

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant Last Ranch, LLC Phone (208) 644-1803

Post Office address P.O. Box 486 Jerome, ID 83338

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe the reason for the proposed changes Applicant proposes to amend the place of use and to recognize the three existing wells that feed a common, interconnected delivery system. After the transfer, all of the included water rights will share a common 588-acre permissible place of use and all of the ground water rights will list the same three points of diversion.

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>34-10885</u>	<u>4/1/1961</u>	<u>3.2 cfs / 969.5 ac-ft</u>	<u>irrigation</u>	<u>4/1</u> to <u>10/31</u>
<u>34-10885</u>	<u>4/1/1961</u>	<u>0.12 cfs</u>	<u>stockwater</u>	<u>1/1</u> to <u>12/31</u>
<u>34-7076</u>	<u>10/16/1974</u>	<u>1.56 cfs / 273 ac-ft</u>	<u>irrigation</u>	<u>4/1</u> to <u>10/31</u>
<u>34-2312</u>	<u>7/17/1954</u>	<u>7.00 cfs / 1470 ac-ft</u>	<u>irrigation</u>	<u>4/1</u> to <u>10/31</u>

2. Total amount of water being transferred 11.76 cubic feet per second and/or 2058 acre-feet per annum.

3. Source of water ground water tributary to NA

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SE	NE	SE	23	6N	25E	Custer	
	SW	SE	SE	23	6N	25E	Custer	
	NE	NW	NE	25	6N	25E	Custer	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	25E	23	10			12									20			25	67
		24						7	36	2	18	40	40	34			1		178
		25	38	29	35	30	40	32	28	40	40	31							343

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Total Acres 588

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PART 1

6. General Information:

a. Description of diversion system An integrated, piped delivery system supplied by three ground water wells and surface water from the Big Lost River.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
Yes X 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:
None

d. Remarks:

This transfer does not seek to increase the diversion rate, diversion volume, or authorized irrigated acreage for any water rights. Water right 34-10885 is limited to the irrigation of 277 acres within the proposed 588-acre permissible place of use. Water right 34-7076 is limited to the irrigation of 78 acres within the proposed 588-acre permissible place of use. Water right 34-2312 is limited to the irrigation of 420 acres within the proposed 588-acre permissible place of use.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20_____.

For the Director

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Department of Water Resources
 Eastern Region

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

72642

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 34-10885

FILED FEB 04 11 7 57
DISTRICT COURT - SRBA
TWIN FALLS, IDAHO
FILED

NAME & ADDRESS: GRANT DANIELS
RETA J DANIELS
HC 30
MOORE ID 83258

SOURCE: GROUNDWATER

QUANTITY: 3.2 CFS
969.5 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.52 CFS.
COMBINED RIGHT NOS.: 34-00136, 34-00282A, 34-00498, 34-00594,
34-00598, 34-00599, 34-00826B, 34-02312 AND 34-07076.

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION: T06N R25E S23 SWSSE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	3.2 CFS
STOCKWATER		01-01 12-31	969.5 AFY
			0.12 CFS

PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T06N R25E S23	NENE 10	SENE 12	NESE 20	SESE 25
	S24	NWNW 7	SWNW 36	SENW 2	NESW 18
		NWSW 40	SWSW 40	SESW 34	SWSE 1
	S25	NWNE 17	SWNE 35	SENE 2	NENW 40
		NWNW 32	SWNW 28	SENW 40	NESW 40
		NWSW 31			

510 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 588 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00136, 34-00282A, 34-00498, 34-00594,
34-00598, 34-00599, 34-00826B, 34-02312 AND 34-07076.

USE OF THIS RIGHT WITH RIGHT NO. 34-02312 IS LIMITED TO THE
IRRIGATION 510 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 277 ACRES IN THE
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 34-10885

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Department of Water Resources
Eastern Region

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

72642

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 34-07076

1998 FEB 25 AM 8:28

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: GRANT DANIELS
RETA J DANIELS
HC 30
MOORE ID 83258

SOURCE: GROUNDWATER

QUANTITY: 1.56 CFS
273.0 AFY

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.52 CFS.
COMBINED RIGHT NOS.: 34-00136, 34-00282A, 34-00498, 34-00594,
34-00598, 34-00599, 34-00826B, 34-02312 AND 34-10885.

PRIORITY DATE: 10/16/1974

POINT OF DIVERSION: T06N R25E S25 NENEWNE Within CUSTER County

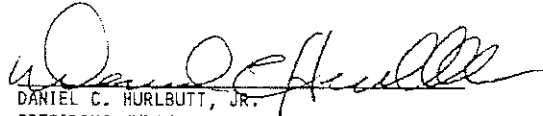
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	1.56 CFS 273.0 AFY

PLACE OF USE: IRRIGATION Within CUSTER County
T06N R25E S25 NENE 38 NWNE 12 SENE 28
78 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 588 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00136, 34-00282A, 34-00498, 34-00594,
34-00598, 34-00599, 34-00826B, 34-02312 AND 34-10885.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 34-07076

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Eastern Region

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

72642

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 34-02312

1998 FEB 24 AM 7: 52

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: RETA J DANIELS
GRANT DANIELS
HC 30
MOORE ID 83255

SOURCE: GROUNDWATER

QUANTITY: 7.00 CFS
1470.0 AFY

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.52 CFS.
COMBINED RIGHT NOS.: 34-00136, 34-00282A, 34-00498, 34-00594,
34-00598, 34-00599, 34-00826B, 34-07076 AND 34-10885.

PRIORITY DATE: 07/17/1954

POINT OF DIVERSION: T06N R25E S23 SENE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE IRRIGATION	PERIOD OF USE Irrigation Season	QUANTITY 7.00 CFS 1470.0 AFY
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PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T06N R25E S23	NENE 10	SENE 12	NESE 20	SESE 25
	S24	NWNW 7	SWNW 36	SENE 2	NESW 18
		NWSW 40	SWSW 40	SESE 34	SWSE 1
	S25	NWNE 17	SWNE 35	SENE 2	NENW 40
		NWNW 32	SWNW 28	SENE 40	NESW 40
		NWSW 31			
	510 ACRES TOTAL				

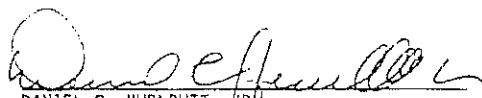
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 588 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00136, 34-00282A, 34-00498, 34-00594,
34-00598, 34-00599, 34-00826B, 34-07076 AND 34-10885.

USE OF THIS RIGHT WITH RIGHT NO. 34-10885 IS LIMITED TO THE
IRRIGATION OF 510 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 420 ACRES IN THE
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JRY
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 34-02312

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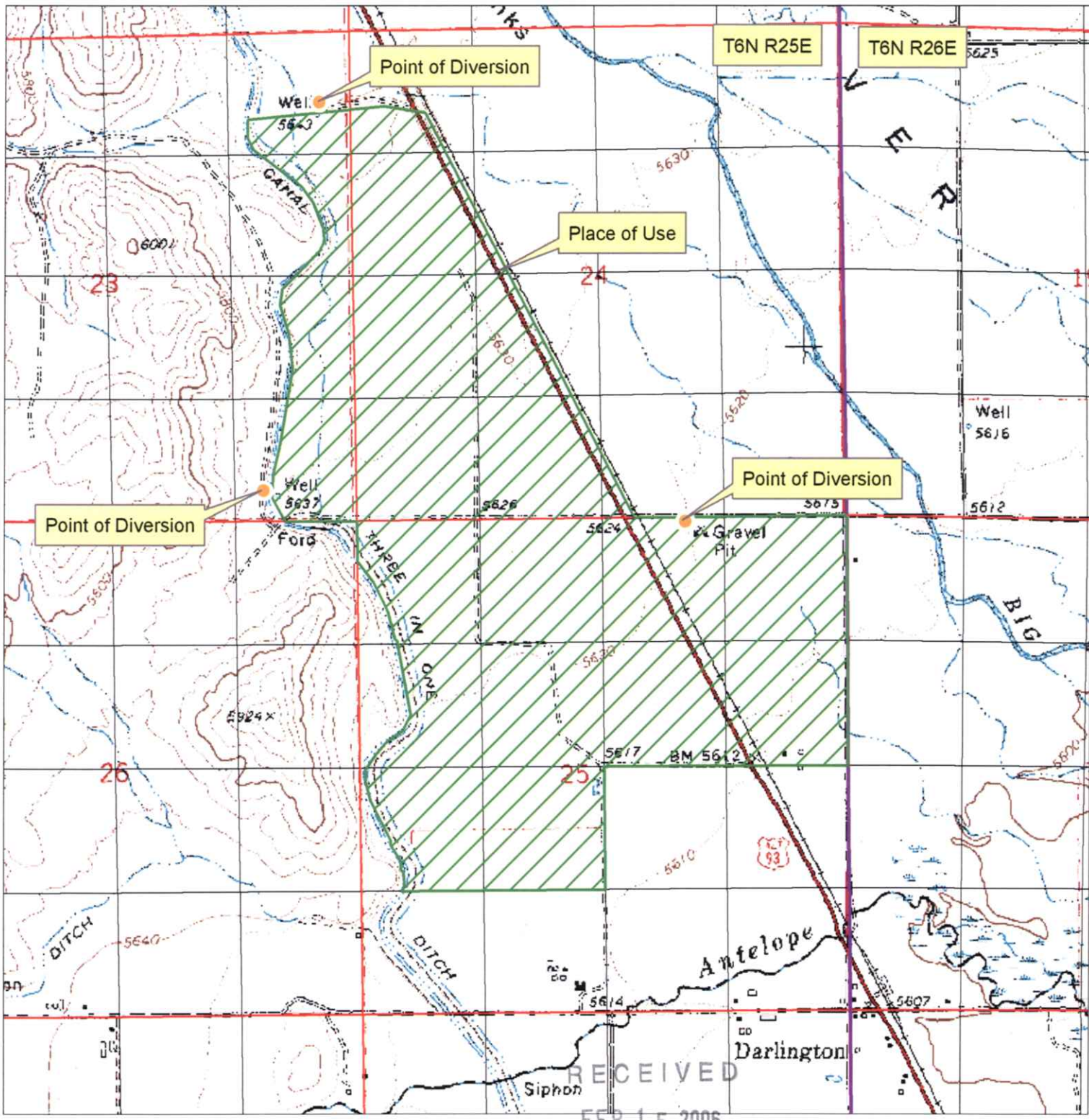
Department of Water Resources
Eastern Region

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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 the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 1 inch equals 1500 feet

Department of Water Resources
Eastern Region

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PART 3

B. CHANGES IN NATURE OF USE

1.	<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

Quantity and quality of return flows and location of discharge: _____

2. 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.

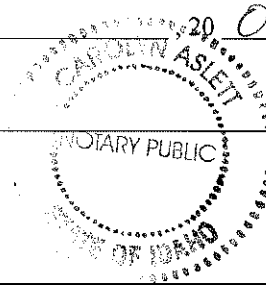
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Last Ranch LLC by Ron Ambrose Mng. Partner
(Signature of Applicant)

Subscribed and sworn to before me this 2nd day of February 2006

Carolyn Aslett
(Notary Public)

My commission expires 4-12-07



FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 3 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee 690.00

Received by SC Date 2/16/06 ED31646

Published in Challis Messenger Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

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Department of Water Resources
Eastern Region

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238423-6

232763

FIRST AMENDED TITLE
FILED
With Number 9.00

WARRANTY DEED

Three In One Ranch, LLC, an Idaho limited liability company, Grantor, hereby conveys, grants, and warrants to Last Ranch, LLC, an Idaho limited liability company, Grantee, for the sum of TEN DOLLARS and other good and valuable consideration, the following described real property, to-wit:

TOWNSHIP 6 NORTH, RANGE 25 E.B.M., CUSTER COUNTY, IDAHO.

SECTION 23: THE E $\frac{1}{2}$ E $\frac{1}{2}$ LYING E. OF THE U.C. CANAL AND S. OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT THAT IS S. 817.26 FEET ALONG THE SECTION LINE FROM THE NE CORNER OF SAID SECTION 23; RUNNING THENCE S. 84°12'25" W. 325.96 FEET; TO A SET IRON ROD; THENCE S. 84°42'46" W. 787.29 FEET TO THE CENTERLINE OF THE U.C. CANAL, AND THAT PORTION OF THE S $\frac{1}{2}$ OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ LYING WEST OF THE U.C. CANAL.

SECTION 24: THE W $\frac{1}{2}$ NW $\frac{1}{4}$ AND THE SW $\frac{1}{4}$ OF SECTION 24, LYING W. OF U.S. HIGHWAY 93 AND S. OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT THAT IS S. 817.26 FEET ALONG THE SECTION LINE FROM THE NW CORNER OF SAID SECTION 24; RUNNING THENCE N. 84°12'15" E. 394.97 FEET TO A SET IRON PIN; THENCE S. 79°46'38" E. 308.55 FEET TO A SET IRON PIN, ON THE WESTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 93.

SECTION 25: NE $\frac{1}{4}$ LESS HIGHWAY; NW $\frac{1}{4}$; SW $\frac{1}{4}$ LYING E. OF THE BIG LOST RIVER IRRIGATION CANAL RIGHT OF WAY, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT: COMMENCING AT THE S $\frac{1}{4}$ CORNER OF SAID SECTION 25; THENCE N. 0°30' W. 1283.1 FEET; THENCE S. 89°26' W. 2097.1 FEET; THENCE S. 35°29' W. 368.1 FEET; THENCE S. 13°03' E. 163.0 FEET; THENCE S. 38°34' E. 401.2 FEET; THENCE S. 41°25' E. 656.5 FEET; THENCE N. 89°55' E. 1600.7 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way, and water rights in anywise appertaining to the property herein described.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this _____ day of November, 2005.

Robert Shillington

Three In One Ranch, LLC, Grantor
By: Robert Shillington

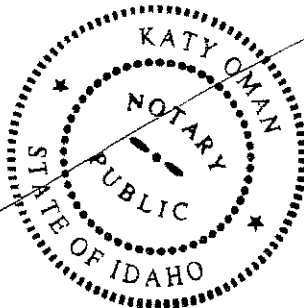
Ron Ambrose

Three In One Ranch, LLC, Grantor
By: Ron Ambrose

STATE OF IDAHO)
) ss.
County of Jerome)

On this 15 day of November, 2005, before me, the undersigned Notary Public in and for said County and State, personally appeared Robert Shillington and Ron Ambrose, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.



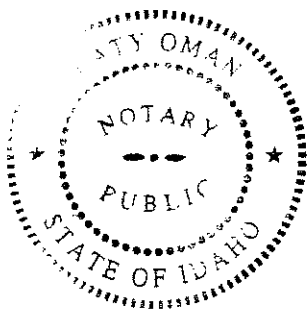
Katy O'Man
NOTARY PUBLIC FOR IDAHO

Residence: 700 S. 10th St.

My Commission Expires: 11/24/16

STATE OF IDAHO)
) ss.
 County of Jerome)

On this 7th day of November, 2005, before me, the undersigned Notary Public in and for said County and State, personally appeared Robert Shillington and Ron Ambrose, known or identified to me to be the persons whose names are subscribed to the within instrument as manager/members of Three In One Ranch, LLC, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.



A handwritten signature in black ink, appearing to be "K. L. L.", written over a horizontal line.

NOTARY PUBLIC FOR IDAHO

Residence: Tiler, ID

My Commission Expires: 11/24/06

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FEB 15 2006

Department of Water Resources
 Eastern Region