

Transfer No. 71179
Receipt No.S026649

CORRECTED

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

1. Applicant Information CAROLYN KING
878 ROSEWOOD DRIVE
TWIN FALLS ID 83301
(208)734-6824

And

ROLAND R KING
878 ROSEWOOD DRIVE
TWIN FALLS ID 83301
(208)734-6824

**RECEIVED
JUN 22 2005**

Department of Water Resources
Southern Region

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
47-7531	AJC/License	0.32	60.2		15.0	WASTE 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
47-7531	YES	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

We have purchased a portion of this property, and have developed a new point of diversion in a tile drain that eventually feeds into the main drain that is the licensed water source. Stock drink from the waste ditch, from a natural spring, or from Rock Creek. I have agreed to split the stockwater portion of this right equally with Jeff Wendland. He is also taking 1"/acre of the irrigation water, and we are taking the rest by verbal agreement. Both streams original from tile drains south and west of this property, and both run all year in varying amounts.

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
47-17120	0.15 cfs		5.0	20.1 af
TOTAL	0.15 cfs		5.0	20.1 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.

Roland R. King
(Signature of Applicant)

Carolyn King
(Title or Office)

Subscribed and sworn to before me this 22nd day of June, 2005.

J. P. Stanton
(Notary Public)

My commission expires 10-25-06

Transfer No. 71179
Receipt No.S026649

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

Current Water Right No. 47-7531

Priority Date: April 05, 1971
Origin: Adjudication Claim
Basis: License
Status: Active

Source: WASTE WATER

Tributary: ROCK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01	12/31	0.02 CFS	0.2 AFA	
IRRIGATION	4/01	10/15	0.30 CFS	60.0 AFA	
	Total Diversion		0.32 CFS	60.2 AFA	

Source and Point(s) of Diversion:

WASTE WATER L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	18E	7						15.0											15.0
								L 1											

Total Acres: 15

Conditions/Remarks:

1. ***** CHANGE OF OWNERSHIP DONNER TO WENDLAND 5/27/94 ADM *****
4-22-98: ADDRESS CHANGE PER NOTICE REC'D 3-5-98 - VH

Page 5

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. 47-17120

Priority Date: April 05, 1971

Origin:

Basis: License

Status: Pending
Transfer

Source: UNNAMED STREAM

Tributary: ROCK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01	12/31	0.01 CFS	0.1 AFA	
IRRIGATION	04/01	10/15	0.14 CFS	20.0 AFA	
Total Diversion			0.15 CFS	20.1 AFA	

Source and Point(s) of Diversion:

UNNAMED STREAM L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
County

Describe the proposed diversion system

Point of Diversion # 1 New pump installation in concrete standpipe in tile drain, mainline to sprinklers

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
11S	18E	7																	
								X											
								L 1											

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
11S	18E	7																	
								5.0											5.0
								L 1											

Total Acres: 5

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

PORTION OF RIGHT No. 47-7531 BEING TRANSFERRED

Priority Date: April 05, 1971

Origin:

Basis: License

Status: Pending
Transfer

Source: WASTE WATER

Tributary: ROCK CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01 12/31	0.01 CFS	0.1 AFA	
IRRIGATION	04/01 10/15	0.14 CFS	20.0 AFA	
Total Diversion		0.15 CFS	20.1 AFA	

Source and Point(s) of Diversion:

WASTE WATER L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	7																	
								X											
								L 1											

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	
11S	18E	7																	
								5.0											5.0
								L 1											

Total Acres: 5

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ROLAND R KING
878 ROSEWOOD DRIVE
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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
47-7531	AJC/License	0.32	60.2		15.0	WASTE WATER

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Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
47-7531	YES	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

I have purchased a portion of this property, and have developed a new point of diversion in a tile drain that eventually feeds into the waste ditch that is the licensed water source. Stock drink from the waste ditch, from a natural spring, or from Rock Creek.

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

5. Total Amounts Transferred

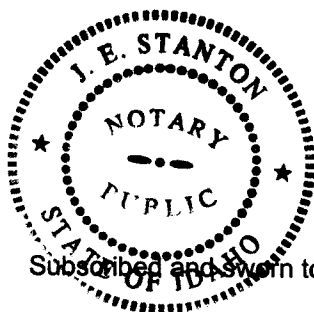
	Rate	Acre Limit	Total Acres	Volume
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in 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.



Roland H King Carolyn King
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 14th day of April, 2004.

J E Stanton
(Notary Public)

My commission expires 10-25-2006

Transfer No. 71179

Receipt No. _____

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

Current Water Right No. 47-7531

Priority Date: April 05, 1971

Origin: Adjudication Claim

Basis: License

Status: Active

Source: WASTE WATER**Tributary:** ROCK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
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WASTE WATER L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
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	
11S	18E	7																	15.0
								15.0											15.0
								L 1											

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Documentation of Ownership of the Current Place of Use

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

No

Describe the 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

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

Proposed Water Right No. 47-17120

Priority Date: April 05, 1971

Origin:

Basis: License

Status: Pending
Transfer

Source: WASTE WATER

Tributary: ROCK CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01 12/31	0.02 CFS	0.2 AFA	
IRRIGATION	04/01 10/15	0.10 CFS	20.0 AFA	
Total Diversion		0.12 CFS	20.2 AFA	

Source and Point(s) of Diversion:

WASTE WATER L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
County

Describe the proposed diversion system

Point of Diversion # 1 New pump installation in concrete standpipe in tile drain, mainline to sprinklers

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
11S 18E 7						X											
						L 1											

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
11S 18E 7						5.0											5.0
						L 1											

Total Acres: 5

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

PORTION OF RIGHT No. 47-7531 BEING TRANSFERRED

Priority Date: April 05, 1971

Origin:

Basis: License

Status: Pending
Transfer

Source: WASTE WATER

Tributary: ROCK CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01 12/31	0.02 CFS	0.2 AFA	
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Total Diversion		0.12 CFS	20.2 AFA	

Source and Point(s) of Diversion:

WASTE WATER L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	7																	
								X											
								L 1											

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	
11S	18E	7																	
								5.0											5.0
								L 1											

Total Acres: 5



T. 11S

R. 18E

7.2 ac

T71169
Wendland

0.6
ac

Lot 1
Sec. 7

5.0 ac

T71179 King

R. 18E



Map of

100 0 100 200 300 400 Feet



Map Printed: Jul 15, 2004

WARRANTY DEED

For Value Received, JEFF M. WENDLAND and DAWN E. WENDLAND,
husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

ROLAND R. KING and CAROLYN KING, husband and wife

the grantees, whose current address is 878 Rosewood, Twin Falls, ID 83301

the following described premises, in Twin Falls County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

Subject to Grantors reservation Grantors do hereby reserve an appurtenant easement for ingress and egress, maintenance and control of the concrete headgate and pipeline located on the real property being conveyed hereunder, said easement located and drawn on the map attached hereto as Exhibit "B". Grantors hereby reserve as well the right to bring power and power lines to said headgate. Further, Grantors reserve the right at any time in the future to modify the pump, pipe or concrete headgate in such a way as to be able to pump pure, clean, spring water to the real property being retained by the Grantors or to further facilitate the irrigation of the real property being retained by the Grantors.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: September 1, 1994

Jeff M. Wendland
JEFF M. WENDLAND

Dawn E. Wendland
DAWN E. WENDLAND

STATE OF IDAHO, COUNTY OF TWIN FALLS

On this 1st day of September, 1994,
before me, a notary public and for said State,
personally appeared

JEFF M. WENDLAND and DAWN
E. WENDLAND, husband and wife,

known to me to be the persons whose names are
subscribed to the within instrument, and
acknowledged to me that they executed the

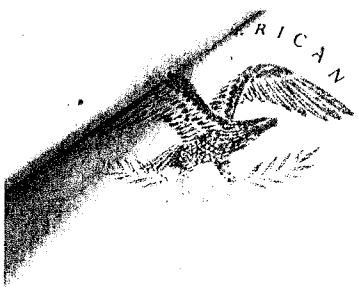
[Signature] Notary Public
Residing at Twin Falls, Idaho

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for
at the request of _____
at _____ minutes past _____ o'clock _____ m.
this _____ day of _____
19____, in my office, and duly recorded in Book of _____
Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.
Fees \$ _____
Mail to: _____



SCHEDULE C

The land referred to in this policy is situated in the State of Idaho and is described as follows: County of Twin Falls

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho,

Section 7: A parcel of land located in Government Lot 1 described as follows:

BEGINNING at the North quarter corner of said Section 7; Thence South $89^{\circ}50'40''$ West 1365.63 feet to the Northeast corner of said Lot 1; Thence along the Easterly boundary of said Lot 1, South $0^{\circ}11'52''$ East 823.26 feet to the Real Point of Beginning; Thence continuing South $0^{\circ}11'52''$ East 503.91 feet to the Southeast corner of Lot 1; Thence along the Southerly boundary of Lot 1 South $89^{\circ}43'58''$ West 799.07 feet to the Southwest corner of Lot 1; Thence North $01^{\circ}04'23''$ West along the West boundary of Lot 1, 93.00 feet; Thence North $62^{\circ}19'13''$ East 627.83 feet; Thence North $0^{\circ}58'00''$ West 103.00 feet; Thence North $70^{\circ}54'09''$ East 139.75 feet; Thence South $75^{\circ}52'51''$ East 107.30 feet to the POINT OF BEGINNING.

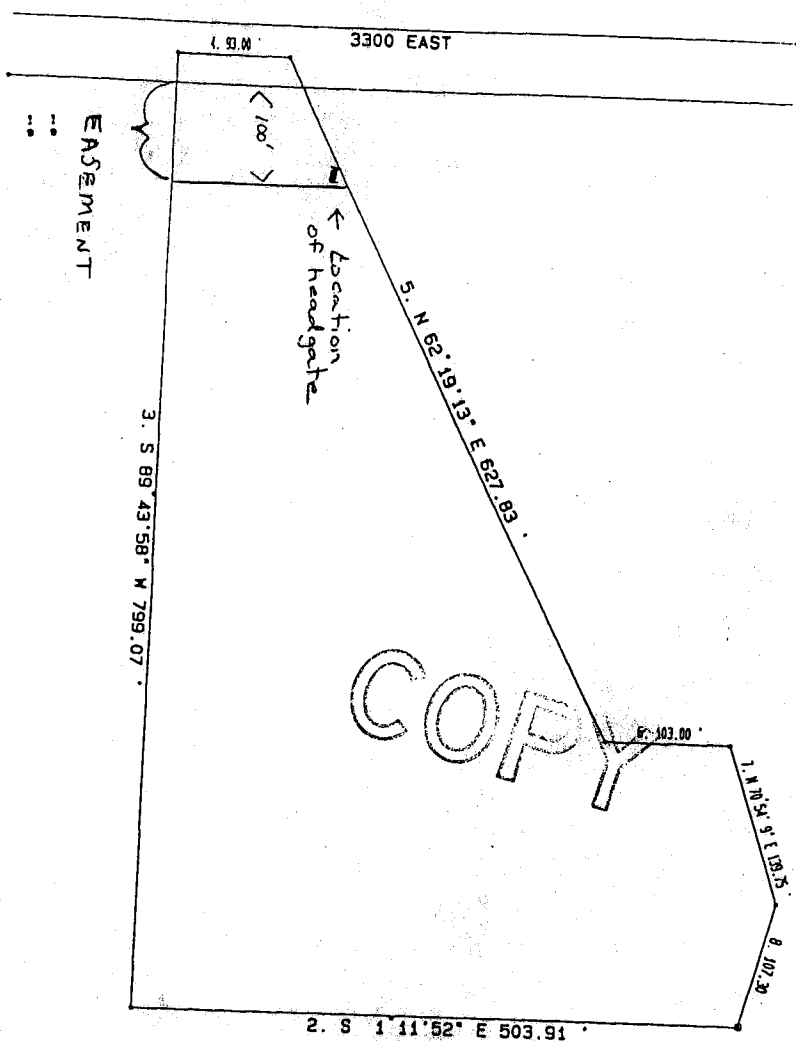
NOTE: Assessment records indicate the address to be:
None- Bare Land

This information is outside of the insuring provisions of the policy.

WENDLING/KING
TWIN FALLS COUNTY, IDAHO

09/01/94 1:31P

WEND3
Township 11S Range 18E
Section 7 Corner NW



Shot	Direction	Distance	E-X Total	N-Y Total
1.	S 11°52' E	823.360	0.0000	0.0000
Point of beginning				
2.	S 11°52' E	503.910	17.2112	-823.1801
3.	S 89°43'58\"	799.070	27.7448	-1326.9800
4.	N 1°4'23\"	93.000	-771.3165	-1330.7068
5.	N 62°19'13\"	627.830	-217.0782	-1237.7231
6.	N 0°58' 0\"	103.000	-218.8159	-946.0780
7.	N 70°54' 9\"	139.750	-86.7573	-797.3698
8.	S 75°52'51\"	107.300	17.3012	-823.5445
10.	S 1°4'23\"	650.000	-744.5877	-1469.8203
11.	N E S T	50.000	-794.5877	-1469.8203
12.	N 1°4'23\"	650.000	-806.7604	-819.9343

[Handwritten signature]

SCALE: 1" = 160.00

