22E S28 SWNWSW MINIDOKA County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE					
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
			:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
08S	22E	28	:					:						:	01	38	38	01	:						:
TOTAL ACRES																							80.0		

Pou County: MINIDOKA

Other Water Rights with Same Point(s) of Diversion and Source:
36-07015A 36-07015B 36-08493

Other Water Rights Listing Overlapping Place(s) of use:
36-07015A

Dates:	App. Received:	Priority Date:	07/27/1948
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	04/24/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 01/22/88 05/28/88 CONVERT 07/09/90 CURTIS 01/15/91 CURTIS

WR5809NP
36-020748

WR5809NP
No. 36-02300

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 20

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LORRAINE R. HARRIS RT. 2 HEYBURN ID 83336	05/15/1956	IRRIGATION	00-00 00-00	3.88 CFS	
TOTAL DIVERSION:					3.88 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R22E S25 SENE LINCOLN County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
06S	22E	25	:	30		30		30		39								30		35		194.0
																				TOTAL ACRES	194.0	

Pou County: LINCOLN

Other Water Rights with Same Point(s) of Diversion and Source:
36-07897

Other Water Rights Listing Overlapping Place(s) of use:
36-07897

Dates:	App. Received:	Priority Date:	05/15/1956
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		04/24/1979

Misc: Water District Number: Field Exam Fee:

Audit: 06/18/85 05/28/88 CONVERT

WR5809NP
No. 36-02559

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 21

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VIRGINIA L. STROSCHEIN RUPERT ID	03/17/1963	IRRIGATION	04-01 10-31	4.66 CFS	932.0 AFA
TOTAL DIVERSION:					4.66 CFS	932.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R21E S09 NESW LINCOLN County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE				
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
07S	21E	8	:		20	20	15	:			38	15	:	15	10			:	09	20	24		:	186.0
07S	21E	9	:					:					:	20	15	12		:					:	47.0
TOTAL ACRES																							233.0	

Pou County: LINCOLN

Other Water Rights with Same Point(s) of Diversion and Source:
36-08238

Other Water Rights Listing Overlapping Place(s) of use:
36-08238

Dates:	App. Received:	Priority Date:	03/17/1963
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		05/01/1979

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/28/88 CONVERT

WR5809NP
No. 36-02632

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 22

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GLENWIN HARRIS HEYBURN ID	01/08/1966	IRRIGATION	03-15 11-15	1.94 CFS	388.0 AFA
TOTAL DIVERSION:					1.94 CFS	388.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R23E S04 SESW LINCOLN County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE						
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	SUM
07S	23E	4	:									40	08	09	40			97.0
TOTAL ACRES																	97.0	

Pou County: LINCOLN

Other Water Rights with Same Point(s) of Diversion and Source:
36-07022 36-08642

Other Water Rights Listing Overlapping Place(s) of use:
36-08642

Dates:	App. Received:	Priority Date:	01/08/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	05/01/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/28/88 CONVERT

WR5809NP
No. 36-07015A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 23

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANK M. MC FARLAND P.O. BOX 172A PAUL ID 83347	02/14/1968	IRRIGATION	05-01 10-01	0.97 CFS	408.2 AFA
TOTAL DIVERSION:					0.97 CFS	408.2 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T08S R22E S28

NWSW

MINIDOKA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---
08S	22E	28	:					:					:	38	39	39	37	:					:	153.0
TOTAL ACRES																							153.0	

Pou County: MINIDOKA

Other Water Rights with Same Point(s) of Diversion and Source:
36-07015B 36-08493

Other Water Rights Listing Overlapping Place(s) of use:
36-02074B

Remarks: EXTENSION FOR NON-USE APPROVED UNTIL 10/1/1997.

Dates:	App. Received:	Priority Date:	02/14/1968
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	05/01/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 10/29/87 05/28/88 CONVERT

WR5809NP
No. 36-07022

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 24

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHERRY R. HARRIS RT. 1 BOX 92A PAUL ID 83347	04/12/1968	IRRIGATION	05-01 10-31	4.64 CFS	928.0 AFA
TOTAL DIVERSION:					4.64 CFS	928.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R23E S04 SESW LINCOLN County

Place of use Legal Description for: IRRIGATION

NE										NW				SW				SE								
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
07S	23E	4	:								:	04-26	20	:					:						:	46.0
07S	23E	5	:	01-26			40	40	:		:								:	40			40	:	186.0	
TOTAL ACRES																							232.0			

Pou County: LINCOLN

Other Rights: LIC. 32682./36-2632.

Other Water Rights with Same Point(s) of Diversion and Source:
36-02632 36-08642

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.
- 016 - See remarks for additional conditions of approval.

Remarks: SUBJECT TO THE CONDITION THAT THE MAXIMUM RATE OF DIVERSION SHALL
NOT EXCEED 5.24 CFS WHEN COMBINED WITH LIC. 32682/36-2632.

Dates:	App. Received:	Priority Date:	04/12/1968
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	05/01/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/28/88 CONVERT

WR5809NP
No. 36-07272

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 25

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LA DELL F. ANDERSON RT. 1 BOX 92A PAUL ID 83347	11/07/1972	IRRIGATION	04-01 10-15	1.50 CFS	314.0 AFA
TOTAL DIVERSION:					1.50 CFS	314.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09S R23E S03 SWSW

MINIDOKA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
09S	23E	3	:																	:	78.0	
																				:	78.0	
																				:	TOTAL ACRES	78.0

Pou County: MINIDOKA

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.

Remarks: AC. IRR. = 78.5.

Dates:	App. Received:	Priority Date:	11/07/1972
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	05/01/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 04/23/85 05/28/88 CONVERT

DATE: 01/06/94
PAGE: 26

Audit: 09/21/87 05/28/88 CONVERT 12/09/93 JOHNSON

the 1990s, the number of people in the world who are illiterate has increased from 1.2 billion to 1.5 billion. The number of illiterate people in the world is expected to increase to 1.7 billion by the year 2015. The number of illiterate people in the world is expected to increase to 1.7 billion by the year 2015.

WR5809NP
No. 36-08238

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 27

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VIRGINIA L. STROSCHEN	12/30/1983	IRRIGATION	03-15 11-15	5.74 CFS	
C	PAUL L. STROSCHEN 724 5TH ST. RUPERT ID 83350					
TOTAL DIVERSION:					5.74 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion:

T07S R21E S09

NESW

LINCOLN County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:		
07S	21E	8	:			20	20	25	:			02	25	:	25	30			:	31	20	16		:	214.0
07S	21E	9	:						:					:	20	25	28		:					:	73.0
TOTAL ACRES																								287.0	

Pou County: LINCOLN

Other Rights: 36-2559

Other Water Rights with Same Point(s) of Diversion and Source:
36-02559

Other Water Rights Listing Overlapping Place(s) of use:
36-02559

Conditions of Approval:

- 051 - Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
- 053 - The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 03A - The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Dates: App. Received: 12/30/1983 Priority Date: 12/30/1983
Proof Due Date: 07/01/1991 Proof Made Date: 06/10/1991
Exam Made Date: 09/08/1992 Exam Sent to S.O.: 12/14/1993
Licensed Date:

WR5809NP
No. 36-08238

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/94
PAGE: 28

=====

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 09/22/87 05/28/88 CONVERT 04/24/90 CURTIS 06/01/90 CURTIS
 06/06/90 CURTIS 06/27/91 BILBAO 09/09/92 FOSTER 12/14/93 TRYON

file
● Connecticut Mutual Life INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 549-4111

Mortgages - Agricultural

March 22, 1979

RECEIVED

MAR 27 1979

Department of Water Resources

Department of Reclamation
State of Idaho
Boise, Idaho

Re: Water Permit No. G22551/35-2210

Gentlemen:

This loan has been paid in full. Therefore, we wish to inform you that we are no longer interested in water permit number G22551 as described in Mortgage Deed dated September 18, 1964, given by Vernon Miller and Elaine Miller.

Said mortgage was recorded in the Public Records of Bingham County, in Volume 1 as Reception No. 110265.

Sincerely,

Jean Wright

Jean Wright
Agricultural Investment Division

jw

cc: Ag-Land Mortgage Company

RECORDED

SEP 11 1979

CM

February 28, 1964

Re: Permit No. G-22551

Vernon C. & Elaine Miller
Springfield, Idaho

Dear Mr. and Mrs. Miller:

Enclosed are the Certificate of Completion of Works
and License and Certificate of Water Right issued on the above
numbered permit.

Also enclosed is Departmental Receipt No. G-8567
in the amount of \$17.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

G-22551

February 21, 1964

Re: Permit No. G-22551
Vernon C. & Elaine Miller

John E. Gray, Fieldman
Federal Land Bank Ass'n
Blackfoot, Idaho

Dear Mr. Gray:

The request of January 7, was in the name of
Blair W. Archibald and we answered on January 8, as below:

"Mr. Douglas D. Driscoll made proof of completion
of works and beneficial use of water under Permit No. G-22551, how-
ever he never paid the fees for the certificates of water right.
He later assigned the permit to Mr. and Mrs. Miller

Upon receipt of the statutory fees of \$17.00, the
Certificate of Completion of Works and Certificate and License of
Water Right will be issued for 2.2 cubic feet per second from
well in SE corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 4 S., R. 31 E., to irrigate
182 acres in NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, said Sec. 2, with priority of December 24,
1951."

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

G-22551

FEDERAL LAND BANK ASSOCIATION OF BLACKFOOT

188 WEST JUDICIAL BLACKFOOT, IDAHO 83221

TELEPHONE: 785-0820



BLAIR W. ARCHIBALD, MANAGER

February 20, 1964

State Department of Reclamation
State House
Boise, Idaho

Re: 1167 b - Vernon C. Miller

Gentlemen:

We are repeating a request made on January 7, 1964. We have an application for a loan from Vernon C. Miller of Sterling, Idaho on the following described land:

SW-1/4NW-1/4, Section 1, Lots 1, 2, N-1/2SE-1/4,
S-1/2NE-1/4, SW-1/4SE-1/4 Section 2 Twp 4 S R 31 EBM.

The land is irrigated from a deep well, but Mr. Miller has purchased the land from Douglas Driscoll and does not know if there is a permit on this well. If there is a permit, will you please advise as to the number, amount of inches and the priority date.

Thank you.

Yours truly,

John E. Gray
John E. Gray
Fieldman

JEG:bmn



J-22551
"OWNED BY FARMERS : FOR FARMERS"

February 11, 1964

Re: Permit No. G-22551

Vernon C. Miller
Sterling, Idaho

Dear Mr. Miller:

Returned herewith is the assignment of Permit No. G-22551 to you from Mr. Driscoll and wife. The assignment was recorded previously.

The certificates of water right will be sent to you upon receipt of the statutory fees totaling \$17.00. The certificates will be for 2.2 c.f.s., priority December 24, 1951, from well in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, for irrigation of 110 acres in NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 2, T. 4 S., R. 31 E.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. assignment

G-22551

Stirling, Ill. 6
Jan 18, 1964

St. Louis, Missouri
St. Louis
Missouri, Ill.

St. Louis, Missouri

Dear Sir:

I am writing to you regarding the St. Louis, Missouri, Ill. 6-18-64
of the St. Louis, Missouri, Ill. 6-18-64, St. Louis, Missouri, Ill. 6-18-64.
I am enclosing a copy of the St. Louis, Missouri, Ill. 6-18-64, St. Louis, Missouri, Ill. 6-18-64.
I am enclosing a copy of the St. Louis, Missouri, Ill. 6-18-64, St. Louis, Missouri, Ill. 6-18-64.

Very truly,
Warden C. Miller
St. Louis, Ill.

9-22551

January 8, 1964

Re: Permit No. G-22551
Vernon C. & Elaine Miller

Blair W. Archibald, Manager
Federal Land Bank Association
Blackfoot, Idaho

Dear Mr. Archibald:

Mr. Douglas D. Driscoll made proof of completion of works and beneficial use of water under Permit No. G-22551, however he never paid the fees for the certificates of water right. He later assigned the permit to Mr. and Mrs. Miller.

Upon receipt of the statutory fees of \$17.00, the Certificate of Completion of Works and Certificate and License of Water Right will be issued for 2.2 cubic feet per second from well in SE corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 4 S., R. 31 E., to irrigate 182 acres in NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, said Sec. 2, with priority of December 24, 1951.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

7-22551

**FEDERAL LAND BANK ASSOCIATION
OF BLACKFOOT**

BLACKFOOT, IDAHO

BLAIR W. ARCHIBALD, MANAGER

FEDERAL LAND BANK LOANS

January 7, 1964

State Department of Reclamation
Boise, Idaho

Re: 1167B-Vernon C. Miller

Gentlemen:

We have an application for a loan from ^{Mr.}Vernon C. Miller of Sterling, Idaho on the following described land:

SWNW Sec. 1, Lots 1, 2, N1/2SE, S1/2NE, SWSE Sec. 2,
T4S, R31EEM.

The land is irrigated from a deep well, but Mr. Miller purchased the land from Douglas Driscoll and does not know if there is a permit on this well. If there is a permit will you please advise as to the number, amount of inches and the priority date.

Yours truly,

Blair W. Archibald
Blair W. Archibald
Manager

BWA:dj

6-22531

4-22531

May 22, 1958

Re: Permit No. G-22551
Vernon C. Miller and Elaine Miller

Mr. Wayne Bankhead
Assistant County Supervisor
Farmers Home Administration
P. O. Box 471
Blackfoot, Idaho

Dear Mr. Bankhead:

Enclosed is the Assignment of Permit No. G-22551 to Vernon C. Miller and Elaine Miller by Douglas D. Driscoll, Permit Holder and Maurine Driscoll, Wife of Permit Holder. This was acknowledged by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 80 of Permits at Page 22551 and should now be attached to the original permit to which it refers and of which it becomes title to.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

G-22551

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Box 471
Blackfoot, Idaho

RECEIVED
MAY 20 1958
Department of Reclamation

May 19, 1958

Mark R. Kulp
State Reclamation Engineer
State of Idaho
Boise, Idaho

Re: Permit No. G-22551

Dear Sir:

We are returning the Assignment of Permit No. G-22551
corrected to read "Vernon C. Miller and Elaine Miller".
Thank you for calling this to our attention.

Very truly yours,

W. Wayne Bankhead
W. Wayne Bankhead
Asst. County Supervisor

enclosure

G-22551

May 14, 1958

Re: Permit No. G-22551
Douglas D. Driscoll

Mr. Wayne Bankhead
Assistant County Supervisor
Farmers Home Administration
P. O. Box 471
Blackfoot, Idaho

Dear Mr. Bankhead:

We return, herewith, the Assignment of Permit No. G-22551 for the following reason: When a permit is assigned to two people, jointly, i.e. "Vernon C. Miller and his wife" it is necessary that the full names of both holders be named in the assignment. Please insert the full name of Mrs. Miller, otherwise, delete "and his wife" thus assigning the permit to Vernon C. Miller.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls

Enc. Assignment of Permit No. G-22551.

P.S. Please return the assignment after correction is made so that it may be recorded in conjunction with the permit.

G-22551

50 cent Enc.

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

PO Box 471
Blackfoot, Idaho
May 12, 1958.

RECEIVED
MAY 13 1958
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

RE: Permit No. G-22551

Dear M. Kulp:

Enclosed is the fifty cent fee for recording an assignment
of Permit No. G-2251 from Douglas D. Driscoll and
Maurine Driscoll to Vernon C. Miller and wife.

Very truly yours,

W. Wayne Bankhead
W. Wayne Bankhead
Assistant County Supervisor

encl

G-22551

May 9, 1958

Re: Permit No. G-22551

Mr. Wayne Bankhead
Assistant County Supervisor
Farmers Home Administration
P. O. Box 471
Blackfoot, Idaho

Dear Mr. Bankhead:

We wish to refer you to our office letter of April 17, 1958, in which we acknowledged the receipt of an assignment of Permit No. G-22551 from Douglas D. Driscoll and Maurine Driscoll to Vernon C. Miller and wife.

Our letter also stated that there was a fifty cent fee for recording an assignment and to date we have not received the fifty cent fee in this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw

G-22551

April 17, 1958

Re: Permit No. G-22551

Mr. W. Wayne Bankhead
Assistant County Supervisor
Farmers Home Administration
P. O. Box 471
Blackfoot, Idaho

Dear Mr. Bankhead:

This will acknowledge receipt of your letter of April 16, 1958, enclosing an assignment to water Permit No. G-22551 from Douglas D. Driscoll and Maurine Driscoll to Vernon C. Miller and wife.

We wish to state that it is a statutory requirement that we charge fifty cents for recordation of an assignment. Upon the receipt of the fifty cents, the assignment will be recorded in this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw

G-22551

PO Box 471
Blackfoot, Idaho
April 16, 1958

Mr. Mark R. Kulp
State Reclamation Engineer
State of Idaho
Boise, Idaho

Dear Mr. Kulp:

This is to advise your office that Douglas D. Driscoll and Maurine Driscoll, his wife, have sold their farm to Vernon C. Miller and Elaine M. Miller, his wife.

We are enclosing a copy of an Assignment from Mr. and Mrs. Driscoll to Mr. and Mrs. Vernon C. Miller to be filed with the Application for Permit No. G-22551 which was issued to Douglas D. Driscoll.

Kindly acknowledge this letter by signing and dating the copy of this letter, and returning same to this office.

Thanking you.

Very truly yours,

W. Wayne Bankhead
Assistant Co. Supervisor

encl.

Received this _____ day of _____, 1958.

Mark R. Kulp
State Reclamation Engineer
State of Idaho

G-22551

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

PO Box 471
Blackfoot, Idaho
April 16, 1958

RECEIVED
APR 17 1958

Department of Agriculture

Mr. Mark R. Kulp
State Reclamation Engineer
State of Idaho
Boise, Idaho

Dear Mr. Kulp:

This is to advise your office that Douglas D. Driscoll and Maurine Driscoll, his wife, have sold their farm to Vernon C. Miller and Elaine M. Miller, his wife.

We are enclosing a copy of an Assignment from Mr. and Mrs. Driscoll to Mr. and Mrs. Vernon C. Miller to be filed with the Application for Permit No. G-22551 which was issued to Douglas D. Driscoll.

Kindly acknowledge this letter by signing and dating the copy of this letter, and returning same to this office.

Thanking you.

Very truly yours,

W. Wayne Bankhead
W. Wayne Bankhead
Assistant Co. Supervisor

encl.

Received this _____ day of _____, 1958.

G-22551

Mark R. Kulp
State Reclamation Engineer
State of Idaho

November 2, 1956

Re: Permit No. G-22551
Douglas D. Driscoll

Mr. J. Blaine Anderson
P. O. Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

On May 25, 1954, we wrote the following letter to Mr. Driscoll;

The report of our field engineer on examination for completion of works and beneficial use on Permit No. G-22551 shows that your well in the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 2, Township 4 South, Range 31 East B.M. will deliver 2.64 second feet of water or 132 inches, which has been used to irrigate land in the NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ of Said Section.

Therefore, upon receipt of the statutory fee of \$5.00, a Certificate of Completion of Works can be issued for 2.64 second feet and the License fee for 2.20 second feet or 110 inches will amount to \$12.00 which is at the rate of \$2.00 for each 40 acre subdivision which has been irrigated.

Up to date we have not received the fees, which is all that it takes to complete this filing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

cc: Mr. Douglas D. Driscoll
Sterling, Idaho

G-22551

✓
May 25, 1954

RE: Permit No. G-22551

Mr. Douglas D. Driscoll
Sterling
Idaho

Dear Mr. Driscoll:

The report of our field engineer on examination for completion of works and beneficial use on Permit No. G-22551 shows that your well in the SE Corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 2, Township 4 South, Range 31 East B.M. will deliver 2.64 second feet of water or 132 inches, which has been used to irrigate land in the NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ of Said Section.

Therefore, upon receipt of the statutory fee of \$5.00, a Certificate of Completion of Works can be issued for 2.64 second feet and the License fee for 2.20 second feet or 110 inches will amount to \$12.00 which is at the rate of \$2.00 for each 40 acre subdivision which has been irrigated.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

G-22551

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-22551

REPORT ON PROOF OF Completion of Works and Beneficial Use

DOUGLAS D. DRISCOLL, Sterling, Idaho

Q/w 2.64 cfs
Q/w 2.20 cfs
sum

aff. 572 cfs

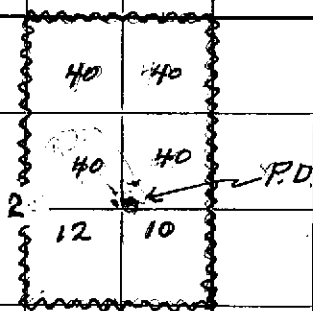
182 acres

6-46's

Pump has Cap. 2 more lines.

R-31 E.

T.
4
S.



Subdivisions = 6¹²
Acres = 182
T = 56° F

For C/W allow 132 inches
For Licence allow 110 inches.

Nearest road on map

STATE ROAD NO. 39

TO ABERDEEN

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-22551

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Douglas D. Driscoll, Sterling, Idaho

2. Source of water supply: Subterranean from two wells (only one in proof)

3. Location of point of diversion: Is in the S E corner SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2

T. 4 S. R. 31 E. County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: Well = 16" d. x 110' csd 10'
H = 73' T = 56°F. Column 8" x 95' 4 stages bowls? Concrete base 10' x 10' No protect.
Lake Pump 264.31 Smith Motor 75 h.p. Main line = 10" - 8" - 6"
Lateral = 4" A1 x 1 mile. 132 sprinklers Rainbird #40 $\frac{3}{32}$ " x $\frac{1}{4}$ "

5. Water is used for: Irrigation.

6. State whether or not water has been turned into works of diversion: Yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 2, Twp. 4 South, Range 31 East, B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Says outfit is large enough to handle two more
laterals when he gets cash to buy same

This is a new farm & home on the desert.

This examination was made on the 19 day of May, 1954

(Signed) E. M. Humphrey Examiner.

G-22551

Douglas D. Driscoll
Sterling, Idaho
Permit No. G-22551

Examination for Completion of Works
and Beneficial Use

County Bingham

2-45-31E

Q = 5.2 c.f.s.

S - Well

N.B. = Section SW. NE, Sec. 2, T.4S. -
R. 31E

line = Driscoll's check

75' 443 165' 185' 282' 31000
137' 155' 31000

allow 110" clearance

22' 13' 4m

Priority = Dec. 24, 1951
Done - July 11, 1954

2800' of 190m. (water)
10" x 400'
8" x 1500' } H = 73'
6" x 1100'

1 1/4" (at end) = 4" at
3/32" x 1/64" - 132 sprinklers. 7 1/2 ft
110 inches.

110 x 1/6" ced 10' to rock.

break down 95' 4 slope
8 x 95' ced.

Smith motor 75 hp. 440V.
1720 rpm. 86 amp. 63456

Leysne Pump 26431

9614 = 3 m. Smith pond.

to in mounting

Cone base 10 x 10'

Well to reach into 10" line

50° F.

55° F. near well.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAY 24 1954

Department of Reclamation

✓
November 17, 1953

RE: Permit No. G-22551

Mr. J. Blaine Anderson
P. O. Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We have your letter of November 14th, and note that the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1 and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, Township 4 South, Range 31 East, B.M. were intentionally omitted from the proof of Completion of Works and Beneficial Use on Permit No. G-22551 in the name of Douglas D. Driscoll.

These proofs have been placed on file, but before final action is taken the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made, but our field engineer will contact Mr. Driscoll at the time he makes the examination in order that he may arrange to show him over the ground.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
CC/ Mr. Douglas D. Driscoll

G-22551

J. BLAINE ANDERSON

ATTORNEY-AT-LAW

P. O. BOX 752

BLACKFOOT, IDAHO

November 14, 1953

RECEIVED
NOV 16 1953
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

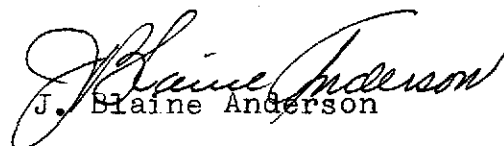
Re: Permit No. G-22551
Douglas D. Driscoll

Dear Sir:

I return herewith Deposition of Holder
and his two witnesses showing location of
point of diversion.

The lands described in your letter were
intentionally omitted.

Very truly yours,


J. Blaine Anderson

JBA:gvo

Enclosures

G-22551

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22551

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Douglas D. Driscoll, Starling, Idaho, Farmer.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. G-22551; December 24, 1951; December 24, 1951

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean waters, Diversion - SE Cor. SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 2, Twp. 4 S., R. 31 E.B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Consists of 75 H.P. turbine pump and motor with 2 main lines and 4 laterals; 200 inches is the maximum capacity; well depth is 110 ft. cased 10 ft. from surface with 24 inch casing; depth to water is approx. 70 ft. Pump discharge is approx. 200 inches, measured by velocity and size of opening of discharge.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation - NE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres, all in Section 2, Township 4 South, Range 31 E.B.M., Bingham County, Idaho. Land broken up and cultivated and has produced row crops under the improvements described above.

G-22551

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. None

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 200 inches

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Irrigation season 1953 through the works described in Question 5; about 200 Miner's inches and covering approx. 200 acres.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign)

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

County of , State of Idaho, on this day of

A. D. 19

Douglas D. Driscoll

My commission expires

Ques. 12. Only one of the wells applied for has been drilled and completed and is situated on the East-West Half Section line of Section 2, Township 4 South, Range 31 E.B.M. at approximately the intersection of the North-South Quarter Section line in the Easterly One Half of said Section. Applicant abandons the other well applied for and does not intend to prove up on the same and makes this proof only for the one completed well.

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Blackfoot, County of Bingham, State of Idaho, on this 10th day of November, A.D. 1953.

J. Haine Anderson

My commission expires January 1, 1954

B-22551

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22551

Proof of Application of Water to Beneficial Use
Deposition of Witness **and Completion of Works**

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. John T. Clark, age 27, Blackfoot, Idaho, switchman and farmer,
R.F.D. #2, Blackfoot, Idaho

Ques. 2. Are you acquainted with Douglas D. Driscoll, the
holder of Permit No. G-22551? How long have you known him and where does
he reside?

Ans. Five years, Sterling, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-22551, and are you
familiar with its provisions and conditions?

Ans. Yes

✓ Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Consists of 75 H.P. turbine pump and motor with 2 mainlines and
4 laterals; 200 inches is the maximum capacity; well depth is 110 ft.,
cased 10 ft. from surface with 24 inch casing; depth to water is
approx. 70 ft. Pump discharge is approx. 200 inches, measured by
velocity and size of opening of discharge. Diversion - SE Cor. SW 1/4 of
Sec. 2, Twp. 4 S., R. 31 E. B.M.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. 200 inches; have seen approx. 150 inches or more.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. Approx. 150 inches, estimate based on previous experience.

G. 22551

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation - NE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres, all in Section 2, Township 4 South, Range 31 E.B.M., Bingham County, Idaho. Land broken up and cultivated and has produced row crops under the improvements described above.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Gently rolling and sandy loam; one inch per acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Almost continuously during the summer of 1953 helping applicant irrigate, delivery made through system described above, applied to entire acreage with approx. 180 inches applied.

(Signed) John T. Clark

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Blackfoot, County of Bingham, State of Idaho, on this 12th day of November, A. D. 1953.

Blaine Anderson
Notary Public.

My commission expires January 1, 1954

9-22551

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22551

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Agnes Driscoll, age 72, Sterling, Idaho, farming and housewife,
Sterling, Idaho.

Ques. 2. Are you acquainted with Douglas D. Driscoll, the
holder of Permit No. G-22551? How long have you known him and where does
he reside?

Ans. All of his life, Sterling, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-22551, and are you
familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Consists of 75 H.P. turbine pump and motor with 2 mainlines and
4 laterals; 200 inches is the maximum capacity; well depth is 110 ft.,
cased 10 ft. from surface with 24 inch casing; depth to water is
approx. 70 ft. Pump discharge is approx. 200 inches, measured by
velocity and size of opening of discharge. Diversion - SE Cor. SW $\frac{1}{4}$ NE $\frac{1}{4}$ of
Sec. 2, Twp. 4 S., R. 31 E.B.M.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. 200 inches; have seen approx. 100 inches or more.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. 100 inches or more, estimate based on previous experience.

G. 22551

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation - NE $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres, all in Section 2, Township 4 South, Range 31 E.B.M., Bingham County, Idaho. Land broken up and cultivated and has produced row crops under the improvements described above.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Gently rolling and sandy loam; one inch per acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Personal observation on three separate occasions during 1953 irrigating season, delivery made through system described above, applied to entire acreage with approx. 180 inch applied.

(Signed) Agnes Driscoll.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Blackfoot, County of Bingham, State of Idaho, on this 12th day of November, A. D. 1953.

J. Blaine Anderson
Notary Public.

My commission expires January 1, 1954

9-22551

✓
November 13, 1953

RE: Permit No. G-22551

Mr. J. Blaine Anderson
Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We acknowledge receipt of your letter of November 12, 1953, enclosing depositions of Douglas D. Driscoll and two witnesses, also affidavit of publication in the Blackfoot Daily Bulletin, and your own affidavit in connection therewith.

However, none of these depositions give the location of the point of diversion called for under Question 4, which should be given by legal subdivision, section, township and range. We return them for such correction.

We also note that the land description does not include the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, nor the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, both of which are included in the permit and the published notice. If this omission was not intentional, Question 6 can be corrected accordingly.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

G-22551

J. BLAINE ANDERSON

ATTORNEY-AT-LAW

P. O. BOX 752

BLACKFOOT, IDAHO

November 12, 1953

NOV 13 1953
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Re: Permit No. G-22551
Douglas D. Driscoll

Dear Sir:

Enclosed herewith you will find the following instruments relating to the above permit: Copy of Notice of Proof and Affidavit of Publication, Deposition of the Holder of the permit and Deposition for each of his Witnesses, together with my Affidavit setting forth the fact that no protests were filed and that the matter was postponed to a later date due to inconvenience.

Very truly yours,

J. Blaine Anderson
J. Blaine Anderson

JBA:gvo

Enclosures

G-22551

5

swear that I am the Principal Clerk of

The Daily Bulletin, which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto, and which is a part of this affidavit and part of the proof of publication, was published in said Friday issue of said

newspaper 3 consecutive weeks the first publication

having been made on the 14th day of Aug., 1953

and the last publication having been made on the

28th day of August, 1953; that said

notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

Masonic Heart 3

Subscribed and sworn to before me this 3

day of Sept 1923

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

[illegible]

9-22551

A F F I D A V I T

STATE OF IDAHO)
) ss.
County of Bingham)

J. Blaine Anderson, being first duly sworn on oath, deposes and says: That he is the Notary Public described in that certain Notice of Proof of Completion of Works and Application of Water to Beneficial Use of Permit Holder, Douglas D. Driscoll of Sterling, Idaho, being Permit No. G-22551, and before whom proof was submitted.

That on the 14th day of September, 1953, my said office in the City of Blackfoot, Bingham County, Idaho, was open during the entire day and that no protests to the making of such proof were received by me or by anyone on my behalf on said day, nor at any time thereafter, and that the taking of proof was postponed due to the inconvenience of said time to the Holder and his Witnesses.

J. Blaine Anderson

Subscribed and sworn to before me this 12th day of
November, 1953.

Vera Belnap
Notary Public for Idaho
Residing at Blackfoot, Idaho
My Commission Expires: 4/14/57

COPIED

G-22551

✓
November 4, 1953

RE: Permit No. 22551

Mr. J. Blaine Anderson
P. O. Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We have your letter of November 3rd in regard to the above numbered permit and note that the proofs of Completion of Works and Beneficial Use were not made on September 14th in accordance with the published notice.

We note further that you have contacted Mr. Douglas D. Driscoll, the permit holder in order that these proofs may be completed and it is important that this be done at a very early date.

In returning the proofs together with the affidavit of publication in the Blackfoot Daily Bulletin, they should also be accompanied by your own affidavit stating that your office was open on September 14th, the time set for proof and that no protests were filed, (if such is the case) and that the taking of proofs was post-poned to the later date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

9-22551

J. BLAINE ANDERSON

ATTORNEY-AT-LAW

P. O. BOX 752

BLACKFOOT, IDAHO

November 3, 1953

RECEIVED
NOV 4 1953

Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

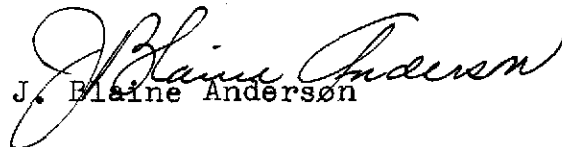
Re: Permit No. G-22551
Douglas D. Driscoll

Dear Sir:

Mr. Driscoll and his witnesses were present on the day appointed. However, the completion of proof was postponed due to the reason that Mr. Driscoll had misplaced his Permit and it was impossible for the witnesses to read the same and familiarize themselves with it. I believe the original Permit has been located but due to fall harvest, Mr. Driscoll has never completed the final proof.

I am contacting him, this date, recommending that he complete the same.

Very truly yours,


J. Blaine Anderson

JBA:gvo

G-22551

✓
November 2, 1953

RE: Permit No. G-22551

Mr. J. Blaine Anderson
Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

According to the notice sent to the Blackfoot Daily Bulletin on August 11, 1953, proof of completion of works and beneficial use on Permit No. G-22551 in the name of Douglas D. Driscoll was to be made before you on September 14, 1953.

To date we have not received these proofs and we wonder if they have been made. If so, they should be sent promptly to this office together with affidavit of publication from the Blackfoot Daily Bulletin.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

G-22551

September 9, 1953

Re: Permit No. G-22551

Blackfoot Daily Bulletin
Blackfoot, Idaho

Gentlemen:

On August 11, we sent you notice for publication on Permit No. G-22551 in the name of Douglas D. Driacoll.

To date we have not received any acknowledgment of this notice and we shall appreciate receiving a copy of your first issue containing same.

Very truly yours,

Mark R. Kulp
State Reclamation Engineer
By

Chief Clerk

A:re

G-22551

August 13, 1953

RE: Permit No. G-22551

Mr. J. Blaine Anderson
P.O. Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We have corrected the notice for Completion of Works and Beneficial Use on permit No. G-22551 in the name of Douglas D. Driscoll in accordance with your letter of August 10, 1953.

A copy of the notice has been sent to the Blackfoot Daily Bulletin with instructions to publish it once a week for four weeks prior to September 14, 1953, the date set for proof, and to send Mr. Driscoll the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof and at the time set, Mr. Driscoll should appear before you together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:pj
Enc.

G-22551

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No.G-22551

BOISE, IDAHO

Date: August 11, 1953

Blackfoot Daily Bulletin

Blackfoot, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **September 14, 1953** the date set for proof, the expense of the publication to be paid by the applicant, **Douglas D. Driscoll** of **Sterling, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

G-22551

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 11th
day of September, 19 51, at Blackfoot, County of
Bingham State of Idaho, before J. Blaine Anderson, Notary Public,
proof will be submitted of the completion of works for the diversion of 5.2
wells located in Lot 2, and line between SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Twp. 4 S. Rge. 31 E. B.M.
cubic feet per second of the waters of subterranean flow from two and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. G-22551 heretofore issued by the Department of Reclamation
of the State of Idaho.

1. The name and postoffice address of the person or corporation
holding said permit are Douglas D. Driscoll, Sterling, Idaho.

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of con-
veying to the place of use, in accordance with the plans accompanying the appli-
cation for such permit, is 5.2 cubic feet per second.

3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial use is
5.2 cubic feet per second.

4. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1; NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2; Township 4 South, Range 31 East, B. M.

5. The date of priority which said user is prepared to establish is
December 24, 1951.

MARK R. KULP

State Reclamation Engineer

G-22551

Set and run.

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 14th
day of September, 19 53, at Blackfoot, County of
Bingham State of Idaho, before J. Blaine Anderson, Notary Public,

proof will be submitted of the completion of works for the diversion of 5.2
wells located in Lot 2, and line between $SW\frac{1}{4}NE\frac{1}{4}$ and $NW\frac{1}{4}SE\frac{1}{4}$ Sec. 2, Twp. 4 S. Rge. 31 E. B.M.
cubic feet per second of the waters of subterranean flow from two / and of

the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. G-22551 heretofore issued by the Department of Reclamation
of the State of Idaho.

1. The name and postoffice address of the person or corporation
holding said permit ^{is} ~~are~~ Douglas D. Driscoll, Sterling, Idaho.

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of con-
veying to the place of use, in accordance with the plans accompanying the appli-
cation for such permit, is 5.2 cubic feet per second.

3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial use is
5.2 cubic feet per second.

4. The place where said water is used is $SW\frac{1}{4}NW\frac{1}{4}$ Section 1; $NE\frac{1}{4}, N\frac{1}{2}SE\frac{1}{4}$,
 $SW\frac{1}{4}SE\frac{1}{4}$ Section 2; Township 4 South, Range 31 East, B. M.

5. The date of priority which said user is prepared to establish is
December 24, 1951.

MARK R. KULP

State Reclamation Engineer

Out - Aug 14 - 21 - 28

G-22551

J. BLAINE ANDERSON
ATTORNEY-AT-LAW
P. O. BOX 752
BLACKFOOT, IDAHO

August 10, 1953

RECEIVED
AUG 11 1953
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State Dept. of Reclamation
State House
Boise, Idaho

Attn: Jeanne L. Anderson, Chief Clerk

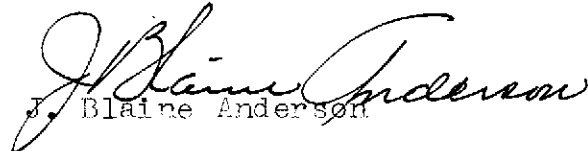
Re: Douglas D. Driscoll
Permit No. G-22551

Dear Miss Anderson:

Thank you sincerely for calling to my attention the errors contained in the Notice of Proof of Completion of Works and Beneficial Use under the above numbered permit.

Will you please correct the Notice to show the land description as contained in the permit and in your letter of August 7, 1953. Will you also please make an addition to the Notice to show the well locations as contained in the fourth paragraph of your same letter.

Very truly yours,


J. Blaine Anderson

JBA:gvo

G-22551

✓
August 7, 1953

RE: Permit No. G-22551

Mr. J. Elaine Anderson
Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We have your letter of August 6, 1953, enclosing notice for proof of completion of works and beneficial use under Permit No. G-22551 in the name of Douglas D. Driscoll.

However, the land description given in this notice does not agree with the land described in the permit. The permit describes the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, Township 4 South, Range 31 East, B.M.

Please advise if there has been a change in the place of use or if this is an error in the notice. If a change in the place of use, an application for amendment should be filed on the form enclosed.

We also note that this notice does not give the location of the walls which the permit describes as being one in the center of Lot 2, and the other on the center line between the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, Township 4 South, Range 31 East, B.M.

Before sending the notice to the newspaper for publication, we want to be sure of the correct locations of the walls and also of the land.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

G-22551

J. BLAINE ANDERSON
ATTORNEY-AT-LAW
P. O. BOX 752
BLACKFOOT, IDAHO

August 6, 1953

RECEIVED
AUG 7 1953
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State Dept. of Reclamation
State House
Boise, Idaho

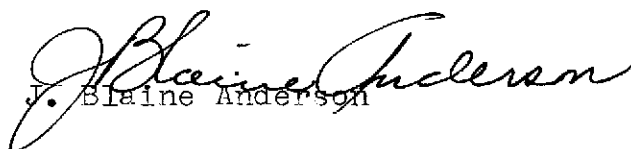
Re: Douglas D. Driscoll
Permit No. G-22551

Dear Mr. Kulp:

I hand you herewith authorization for publication of Notice of Proof of Completion of Works and Application of Water to Beneficial Use and original and one copy of said notice.

You may forward to me the forms of affidavit for applicant and his witnesses.

Very truly yours,


J. Blaine Anderson

JBA:gvo

Enclosures

G-22551

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 6, 1953

(P. O.) Sterling, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
The Daily Bulletin of Blackfoot, Idaho published in
the county in which the works are situated.

Douglas D Driscoll

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

922551

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 14th
day of September, 19 53, at Blackfoot, County of
Bingham State of Idaho, before J. Blaine Anderson, Notary
Public,
proof will be submitted of the completion of works for the diversion of 5.2
cubic feet per second of ~~the~~ ^{subterranean} waters of the State of Idaho and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. G-22551 heretofore issued by the Department of Reclamation
of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Douglas D. Driscoll, Sterling, Idaho
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 5.2 cubic feet per second.
3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial use is
5.2 cubic feet per second.
4. The place where said water is used is Lots 1 and 2 of NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Twp. 4 South, Range 31 E.B.M. and NE $\frac{1}{4}$, Sec. 2, Twp. 4 South, Range 31 E.B.M., Bingham County, Idaho.
5. The date of priority which said user is prepared to establish is
January 10, 1952.

12.24-51

State Reclamation Engineer

G-22551

✓
July 2, 1953

RE: Permit No. G-22551

Mr. Douglas D. Driscoll
Sterling
Idaho

Dear Mr. Driscoll:

Reference is made to your letter of July 1, 1953, stating that you would like to make final proof on Permit No. G-22551 and that you have irrigated approximately 200 acres of land from your well.

Permit No. G-22551 calls for 260 inches of water for the irrigation of 260 acres of land and if you expect to put the entire acreage under irrigation we suggest that you do not make final proof at this time because when such proof is made, license can only be issued for the amount of water developed and not more than one inch per acre for the land irrigated.

However, in order to make this proof the statutes require publication of a notice once a week for four weeks in a county newspaper. This notice should be made in duplicate on Form 36 enclosed, setting time and place and naming the Notary Public before whom proof is to be made.

Both copies of Form 36 to be returned to this department together with Form 11 which is your authorization for us to have the notice published at your expense in the designated county newspaper.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

G-22551

Sterling Idaho
July 1, 1953

Mark. R. Kulp
State Reclamation Engineer
State Department of Reclamation
 Boise, Idaho.

RECEIVED
JUL 2 1953
Department of Reclamation

Dear Mr. Kulp,

I would like to begin making arrangement to get final proof on my water permit No. G 22551.

The well was completed on September 25, 1952. We are now irrigating approximately 200 acres - 85 acres wheat - 85 acres oats and 10 acres potatoes.

We started irrigation June 17, 1953 using a sprinkler system. The water stands at 73 feet the well 110 feet deep and throws 1775 gallons of water per minute at open discharge with a 6 inch draw down.

Would you send to me the necessary information needed to begin making final proof on this permit so I can get the title to this desert entry.

Sincerely yours
Douglas D. Driscoll
Sterling, Idaho

7400 - G-22551

March 4, 1953

RE: Permit No. G-22551

Mr. Douglas D. Driscoll
Starling
Idaho

Dear Mr. Driscoll:

In reply to your letter of March 3, 1953, requesting a copy of your Permit No. G-22551 for water from wells to be used on the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Lots 1, 2, and 3 NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, Township 4 South, Range 31 East, B.M.

The records in this department show that this permit, together with two copies thereof one of which was certified, was sent to Mr. J. Blaine Anderson, Attorney at Law, Blackfoot, Idaho, on January 15, 1952. The two copies were to be used in connection with your desert filing.

If you are unable to locate your permit, we can make you an extra copy at a cost of \$1.00, or \$1.50 if you wish the copy certified.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

G-22551

RECEIVED
MAR 4 1953

Stirling, Ida.
March 3, 53

Dear Sirs,

Department of Reclamation

I seem to have misplaced my permit to drill a well on my "Desert Land Entry," serial no. Idaho 02638, Receipt no. 5946. The legal description is - SW $\frac{1}{4}$ NW $\frac{1}{4}$ sec. 1 and lots 1, and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 2 Township 4S Range 31E Boise meridian containing 321.89 acres. Could you send me a copy of it.

Very truly,

Douglas D Driscoll

P.S. If you are the wrong person to do this would you please see that the right person gets it or send the proper Department's address to me as I need proof of my "well permit" at this time.

422551

G-22551

January 15, 1952

Re: Permits Nos. 22550 and 22551

Mr. J. Blaine Anderson
P. O. Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We enclose herewith Permit No. G-22550 in the name of Herbert A. Hall, and No. G-22551 in the name of Douglas D. Driscoll, and direct their attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose two copies of each of these permits, one of which has been certified, to be used in connection with their desert entries filed in the Idaho Land & Survey office.

The correct filing fee on each of these permits is \$6.25, plus \$2.00 for the additional copies, ora total of \$8.25 for each.

Departmental receipts Nos. 24096 and 24097 are enclosed for \$8.25 each, and since applicant's checks were each for \$8.75, there is a refund of 50 cents due each- for which we enclose \$1.00 in currency herewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

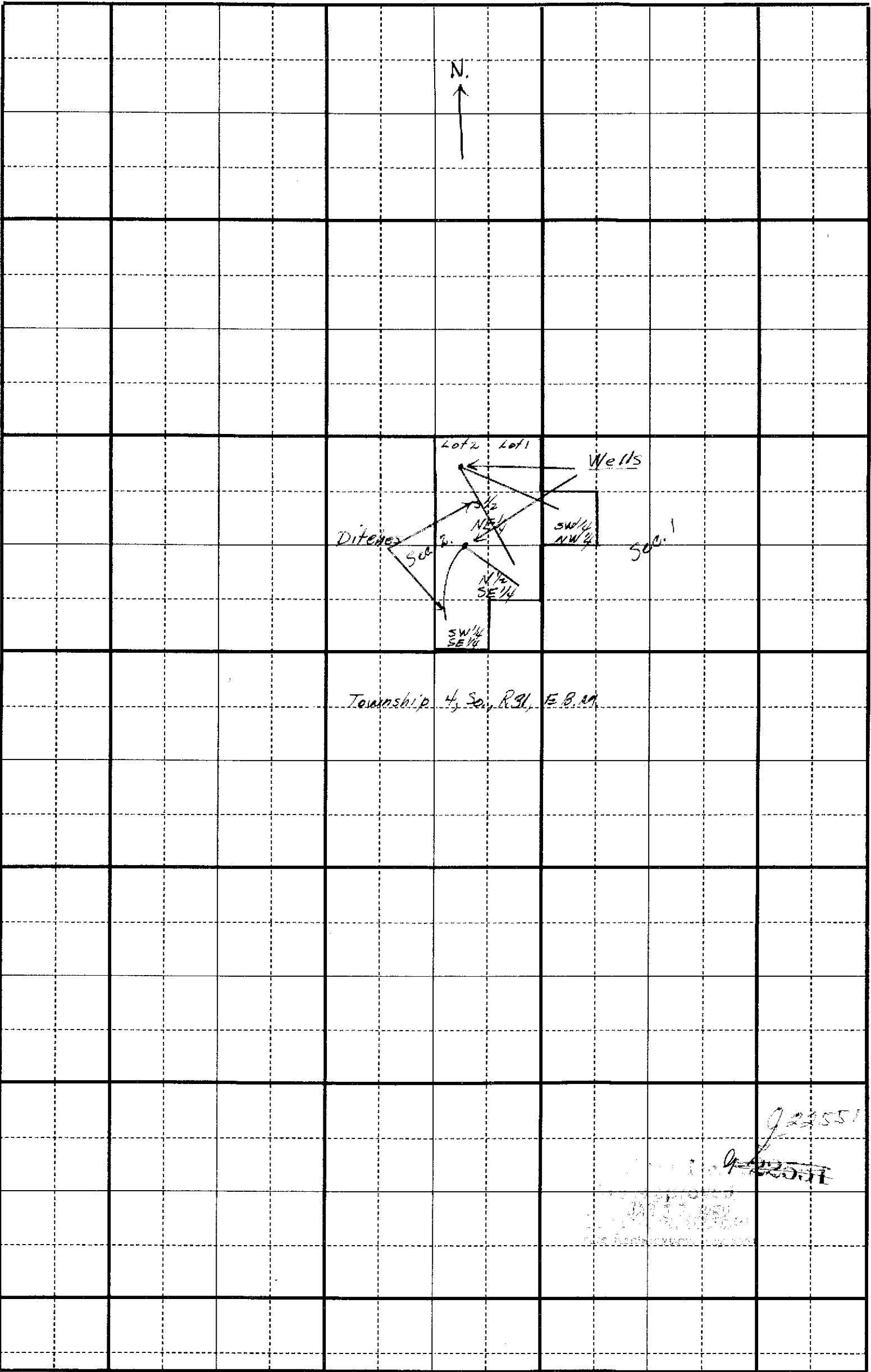
Encls.

Chief Clerk

22551
~~22551~~

NAME OF APPLICANT Douglas D. Driscoll

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.