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MAY 16 2005

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Department of Water Resources
Southern Region

Transfer No. 71939

Receipt No. 5027649

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

1. Applicant Information CARNEY FARMS
314 CRESTVIEW RD S
PAUL ID 83347
(208)438-5580

And

BARBARA J CARNEY
225 N 1250 W
PAUL ID 83347
(208)438-5348

And

GARY CARNEY
225 N 1250 W
PAUL ID 83347
(208)431-5349

Will this transfer result in an ownership change? Yes

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
36-2369	WR/Decreed	3.95		202.0	309.0	GROUND WATER
36-7949	WR/Decreed	1.41		107.0	309.0	GROUND WATER
36-15708	WR/Decreed	3.10		183.8	268.9	GROUND WATER
36-15710	WR/Decreed	1.70		85.1	268.9	GROUND WATER

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
36-2369	NO	NO	YES	YES	NO	NO
36-7949	NO	NO	YES	YES	NO	NO
36-15708	NO	NO	YES	YES	NO	NO
36-15710	NO	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

We have bought the Thacker farm, and have tied the existing irrigation systems together for maximum efficiency of water use. Carney Farms now owns the Thacker place, while Gary & Barbara Carney own the rest of the land. Gary & Paul Carney are the partners of Carney Farms. Thacker retained a few acres of the decreed place of use, but got no water rights for it; the water rights on that land are being moved back to land that was formerly irrigated under the Carney rights until it was dried up a few years ago in another transfer. A pivot sprinkler was installed last year, and goes right over the formerly-dried-up land.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
36-2369	3.95 cfs	202.0	578.0	
36-7949	1.41 cfs	107.0	578.0	
36-15708	3.10 cfs	183.8	578.0	
36-15710	1.70 cfs	85.1	578.0	
TOTAL	8.32 cfs	577.9	578.0	2,311.6 af

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

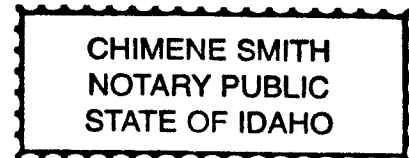
X Gary Corney
(Signature of Applicant)

X Owner
(Title or Office)

Subscribed and sworn to before me this 13th day of May, 2005.

Chimene Smith
(Notary Public) minidoka

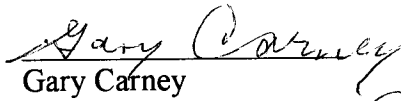
My commission expires 1/30/07

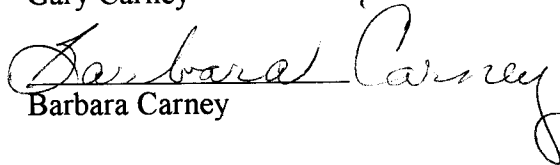


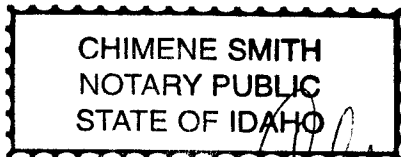
May 6, 2005

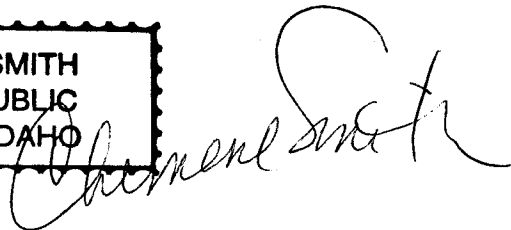
Board of Water Resources
Twin Falls, Idaho 83336

We Gary and Barbara Carney agree to combined are water on our farm known as the Jerome farm with the Carney Farms farm known as Thackers.


Gary Carney


Barbara Carney





STATE OF IDAHO

COUNTY OF

Minidoka)
SS

On this 6th day of May, 2005 before me, the undersigned, A Notary Public in and for said State, personally appeared Barbara Carney known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Chimene Smith
NOTARY PUBLIC FOR IDAHO
RESIDING AT Minidoka
MY COMMISSION EXPIRES 1/30/07

(SEAL)

CHIMENE SMITH
NOTARY PUBLIC
STATE OF IDAHO

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Department of Water Resources
Southern Region

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

Current Water Right No. 36-2369

Priority Date: December 31, 1958

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	3.95 CFS		
	Total Diversion		3.95 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNWNE Sec. 28 Twp 08S Rge 21E JEROME County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	21E	28	40.0	39.0	40.0	40.0									39.0	40.0		33.0	271.0
08S	21E	33	38.0																38.0

Total Acres: 309

Conditions/Remarks:

1. RIGHTS 36-02369 AND 36-07949 ARE LIMITED TO A COMBINED DIVERSION RATE OF 4.04 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1236 AF.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 202 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON AND WHEN COMBINED WITH RIGHT 36-07949 IS LIMITED TO 309 ACRES.
3. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

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5. RIGHTS 36-02369 AND 36-07949 ARE DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

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

Land will not be irrigated

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 71939

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

Current Water Right No. 36-7949

Priority Date: February 04, 1981

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	1.41 CFS		
	Total Diversion	1.41 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNWNE Sec. 28 Twp 08S Rge 21E JEROME County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
08S	21E	28	40.0	39.0	40.0	40.0												39.0	40.0		33.0	271.0
08S	21E	33	38.0																			38.0

Total Acres: 309

Conditions/Remarks:

- RIGHTS 36-07949 AND 36-02369 ARE LIMITED TO COMBINED DIVERSION RATE OF 4.04 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1236 AF.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 107 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON AND WHEN COMBINED WITH RIGHT 36-02369 IS LIMITED TO 309 ACRES.
- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
- RIGHT NO. 36-02369 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

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

Land will not be irrigated

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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

Current Water Right No. 36-15708

Priority Date: March 10, 1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	3.10 CFS		
	Total Diversion	3.10 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSWNW Sec. 33 Twp 08S Rge 21E JEROME County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
08S 21E 32													24.0				15.0	39.0
08S 21E 33			39.3	30.6			40.0	40.0	40.0	40.0								229.9

Total Acres: 268.9

Conditions/Remarks:

- Right 36-15708 is limited to the irrigation of 183.8 acres within the place of use described above in a single irrigation season.
- Rights 36-15708 and 36-15710 when combined shall not exceed a total diversion rate of 4.28 cfs, a total annual maximum diversion volume of 1075.6 af at the field headgate, and the irrigation of 268.9 acres.
- Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

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

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

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 71939

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

Current Water Right No. 36-15710

Priority Date: December 08, 1981

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	1.70 CFS		
Total Diversion		1.70 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWNW Sec. 33 Twp 08S Rge 21E JEROME County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
08S 21E 32													24.0				15.0	39.0
08S 21E 33			39.3	30.6			40.0	40.0	40.0	40.0								229.9

Total Acres: 268.9

Conditions/Remarks:

- Right 36-15710 is limited to the irrigation of 85.1 acres within the place of use described above in a single irrigation season.
- Rights 36-15708 and 36-15710 when combined shall not exceed a total diversion rate of 4.28 cfs, a total annual maximum diversion volume of 1075.6 af at the field headgate, and the irrigation of 268.9 acres.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 11-20-2001.

4. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

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

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

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

Proposed Water Right No. 36-2369**R E C E I V E D**

Priority Date: December 31, 1958

MAY 16 2005

Origin: Water Right

Basis: Decreed

Status: Active

Department of Water Resources
Southern Region

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	3.95 CFS		
	Total Diversion	3.95 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNWNE Sec. 28 Twp 08S Rge 21E JEROME County

GROUND WATER NWSWNW Sec. 33 Twp 08S Rge 21E JEROME County

Describe the proposed diversion system

Point of Diversion # 1 Existing well, 200 hp motor, booster motor & pump, mainline to sprinklers

Point of Diversion # 2 Existing well, 300 hp motor, pump, mainline to sprinklers

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	21E	28	40.0	39.0	40.0	40.0													268.0
08S	21E	32												24.0			15.0		39.0
08S	21E	33	38.0		39.0	34.0			40.0	40.0	40.0	40.0							271.0

Total Acres: 578

Transfer No. 71939

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

Proposed Water Right No. 36-7949

Priority Date: February 04, 1981

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	1.41 CFS		
	Total Diversion		1.41 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNWNE Sec. 28 Twp 08S Rge 21E JEROME County

GROUND WATER NWSWNW Sec. 33 Twp 08S Rge 21E JEROME County

Describe the proposed diversion system

Point of Diversion # 1 Existing well, 200 hp motor, booster motor & pump, mainline to sprinklers

Point of Diversion # 2 Existing well, 300 hp motor, pump, mainline to sprinklers

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	21E	28	40.0	39.0	40.0	40.0									39.0	40.0		30.0	268.0
08S	21E	32												24.0			15.0		39.0
08S	21E	33	38.0		39.0	34.0			40.0	40.0	40.0	40.0							271.0

Total Acres: 578

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

Proposed Water Right No. 36-15708

Priority Date: March 10, 1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	3.10 CFS		
	Total Diversion	3.10 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNWNE Sec. 28 Twp 08S Rge 21E JEROME County

GROUND WATER NWSWNW Sec. 33 Twp 08S Rge 21E JEROME County

Describe the proposed diversion system

Point of Diversion # 1 Existing well, 200 hp motor, booster motor & pump, mainline to sprinklers

Point of Diversion # 2 Existing well, 300 hp motor, pump, mainline to sprinklers

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	21E	28	40.0	39.0	40.0	40.0									39.0	40.0		30.0	268.0
08S	21E	32												24.0			15.0		39.0
08S	21E	33	38.0		39.0	34.0			40.0	40.0	40.0	40.0							271.0

Total Acres: 578

Transfer No. 71939

Receipt No. _____

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

Proposed Water Right No. 36-15710

Priority Date: December 08, 1981

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	1.70 CFS		
	Total Diversion	1.70 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNWNE Sec. 28 Twp 08S Rge 21E JEROME County

GROUND WATER NWSWNW Sec. 33 Twp 08S Rge 21E JEROME County

Describe the proposed diversion system

Point of Diversion # 1 Existing well, 200 hp motor, booster motor & pump, mainline to sprinklers

Point of Diversion # 2 Existing well, 300 hp motor, pump, mainline to sprinklers

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	21E	28	40.0	39.0	40.0	40.0								39.0	40.0		30.0	268.0	
08S	21E	32												24.0			15.0	39.0	
08S	21E	33	38.0		39.0	34.0			40.0	40.0	40.0	40.0						271.0	

Total Acres: 578