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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 67088

This is to certify that: ROLAND ALLEN LAND & LIVESTOCK  
1910 OAKLEY AVE  
BURLEY ID 83318  
(208)678-4844

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>
43-479	WR/Decreed	09/12/1979	0.05 cfs	N/A	N/A	N/A	GROUND WATER
43-480	WR/Decreed	09/07/1979	0.03 cfs	N/A	N/A	N/A	GROUND WATER

**Purpose of Transfer (Changes Proposed)**

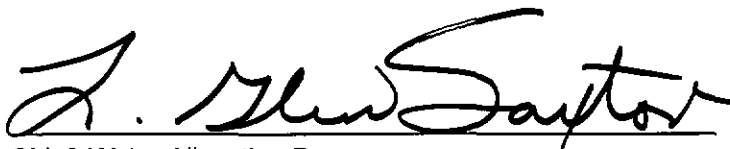
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-479	NO	NO	NO	NO	NO	NO
43-480	YES	YES	YES	NO	NO	NO

**Summary of Water Rights After the Approved Change**

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
43-479	<b>43-479</b>	0.05 cfs	2.8 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
43-480	<b>43-480B</b>	0.03 cfs	0.6 af	N/A	N/A	<b>43-480A</b>	0.03 cfs	1.2 af	N/A	N/A
<b>TOTALS</b>		<b>0.05 cfs</b>	<b>3.4 af</b>				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 17<sup>th</sup> day of October, 2001

  
Chief, Water Allocation Bureau

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**WATER RIGHT NO. 43-479**  
**As Modified by Transfer No. 67088**

In accordance with the approval of Transfer No. 67088, Water Right No. 43-479 is now described as follows.

**Right Holder:** BRENDA GERRATT And/Or TODD GERRATT  
 246 E 300 S  
 BURLEY ID 83318

**Priority Date:** 09/12/1979

**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to 12/31	0.05 CFS	2.8 AF
		0.05 CFS	2.8 AF

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      NWSENE Sec. 30 Twp 11S Rge 27E                      CASSIA County

**PLACE OF USE:** STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 27E 30	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
				X													

**CONDITIONS OF APPROVAL**

1. Rights 43-479 and 43-480B when combined shall not exceed a total diversion rate of 0.05 cfs, and a total annual maximum diversion volume of 3.4 af.
2. Right 43-480B is also diverted through the point of diversion described above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
7. The place of use for right 43-479 is also known as parcel no. RP11S27E203000.

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**WATER RIGHT NO. 43-479**  
**As Modified by Transfer No. 67088**

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 17<sup>th</sup> day of October, 2001

  
Chief, Water Allocation Bureau

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NOV 26 2001

**WATER RIGHT NO. 43-480A**  
**As Modified by Transfer No. 67088**

In accordance with the approval of Transfer No. 67088, Water Right No. 43-480A is now described as follows.

**Right Holder:** ROLAND ALLEN LAND & LIVESTOCK  
1910 OAKLEY AVE  
BURLEY ID 83318

**Priority Date:** 09/07/1979

**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	12/31	0.03 CFS	1.2 AF
			0.03 CFS	1.2 AF

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      NESESE    Sec. 31 Twp 11S    Rge 27E                      CASSIA County

**PLACE OF USE:** DOMESTIC

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 27E 31																X	

**CONDITIONS OF APPROVAL**

1. Domestic use is for one (1) home.
2. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
3. Approval of Transfer 67088 is not a confirmation of the validity of this water right.
4. The place of use for right 43-480A is also known as parcel no. RP11S27E310000.

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 17<sup>th</sup> day of October, 2001

  
MICROFILMED Chief, Water Allocation Bureau

NOV 23 2001

**WATER RIGHT NO. 43-480B**  
**As Modified by Transfer No. 67088**

In accordance with the approval of Transfer No. 67088, Water Right No. 43-480B is now described as follows.

**Right Holder:** BRENDA GERRATT And/Or TODD GERRATT  
 246 E 300 S  
 BURLEY ID 83318

**Priority Date:** 09/07/1979

**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.03 CFS	0.6 AF
			0.03 CFS	0.6 AF

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      NWSENE      Sec. 30    Twp 11S    Rge 27E                      CASSIA 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	27E	30				X													

**CONDITIONS OF APPROVAL**

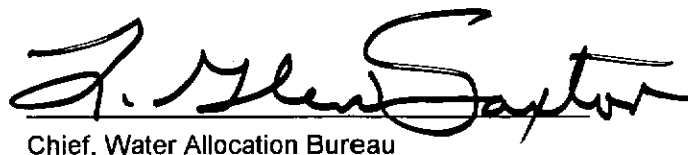
1. Rights 43-479 and 43-480B when combined shall not exceed a total diversion rate of 0.05 cfs, and a total annual maximum diversion volume of 3.4 af.
2. Right 43-479 is also diverted through the point of diversion described above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
7. The place of use for right 43-480B is also known as parcel no. RP11S27E203000.

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**WATER RIGHT NO. 43-480B**  
**As Modified by Transfer No. 67088**

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 17<sup>th</sup> day of October, 2001

  
Chief, Water Allocation Bureau

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NOV 26 2001

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

RECEIVED  
MAR 03 2000  
Department of Water Resources  
Boise, Idaho

1. Water Right No(s): \_\_\_\_\_ **RECEIVED**  
Adjudication Claim No(s): A43-00479 and A43-00480 **MAR 7, 2000**

2. The following REQUIRED information must be submitted with this form: Department of Water Resources

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Roland Allen Land and Livestock, Inc.

1910 Oakley Avenue  
Burley, Idaho 83318

4. New Owner/Claimant(s) Todd Gerratt & Brenda Gerratt, et al

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address c/o 246 East 300 South

City, State and ZIP Code Burley, Idaho 83318

New Telephone Number ( 208 ) 678-2935

5. Date you acquired the property \_\_\_\_\_

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Todd Gerratt Brenda Gerratt

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

NOV 26 2001

*See WR 43-479 for support documentation*



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 )  
Case No. 39576 )  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 43-00480

NAME AND ADDRESS: ROLAND ALLEN LAND & LIVESTOCK  
1910 OAKLEY AVE  
BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 09/07/1979

POINT OF DIVERSION: T11S R27E S31 NESESE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.03 CFS
	Domestic 1 HOME	01-01 TO 12-31	0.03 CFS


PLACE OF USE:	Stockwater		Within Cassia County
	T11S R27E S31	SESE	
	Domestic		Within Cassia County
	T11S R27E S31	SESE	

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

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

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

**MEMORANDUM**

**TO:** FILE 43-00480

**FROM:** VAULT

**RE:** TRANSFER # 5668

**DATE:** 3/23/00

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

**FILE #** 43-00479

**MICROFILMED**

**NOV 26 2000**