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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69577

This is to certify that: SUSAN C HARPER And
GARY B HARPER
2040 E 850 S
DECLO ID 83323
(208)654-2227

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
43-2383	WR/Decreed	09/15/1952	3.12 cfs	920 af	230.0	544.0	GROUND WATER
43-10632	WR/Decreed	06/30/1985	1.43 cfs	N/A	134.0	544.0	GROUND WATER
43-2313C	WR/Decreed	06/19/1948	2.7 cfs	720 af	180.0	544.0	GROUND WATER
43-2382	WR/Decreed	07/05/1952	0.52 cfs	N/A	305.0	305.0	GROUND WATER
43-2313A	WR/Decreed	06/19/1948	5.2 cfs	N/A	305.0	305.0	GROUND WATER
43-2398	WR/Decreed	08/25/1953	2.3 cfs	520 af	230.0	230.0	GROUND WATER
43-2377A	WR/Decreed	03/30/1952	1.25 cfs	400 af	230.0	230.0	GROUND WATER
43-13109	WR/Decreed	01/03/1949	0.82 cfs	164 af	41.0	126.0	GROUND WATER
43-13111	WR/Decreed	01/14/1954	0.77 cfs	200 af	50.0	126.0	GROUND WATER
43-13113	WR/Decreed	10/05/1959	0.77 cfs	188 af	47.0	126.0	GROUND WATER
43-13115	WR/Decreed	03/15/1962	0.08 cfs	24 af	6.0	126.0	GROUND WATER
43-13117	WR/Decreed	06/30/1985	0.38 cfs	N/A	29.0	126.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-2383	NO	NO	YES	YES	NO	NO
43-10632	NO	NO	YES	YES	NO	NO
43-2313C	NO	NO	YES	YES	NO	NO
43-2382	NO	NO	YES	YES	NO	NO
43-2313A	NO	NO	YES	YES	NO	NO
43-2398	NO	NO	YES	YES	NO	NO
43-2377A	NO	NO	YES	YES	NO	NO
43-13109	NO	YES	YES	YES	NO	NO
43-13111	NO	YES	YES	YES	NO	NO
43-13113	NO	YES	YES	YES	NO	NO
43-13115	NO	YES	YES	YES	NO	NO
43-13117	NO	YES	YES	YES	NO	NO

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69577

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-2383	43-2383	3.12 cfs	920 af	230.0	1,205.0		N/A	N/A	N/A	N/A
43-10632	43-10632	1.43 cfs	0 af	134.0	1,205.0		N/A	N/A	N/A	N/A
43-2313C	43-2313C	2.70 cfs	720 af	180.0	1,205.0		N/A	N/A	N/A	N/A
43-2382	43-2382	0.52 cfs	253 af	305.0	1,205.0		N/A	N/A	N/A	N/A
43-2313A	43-2313A	5.20 cfs	1220 af	305.0	1,205.0		N/A	N/A	N/A	N/A
43-2398	43-2398	2.30 cfs	520 af	230.0	1,205.0		N/A	N/A	N/A	N/A
43-2377A	43-2377A	1.25 cfs	400 af	230.0	1,205.0		N/A	N/A	N/A	N/A
43-13109	43-13109	0.82 cfs	164 af	41.0	1,205.0		N/A	N/A	N/A	N/A
43-13111	43-13111	0.77 cfs	200 af	50.0	1,205.0		N/A	N/A	N/A	N/A
43-13113	43-13113	0.77 cfs	188 af	47.0	1,205.0		N/A	N/A	N/A	N/A
43-13115	43-13115	0.08 cfs	24 af	6.0	1,205.0		N/A	N/A	N/A	N/A
43-13117	43-13117	0.38 cfs	0 af	29.0	1,205.0		N/A	N/A	N/A	N/A
TOTALS		16.74 cfs	4168 af	1205.0	1205.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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MAR 16 2003

WATER RIGHT NO. 43-13111
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-13111 is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 01/14/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.77 CFS	200.0 AF
			0.77 CFS	200.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

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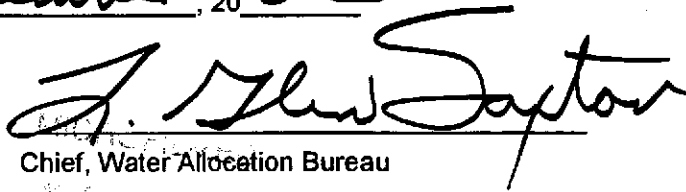
WATER RIGHT NO. 43-13111
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-13111, 43-13113, 43-13109, 43-13115 and 43-13117 when combined shall not exceed a total diversion rate of 1.65 cfs, a total annual maximum diversion volume of 388 af at the field headgate, and the irrigation of 126 acres in any one season within the place of use described above. Right 43-13111 and 43-13113 when combined are limited to 50 acres, right 43-13109 is limited to 41 acres, right 43-13115 is limited to 6 acres and right 43-13117 is limited to 29 acres.
2. Rights 43-13111 & 43-13113, when combined, shall not exceed a total diversion rate of 0.83 cfs, a total annual diversion volume of 200 af at the field headgate, and the irrigation of 50 acres in any one season within the place of use described above,
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
5. Right No. 43-13117 is an expansion of right Nos. 43-13111, 43-13113, 43-13109 and 43-13115 pursuant to Section 42-1416B, IDAHO CODE.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

SEP 10 2002

WATER RIGHT NO. 43-13113
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-13113 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

And

SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 10/05/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	0.77 CFS	188.0 AF
		0.77 CFS	188.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

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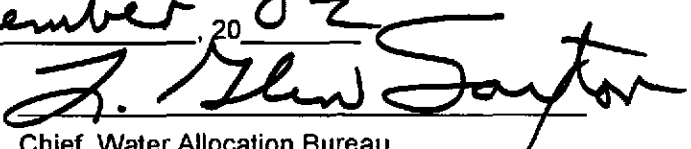
WATER RIGHT NO. 43-13113
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-13111, 43-13113, 43-13109, 43-13115 and 43-13117 when combined shall not exceed a total diversion rate of 1.65 cfs, a total annual maximum diversion volume of 388 af at the field headgate, and the irrigation of 126 acres in any one season within the place of use described above. Right 43-13111 and 43-13113 when combined are limited to 50 acres, right 43-13109 is limited to 41 acres, right 43-13115 is limited to 6 acres and right 43-13117 is limited to 29 acres.
2. Rights 43-13111 & 43-13113, when combined, shall not exceed a total diversion rate of 0.83 cfs, a total annual diversion volume of 200 af at the field headgate, and the irrigation of 50 acres in any one season within the place of use described above,
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
5. Right No. 43-13117 is an expansion of right Nos. 43-13111, 43-13113, 43-13109 and 43-13115 pursuant to Section 42-1416B, IDAHO CODE.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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APR 9 2003

WATER RIGHT NO. 43-13109

As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-13109 is now described as follows.

Right Holder: SUSAN C HARPER

2040 E 850 S

DECLO ID 83323

And

GARY B HARPER

2040 E 850 S

DECLO ID 83323

Priority Date: 01/03/1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.82 CFS	164.0 AF
			0.82 CFS	164.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

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WATER RIGHT NO. 43-13109
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-13111, 43-13113, 43-13109, 43-13115 and 43-13117 when combined shall not exceed a total diversion rate of 1.65 cfs, a total annual maximum diversion volume of 388 af at the field headgate, and the irrigation of 126 acres in any one season within the place of use described above. Right 43-13111 and 43-13113 when combined are limited to 50 acres, right 43-13109 is limited to 41 acres, right 43-13115 is limited to 6 acres and right 43-13117 is limited to 29 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right No. 43-13117 is an expansion of right Nos. 43-13111, 43-13113, 43-13109 and 43-13115 pursuant to Section 42-1416B, IDAHO CODE.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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MAR 10 2003

WATER RIGHT NO. 43-13115
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-13115 is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 03/15/1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.08 CFS	24.0 AF
			0.08 CFS	24.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

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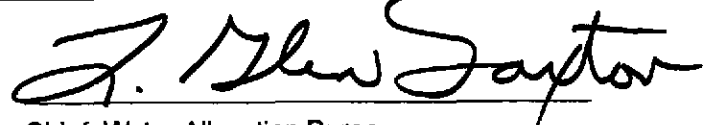
WATER RIGHT NO. 43-13115
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-13111, 43-13113, 43-13109, 43-13115 and 43-13117 when combined shall not exceed a total diversion rate of 1.65 cfs, a total annual maximum diversion volume of 388 af at the field headgate, and the irrigation of 126 acres in any one season within the place of use described above. Right 43-13111 and 43-13113 when combined are limited to 50 acres, right 43-13109 is limited to 41 acres, right 43-13115 is limited to 6 acres and right 43-13117 is limited to 29 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right No. 43-13117 is an expansion of right Nos. 43-13111, 43-13113, 43-13109 and 43-13115 pursuant to Section 42-1416B, IDAHO CODE.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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MAR 17 2003

WATER RIGHT NO. 43-13117
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-13117 is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 06/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.38 CFS	0.0 AF
			0.38 CFS	0.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S	26E	1									40.0	33.0	40.0	40.0					153.0
12S	26E	2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S	26E	11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S	26E	12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

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MAR 6 1989

WATER RIGHT NO. 43-13117
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-13111, 43-13113, 43-13109, 43-13115 and 43-13117 when combined shall not exceed a total diversion rate of 1.65 cfs, a total annual maximum diversion volume of 388 af at the field headgate, and the irrigation of 126 acres in any one season within the place of use described above. Right 43-13111 and 43-13113 when combined are limited to 50 acres, right 43-13109 is limited to 41 acres, right 43-13115 is limited to 6 acres and right 43-13117 is limited to 29 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right No. 43-13117 is an expansion of right Nos. 43-13111, 43-13113, 43-13109 and 43-13115 pursuant to Section 42-1416B, IDAHO CODE.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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MAR 06 2003

WATER RIGHT NO. 43-2313A
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-2313A is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 06/19/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	5.20 CFS	1,220.0 AF
			5.20 CFS	1,220.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

MICROFILMED

MAR 06 2003

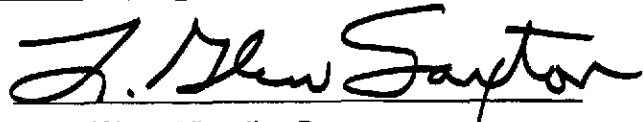
WATER RIGHT NO. 43-2313A
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-2313A and 43-2382 when combined shall not exceed a total diversion rate of 5.72 cfs, a total annual maximum diversion volume of 1220 af at the field headgate, and the irrigation of 305 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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MAR 06 2003

WATER RIGHT NO. 43-2382
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-2382 is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 07/05/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	0.52 CFS	253.0 AF
		0.52 CFS	253.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

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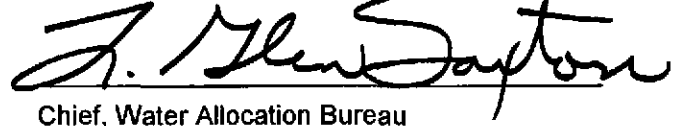
WATER RIGHT NO. 43-2382
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-2313A and 43-2382 when combined shall not exceed a total diversion rate of 5.72 cfs, a total annual maximum diversion volume of 1220 af at the field headgate, and the irrigation of 305 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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FEB 6 6 2003

WATER RIGHT NO. 43-2313C
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-2313C is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 06/19/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.70 CFS	720.0 AF
			2.70 CFS	720.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S	Rge 26E	CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

MICHAEL J. JONES
 MAY 10 2003

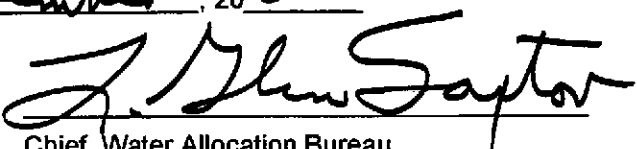
WATER RIGHT NO. 43-2313C
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-2313C, 43-10632 and 43-2383 when combined shall not exceed a total diversion rate of 5.82 cfs, a total annual maximum diversion volume of 1640 af at the field headgate, and the irrigation of 544 acres in any one season within the place of use described above. Right 43-2313C is limited to 180 acres, right 43-10632 is limited to 134 acres and right 43-2383 is limited to 230 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right No. 43-10632 is an expansion of right Nos. 43-02313C & 43-02383 pursuant to Section 42-1416B, IDAHO CODE.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

NOTED
MAR 18 2003

WATER RIGHT NO. 43-2383
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-2383 is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 09/15/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	3.12 CFS	920.0 AF
		3.12 CFS	920.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

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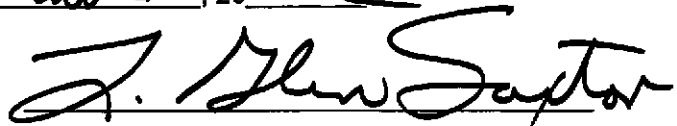
WATER RIGHT NO. 43-2383
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-2313C, 43-10632 and 43-2383 when combined shall not exceed a total diversion rate of 5.82 cfs, a total annual maximum diversion volume of 1640 af at the field headgate, and the irrigation of 544 acres in any one season within the place of use described above. Right 43-2313C is limited to 180 acres, right 43-10632 is limited to 134 acres and right 43-2383 is limited to 230 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right No. 43-10632 is an expansion of right Nos. 43-02313C & 43-02383 pursuant to Section 42-1416B, IDAHO CODE.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

MAILED 10-1-02

WATER RIGHT NO. 43-10632
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-10632 is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

And

SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 06/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.43 CFS	0.0 AF
			1.43 CFS	0.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1	Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SWSWNW Sec. 2	Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NWSWSW Sec. 2	Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NESENE Sec. 11	Twp 12S	Rge 26E	CASSIA County
GROUND WATER	SWSWSW Sec. 12	Twp 12S	Rge 26E	CASSIA 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	
12S	26E	1									40.0	33.0	40.0	40.0					153.0
12S	26E	2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S	26E	11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S	26E	12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

MICHAEL J. HARRIS

06/27/2003

WATER RIGHT NO. 43-10632
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-2313C, 43-10632 and 43-2383 when combined shall not exceed a total diversion rate of 5.82 cfs, a total annual maximum diversion volume of 1640 af at the field headgate, and the irrigation of 544 acres in any one season within the place of use described above. Right 43-2313C is limited to 180 acres, right 43-10632 is limited to 134 acres and right 43-2383 is limited to 230 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right No. 43-10632 is an expansion of right Nos. 43-02313C & 43-02383 pursuant to Section 42-1416B, IDAHO CODE.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

RECORDED

SEP 11 2002

WATER RIGHT NO. 43-2377A
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-2377A is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 03/30/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/01	1.25 CFS	400.0 AF
			1.25 CFS	400.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

MICHAEL L. LARSEN

MAR 06 2003

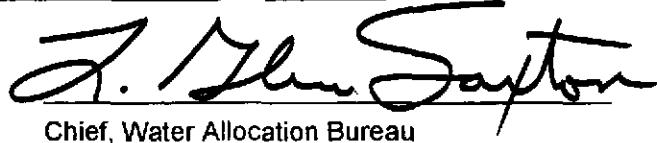
WATER RIGHT NO. 43-2377A
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-2377A and 43-2398 when combined shall not exceed a total diversion rate of 3.55 cfs, a total annual maximum diversion volume of 920 af at the field headgate, and the irrigation of 230 acres in any one season within the place of use described above.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. The period of use for the irrigation described in this approval may be extended to 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 after 11/1 is subordinate to all water rights having no subordinated late irrigation use and a priority date earlier than the SRBA partial decree date.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

MICHAEL

SEP 24 2002

WATER RIGHT NO. 43-2398
As Modified by Transfer No. 69577

In accordance with the approval of Transfer No. 69577, Water Right No. 43-2398 is now described as follows.

Right Holder: SUSAN C HARPER
 2040 E 850 S
 DECLO ID 83323

And

GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: 08/25/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/01	2.30 CFS	520.0 AF
			2.30 CFS	520.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW Sec. 1 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWNW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSW Sec. 2 Twp 12S Rge 26E CASSIA County
GROUND WATER	NESENE Sec. 11 Twp 12S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 12 Twp 12S Rge 26E CASSIA 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	
12S 26E 1									40.0	33.0	40.0	40.0					153.0
12S 26E 2					39.0	39.0	38.0	39.0	39.0	33.0	10.0	38.0	39.0	39.0	38.0	37.0	428.0
12S 26E 11	38.0	39.0	40.0	40.0	30.0			10.0					40.0	29.0	7.0	37.0	310.0
12S 26E 12					40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0					314.0

Total Acres: 1205

MICROSOFT

FILED 0 4 2000

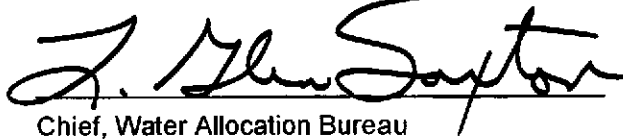
WATER RIGHT NO. 43-2398
As Modified by Transfer No. 69577

CONDITIONS OF APPROVAL

1. Rights 43-2377A and 43-2398 when combined shall not exceed a total diversion rate of 3.55 cfs, a total annual maximum diversion volume of 920 af at the field headgate, and the irrigation of 230 acres in any one season within the place of use described above.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 43-13111, 43-13113, 43-13109, 43-13115, 43-13117, 43-2313A, 43-2382, 43-2313C, 43-2383, 43-10632, 43-2377A, and 43-2398 when combined shall not exceed a total diversion rate of 16.74 cfs from all points of diversion, a total annual maximum diversion volume of 4168 af at the field headgate, and the irrigation of 1205 acres.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. The period of use for the irrigation described in this approval may be extended to 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 after 11/1 is subordinate to all water rights having no subordinated late irrigation use and a priority date earlier than the SRBA partial decree date.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of September, 2002


Chief, Water Allocation Bureau

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 43-02377A

NAME AND ADDRESS: GARY B HARPER
2040 E 850 S
DECLO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 1.25 CFS
400.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-2398 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.55 CFS.

PRIORITY DATE: 03/30/1952

POINT OF DIVERSION: T12S R26E S02 NWSNW Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-01	1.25 CFS 400.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE
TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT
ARE NOT EXCEEDED. THE USE OF WATER AFTER NOVEMBER 1 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN
THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation		Within Cassia County
	T12S R26E S02	SWSW 10.0	SESW 38.0
		SWSE 38.0	SESE 37.0
	S11	NENE 38.0	NWNE 39.0
		NENW 30.0	
	230.0 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO. 43-2398 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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. I.C. SECTION 42-1412(6).

MICROFILMED

JUN 28 2002

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.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

MEMORANDUM

TO: FILE 43-02377 A
FROM: VAULT
RE: TRANSFER # 69577
DATE: 9.25.02

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**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 43-02313 A

MICROFILMED
MAR 06 2003