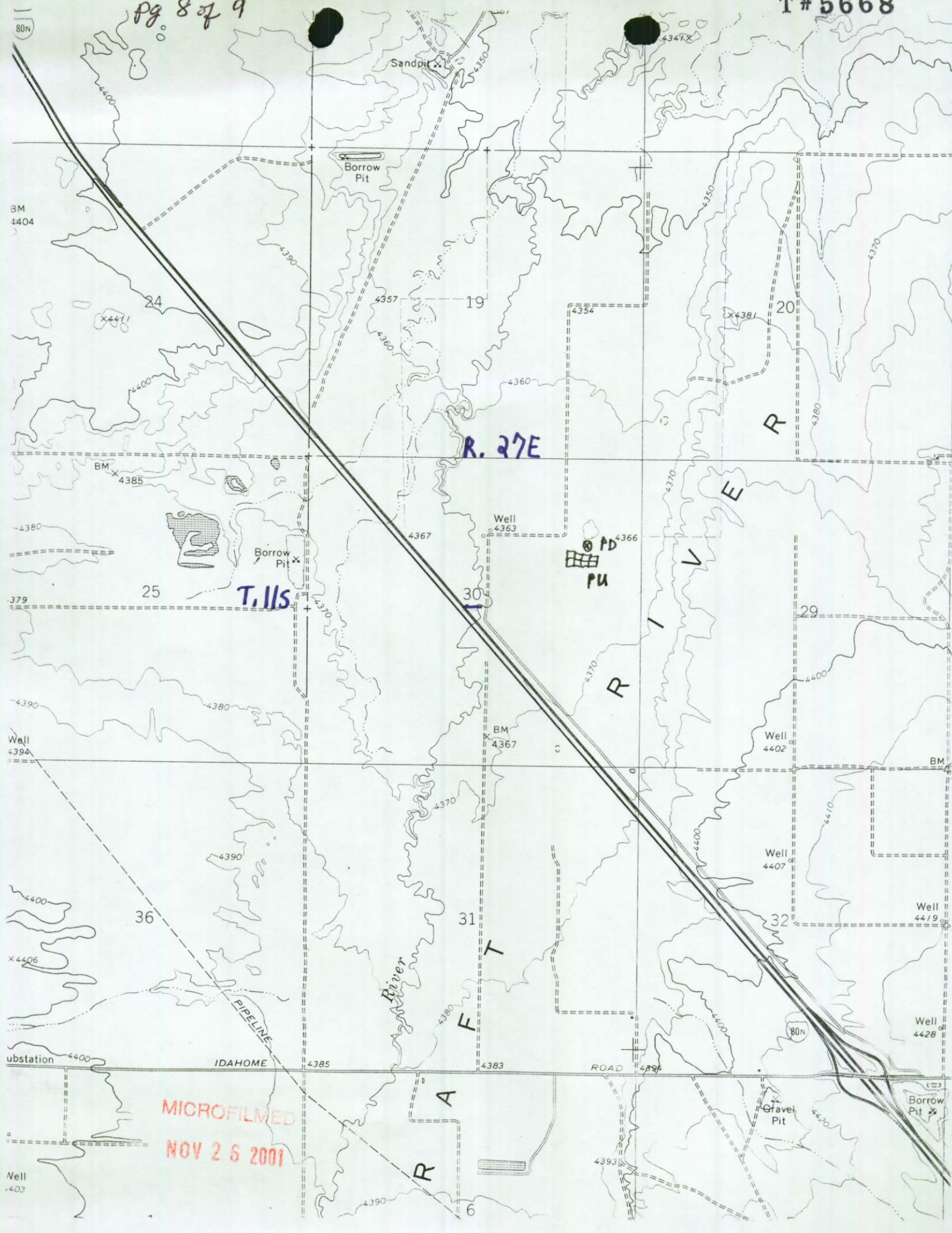


pg 8 of 9

T#5668



R. 27E

T. 11S

MICROFILMED
NOV 26 2001

SNAKE
River

PIPELINE

ROAD

IDAHOME

Borrow Pit

Gravel Pit

Borrow Pit

Borrow Pit

Well

PD

PU

Well

Well

Well

Well

Well

BM
1404

BM
4385

BM
4367

BM

Well
4394

Well
4403

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)

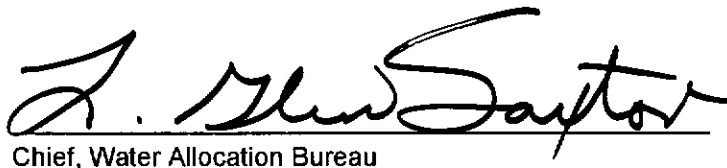
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-479	NO	NO	NO	NO	NO	NO
43-480	YES	YES	YES	NO	NO	NO

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	43-479	0.05 cfs	2.8 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
43-480	43-480B	0.03 cfs	0.6 af	N/A	N/A	43-480A	0.03 cfs	1.2 af	N/A	N/A
TOTALS		0.05 cfs	3.4 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED
NOV 26 2001

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	NE	NW	SW	NE	NW	SW	NE	NW	SW	
			X										

CONDITIONS OF APPROVAL

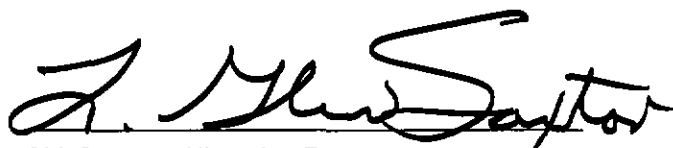
1. Rights 43-479 and 43-480B when combined shall not exceed a total diversion rate of 0.05 cfs, and a total annual maximum diversion volume of 3.4 af.
2. Right 43-480B is also diverted through the point of diversion described above.
3. The right holder shall accomplish the change authorized by this transfer 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.

MICROFILMED
 NOV 26 2001

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 17th day of October, 2001


Chief, Water Allocation Bureau



MICROFILMED
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 to 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				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
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 17th day of October, 2001

MICROFILMED

Chief, Water Allocation Bureau

NOV 26 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.

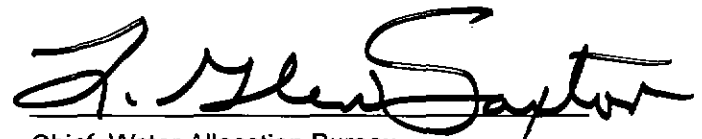
MICROFILMED

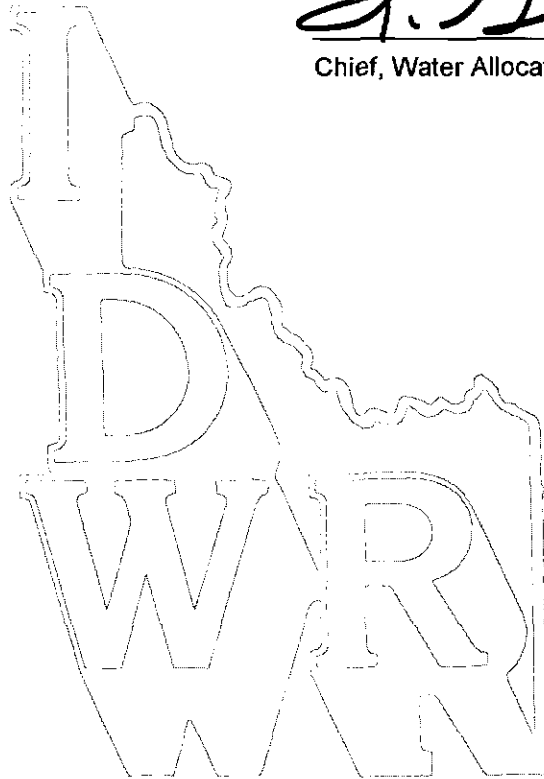
NOV 26 2001

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 17th day of October, 2001


Chief, Water Allocation Bureau



MICROFILMED

NOV 26 2001

Transfer No. 5668 67088

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

APR 17 2000

PART 1

RECEIVED

NOV 17 1999

Department of Water Resources

**Department of Water Resources
Southern Region**

Department of Water Resources

name of applicant Roland Allen Land & Livestock Phone 678-4844

Post Office address 1910 Oakley Ave, Burley, ID 83318

PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Split right is being
2. Describe the reason for the proposed changes The decreed place of use has been sold, but we have retained the stockwater portion of this right. It is being moved to the well covered by Rt. 43-00422, which has historically served these same animals for part of the year.

1. 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>43-00480B</u>	<u>9-7-1979</u>	<u>0.6 AFA</u>	<u>Stockwater</u>	<u>1-1</u> to <u>12-31</u>
<u>43-00479</u>	<u>9-12-1979</u>	<u>0.05/3.8</u>	<u>"</u>	<u>"</u> to <u>"</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>

2. Total amount of water being transferred 0.05 cubic feet per second and/or 3.4 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

a. Description of diversion system Existing well, pump, pipelines to stock troughs

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ 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:
The domestic portion of this right will continue to be used on the decreed land.
Stockwater use will be discontinued there.

d. Remarks:
The sale of this property closes 1-3-2000. 500 beef cows have been watered here
for about 4 month in the winter. 10 horses have been watered for 6 months (Sec. 30).
In Sec. 30, the same 500 cows have been watered for 5 months a year.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19____.

MICROFILMED

NOV 26 2001

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 43-00479

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
STOCKWATER	01/01 to 12/31	0.05 CFS

SOURCE

GROUNDWATER

Priority: 09/12/1979

LOCATION OF POINT(S) OF DIVERSION:NWSENE , Sec. 30, Township 11S, Range 27E
CASSIA CountyPLACE OF USE:

STOCKWATER

				NE				NW				SW				SE															
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
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11S	27E	30	:				S	:							:																

CONDITIONS/REMARKS:

1. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. PARCEL NO. RP11S27E203000
STOCKWATER, 10 HORSES, 500 RANGE

Describe any other water rights used for the same purpose as described above:

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe:

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NOV 26 2001

Page 4 of 9

TRANS NO. T#5668

Claim No. 43-00479

Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

MICROFILMED
NOV 26 2001

PART 2

TRANS NO. T # 5668

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 43-00480

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
STOCKWATER	01/01 to 12/31	0.03 CFS
DOMESTIC	01/01 to 12/31	0.03 CFS
	Totals	0.03 CFS

SOURCE

GROUNDWATER

Priority: 09/07/1979

LOCATION OF POINT(S) OF DIVERSION:NESESE , Sec. 31, Township 11S, Range 27E
CASSIA CountyPLACE OF USE:

STOCKWATER

				NE				NW				SW				SE																			
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac				
11S	27E	31	:																																

DOMESTIC

11S	27E	31	:																																
-----	-----	----	---	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

CONDITIONS/REMARKS:

1. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. PARCEL NO. RP11S27E310000
STOCKWATER, 10 HORSES, 500 RANGE

Describe any other water rights used for the same purpose as described above:

MICROFILMED

NOV 26 2001

Page 6 of 9

TRANS NO.

T#5668

Claim No. 43-00480

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe:

Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

MICROFILMED

NOV 26 2001

PART 2

Transfer No. 5668

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.6 AFA for stockwater purposes from 1-1 to 12-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion: *As decreed*

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

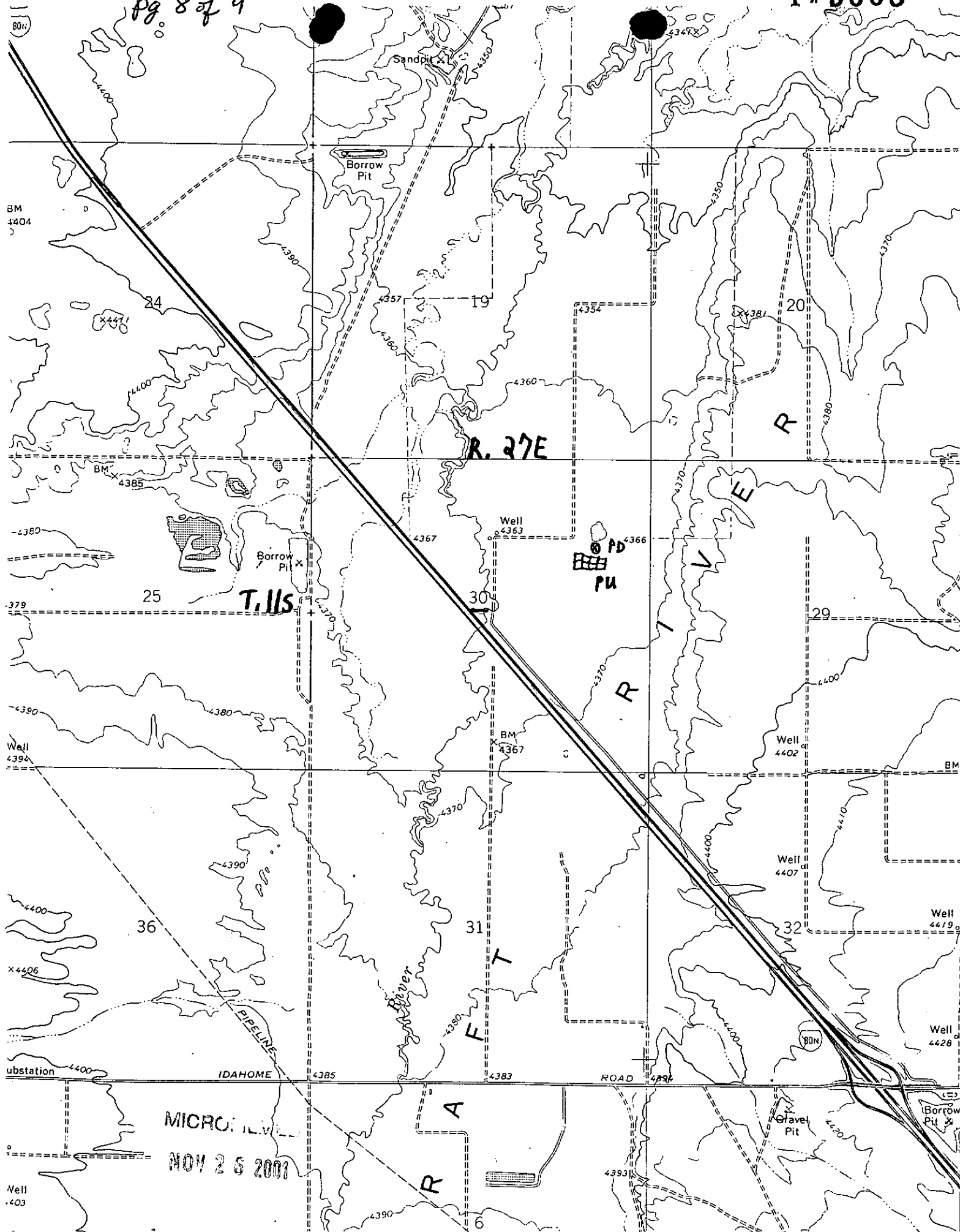
1. amount 0.03/1.2 AFA for Domestic purposes from 1-1 to 12-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion: *As decreed*

[illegible]

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
115	27E	31																D	



MICROFILM
NOV 26 2001

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

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

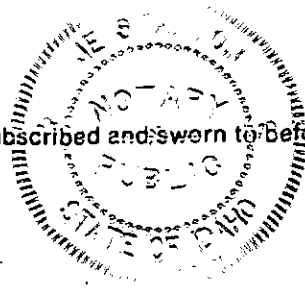
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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

COLANDREA AND LIVESTOCK

By [Signature] 11-18-99
(Signature of Applicant)

Subscribed and sworn to before me this 17th day of November, 1999.



J. P. Stanton
(Notary Public)

My commission expires 10-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and 1 attachments

Received by J.P. Stanton Date 11-17-99 Protest filed by None

Prelim. check by JF Fee \$100, 5022672

Receipted by [Signature] Date 11-17-99

Published in So. Id. Press Copies of protest forwarded by _____

Pub. dates 3/20 & 3/27/00 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by [Signature]

Copy of transfer sent to lien holder _____

MICROFILMED
NOV 26 2001

Povlsen**Company Realtors®**

T#5668

Fax Cover Sheet**RECEIVED****NOV 19 1999****Department of Water Resources
Southern Region**DATE: 11-19-99

TIME: _____

TO: Jim StetsonPHONE: 736-3037FROM: Gordon Allen

Phone: (208) 678-5777

FAX: (208) 678-3920

Number of pages including cover sheet: 4MESSAGE: Roland Allen Land + LivestockTax Receipts -

The information contained in this fax message is intended only for the personal and confidential use of the designated recipient named above. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone.

Please call if you did not receive all pages or have
any problems receiving this transmission

MICROFILMED

Phone: (208) 678-5777

Fax: (208) 678-3920

1315 Oakley Ave.

P.O. Box 638

Burley, ID 83318

NOV 26 2001

CHECK PAYABLE TO:

1999 TAX BILL/RECEIPT

PARCEL NUMBER

EREKSON

RP11527E311200

A COUNTY TAX COLLECTOR

BILL#

11593

CODE AREA 17-00

L

3,84

OVERLAND PH: 878-7202

7, ID 83318

1ST HALF DUE

23.68

2ND HALF DUE

23.68

FULL DUE

47.36

TOT MV

3,84

TAX

LATE

INT

COST

TOT

TAX

LATE

INT

COST

TOT

TOT ACS

120.00

ALLEN ROLAND LAND & LVSTK INC

1910 OAKLEY AVE

BURLEY

ID 83318

TAXING DISTRICT

RATE

AMOUNT

COUNTY

.003393127

13.0

SCH DIST 151

.006537772

25.1

RAFT RIVER HWY

.001849710

7.1

RAFT RIV FIRE

.000213740

.8

FLOOD DIST 15

.000342927

1.3

AMOUNT DUE

.012339276

47.3

SWNE W1/2SE

S 31 T 11 R 27

RECEIVED

NOV 19 1999

Department of Water Resources
Southern Region

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK

★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED ON POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PAYING IN PERSON BRING THE ENTIRE NOTICE

ON PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

ON PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

ROLAND LAND & LVSTK INC

1999

11593

ALLEN, ROLAND LAND & LVSTK INC

1999

11593



2ND HALF



AMOUNT DUE

23.68



1ST HALF



AMOUNT DUE

23.68

FULL



47.36

COUNTY

7E311200A

0

LATE

INT

COST

TOT

CASSIA COUNTY

RP11527E311200A

17-00

LATE

INT

COST

TOT

LATE

INT

COST

TOT

IF NOT PAID ON OR BEFORE

JUNE 20, 2000

PAID

CHECK #

BY

CASH

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 1999

DATE PAID

PAID BY

NOV 26 2000

CHECK #

CASH

CHECK PAYABLE TO:

1999 TAX BILL/RECEIPT

PARCEL NUMBER
RP11S27E310001

EREKSON

A COUNTY TAX COLLECTOR

BILL#

11591

CODE AREA 17-00

L

47.67

OVERLAND PH: 878-7202

I

2.48

Y, ID 83318

ST HALF DUE

309.45

2ND HALF DUE

309.45

FULL DUE

618.90

TOT MV

50.15

TAX

LATE

INT

COST

TOT

TAX

LATE

INT

COST

TOT

WAC

.52

TOT ACS

192.00

ALLEN ROLAND LAND & LVSTK INC
1910 OAKLEY AVE
BURLEY ID 83318

TAXING DISTRICT	RATE	AMOUN
COUNTY	.003393127	170.1
SCH DIST 151	.006539772	328.0
RAFT RIVER HWY	.001849710	92.7
RAFT RIV FIRE	.000213740	10.7
FLOOD DIST 15	.000342927	17.2
AMOUNT DUE	.012339276	618.9

NWNE, E1/2E1/2 LESS T 5577
S 31 T 11 R 27

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK

★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED ON POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PAYING IN PERSON BRING THE ENTIRE NOTICE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

ROLAND LAND & LVSTK INC

1999
11591

ALLEN, ROLAND LAND & LVSTK INC

1999
11591



AMOUNT DUE

309.45



AMOUNT DUE

309.45



618.90

COUNTY
7E310001A
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CASSIA COUNTY
RP11S27E310001A
17-00

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IF NOT PAID ON OR BEFORE

JUNE 20, 2000

PAID
BY

CHECK #
CASH

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 1999

DATE PAID
PAID BY

CHECK #
CASH

MICROFILMED
NOV 26 2001

CHECK PAYABLE TO:

1999 TAX BILL/RECEIPT

PARCEL NUMBER

EREKSON

RP11S27E300001

A COUNTY TAX COLLECTOR

BILL#

11585

CODE AREA 17-00

L

10.66

OVERLAND PH: 878-7202

Y, ID 83313

ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

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65.81

TAX

65.81

TAX

131.62

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LATE

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TOT

WAC

3.69

TOT ACS

256.41

ALLEN ROLAND LAND & LVSTK INC
1910 OAKLEY AVE
BURLEY ID 83313

TAXING DISTRICT

RATE

AMOUN

COUNTY

.003393127

36.2

SCH DIST 151

.006539772

69.7

RAFT RIVER HWY

.001849710

19.7

RAFT RIV FIRE

.000213740

2.2

FLOOD DIST 15

.000342927

3.6

AMOUNT DUE

.012339276

131.6

SWNE, W1/2SE, E1/2E1/2 LESS
T 5576 S 30 T 11 R 27

★ ★ ★ IMPORTANT ★ ★ ★

PLEASE READ BOTH FRONT AND BACK

★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PAYING IN PERSON BRING THE ENTIRE NOTICE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

ROLAND LAND & LVSTK INC

1999

11585

ALLEN, ROLAND LAND & LVSTK INC

1999

11585



2ND HALF



AMOUNT DUE

65.81



1ST HALF



AMOUNT DUE

65.81

FULL



131.62

COUNTY
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CASSIA COUNTY
RP11S27E300001A
17-00

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IF NOT PAID ON OR BEFORE

JUNE 20, 2000

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BY

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DATE PAID
PAID BY 509 2 6 2001

DECEMBER 20, 1999

CHECK #
CASH

TAX 1.00

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..

MICROFILMED

NOV 26 2001

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

EXHIBIT A

TOWNSHIP 11 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 19: E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 20: W $\frac{1}{2}$ W $\frac{1}{2}$
Section 29: NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 30: That portion of the SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ lying North and East of the
East right-of-way of Interstate 80 North.

267696

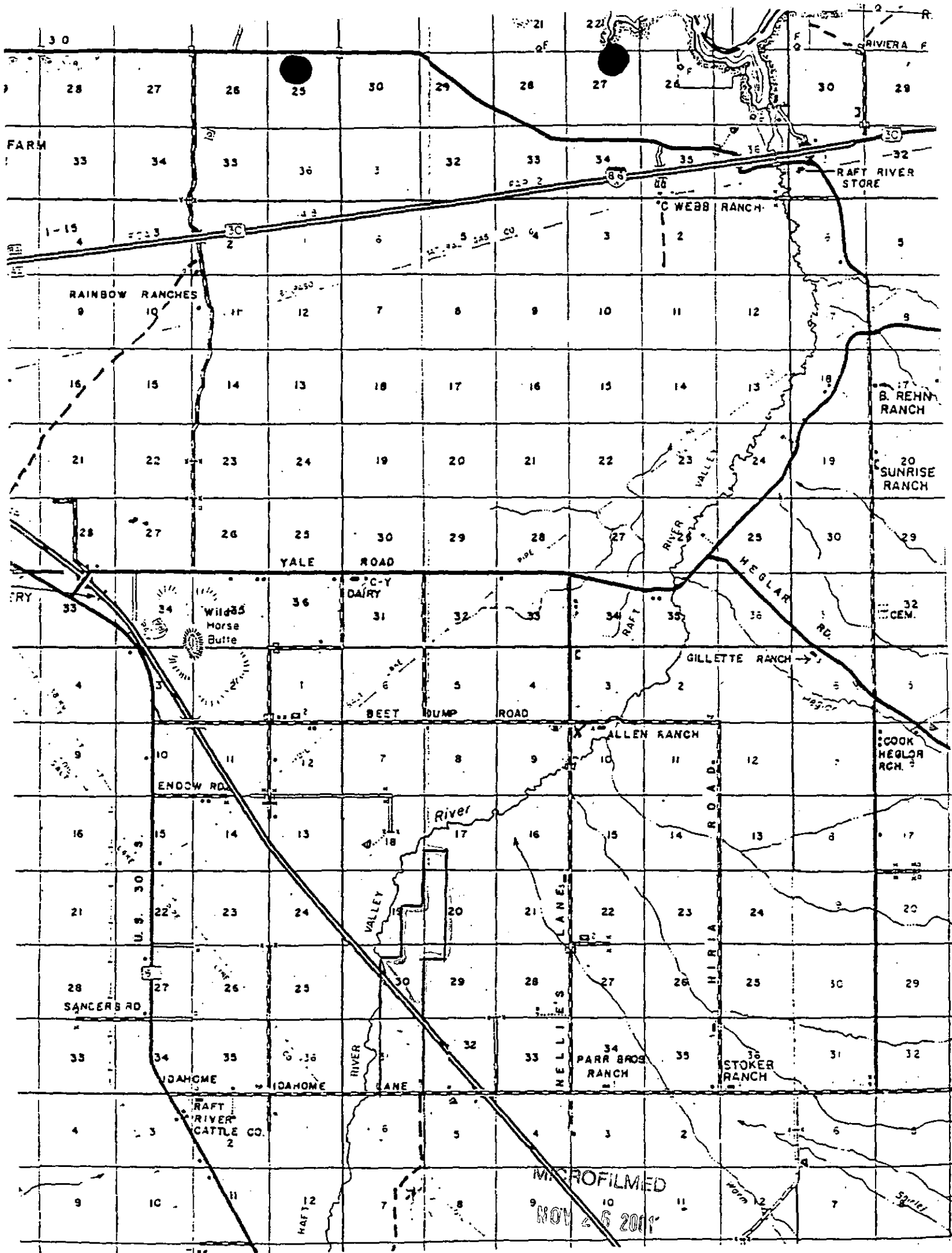
CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER

FEE/2000 DEPUTY *[Signature]*

NOV 26 1 11 PM 9 33

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

MICROFILMED
NOV 26 2001



267695

WARRANTY DEED

THIS INDENTURE, made this 29th day of February, 2000, between ROLAND ALLEN LAND AND LIVESTOCK, INC., an Idaho corporation,, ("Grantor"), and TODD GERRATT and BRENDA GERRATT, husband and wife, ALAN GERRATT and KAYLA GERRATT, husband and wife, DAVID GERRATT and LORI GERRATT, husband and wife, and DAN CLAYTON and MARY ANN CLAYTON, husband and wife, whose address is 246 East, 300 South, Burley, Idaho 83318, ("Grantee").

W I T N E S S E T H:

The Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, all of the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

That property more particularly described on Exhibit A attached hereto and made a part hereof by reference.

SUBJECT TO: Accruing taxes, levies and assessments; billboard and building restrictions, recorded as Instrument numbers 23014 and 23015, records of Cassia County, Idaho; easement to the State of Idaho recorded as Instrument No. 23016 and easement recorded as 23017, records of Cassia County, Idaho.


1 TOGETHER with water rights, including, but not
2 limited to A43-00479 and A43-00480, and all and singular the
3 tenements, hereditaments and appurtenances thereunto belonging
4 or in anywise appertaining, the reversion and reversions,
5 remainder and remainders, rents, issues and profits thereof,
6 and all estate, right, title and interest in and to said
7 property as well in law as in equity of the Grantor.

8 TO HAVE AND TO HOLD, all and singular the above-
9 mentioned and described premises, together with appurtenances
10 unto the Grantee and to the heirs and assigns of Grantee
11 forever.

12 The Grantor shall and will warrant and by these
13 presents will forever defend the said premises in the quiet and
14 peaceable possession of the Grantee, and the heirs and assigns
15 of Grantee against all and every person and persons whomsoever
16 lawfully claiming the same, except as aforesaid.

17 IN WITNESS WHEREOF, the Grantor has executed this
18 Deed the day and year first above written.

19 ROLAND ALLEN LAND AND LIVESTOCK,
20 INC.

21 BY: 
22 Roland G. Allen, Secretary

23 STATE OF IDAHO)
24) ss.
25 County of Cassia)
26

On this 29th day of February, in the year 2000,
before me, the undersigned, a Notary Public in and for said
State, personally appeared ROLAND G. ALLEN, known or identified

1 to me to be the Secretary of ROLAND ALLEN LAND AND LIVESTOCK,
2 INC., the corporation that executed the instrument or the
3 person who executed the instrument on behalf of said
4 corporation, and acknowledged to me that such corporation
5 executed the same.

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Larry Roberts
Notary Public
State of Idaho

Larry Roberts
Notary Public for Idaho
Residing at *Burley, Idaho*
My Commission Expires *6-30-03*

PARSONS, SMITH & STONE, LLP
LAWYERS
BURLEY, IDAHO

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

B43-72498

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 43-00479

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

SOURCE: GROUNDWATER
QUANTITY: 0.05 CFS

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

PRIORITY DATE: 09/12/1979

POINT OF DIVERSION: T11S R27E S30 NWSENE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.05 CFS

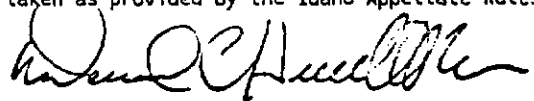
PLACE OF USE: Stockwater Within Cassia County
T11S R27E S30 SENE

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

MICROFILMED

NOV 26 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 29, 2001

BRENDA GERRATT
TODD GERRATT
246 E 300 S
BURLEY ID 83318

ROLAND ALLEN LAND & LIVESTOCK
1910 OAKLEY AVE
BURLEY ID 83318

RE: Transfer No.: 67088 - Water Rights 43-479, 43-480A/B
Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,


Jeff Peppersack, Manager
Water Rights Permits Section

MICROFILMED

OCT 26 2001

JP:klt
Enclosure(s)

CERTIFICATE OF MAILING

I hereby certify that on October 30, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 67088 - WATER RIGHTS 43-479, 43-480A/B

**BRENDA GERRATT
TODD GERRATT
246 E 300 S
BURLEY ID 83318**

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


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 26 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
NOV 26 2001

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

TRANSFER OF WATER RIGHT ANALYSIS

Reviewed by Cynthia Bridge Clark *cc*

Trans # SL028/167088 WR No(s) 43-480 43-479
Resulting Splits 480A 480B

Name: APPLICANT: ROLAND ALLEN LAND & LIVESTOCK Correct Fee Pd X Ad ok X

AREA OF CONCERN: Moratorium RAFT RIVER CGWA XFER TYPE: Change POD X Add POD
GWMA NO Change POU X Change use period
Water District 43-A Change Nature
Water Master Comments GW Other SPLIT RIGHT
TRUST/NON TRUST

POU COMPARISON: NO MAP SUBMITTED: X
OWNERSHIP PROOF: OWNERSHIP SUBMITTED BY APP - EXPANSION: NO
SEE MEMO AS PROPERTY HAS BEEN SOLD

GROUNDWATER: DRILLING PERMIT

All wells

- 046

~~WMD~~ WMD
≤ 0.24 cfs/5 acres - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD NA
> 0.24 cfs/5 acres - 01M

SURFACE WATER:

WD - R04 (WD#)

≤ 0.20 cfs/others - R02, 01P or No MD
> 0.20 cfs - R43

WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or 01Q

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Trust - R55 (consumptive uses)
Non-Trust - 048-049 (cons uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

~~STOCKWATER~~ R37 (BLM/USFS) NA

MINING - 054-106

FISH PROP - 029(70'S only)-007-042-106

Bridge:

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

USES:

POWER - 17H-17K (+uses)-025--106

MUNICIPAL

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star

27A (Payette R)

>1 in restricted area - 070-071-075(no parks/common areas, etc)

Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 1 yr to develop

T08 comply or rescind

T09 - on-going Snake River Basin Adjudication

T17 - measure all p/d's but no Water Master Control
(used with WB4)

T18 - Special T17 & R43 combined - multiple pds in WD

T19 - replaces C18

Protested - 020-W19

Multiple pd's per 1/4 - W32

Non-consumptive - 027

Water Quality - 106-R07

Subd lot desc (pd) - W59

Subd lot desc (pu) - W60

Use definitions - W02 ie - S/50 range

Single p/d intended - 076

Zoning ord. (dairys only) - 082

W51 - 2+ yrs to develop

W54 - forfeited ac/rate (used rarely)

W55 - (transfer shrinks total water to less ac)

W57 - no right-of-way

W58 - pending claim (statutory or AJ b/u claim)

W59 - measure p/d's (source changed to original trib)

W61 - extended irr season

W62 - replaces N05/08/09-14

W63 - replaces C12

WB4 - + p/ds, cfs & afa (used with T17)

WD5 - remaining right (only if specifically requested, i.e. protest)

WD6 - measure & report

WD7 - irr ac removed

WD8 - land application of waste water

W19 Not confirmation of validity, use on unchanged portion of split

01Q - used instead of 01M when have another meas. Cond (i.e. T17 & 01m)

OTHER CONDITIONS/REMARKS:

STANDARD IRR SEASON

STANDARD IRR VOLUME/AC

W35, W36, T07, T08, T18, W62, W60 (W01, W62, W09, W60) UNCHANGED

cc

MEMORANDUM

To: Files 43-479 and 43-480

From: Cynthia Bridge

Date: October 11, 2001

Re: Review memorandum, Transfer 67088/5490

The purpose of the transfer is to move the stockwater portion of water right 43-480 to the same POU and POD as water right 43-479. Right 43-480 was therefore split into 43-480A (the unchanged portion covering the domestic use), and 43-480B (covering the changed stockwater use).

The applicant was Roland Allen Land & Livestock, but the property has been sold since the application was submitted. Roland Allen confirmed in a telephone conversation that the land described by rights 43-479 and 43-480B is now owned by the Gerratts, while the land accompanying right 43-480A is now owned by Gary Harper. Todd and Brenda Gerratt filed a notice of ownership change with a warranty deed that notes the inclusion of water rights A43-479 and A43-480. Rolland Allen stated that Gary Harper acquired the domestic portion of right 43-480 in the purchase of the land. Mr. Allen may have intended to include only part B in the Garrett's deed, but the transfer had not been processed at the time of the sale.

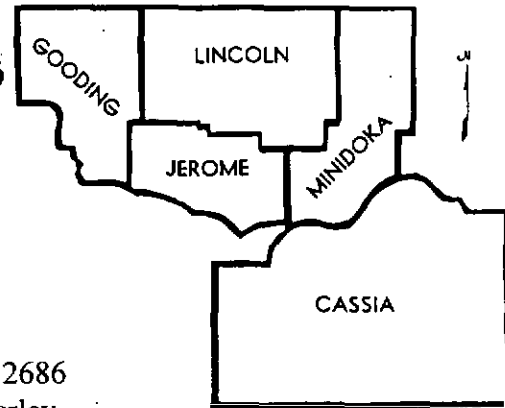
I informed Mr. Harper by telephone on October 11, 2001 that he needed to file a notice of change of ownership for his portion of water right 43-480. I explained that the notification of the transfer would be mailed to the applicant unless he provided documentation of the change of ownership. The necessary department forms were mailed to him. The Garrett's ownership change has been completed and the transfer processed as specified on the application (the Garretts are the owners of the changed portion, and Roland Allen Land & Livestock remains the owner of the unchanged portion until additional information is provided).

MICROFILMED

SEP 25 2001

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #32686

OFFICE: Burley

March 2, 2000

Idaho Dept. of Water Resources
1341 Fillmore Street, Ste. 200
Twin Falls, Idaho 83301-3380

RECEIVED
MAR 03 2000
Department of Water Resources
Southern District

Dear Clerk:

Enclosed with this letter please find an original executed Notice of Change of Water Right Ownership on property located in Cassia County, Idaho with a copy of the Warranty Deed and survey attached.

Would you please make the necessary changes in your records to indicate the new owners as Todd and Brenda Gerratt, et al for future water assessments notices.

Should you have any questions concerning this matter, please don't hesitate to contact me.

Very truly yours
Land Title and Escrow, Inc.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg
enc.

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0806 - FAX 436-1199

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NOV 26 2001

APR 17 2000

Department of Water Resources
FILE PROGRESS SUMMARY

~~APPLICANT~~

WATER RIGHT NO.

43-004808
43-00479

[illegible]

IDWR TRANSFER ANALYSIS SHEET

APPLICANT Roland Allen L & L TRANSFER NO. T # 5668
1. Right number(s) 43-004808 - 43-00479

2. Type of right ☒ Decree ☐ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim
3. Purpose of transfer ☒ Change P/D ☐ Add P/D ☒ Change P/U
☐ Change N/U ☐ Change Source ☒ Split Right
☐ Other: _____
4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☐ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

Comments: Overlapping rights are for irrigation.
The right being split is a domestic / stock water
right.

5. Check Proposed Right for amount of land &/or water transferred:

Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☒ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: none apparent

i. X Existing rights from same source, on land water is being transferred to; right number(s): 43-00479

j. X SRBA claim(s) - Comments (NOTE: Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) Stock water portion of 43-00480 is being split and split off volume will be used with 43-00

k. X Comment letters _____ Yes X No _____
If yes _____ Water District # _____
Lienholder, others, see #2 below for name and address

INITIAL ALLOCATION REVIEW BY John Freitag DATE 2-17-00
SRBA SUPERVISOR REVIEW BY _____ DATE _____
PUBLICATION REVIEW BY _____ DATE _____

1. Legal Notice electronically sent to DWRO3::VAULT _____ Yes

2. COMMENT LETTERS Copy of Pg 1 to AJ _____ Yes

Watermaster recommendation requested on _____, Received on _____

Other comments letters - send to the following name(s) & address(es): _____

3. Transfer published correctly? ✓ Yes _____ No

4. Affidavit of publication received? ✓ Yes _____ No

5. Protests received? _____ Yes ✓ No; Acknowledgement sent? _____ Yes

6. Copies made for Region file (see attached supplemental page)? _____ Yes

RECOMMENDED ACTION

1. ✓ Approve

2. _____ Deny due to _____

3. Conditions (special conditions in Water Districts) _____

Also see attached memo for recommendation dated: _____

4. By AD Date 4/7/00



RECEIVED

NOV 18 1999

Department of Water Resources
Southern Region

November 18, 1999

Mr. James Stanton
Department of Water Resources

Re: Roland Allen Land & Livestock, Inc. water rights transfer.

Dear Mr. Stanton:

At the request of Gordon Allen, President, Roland Allen Land & Livestock, Inc., this letter will serve as authorization to transfer the water rights set forth in the Application For Transfer Of Water Rights dated November 17, 1999.

Should you need any additional information, please contact me at 208-393-5548.

Sincerely,

A handwritten signature in dark ink, appearing to read "Victor W. Gillett".

Victor W. Gillett
Vice President

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NOV 26 2001

T # 5668

Notes : John Freitag

T#5668

Right # 43-00480 is being split
it is a domestic/stockwater right.
the stock water portion is being
split off and used with right
43-00479 (a stockwater right)
afa calcs

$$\begin{array}{l} \text{Cows} \\ \text{for 5 mo/yr} \\ \text{(per applicant)} \end{array} \quad 43-00479 \quad \frac{12 \text{ gal/day} \cdot 150 \cdot 500}{325,850} = 2.77 \approx \textcircled{2.8}$$

afa calcs.

~~43-00480~~ 43-00480

$$\begin{array}{l} \text{Cows} \\ \text{for 1 mo/yr} \\ \text{(per applicant)} \end{array} \quad \frac{12 \text{ gal/day} \cdot 30 \cdot 500}{325,850} = 0.55$$

$$\begin{array}{l} \text{Horses} \\ \text{for 6 mo/yr} \\ \text{(per applicant)} \end{array} \quad \frac{20 \text{ gal} \cdot 180 \cdot 10}{325,850} = .11$$

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NOV 26 2009

0.6

is allowable

The stock water portion of 43-00480 is
only proposing to transfer a volume
amount and not a rate.

It is also proposing to extend the
stock water period by 1 month

	rate	volume	period
43-00479	0.05 cfs	2.8 afa	5 mo.
43-00480B	—	0.6 afa	1 mo.

After transfer - total \rightarrow 0.05 cfs 3.4 afa 6 mo.

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

RECEIVED
MAR 29 2000
Department of Water Resources
Southern Region

County of Cassia)
) ss
STATE OF IDAHO)

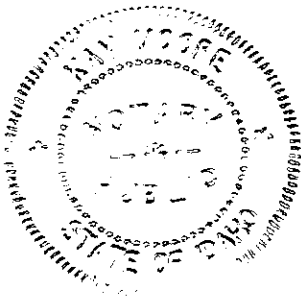
Ruth Holmes, being first duly sworn, deposes and says that she is a legal clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for 2 consecutive week(s), commencing with the issue dated March 20, 2000, and ending with the issue dated

March 27, 2000.

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
MINIDOKA)

On this 27th day of March in the year of 2000 before me, a Notary Public, personally appeared Ruth Holmes, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.



Larry Moore
Notary Public for Idaho

Residing at: Paul, Idaho

My commission expires: 09-20-2001

Cost of Publication 218.88

Affidavit Fee 5.00

Total Cost 223.88

OK
MB
4/7/00

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NOV 26 2001

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that two applications have been filed with the Department of Water Resources for changes to water rights as described below.

Transfer No. 5668 by Roland Allen Land & Livestock, 1910 Oakley Ave.; BURLEY ID 83318 requests to change points of diversion, place of use and split of one right due to the sale of original decreed property. Right No. 43-00479 (0.05 cfs) recorded with priority date of 09/12/1979 from ground water within SENE and used there for stockwater use. Right No. 43-00480 recorded with priority date of 09/07/1979 from ground water within SESE and used there for stockwater (0.03 cfs) and domestic (0.03 cfs), all S31, T11S, R27E. Transfer No. 5668 requests to divert a combined total of 0.05 cfs from an existing well within SENE and used there year round for stockwater, all S30, T11S, R27E; Cassia County:

<u>Right No.</u>	<u>Priority Date</u>	<u>Amount</u>	<u>Use</u>
43-00479	09/12/1979	0.05 cfs/2.8 afa	Stockwater
43-00480B	09/07/1979	0.60 afa	Stockwater
	Total	0.05cfs/3.4 afa	

The domestic use (0.03 cfs) of Designated Right No. 43-00480A will continue to be diverted and used at the original sites as listed above.

Transfer No. 5626 by Kunau Farms, 1941 Miller Ave; BURLEY ID 83318 involves the following listed recorded rights for Irrigation of 5, 324 acres.

<u>Right No.</u>	<u>Priority</u>	<u>CFS)</u>	<u>Points of Diversion</u>	<u>Acres</u>	<u>Places of Use</u>
A45-04029	04/01/1964	6.10	S03, 14, 23, T11S, R21E S17, T11S, R22E	1428	S12-15, 24, T11S, R21E
A45-04030	04/01/1968	1.40	Same as above	Same	Same as above
45-07073	12/16/1970	4.62	Same as above	Same	Same as above
45-07085	09/30/1971	6.57	Same as above	Same	Same as above
45-07380	06/11/1979	6.40	2 POD, S23, T11S, R21E	320	S22, 23, T11S, R21E
A45-04123	03/23/1957	2.00	Same as above	208	S22, T11S, R21E
A45-04124	07/29/1959	2.00	Same as above	Same	Same as above
45-07006B	09/06/1967	1.52	S14, T11S, R21E S17, T11S, R21E	505	S23, 24, T11S, R21E
45-07007C	09/06/1967	3.10	Same as above	Same	Same as above
45-07007F	09/06/1967	0.65	Same as above	Same	Same as above
45-07009B	09/11/1967	3.69	Same as above	Same	Same as above
45-02669	09/29/1961	5.00	2 POD, S19, T11S, R22E	604	S19, T11S, R22E
45-02670	09/29/1961	5.26	Same as above	Same	Same as above
A45-11966	06/30/1985	4.32	Same as above	216	S18-20, T11S, R22E
45-02683	05/21/1962	6.40	S17, T11S, R22E	592	S17, 18, 20, T11S, R22E
45-07013	9/11/1967	5.79	Same as above	558	Same as above
45-07481	11/24/1981	7.82	Same as above	392	S18, 20, T11S, R22E

The applicant proposes to divert from 6 existing wells within Sections 13, 14, 23, T11S, R21E and from 6 existing wells within Sections 17 & 19, T11S, R22E. The 12 wells are tied together in a common system diverting a combined total of 50.08 cfs for irrigation of a 4,269 acre permissible place of use located within Sections 13-15, & Sections 22-24, T11S, R21E and also within Sections 17-20, T11S, R22E; all Cassia County.

Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite #200; Twin Falls ID 83301 together with a protest fee of \$25.00 on or before April 6, 2000 to be considered by the Department in its decision to grant or deny any part of the proposed change. (Each transfer requires a separate protest.) The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the South Idaho Press on March 20 and 27, 2000.

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OK
MB
4/7/00

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Published in the South Idaho Press on 03/20 & 03/27/00.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

March 14, 2000

**ATTN LEGALS DEPT
SOUTH IDAHO PRESS
230 E MAIN ST
BURLEY ID 83318**

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

**Mary Baldwin
Administrative Assistant**

Enclosure

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MAY 26 2001