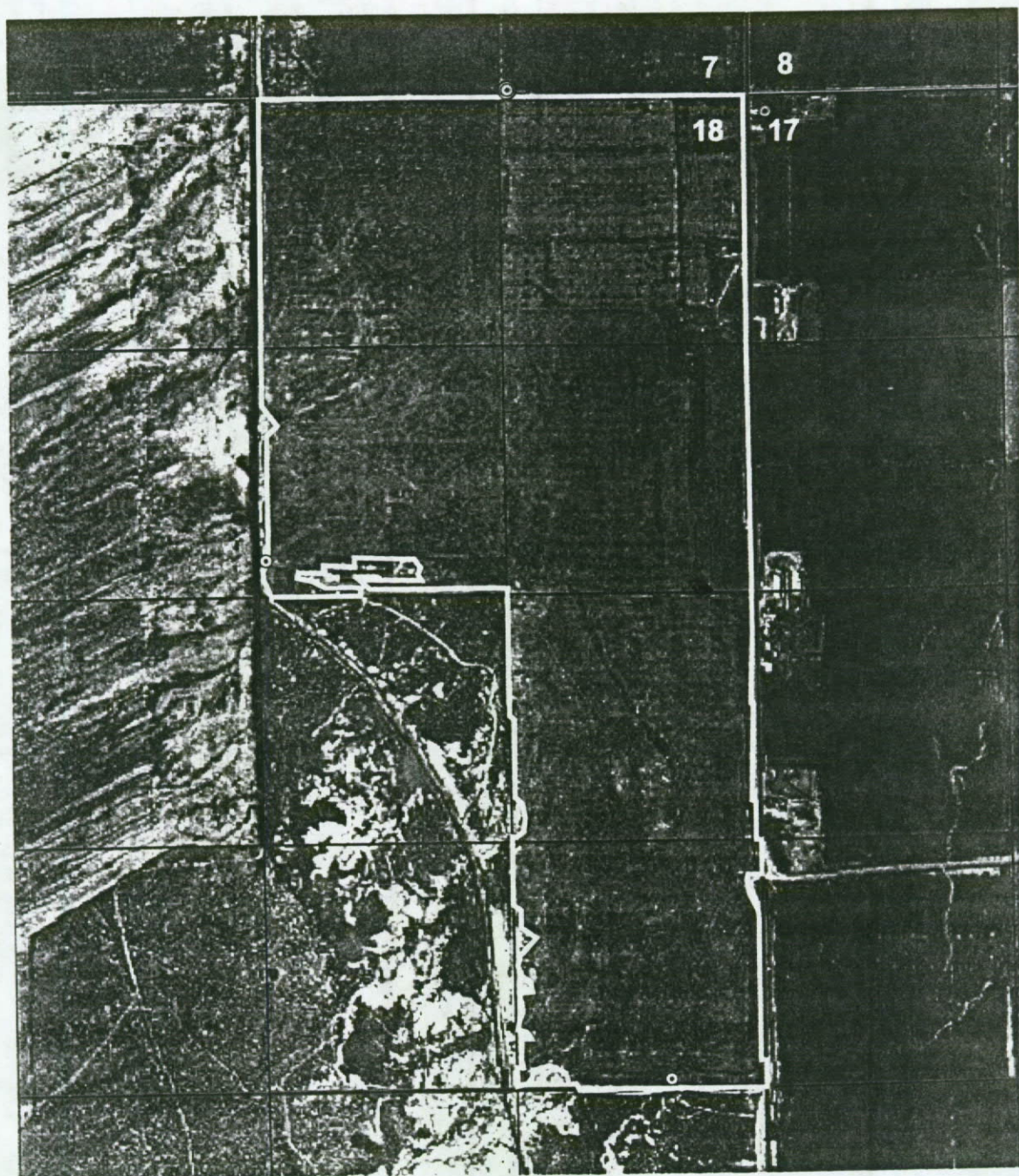


43-02414, 43-10605, 43-10608, 43-11283,
43-11284, 11285, 43-11286 & 43-11287



0 1320 2640 Feet

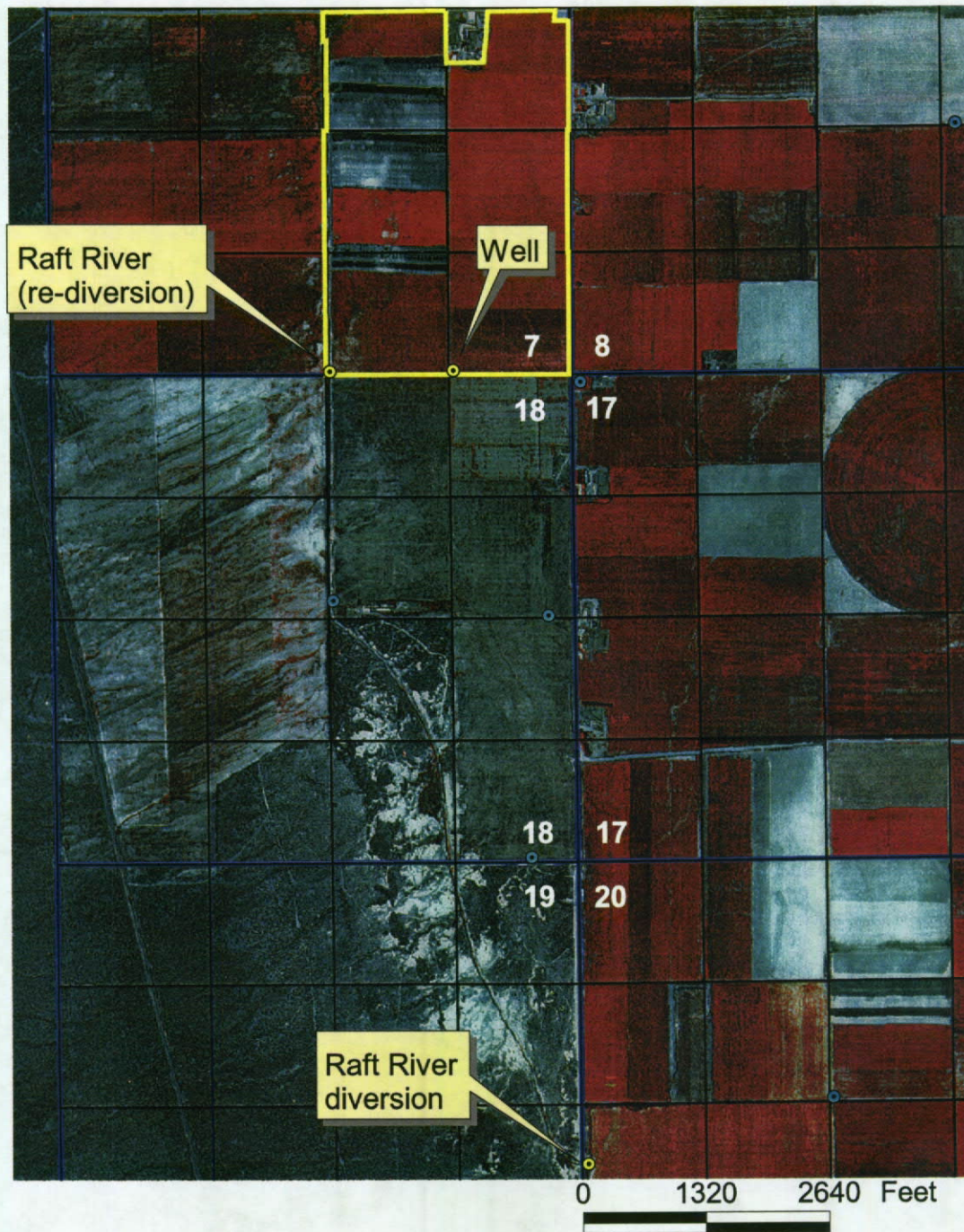


RECOMMENDED PLACE OF USE
DATA ENTRY ON NOV. 30, 2000
TWP 14S, RNG 27E, SEC. 18

- MICROFILMED
APR 16 2003
- Point of diversion
 - Place of use
 - Quarter-quarter lines
 - Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

43-00165C, 43-00168C, 43-00169E, 43-00172C,
43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792



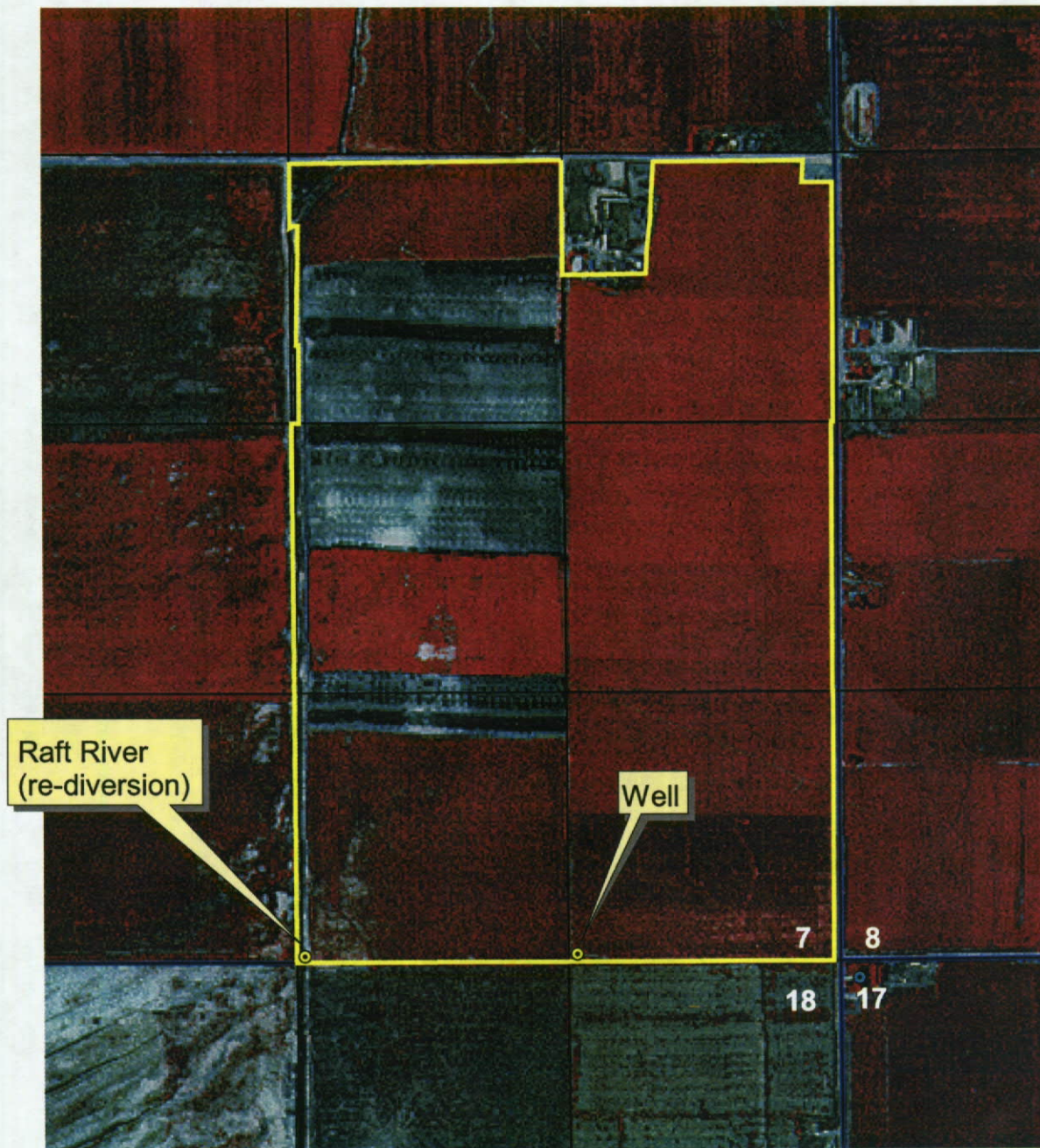
RECOMMENDED PLACE OF USE
DATA ENTRY ON DEC. 6, 2000
TWP 14S, RNG 27E, SEC. 7

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

MICROFILMED
APR 16 2003

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

43-00165C, 43-00168C, 43-00169E, 43-00172C,
43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON DEC. 6, 2000
TWP 14S, RNG 27E, SEC. 7

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

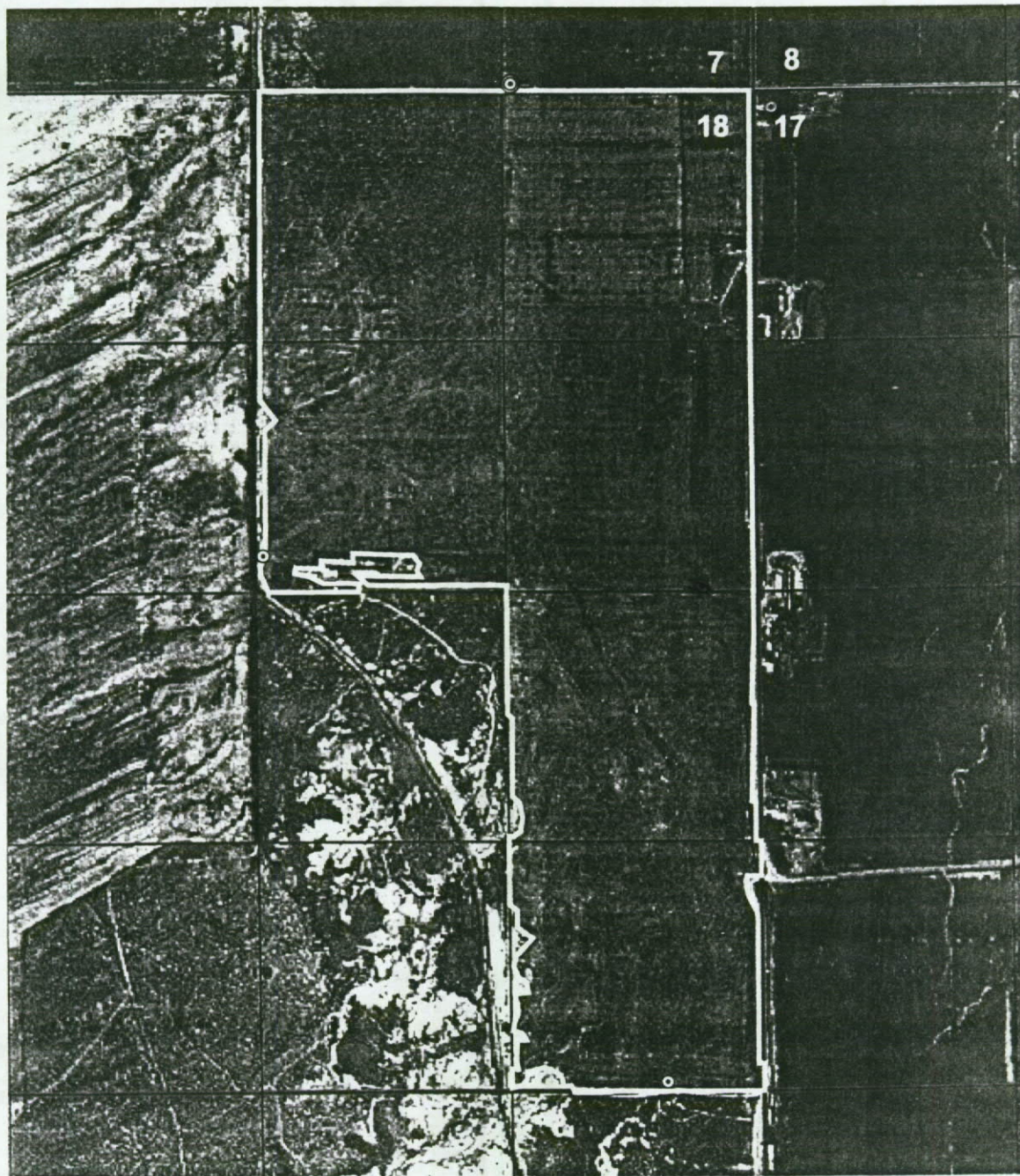
MICROFILMED

APR 16 2003

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

Idaho Department of Water Resources

43-02414, 43-10605, 43-10608, 43-11283,
43-11284, 11285, 43-11286 & 43-11287



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON NOV. 30, 2000
TWP 14S, RNG 27E, SEC. 18



T68938

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

MICROFILMED

APR 16 2003

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68938

This is to certify that: PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342
 (208)645-2361

And/Or

SYLVIA GRUSH
 2025 S HWY 81
 MALTA ID 83342
 (208)645-2321

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>
43-2456	WR/Decreed	02/18/1957	1.6 cfs	916 af		229.0	GROUND WATER
43-165C	WR/Decreed	04/01/1871	0.61 cfs	75 af		229.0	RAFT RIVER
43-168C	WR/Decreed	04/01/1879	1.83 cfs	333.9 af		229.0	RAFT RIVER
43-10605	WR/Decreed	06/30/1985	0.43 cfs	N/A	32.0	230.0	GROUND WATER
43-11286	WR/Decreed	04/01/1881	0.46 cfs	N/A	78.0	230.0	RAFT RIVER
43-10789	WR/Decreed	04/01/1871	1.41 cfs	254.5 af		229.0	RAFT RIVER
43-11284	WR/Decreed	04/01/1871	0.5 cfs	N/A	78.0	230.0	RAFT RIVER
43-11283	WR/Decreed	04/01/1871	0.174 cfs	N/A	78.0	230.0	RAFT RIVER
43-11292	WR/Decreed	04/01/1871	0.1 cfs	42.2 af		229.0	RAFT RIVER
43-11287	WR/Decreed	04/01/1881	0.67 cfs	N/A	39.0	230.0	RAFT RIVER
43-11285	WR/Decreed	04/01/1871	0.24 cfs	N/A	78.0	230.0	RAFT RIVER
43-172C	WR/Decreed	04/01/1879	0.61 cfs	221.4 af		229.0	RAFT RIVER
43-178D	WR/Decreed	12/12/1911	3.2 cfs	916 af		229.0	RAFT RIVER
43-2414	WR/Decreed	12/08/1954	3.1 cfs	792 af	198.0	230.0	GROUND WATER
43-2367	WR/Decreed	10/23/1951	2.18 cfs	584 af	146.0	229.0	GROUND WATER
43-169E	WR/Decreed	06/01/1879	1.37 cfs	497.3 af		229.0	RAFT RIVER
43-11291	WR/Decreed	04/01/1871	0.1 cfs	12.3 af		229.0	RAFT RIVER
43-10608	WR/Decreed	12/12/1911	3.2 cfs	N/A	77.0	230.0	RAFT RIVER

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>
43-2456	NO	NO	YES	YES	NO	NO
43-165C	NO	YES	YES	NO	NO	NO
43-168C	NO	YES	YES	NO	NO	NO
43-10605	NO	YES	YES	NO	NO	NO

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APR 16 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68938

<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>
43-11286	NO	YES	YES	NO	NO	NO
43-10789	NO	YES	YES	NO	NO	NO
43-11284	NO	YES	YES	NO	NO	NO
43-11283	NO	YES	YES	NO	NO	NO
43-11292	NO	YES	YES	NO	NO	NO
43-11287	NO	YES	YES	NO	NO	NO
43-11285	NO	YES	YES	NO	NO	NO
43-172C	NO	YES	YES	NO	NO	NO
43-178D	NO	YES	YES	NO	NO	NO
43-2414	NO	YES	YES	NO	NO	NO
43-2367	NO	NO	YES	YES	NO	NO
43-169E	NO	YES	YES	NO	NO	NO
43-11291	NO	YES	YES	NO	NO	NO
43-10608	NO	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>
43-2456	43-2456	1.60 cfs	916.0 af	229.0	459.0		N/A	N/A	N/A	N/A
43-165C	43-165C	0.61 cfs	75.0 af	229.0	459.0		N/A	N/A	N/A	N/A
43-168C	43-168C	1.83 cfs	333.9 af	229.0	459.0		N/A	N/A	N/A	N/A
43-10605	43-10605	0.43 cfs	N/A	32.0	459.0		N/A	N/A	N/A	N/A
43-11286	43-11286	0.46 cfs	N/A	78.0	459.0		N/A	N/A	N/A	N/A
43-10789	43-10789	1.41 cfs	254.5 af	229.0	459.0		N/A	N/A	N/A	N/A
43-11284	43-11284	0.50 cfs	N/A	78.0	459.0		N/A	N/A	N/A	N/A
43-11283	43-11283	0.17 cfs	N/A	78.0	459.0		N/A	N/A	N/A	N/A
43-11292	43-11292	0.10 cfs	42.2 af	229.0	459.0		N/A	N/A	N/A	N/A
43-11287	43-11287	0.67 cfs	N/A	39.0	459.0		N/A	N/A	N/A	N/A
43-11285	43-11285	0.24 cfs	N/A	78.0	459.0		N/A	N/A	N/A	N/A
43-172C	43-172C	0.61 cfs	221.4 af	229.0	459.0		N/A	N/A	N/A	N/A
43-178D	43-178D	3.20 cfs	916.0 af	229.0	459.0		N/A	N/A	N/A	N/A
43-2414	43-2414	3.10 cfs	792.0 af	198.0	459.0		N/A	N/A	N/A	N/A
43-2367	43-2367	2.18 cfs	584.0 af	146.0	459.0		N/A	N/A	N/A	N/A
43-169E	43-169E	1.37 cfs	497.3 af	229.0	459.0		N/A	N/A	N/A	N/A
43-11291	43-11291	0.10 cfs	12.3 af	229.0	459.0		N/A	N/A	N/A	N/A
43-10608	43-10608	3.20 cfs	N/A	77.0	459.0		N/A	N/A	N/A	N/A
TOTALS		9.82 cfs	1836.0 af	459.0	459.0		N/A	N/A	N/A	N/A

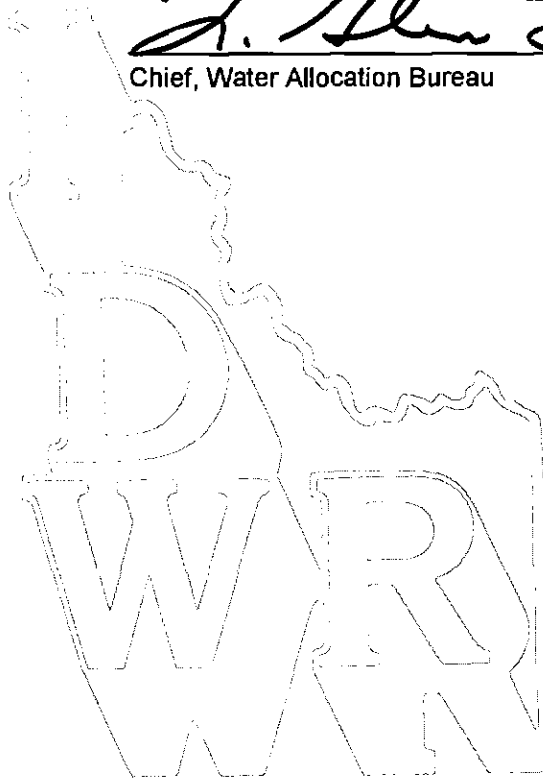
APR 16 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68938

Detailed Water Right Description(s) attached

Dated this 13th day of September, 2002

J. Allen Saylor
Chief, Water Allocation Bureau



MICROFILMED
APR 16 2003

WATER RIGHT NO. 43-2414
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-2414 is now described as follows.

Right Holder: SYLVIA GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 12/08/1954

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	3.10 CFS	792.0 AF
			3.10 CFS	792.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER SESESE Sec. 18 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

1. This right is limited to the irrigation of 198 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414 and 43-10605 when combined shall not exceed a total diversion rate of 3.10 cfs, a total annual maximum diversion volume of 792 af at the field headgate, and the irrigation of 230 acres.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.

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APR 16 2003

WATER RIGHT NO. 43-2414
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
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. Right 43-10605 is an expansion of right 43-2414 pursuant to section 42-1416B Idaho Code.
7. 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.
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 13th day of September 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-10605
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-10605 is now described as follows.

Right Holder: SYLVIA GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 06/30/1985

Source: GROUNDWATER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.43 CFS	
			0.43 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER SESESE Sec. 18 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 32 acres within the place of use described above in a single irrigation season.
2. Rights 43-10605 and 43-2414 when combined shall not exceed a total diversion rate of 3.10 cfs, a total annual maximum diversion volume of 792 af at the field headgate, and the irrigation of 230 acres.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.

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APR 16 2003

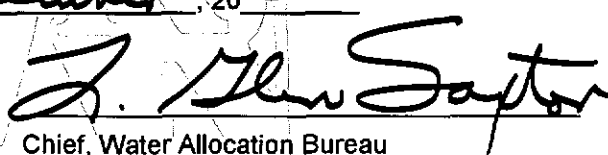
WATER RIGHT NO. 43-10605
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
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. Right 43-10605 is an expansion of right 43-2414 pursuant to section 42-1416B Idaho Code.
7. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED
APR 16 2003

WATER RIGHT NO. 43-10608
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-10608 is now described as follows.

Right Holder: PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

SYLVIA GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 12/12/1911

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.20 CFS	
			3.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 77 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165 C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

MICROFILMED

APR 16 2003

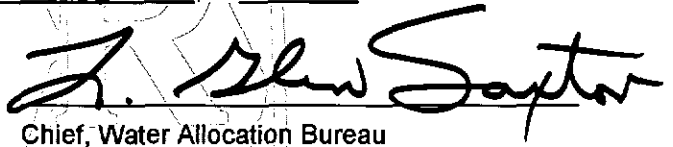
WATER RIGHT NO. 43-10608
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED
APR 16 2003

WATER RIGHT NO. 43-11287
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11287 is now described as follows.

Right Holder: SYLVIA T GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 04/01/1881

Source: RAFT RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From 04/01
To 10/01

Diversion Rate

0.67 CFS
 0.67 CFS

Volume

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER

SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 39 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

MICROFILMED

APR 16 2003

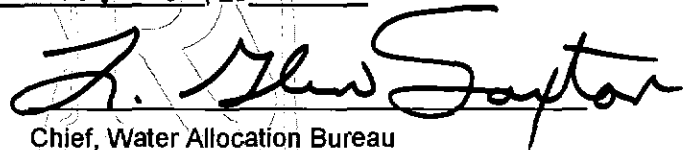
WATER RIGHT NO. 43-11287
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-11286
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11286 is now described as follows.

Right Holder: PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

SYLVIA T GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 04/01/1881

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	07/01	10/01	0.46 CFS	
			0.46 CFS	

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge. 27E 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	
14S	27E	7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S	27E	18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

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APR 16 2003

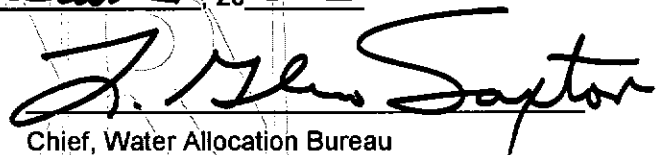
WATER RIGHT NO. 43-11286
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

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APR 16 2003

WATER RIGHT NO. 43-11283
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11283 is now described as follows.

Right Holder: PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

SYLVIA GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 04/01/1871

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/30 to 07/01	0.17 CFS	
		0.17 CFS	

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

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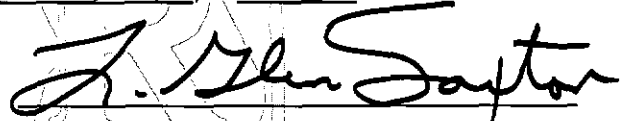
WATER RIGHT NO. 43-11283
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

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APR 16 2003

WATER RIGHT NO. 43-11284
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11284 is now described as follows.

Right Holder: SYLVIA GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 04/01/1871

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 07/01	0.50 CFS	
			0.50 CFS	

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

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APR 16 2003

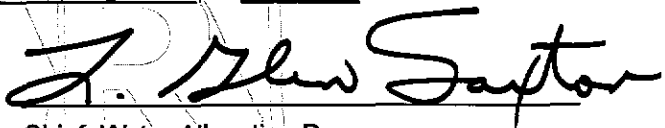
WATER RIGHT NO. 43-11284
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September 2002


Chief, Water Allocation Bureau

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APR 16 2003

WATER RIGHT NO. 43-11285
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11285 is now described as follows.

Right Holder: SYLVIA GRUSH
 2025 S HWY 81
 MALTA ID 83342

And/Or

PETER J GRUSH
 2025 S HWY 81
 MALTA ID 83342

Priority Date: 04/01/1871

Source: RAFT RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.24 CFS	
			0.24 CFS	

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

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APR 16 2003

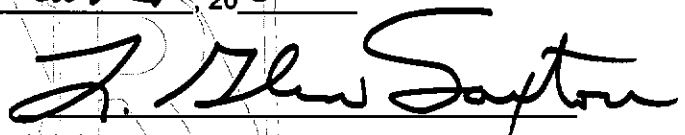
WATER RIGHT NO. 43-11285
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

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APR 16 2002

WATER RIGHT NO. 43-2367
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-2367 is now described as follows.

Right Holder: J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 10/23/1951

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	2.18 CFS	584.0 AF
			2.18 CFS	584.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER SESESE Sec. 18 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 146 acres within the place of use described above in a single irrigation season.
2. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

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APR 16 2003

WATER RIGHT NO. 43-2367
As Modified by Transfer No. 68938

4. 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.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-2456
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-2456 is now described as follows.

Right Holder: J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 02/18/1957

Source: GROUND WATER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.60 CFS	916.0 AF
			1.60 CFS	916.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER SESESE Sec. 18 Twp 14S Rge 27E 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	
14S	27E	7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S	27E	18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

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APR 16 2003

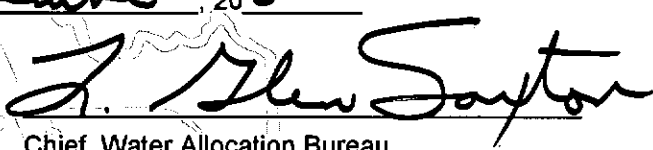
WATER RIGHT NO. 43-2456
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

3. 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.
4. 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.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-165C
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-165C is now described as follows.

Right Holder: JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 04/01/1871

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/30	to 07/01	0.61 CFS	75.0 AF
			0.61 CFS	75.0 AF

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-16 E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

MICROFILMED

APR 16 2003

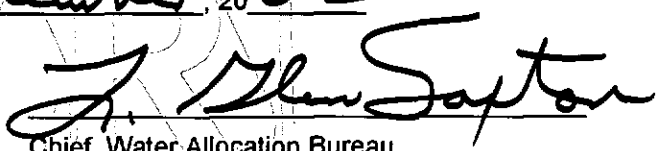
WATER RIGHT NO. 43-165C
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

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APR 16 2003

WATER RIGHT NO. 43-168C
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-168C is now described as follows.

Right Holder: J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 04/01/1879

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	07/01 to 10/01	1.83 CFS	333.9 AF
		1.83 CFS	333.9 AF

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

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APR 16 2003

WATER RIGHT NO. 43-168C
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-169E
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-169E is now described as follows.

Right Holder: J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 06/01/1879

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/01	1.37 CFS	497.3 AF
			1.37 CFS	497.3 AF

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

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APR 16 2003

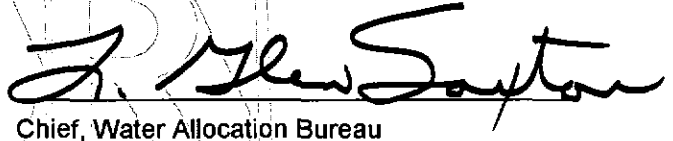
WATER RIGHT NO. 43-169E
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-172C
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-172C is now described as follows.

Right Holder: JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 04/01/1879

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/01	0.61 CFS	221.4 AF
			0.61 CFS	221.4 AF

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S	27E	7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S	27E	18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

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APR 16 2003

WATER RIGHT NO. 43-172C
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-178D
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-178D is now described as follows.

Right Holder: J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 12/12/1911

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	3.20 CFS	916.0 AF
			3.20 CFS	916.0 AF

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion, and a total annual maximum diversion volume of 916 af at the field headgate.

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APR 16 2003

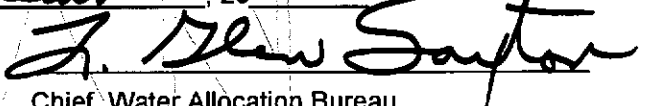
WATER RIGHT NO. 43-178D
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and 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 before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating approval/SRBA partial decree date.

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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-10789
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-10789 is now described as follows.

Right Holder: JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 04/01/1871

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to- 07/01	1.41 CFS	254.5 AF
			1.41 CFS	254.5 AF

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

MICROFILMED

APR 16 2002

WATER RIGHT NO. 43-10789
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-11291
As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11291 is now described as follows.

Right Holder: JOYCE HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

And/Or

J D HUTCHISON
 HC 72 BOX 2184
 MALTA ID 83342

Priority Date: 04/01/1871

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/30	to 07/01	0.10 CFS	12.3 AF
			0.10 CFS	12.3 AF

LOCATION OF POINT(S) OF DIVERSION:
 RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S	27E	7			38.0	33.0					39.0	40.0	40.0	39.0					229.0
14S	27E	18	39.0	39.0	36.0	39.0					39.0						38.0		230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion, and a total annual maximum diversion volume of 916 af at the field headgate.

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APR 16 2003

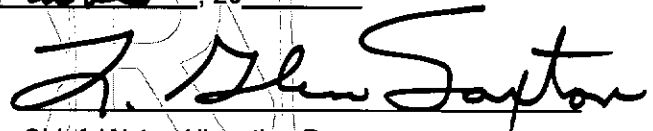
WATER RIGHT NO. 43-11291
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 16 2003

WATER RIGHT NO. 43-11292

As Modified by Transfer No. 68938

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11292 is now described as follows.

Right Holder: JOYCE HUTCHISON

HC 72 BOX 2184

MALTA ID 83342

And/Or

J D HUTCHISON

HC 72 BOX 2184

MALTA ID 83342

Priority Date: 04/01/1871

Source: RAFT RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

04/01 to 10/31

To

Diversion Rate

0.10 CFS

0.10 CFS

Volume

42.2 AF

42.2 AF

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER

SWSWSE Sec. 7 Twp 14S Rge 27E 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	
14S 27E 7			38.0	33.0									39.0	40.0	40.0	39.0	229.0
14S 27E 18	39.0	39.0	36.0	39.0									39.0			38.0	230.0

Total Acres: 459

CONDITIONS OF APPROVAL

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

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APR 16 2003

WATER RIGHT NO. 43-11292
As Modified by Transfer No. 68938

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. 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.
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.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and 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 before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating approval/SRBA partial decree date.

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 13th day of September, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 10 2003

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

SEP 14 2001

RECEIVED

JAN 29 2001

Department of Water Resources
Southern Region

Name of applicant Peter J. r/or Sylvia Gausch Department of Water Resources Phone 645-2331
Post Office address 2025 S Hwy 81, Maltz, ID 83342

PURPOSE OF TRANSFER

- ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create PPU

Describe the reason for the proposed changes The upper gravity diversion is being abandoned in favor of a pumping station close to the middle of the property. Two farms are being combined into a single irrigation system. Wells are tied into same system. Remove 1 existing but unused well from system.

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE See Attachment A

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
				to
				to
				to
		<u>9.824</u>		to

2. Total amount of water being transferred ~~16,704~~ cubic feet per second and/or 1836.0 acre-feet per annum.

3. Source of water Reft River tributary to Snake River

4. Point(s) of Diversion: Ground Water

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SE	7	14S	27E	Cassia	Pump in Reft River
	SW	SE	SE	7	"	"	"	Well on leased ground
	SE	SE	SE	18	"	"	"	Well on applicant's land

5. Lands irrigated or place of use: Permissible Place of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14S	27E	7			38	33									37	40	40	39	229
		18			39	39	36	39							39			38	230
																			459

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PART 1

i. General Information:

a. Description of diversion system Pump in Reft River, mainline to sprinklers. Two existing wells tied into same mainline. Spdy.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or ~~AAA~~ 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:
~~AAA~~ Water rights on each farm are being spread onto the other farm. Same land will continue to be irrigated.

d. Remarks:

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____.

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ATTACHMENT A

Part 1.B.1. Water Rights Or Parts Thereof After Requested Change

Right No.	Priority	Flow – CFS	Volume – AFA	Ac/Yr
43-2414	12-8-1954	3.1	792.0	198
43-10605	6-30-1985	0.43		32
Sub-Total (Groundwater)		3.1	792.0	230
43-10608	12-12-1911	3.2		77
43-11283	4-1-1871	0.174		78
43-11284	4-1-1871	0.5		78
43-11285	4-1-1871	0.24		78
43-11286	4-1-1881	0.46		78
43-11287	4-1-1881	0.67		39
Sub-Total (Surface Rights)		5.244	920.0	230
Total (Grush Rights)		5.244	920.0	230
43-2367	10-23-1951	2.18	584.0	146
43-2456	2-18-1957	1.6	916.0	229
Sub-Total (Ground Water)		3.78	916.0	229
43-165C	4-1-1871	0.61	75.0	229
43-168C	4-1-1879	1.83	333.9	229
43-169E	6-1-1879	1.37	497.3	229
43-172C	4-1-1879	0.61	221.4	229
43-178D	12-12-1911	3.2	916.0	229

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43-10789	4-1-1871	1.41	254.5	229
43-11291	4-1-1871	0.1	12.3	229
43-11292	4-1-1871	0.1	42.2	229
Sub-Total (Surface Rights)		4.58	916.0	229
Total (Hutchison Rights)		4.58	916.0	229
Total Amounts Transferred		9.18 824	1836.0	459

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-2414

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 12/08/1954
 Basis: License
 Status:

Source Tributary to
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.1 CFS	792 AFA	
Total Diversion			3.1 CFS	792 AFA	

Location of Point(s) of Diversion:

GROUND WATER	SESENE	Sec. 18	Township 14S	Range 27E	CASSIA County
GROUND WATER	SESESE	Sec. 18	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
 Acre Limit: 198

Place(s) of use:

Place of Use Legal Description: IRRIGATION

CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Explanatory RIGHT NO. 43-10605 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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2. Quantity USE OF THIS RIGHT WITH RIGHT NO. 43-10605 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.1 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 792 AF.
3. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 198 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.
5. Quantity THIS RIGHT WHEN COMBINED WITH RIGHT NOS. LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.

Dates:

Licensed Date: 06/28/1979
Claim Received Date: 08/30/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-10605

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 06/30/1985
 Basis: Beneficial Use
 Status:

Source Tributary to
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.43 CFS		
Total Diversion			0.43 CFS		

Location of Point(s) of Diversion:

GROUND WATER	SESENE	Sec. 18	Township 14S	Range 27E	CASSIA County
GROUND WATER	SESESE	Sec. 18	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
 Acre Limit: 32

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. General THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-02414 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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2. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 32 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. Quantity USE OF THIS RIGHT WITH RIGHT NO. 43-02414 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.1 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 792 AF.
4. Quantity THIS RIGHT WHEN COMBINED WITH RIGHT NOS. LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.
5. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
tfawcett	11/28/00	Ownership Change	Ownership changed Anderson to grush per 1409(6) and warranty deed received 11/27/00.

Dates:

Licensed Date:
Claim Received Date: 08/30/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-10608

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 12/12/1911
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.2 CFS		
Total Diversion			3.2 CFS		

Location of Point(s) of Diversion:

RAFT RIVER	SWSWNE	Sec. 18	Township 14S	Range 27E	CASSIA County
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IRRIGATION Use:
Acre Limit: 77

Place(s) of use:

Place of Use Legal Description: IRRIGATION	CASSIA County
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<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-

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2. Explanatory 11283, 43-11284, 43-11285, 43-11286, & 43-11287.
3. Place of Use - Irrigation THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00177, & 43-00178C.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 77 ACRES WITHIN THE PLACE OF USE DESCRIBED
ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Licensed Date:
Claim Received Date: 08/30/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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01/29/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-11283

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 04/01/1871
 Basis: Decreed
 Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/30	07/01	0.174 CFS		
Total Diversion			0.174 CFS		

Location of Point(s) of Diversion:

RAFT RIVER	SWSWNE	Sec. 18	Township 14S	Range 27E	CASSIA County
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IRRIGATION Use:
 Acre Limit: 78

Place(s) of use:

Place of Use Legal Description: IRRIGATION	CASSIA County
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<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-

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Water Right 43-11283

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2. Quantity 11283, 43-11284, 43-11285, 43-11286, & 43-11287.
THE RIGHTS LISTED BELOW WHEN COMBINED SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.
3. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00164A, & 43-00165A.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 78 ACRES WITHIN THE PLACE OF USE DESCRIBED
ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Licensed Date:
Claim Received Date: 11/29/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Parent Right: 43-10606 WRADJUDICATIONCLAIM

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-11284

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 04/01/1871
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	07/01	0.5 CFS		

Total Diversion	0.5 CFS
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Location of Point(s) of Diversion:

RAFT RIVER	SWSWNE	Sec. 18	Township 14S	Range 27E	CASSIA County
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IRRIGATION Use:
Acre Limit: 78

Place(s) of use:

Place of Use	Legal Description: IRRIGATION	CASSIA County
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<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-

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Water Right 43-11284

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2. Quantity 11283, 43-11284, 43-11285, 43-11286, & 43-11287.
THE RIGHTS LISTED BELOW WHEN COMBINED SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.
3. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00166A, 43-00167, & 43-00176A.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 78 ACRES WITHIN THE PLACE OF USE DESCRIBED
ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Licensed Date:
Claim Received Date: 11/29/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Parent Right: 43-10606 WRADJUDICATIONCLAIM

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-11285

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 04/01/1871
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.24 CFS		

Total Diversion	0.24 CFS
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Location of Point(s) of Diversion:

RAFT RIVER	SWSWNE	Sec. 18	Township 14S	Range 27E	CASSIA County
------------	--------	---------	--------------	-----------	---------------

IRRIGATION Use:
Acre Limit: 78

Place(s) of use:

Place of Use Legal Description: IRRIGATION	CASSIA County
--	---------------

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-

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Water Right 43-11285

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2. Quantity 11283, 43-11284, 43-11285, 43-11286, & 43-11287.
THE RIGHTS LISTED BELOW WHEN COMBINED SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.
3. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 78 ACRES WITHIN THE PLACE OF USE DESCRIBED
ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Licensed Date:
Claim Received Date: 11/29/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Parent Right: 43-10606 WRADJUDICATIONCLAIM

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01/29/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-11286

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 04/01/1881
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	07/01	10/01	0.46 CFS		

Total Diversion	0.46 CFS
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Location of Point(s) of Diversion:

RAFT RIVER	SWSWNE	Sec. 18	Township 14S	Range 27E	CASSIA County
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IRRIGATION Use:
Acre Limit: 78

Place(s) of use:

Place of Use Legal Description: IRRIGATION	CASSIA County
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<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

- C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

- Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 78 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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Water Right 43-11286

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2. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.
3. Quantity THE RIGHTS LISTED BELOW WHEN COMBINED SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.

Dates:

Licensed Date:
Claim Received Date: 11/29/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Parent Right: 43-10607 WRADJUDICATIONCLAIM

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01/29/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-11287

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER J GRUSH
Current Owner	SYLVIA GRUSH
	2025 S HWY 81
	MALTA, ID 83342
	(208)645-2361
Original Owner	HAL T ANDERSON
Original Owner	KEITH H ANDERSON
	2142 S 2450 E
	MALTA, ID 83342
	(208)645-2345

Priority Date: 04/01/1881
 Basis: Decreed
 Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/01	0.67 CFS		
Total Diversion			0.67 CFS		

Location of Point(s) of Diversion:

RAFT RIVER	SWSWNE	Sec. 18	Township 14S	Range 27E	CASSIA County
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IRRIGATION Use:
 Acre Limit: 39

Place(s) of use:

Place of Use Legal Description: IRRIGATION	CASSIA County
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<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	18		NENE	39		NWNE	39		SWNE	36		SENE	39
				NESE	39		SESE	38						

Total Acres: 230

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 230 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-10608, 43-

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Water Right 43-11287

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2. Quantity 11283, 43-11284, 43-11285, 43-11286, & 43-11287.
THE RIGHTS LISTED BELOW WHEN COMBINED SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
COMBINED RIGHT NOS.: 43-02414, 43-10605, 43-11283, 43-11284, 43-11285, 43-11286, & 43-11287.
3. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00169B, 43-00169C, 43-00170 & 43-00172A.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 39 ACRES WITHIN THE PLACE OF USE DESCRIBED
ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Licensed Date:
Claim Received Date: 11/29/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Parent Right: 43-10607 WRADJUDICATIONCLAIM

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-2367

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 10/23/1951
Basis: License
Status:

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.18 CFS	584 AFA	
Total Diversion			2.18 CFS	584 AFA	

Location of Point(s) of Diversion:

GROUND WATER SWSESE Sec. 07 Township 14S Range 27E CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

- Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792.
- Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 146 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- Quantity USE OF THIS RIGHT WITH RIGHT NO. 43-02456 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF.
- Quantity WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE

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3. Quantity

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE
NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-
00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

Dates:

Licensed Date:
Claim Received Date: 06/07/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-2456

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 02/18/1957
Basis: License
Status:

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.6 CFS	916 AFA	
Total Diversion			1.6 CFS	916 AFA	

Location of Point(s) of Diversion:

GROUND WATER SWSESE Sec. 07 Township 14S Range 27E CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.
2. Quantity USE OF THIS RIGHT WITH RIGHT NO. 43-02456 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF.
3. Quantity WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

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Dates:

Licensed Date: 06/28/1979
Claim Received Date: 02/27/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-165C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 04/01/1871
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/30	07/01	0.61 CFS	75 AFA	
Total Diversion			0.61 CFS	75 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.
2. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291, & 43-11292.

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3. Quantity

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE
NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-
00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

Dates:

Licensed Date:
Claim Received Date: 06/07/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-168C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 04/01/1879
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	07/01	10/01	1.83 CFS	333.9 AFA	
Total Diversion			1.83 CFS	333.9 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWSE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

- I. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

- Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.
- Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291, & 43-11292.

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3. Quantity

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE
NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-
00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

Dates:

Licensed Date:
Claim Received Date: 06/07/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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03/02/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-169E

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 06/01/1879
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/01	1.37 CFS	497.3 AFA	
Total Diversion			1.37 CFS	497.3 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWSE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Quantity WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.
2. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

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Water Right 43-169E

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Dates:

Licensed Date:
Claim Received Date: 06/07/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s): S007625
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-172C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 04/01/1879
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/01	0.61 CFS	221.4 AFA	
Total Diversion			0.61 CFS	221.4 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWSE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.
2. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291, & 43-11292.

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3. Quantity

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

4. Purpose of Use

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 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.

Dates:

Licensed Date:
Claim Received Date: 06/07/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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APR 16 2003

01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-178D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 12/12/1911
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	3.2 CFS	916 AFA	
Total Diversion			3.2 CFS	916 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWSE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.
2. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291, & 43-11292.

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NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792.

Dates:

Licensed Date: 06/28/1979
Claim Received Date: 02/27/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-10789

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 04/01/1871
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	07/01	1.41 CFS	254.5 AFA	
Total Diversion			1.41 CFS	254.5 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWSE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00166B & 43-00176B.
2. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291, & 43-11292.
3. Quantity WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-

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00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

4. Place of Use - Irrigation

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

Dates:

Licensed Date:
Claim Received Date: 06/07/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-11291

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 04/01/1871
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/30	07/01	0.1 CFS	12.3 AFA	
Total Diversion			0.1 CFS	12.3 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWSE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291, & 43-11292.
2. Quantity WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

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3. Place of Use - Irrigation

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

Dates:

Licensed Date:
Claim Received Date: 12/07/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-11292

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JD HUTCHISON
Current Owner	JOYCE HUTCHISON
	HC 72 BOX 2184
	MALTA, ID 83342
	(208)645-2534

Priority Date: 04/01/1871
Basis: Decreed
Status:

<u>Source</u>	<u>Tributary to</u>
RAFT RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.1 CFS	42.2 AFA	
Total Diversion			0.1 CFS	42.2 AFA	

Location of Point(s) of Diversion:

RAFT RIVER	SWSWSE	Sec. 07	Township 14S	Range 27E	CASSIA County
RAFT RIVER	NWNWSW	Sec. 20	Township 14S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 229

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	27E	7		SWNE	38		SENE	33						
				NESE	39		NWSE	40		SWSE	40		SESE	39

Total Acres: 229

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291, & 43-11292.
2. Quantity WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

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3. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.
4. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 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.

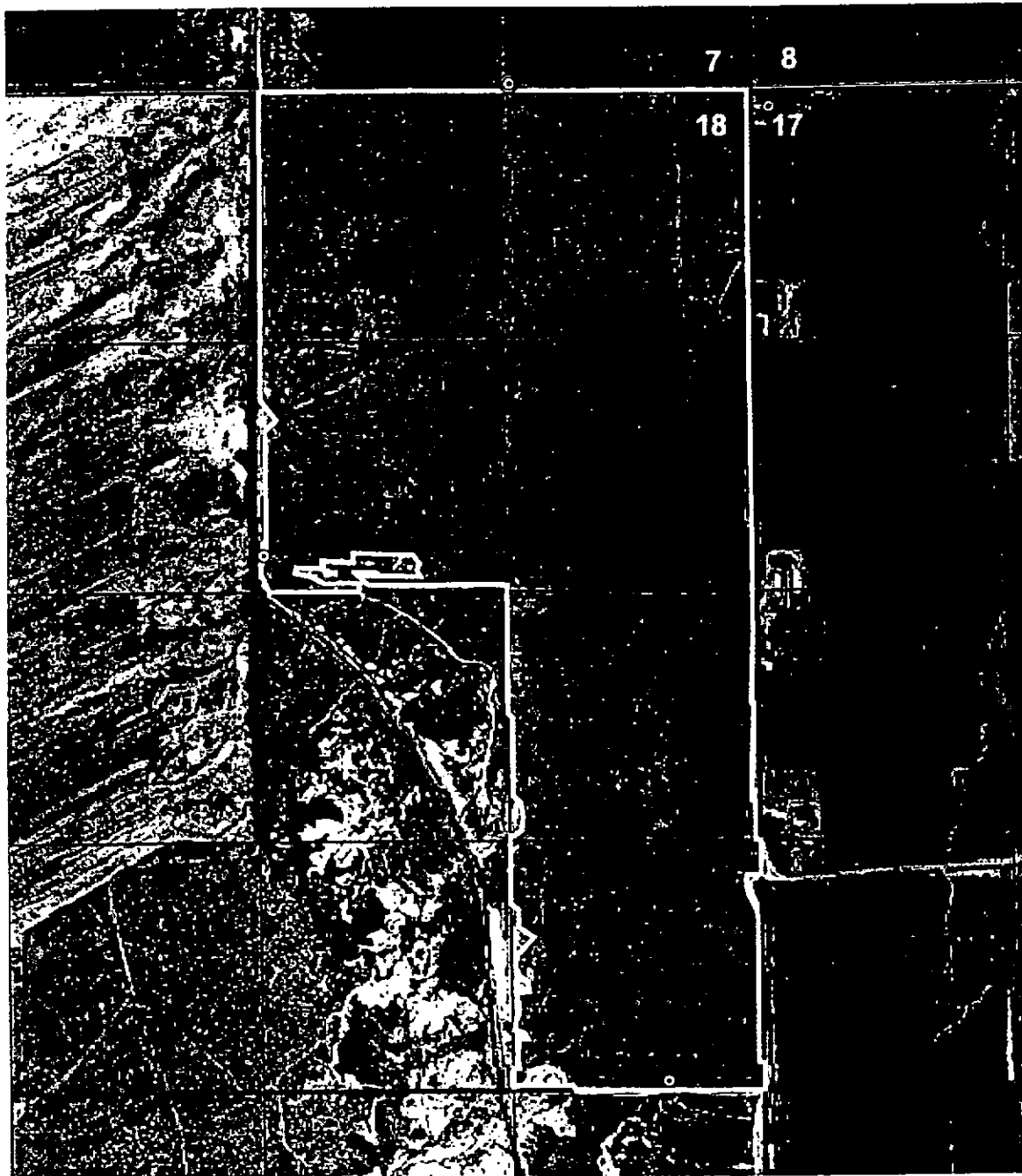
Dates:

Licensed Date:
Claim Received Date: 12/07/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

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43-02414, 43-10605, 43-10608, 43-11283,
43-11284, 11285, 43-11286 & 43-11287

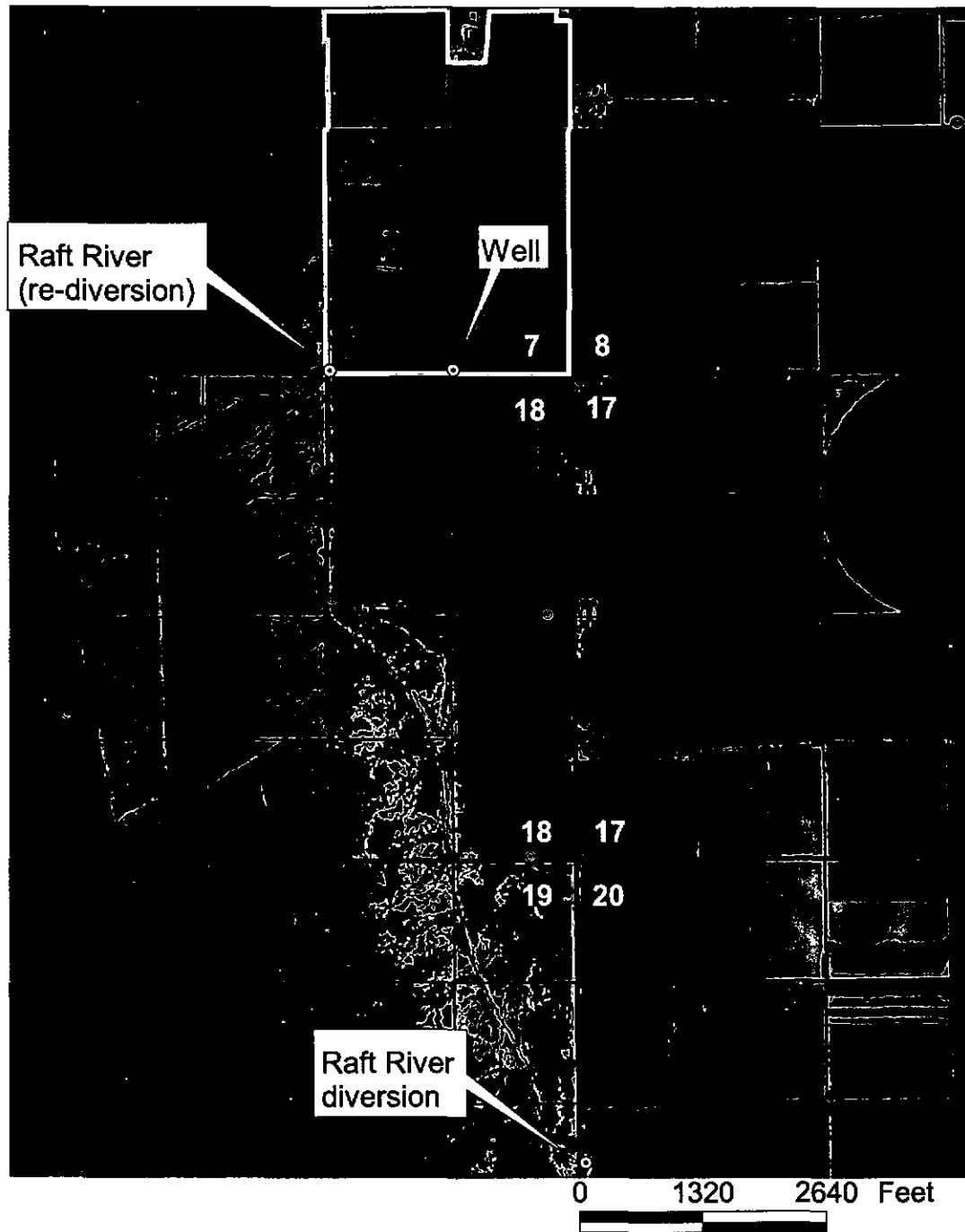


RECOMMENDED PLACE OF USE
DATA ENTRY ON NOV. 30, 2000
TWP 14S, RNG 27E, SEC. 18

- Point of diversion
 □ Place of use
 □ Quarter-quarter lines
 □ Section lines

Gis Place of Use Presentation
 1987/1988 Napp Photography
 Prepared by Jeanie Robertson

43-00165C, 43-00168C, 43-00169E, 43-00172C,
43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792



RECOMMENDED PLACE OF USE
DATA ENTRY ON DEC. 6, 2000
TWP 14S, RNG 27E, SEC. 7

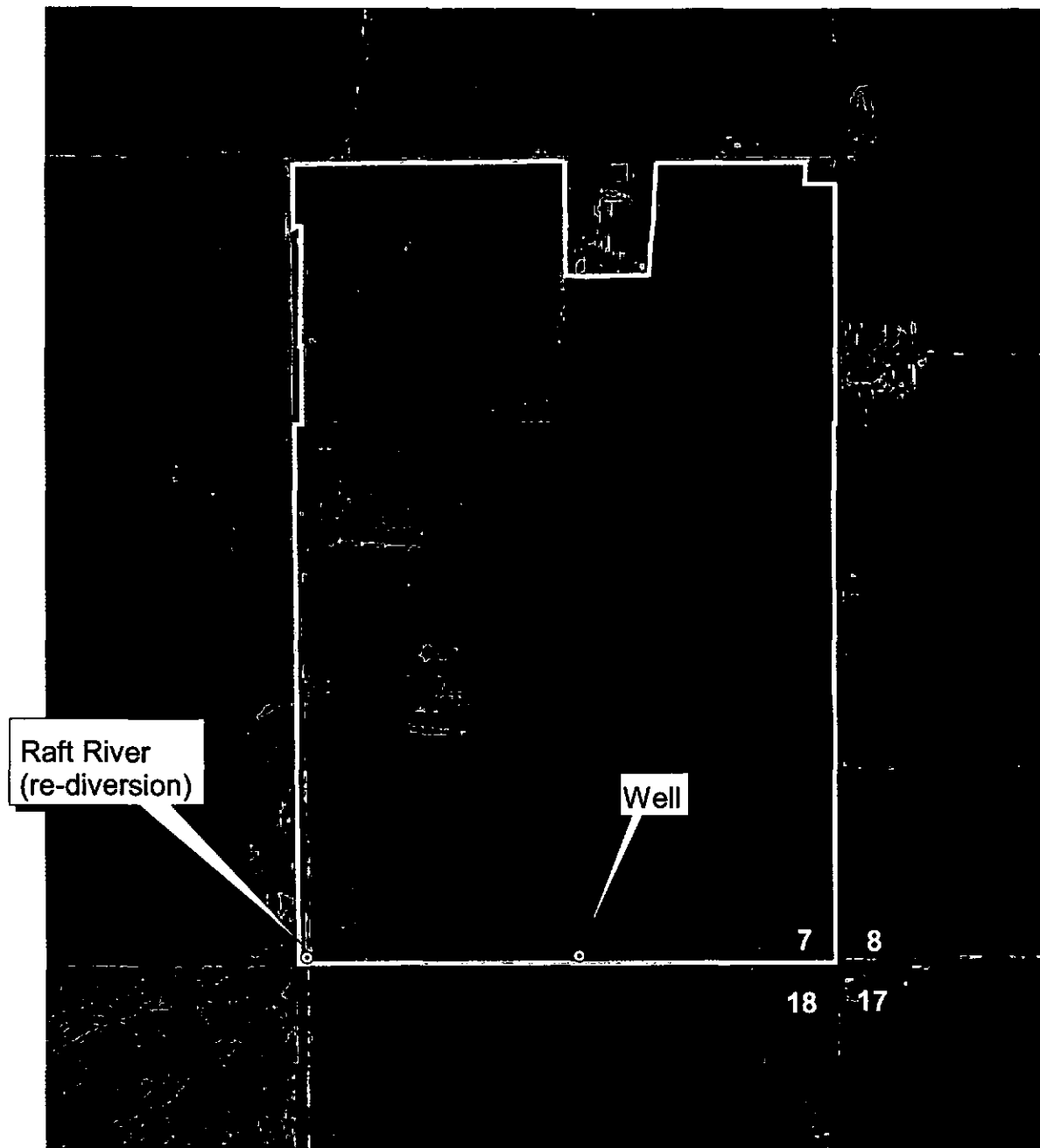
- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

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Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

43-00165C, 43-00168C, 43-00169E, 43-00172C,
43-00178D, 43-02367, 43-02456, 43-10789, & 43-10792



RECOMMENDED PLACE OF USE
DATA ENTRY ON DEC. 6, 2000
TWP 14S, RNG 27E, SEC. 7

- Point of diversion
 - Place of use
 - Quarter-quarter lines
 - Section lines
- MICROFILMED
APR 16 2003

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

PART 3

T68938

B. CHANGES IN NATURE OF USE

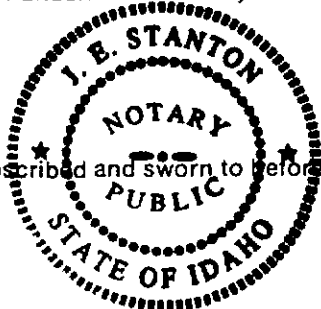
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

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.



Subscribed and sworn to before me this

29th

day of

January19 2001

(Signature of Applicant)

J. E. Stanton

(Notary Public)

My commission expires

10-25-2006

FOR DEPARTMENT USE ONLY

Transfer contains 42 pages and 5 attachmentsReceived by J. E. Stanton Date 1-29-01Protest filed by NonePrelim. check by J. E. Stanton Fee \$890.5033592Received by J. E. Stanton Date 1-29-01Published in Idaho Press

Copies of protest forwarded by _____

Pub. dates 7/16 & 7/23/01

Hearing held by _____ Date _____

Watermaster recommendation requested on N/ARecommended for ☒ approval ☐ denial

rec'd.

by Adm

Copy of transfer sent to lien holder _____

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APR 16 2003

LEASE WITH EXCLUSIVE OPTION TO PURCHASE

This lease agreement was made and entered into on the 14th day of Sept., 1999, between J.D. Hutchison and Joyce Hutchison, husband and wife, of Malta, Idaho, herein referred to as "Lessor", and PETER J. GRUSH and SYLVIA GRUSH, husband and wife, herein referred to as "Lessee".

RECITALS

The parties recite and declare:

- A. Lessor is the owner of the premises described on Exhibit "A" attached hereto and made a part hereof, and desires to lease such to Lessee for agricultural proposes.
- B. Lessee desires to lease the premises for agricultural purposes.
- C. The parties desire to enter a lease agreement defining their rights, duties and liabilities relating to the premises.

In consideration of the mutual covenants contained in this lease agreement, the parties agree as follows:

SECTION ONE SUBJECT AND PURPOSE

Lessor leases the property located in the County of Cassia, State of Idaho, and more particularly described on Exhibit "A" attached hereto and made a part thereof.

SECTION TWO TERM AND RENT

- A. That the Lessor does hereby lease said real property unto the Lessee for the term beginning January 1, 2000, and ending on December 31, 2009, with Lessee receiving possession on January 1, 2000.
- B. That the rental to be paid therefor shall be the sum of Two Thousand Forty and No/100 Dollars (\$2,040.00) per month with said rental being due and payable in full on the 10th day of each and every month during the term of this lease beginning February 10, 2000.
- C. All rents shall be paid through Land Title & Escrow, Inc., Burley, Idaho office with all fees to be equally divided between the parties.

SECTION THREE ADDITIONAL RENT

LEASE WITH EXCLUSIVE
OPTION TO PURCHASE - 1

C:\contracts\Grush, Hutchison, Exclusive Option to Purchase.wpd

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All taxes, charges, costs and expenses that Lessee assumes or agrees to pay under this lease agreement, together with all interest and penalties that may accrue thereon in the event of the failure of Lessee to pay those items, and all other damages, costs, expenses, and sums that Lessor may suffer or incur, or that may become due, by reason of any default of Lessee or failure by Lessee to Comply with the terms and conditions of this lease agreement shall be deemed to be additional rent, and , in the event of nonpayment, Lessor shall have all the rights and remedies as provided in this lease agreement for failure to pay rent.

SECTION FOUR ALTERATIONS, ADDITIONS, AND IMPROVEMENTS

A. Subject to the limitation that no substantial portion of the improvements on the demised premises shall be demolished or removed by Lessee without the prior, express, and written consent of Lessor. Lessee may at any time during the term, subject to the conditions set forth below and at their own expense, make alterations, additions, or improvements in and to the demised premises.

SECTION FIVE REPAIRS

Lessee shall, at all times during the terms of this lease agreement and at its own cost and expense, repair, replace, and maintain in a good, safe, and substantial condition any improvements on the demised premises, and shall use all reasonable precautions to prevent waste, damage, or injury to the demised premises.

SECTION SIX TAXES

A. Lessee shall pay all real property taxes from and after January 1, 2000, with Lessor agreeing to pay all such taxes prior thereto.

B. Lessee shall pay all taxes assessed in lieu of or in addition to the foregoing under all present or future laws of all governmental authorities whatsoever,

SECTION SEVEN UTILITIES AND EXPENSES

A. All applications and connections for necessary utility services on the demised premises from and after January 1, 2000, shall be made in the name of Lessee or his sub-lessees only. Lessee and/or his sub-lessees shall be solely liable for utility charges as they become due, including, but not limited to, those for sewer, water, gas, electricity, and telephone services.

LEASE WITH EXCLUSIVE
OPTION TO PURCHASE - 2

C:\contracts\Grush Hutchison, Exclusive Option Purchase.wpd

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B. All expenses associated with and a part of the operation of any business or rental activity shall be the sole responsibility of Lessee from and after January 1, 2000.

SECTION EIGHT WATER DIVERSION BOX

Prior to January 15, 2000, Lessee shall install a diversion box or other structure to utilize water from Raft River. The diversion structure shall be approved by the Raft River Water Users Advisory Board.

SECTION NINE UNLAWFUL OR DANGEROUS ACTIVITY

Lessee shall neither use nor occupy the demised premises or any part of the demised premises for any unlawful, disreputable, or ultra hazardous purpose nor operate or conduct their business in a manner constituting a nuisance of any kind. Lessee shall immediately, on discovery of any unlawful, disreputable, or ultra hazardous use, take action to halt such activity.

SECTION TEN INDEMNITY

Lessee shall indemnify Lessor against any and all expenses, liabilities and claims of every kind, including reasonable attorney fees, by or on behalf of any person or entity arising out of either (1) a failure by Lessee to perform any of the terms or conditions of this lease agreement, (2) any injury or damage happening on or about the demised premises, (3) failure to comply with the law of any governmental authority, or (4) any mechanic's lien or security interest filed against the demised premises or materials, or alterations of building or improvements on the demised premises.

SECTION ELEVEN DEFAULT OR BREACH

Each of the following events shall constitute a default or breach of this agreement by Lessee:

A. If Lessee shall fail to pay Lessor any rent or additional rent when the rent shall become due and shall not make the payment within thirty (30) days after notice thereof by the Lessor to Lessee.

B. If Lessee shall fail to perform or comply with any of the conditions of this lease agreement and if the nonperformance shall continue for a period of thirty (30) days after notice of nonperformance given by Lessor to Lessee.

SECTION TWELVE

LEASE WITH EXCLUSIVE
OPTION TO PURCHASE - 3

C:\contracts\Grish.Hutchison.Exclusive.Option.Purchase.wpd

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APR 16 2003

INSPECTION BY LESSOR

Lessor shall have the privilege of inspecting the demised premises during the duration of the lease agreement at all reasonable times with twenty-four (24) hours prior notice.

SECTION THIRTEEN ADDRESSES

The addresses of the respective parties to which notice is to be given in accord with this lease and/or option to purchase are as follows:

Peter and Sylvia Grush
2025 South Highway 81
Malta, Idaho 83342

J.D. and Joyce Hutchison
2325 Bell Lane, Box 2184
Malta, Idaho 83342

SECTION FOURTEEN EXCLUSIVITY

The foregoing rights and remedies are not intended to be exclusive, but are in addition to all rights and remedies Lessor would otherwise have by law.

SECTION FIFTEEN BINDING EFFECT

All of the terms and conditions of this lease agreement shall inure to the benefit of and be binding upon the respective heirs, executors, and assigns of Lessor and Lessee.

SECTION SIXTEEN ATTORNEY FEES

In the event that any action is filed in relation to this lease agreement, the unsuccessful party in the action shall pay to the successful party, in addition to all sums that either party may be called on to pay, a reasonable sum for the successful party's attorney fees.

OPTION TO PURCHASE

The Lessor does hereby give and grant to the Lessee the exclusive option to purchase the said leased premises herein above described, upon the following terms and conditions:

(1) That Lessee shall be granted the exclusive option to purchase said leased premises by tendering herein Two Thousand Two Hundred and No/100 Dollars (\$2,200.00) to Lessor on or

LEASE WITH EXCLUSIVE
OPTION TO PURCHASE - 4

C:\contracts\Grush, Hutchison, Exclusive Option Purchase.wpd

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APR 16 2003

before January 10, 2000.

(2) The option is contingent upon Lessee making all payments and complying with all provisions of the lease and upon Lessee having purchased the home that is on the above described premises, pursuant to a separate option to purchase agreement..

(3) That the purchase price shall be the sum of One Hundred Twenty Thousand and No/100 Dollars (\$120,000.00), lawful money of the United States, based upon the following terms:

Purchase Price	\$120,000.00
Interest Rate	8.0%
Date Interest Commences	January 1, 2010
Monthly Payments	75 monthly payment
Amount of Monthly Payments	\$2,040.00
Payment Date	February 10, 2010
(or such date as the parties agree)	
Entire Balance Due	May 10, 2016 - \$1,842.51

This option shall be exercised before the expiration of this lease by the giving of written notice to the Lessor at the address set forth above in the lease or such other place as the Lessor may be either personally or by certified mail, and the date of said notice shall be the date of mailing, if mailed, or delivery if personally delivered.

That all water licenses and permits shall be transferred with the property. Lessee shall not transfer water rights or points of diversion without prior written permission of Lessor during either the lease period or the purchase contract period. Lessor warrants that all adjudication work is in process and the proof have been filed as of the date of this agreement.

That the above terms shall be reduced to a Note and Deed of Trust which note shall contain the above terms plus other standard terms. The closing shall be on or before January 31, 2010, at the Burley office of Land Title & Escrow, Inc.

Lessor shall, contemporaneously with the execution of the contract, make and execute a Warranty Deed to the said premises, free and clear of all liens and encumbrances with the Warranty Deed being placed in escrow which deed shall be delivered to Lessee upon the receipt of full payment of the principal and all accrued interest.

That in the event Lessee exercised the option, he shall have the right to prepay any of the balance owing at any time without penalty.

That in the event the Lessee does not exercise this option to purchase said leased premises the Lessor

LEASE WITH EXCLUSIVE
OPTION TO PURCHASE - 5

C:\contracts\Grush, Hutchison Exclusive Option Purchase.wpd

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APP 16 2003

shall retain all rental payments.

This agreement is and shall be binding upon the heirs, personal representatives and assigns of the parties.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the date and year first above written.

DATED this 14th day of Sept., 1999.

"LESSOR"

J. D. Hutchison
J. D. Hutchison

Joyce Hutchison
Joyce Hutchison

"LESSEE"

Peter J. Grush
Peter J. Grush

Sylvia Grush
Sylvia Grush

STATE OF IDAHO)
SS.

County of Cassia

On this 14th day of Sept., 1999, before me the undersigned, a Notary Public in and for said State, PETER J. GRUSH and SYLVIA GRUSH, husband and wife, known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

LEASE WITH EXCLUSIVE
OPTION TO PURCHASE - 6

C:\contracts\Grush, Hutchison, Exclusive Option, Purchase.wpd

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APR 16 2003

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year first above written.



County of Cassia)

ss.

Jack H. Hill
NOTARY PUBLIC FOR IDAHO
Residing at: Burley, ID
My Commission Expires: 1/18/2007

On this 14th day of Sept., 1999, before me the undersigned, a Notary Public
in and for said State, personally appeared J.D. HUTCHISON and JOYCE HUTCHISON, husband
and wife, known or identified to me to be the persons whose names are subscribed to the within and
foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year first above written.



Jack H. Hill
NOTARY PUBLIC FOR IDAHO
Residing at: Burley, ID
My Commission Expires: 1/18/2007

LEASE WITH EXCLUSIVE
OPTION TO PURCHASE - 7

C:\contracts\Grush, Hutchison, Exclusive Option, Purchase.wpd

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APR 16 2003

EXHIBIT "A"

TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, STATE OF IDAHO

Section 7: SE1/4, S1/2NE1/4

Excepting therefrom the following:

Beginning at the Northeast section corner of Section 7,
Township 14 South, Range 27 East Boise Meridian,
thence West in a straight line 28.38 feet to a reference
point (Brass Cap dated 1947), Thence South 05°55' West
for a distance of 1388.10 feet to a Point of Beginning of
said property;

Thence South 89°41' East 160.0 feet;

Thence South 0°15' West 100 feet;

Thence North 89°41' West for a distance of 160 feet;

Thence North 0°15' East to the Point of Beginning
of said property.

And also excepting therefrom the home and two acres
immediately surrounding the home.

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APR 16 2003



Office (208) 878-3500 • Fax (208) 878-0495 • 658 Overland Ave. • P.O. Box 387 • Burley, ID. 83318

"Solutions for Difficult Challenges"

February 6, 2001

RECEIVED
FEB 07 2001
Department of Water Resources
Southern Region

Idaho Dept. of Water Resources
Attn: Mr. Jim Stanton
1341 Fillmore #200
Twin Falls, ID 83310

Dear Jim,

Here is the agreement from J.D. Hutchison and Hal Anderson giving Peter Grush permission to change the point of diversion of the Raft River Water and co-mingle the water from the deep wells on their respective properties.

I hope this will allow you to proceed with our request to use the water from both places to feed the Linear Irrigation Machine, that Peter has installed to irrigate the combined properties.

I have enclosed payment for the last time you faxed information to me. Thanks for all your continued help and support.

Sincerely,

Jack H. Hill
Farm & Ranch Specialist

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APR 16 2003

T68938.

MEMORANDUM OF AGREEMENT

January 31, 2001

We here by give our consent for Peter Grush to move the point of diversion of the Raft River water rights to the present pump station located on the west boundary of the Hutchinson Farm. We also agree to allow the water from our deep irrigation wells to be co-mingled and spread on both places through a common mainline to the Linear Irrigation Machine. The Hutchison Farm contains approximately 240 acres located in Section 7, see Exhibit A attached. The Anderson property, also containing 240 acres lies in Section 18, see Exhibit B attached, which is adjacent to and south of the Hutchison parcel. Both parcels are located in T14S R27E B.M.

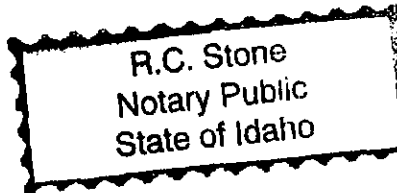
Hal Anderson President
Hal Anderson President American West Group, Inc.

J.D. Hutchison
J.D. Hutchison

Joyce Hutchison
Joyce Hutchison

STATE OF IDAHO)
)ss
County of Cassia)

On this 2 day of February, in the year 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Hal Anderson known or identified to me to be the President of the corporation, who subscribed his name to the forgoing instrument, and acknowledged to me that he executed the same.



[Signature]
Notary Public for Idaho
Residing at Burley
My Commission expires on 5/15/2006

On this 5th day of February, the year 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared J.D. Hutchison and Joyce Hutchison, known or identified to me to be the persons who subscribed their names to the forgoing instrument, and acknowledged to me that they executed the same.



James Hill
Notary Public for Idaho
Residing at Burley, ID
My Commission expires on 1/18/2002

T68938

EXHIBIT A
(J.D. Hutchison Property)

TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, STATE OF IDAHO

Section 7: SE1/4, S1/2NE1/4

Excepting therefrom the following:

Beginning at the Northeast section corner of Section 7, Township 14 South, Range 27 East Boise Meridian, thence West in a straight line 28.38 feet to a reference point (Brass Cap dated 1947), Thence South 05°55' West for a distance of 1388.10 feet to a Point of Beginning of said property;

Thence South 89°41' East 160.0 feet;

Thence South 0°15' West 100 feet;

Thence North 89°41' West for a distance of 160 feet;

Thence North 0°15' East to the Point of Beginning of said property.

And also excepting therefrom the home and two acres immediately surrounding the home.

Water Rights as per proclamation sheets IDWR

Water Right #	Intended Use	Source	P.D.	Diversion Rate
#A43-11291	Irrigation	Raft River	04/01/1871	1. CFS
#A43-11292	Irrigation	Raft River	04/01/1871	1. CFS
#A43-165C	Irrigation	Raft River	04/01/1871	.61 CFS
#A43-168C	Irrigation	Raft River	04/01/1879	1.83 CFS
#A43-172C	Irrigation	Raft River	04/01/1879	.61 CFS
#A43-178D	Irrigation	Raft River	12/12/1911	3.2 CFS
#A43-2367	Irrigation	Groundwater	10/23/1951	2.18 CFS
#A43-10789	Irrigation	Raft River	04/01/1871	1.41 CFS
#A43-2456	Irrigation	Groundwater	02/18/1957	1.6 CFS

Note: Use of the rights listed above is limited to the irrigation of 229 acres in a single season. When these rights are combined there shall be a diversion rate of no more than .02 CFS per acre and no more total volume than 4.0 AFA in any one season.

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APR 16 2003

T68938

EXHIBIT B
(Anderson Property)

TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, STATE OF IDAHO

Section 18: NE1/4 and E1/2SE1/4

Water Rights as per proclamation sheets IDWR

Water Right #	Intended Use	Source	P.D.	Diversion Rate
#A43-02414	Irrigation	Groundwater	12/08/1954	3.1 CFS
#A43-10605	Irrigation	Groundwater	4/01/1944	1.75 CFS
#A43-10606	Irrigation	Raft River	4/01/1871	.88 CFS
#A43-10607	Irrigation	Raft River	4/01/1881	1.13 CFS
#A43-10608	Irrigation	Raft River	12/12/1911	3.2 CFS
#A43-10609	Domestic	Groundwater	12/31/1940	.04 CFS
#A43-10610	Stockwater	Groundwater	12/31/1940	.04 CFS
#A43-10611	Domestic	Groundwater	1/01/1972	.08 CFS

Note: Use of the rights listed above is limited to the irrigation of 230 acres in a single season. When these rights are combined there shall be a diversion rate of no more than .02 CFS per acre and no more total volume than 4.0 AFA in any one season.

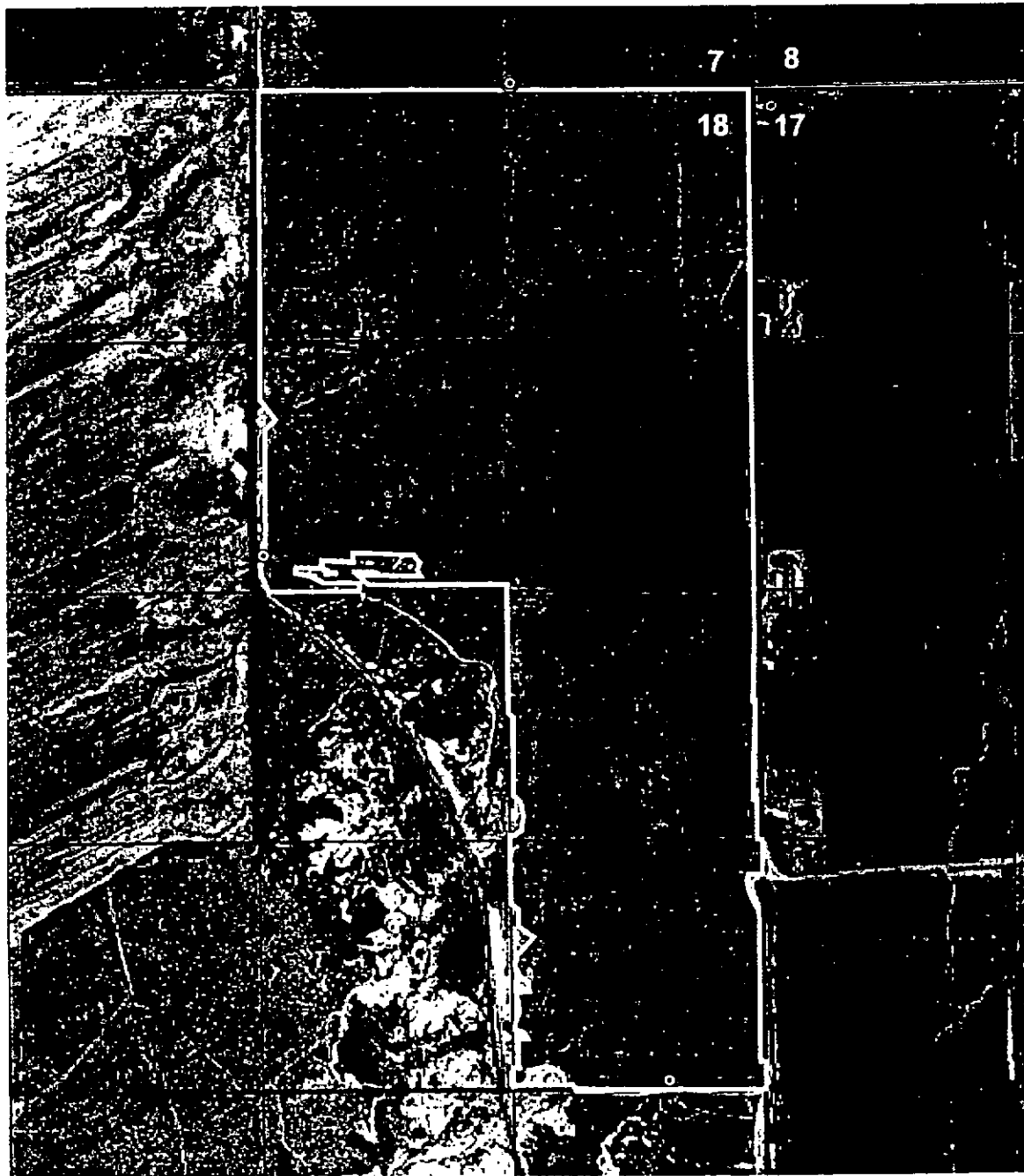
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APR 16 2003

T68938

Idaho Department of Water Resources

43-02414, 43-10605, 43-10608, 43-11283,
43-11284, 11285, 43-11286 & 43-11287



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON NOV. 30, 2000
TWP 14S, RNG 27E, SEC. 18



T68938

- ⊙ Point of diversion
- Place of use
- ▤ Quarter-quarter lines
- ▤ Section lines

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APR 16 2003

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

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
Case No. 19576) I.R.C.P. 54(b) FOR
) Water Right 43-00165C

NAME AND ADDRESS: JD HUTCHISON
JOYCE HUTCHISON
HC 72 BOX 2184
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.61 CFS
 75.00 APY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C,
43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291,
& 43-11292.

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE NOR MORE THAN 4.0 APA. COMBINED RIGHT
NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D,
43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

PRIORITY DATE: 04/01/1871

POINT OF DIVERSION: T14S R27E S07 SWSWSE Within Cassia County
 S20 NWNWSN

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-30 TO 07-01	0.61 CFS 75.00 APY

PLACE OF USE:	Irrigation	Within Cassia County
	T14S R27E S07	SWNE 38.0 SENE 33.0 NESE 39.0 NWSE 40.0 SWSE 40.0 SESE 39.0
	229.0 Acres Total	

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C,
43-00178D, 43-02367, 43-02456, 43-10789, 43-11291, & 43-11292.

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).

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

Date: September 18, 2002

To: Transfer No. 68938

From: Jeff Peppersack

Re: Call from Gary Price Regarding Transfer Approval

Gary Price, CPA, called (208-878-9000) on behalf of Joyce Hutchison to discuss the approval of this transfer. He wanted to understand the transfer and what it meant in terms of water rights appurtenant to the properties. I explained that the transfer approved a permissible place of use for each water right to include the two farms. The Hutchisons provided authorization for the transfer prior to approval. Mr. Price indicated that his client was concerned and may want to pursue changes. I explained that since his client was not a party (not the applicant in this case), then they would need to request a hearing on the matter pursuant to section 42-1701A(3), Idaho Code within 15 days of reception of the approval.

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APR 16 2003



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

September 16, 2002

PETER J GRUSH
SYLVIA GRUSH
2025 S HWY 81
MALTA ID 83342

J D HUTCHISON
JOYCE HUTCHISON
HC 72 BOX 2184
MALTA ID 83342

RE: Transfer No.: 68938 - Water Rights 43-165C, 43-169E, 43-11291, 43-10605,
43-11286, 43-11284, 43-2367, 43-172C, 43-11292, 43-168C, 43-178D, 43-2414,
43-10608, 43-11287, 43-11283, 43-11285, 43-2456, 43-10789

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.

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APR 16 2003

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

Sincerely,

Camila S. Shaggs
for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

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APR 16 2003

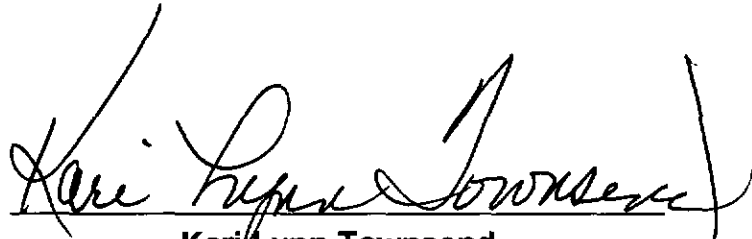
CERTIFICATE OF SERVICE

I hereby certify that on September 16, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 68938 - WATER RIGHTS 43-165C, 43-169E, 43-11291,
43-10605, 43-11286, 43-11284, 43-2367, 43-172C, 43-11292, 43-168C,
43-178D, 43-2414, 43-10608, 43-11287, 43-11283, 43-11285, 43-2456,
43-10789

PETER J GRUSH
SYLVIA GRUSH
2025 S HWY 81
MALTA ID 83342

J D HUTCHISON
JOYCE HUTCHISON
HC 72 BOX 2184
MALTA ID 83342



Kari Lynn Townsend
Secretary

MICROFILMED
APR 16 2003



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

September 16, 2002

DAVE SUNDBERG
WATERMASTER
PO BOX 1
MALTA ID 83342

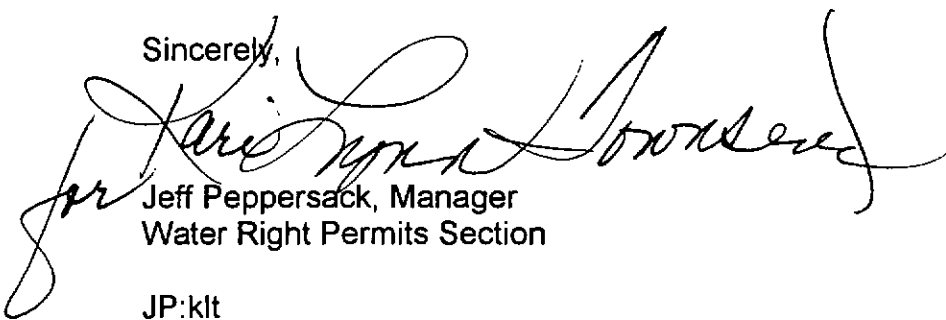
RE: TRANSFER OF WATER RIGHTS 54-2456, 43-165C, 43-168C, 43-10605,
43-11286, 43-10789, 43-11284, 43-11283, 43-11292, 43-11287, 43-11285,
43-172C, 43178D, 43-2414, 43-2367, 43-169E, 43-11291, 43-10608
(Transfer 68938)

Dear Dave:

Enclosed is a copy of the recently approved Transfer of Water Right for the above referenced water rights (Transfer 68938) in the names of Peter J. and/or Sylvia Grush and J. D. and/or Sylvia Hutchison.

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

Sincerely,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

APR 16 2003

**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).

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 REVIEW SHEET

Trans # 68938

Date Reviewed 9-6-02 38 JF

WR No(s) 43 165C/168C/169E/178D/11291/2414/10605/10608/11287/11286/11283/11284/11285/2367
 NO Splits Y N Y N Y N Y N Y N Y N Y N Y N 2456/172C/1078
Rat+River 4/11292

AREA OF CONCERN: No Yes Rat+R. CGLA

PURPOSE OF TRANSFER FOR EACH RIGHT:

Change p/d Change use period
Add p/d Change nature of use
Change p/u Combine 2 Farms

RightID's of From & To records correct? Y N (resolve with State Office personnel)

Check for Partial Decree issuance, etc. since time of application's entry All P.D.s moved to WRs + app. Corrected.

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U Y

Lien Holder Release Waiting to be fixed to State Office

GROUNDWATER:

DRILLING PERMIT

All wells

DP upgrade req'd Y N (contact GW personnel)

WMD 046 - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres 01M or 01Q

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

SURFACE WATER:

WD

≤ 0.20 cfs/others

> 0.20 cfs

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

≤ 0.24 cfs/5 acres

> 0.24 cfs/5 acres

STANDARD SEASON 3-15 to 11-15 (use X61 if extended season)

STANDARD VOLUME 4.0 af/ac

CONSUMPTIVE USE VOLUME 3.0 af/ac

USES:

STORAGE - 18C-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 (all BLM/USFS)

MINING - 054-106

FISH PROP - 029(70'S only)-007-122-106

HEAT/COOL - R07 (injection well)

FIRE PROT. - 077

DAIRY - 082 (zoning if a concern)-106-WD8

USES:

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

MUNICIPAL

Restricted area - 022-075 RAFN - 007-109-X64

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star Bridge)

- 27A (Payette River)

>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
 T17 - measure all p/d's (used with WB4)
 T18 - Special T17 & R43 combined - multiple pds in WD

Protested - 020-X19

Water Quality - 106-R07

X49 - measure p/d's (source chg'd to orig trib)
 X51 - 2+ yrs to develop
 X53 - Use ltd to orig. source availability
 X54 - forfeited ac/rate (used rarely)
 X55 - (transfer shrinks total water to less ac)
 X57 - no right-of-way
 X58 - pending claim (statutory or AJ b/u claim)
 X61 - extended irr season
 X62 - replaces N05/08/09-14
 X63 - replaces C12
 WB4 - + p/ds, cfs & afa (used with T17)
 WD8 - land application of waste water
 01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

Apply one:

T09 - on-going claim in SRBA*
T19 - replaces C18 and used on unchg'd portions in SRBA (Recomm. or PD)
 *Edit condition to fit scenario if not ongoing in SRBA process

OTHER CONDITIONS/REMARKS

COMMENTS

Acc View Completed by JF

Database files updated 9-12-02 Approval form printed Y

Special Mailing Instructions (cc's, etc)

No WRs to change status - NA

Updated 9-13-2002

IDWR TRANSFER ANALYSIS SHEET

APPLICANT Peter G. Nash TRANSFER NO. 68938
~~69138~~

1. Right number(s) 43-2414 etc

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: Create PDU

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: Application is based on recent SRBA recommendations. Only
change is to combine 2 recommended forms & remove 1 pt on Rgt River.
Recommend approval.

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 requested.

68938

1. ✓ Existing rights from same source, on land water is being transferred to; right number(s): _____

- j. ✓ 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)

- k. ✓ Comment letters ✓ Yes No
If yes Water District # 43-B
✓ Lienholder, others, see #2
below for name and address

INITIAL ALLOCATION REVIEW BY
SRBA SUPERVISOR REVIEW BY
PUBLICATION REVIEW BY

Jefferson

DATE 5-14-01
DATE _____
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

On 9-12-02 I spoke with
Dave Sandburg via telephone.
He said he did not see any
problems with this proposed transfer.
J.F.

3. Conditions (special conditions in Water Districts) _____

✓ Also see attached memo for recommendation dated: 9/6/01

4. By Date 9/6/01

RECEIVED

SEP 14 2001

Department of Water Resources

MEMO

FROM: Allen Merritt *Ab*

DATE: September 6, 2001

TO: Transfer File No. 68938

In the name of: Peter &/or Sylvia Grush

Water Right(s): 18 total (4 from Ground water and 14 from Raft River)

SUBJECT: **Review and Recommendation**

This transfer proposes to combine two adjacent farms into one PPU for all the rights recently recommended in the SRBA. The POD on Raft River is being consolidated at one point near middle of farm, the other PODs on Raft River will be eliminated. One old well will be removed from system.

The transfer was processed without protest.

Recommendation

I recommend that this transfer be approved subject to the following conditions:

- Subject to SRBA.
- Raft River Rights under control of watermaster.
- Measuring devices maintained on all points of diversion (both ground water and surface water).
- Limit acreage amounts of individual rights within PPU consistent with SRBA recommendations.
- Properly abandon unused well in SESENE S18, T14S, R27E.

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APR 16 2003

FILE PROGRESS SUMMARY

APPLICANT:

ANT: Peter Grush

WATER RIGHT NO.

43-2414 etc

[illegible]



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

July 6, 2001

PETER J and SYLVIA GRUSH
2025 S HWY 81
MALTA ID 83342

RE: Application for Transfer No. 68938

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your application. Please refer to this number in all correspondence regarding the above referenced application.

This office has scheduled advertising the application in the South Idaho Press for 7/16 and 7/23/01. The advertisement will be published for two weeks, and a period of ten calendar days following the second publication will be allowed for the submittal of protests.

If an application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

The department's review process may have to include field investigation and verification of the claims which is required as part of the Snake River Basin Adjudication.

Please be advised that a notarized statement from any lien holder on the property is needed before the application can be forwarded to our state office for approval.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Mary A. Baldwin
Administrative Assistant

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APR 16 2003

Stanton, Jim

From: Stanton, Jim
Sent: Wednesday, May 16, 2001 11:03 AM
To: Corbett, Brenda
Cc: Stanton, Jim
Subject: Partial Refund of Filing Fee

On 1-29-01, Receipt S023592 was issued to Peter Grush, 2025 S Hwy 81, Malta, ID, 83342, in the amount of \$890 for a transfer filing fee. This was incorrect, however, as the correct fee was \$610. I added up the flow rates incorrectly, so charged him too much. The error was discovered during transfer review. Please refund the excess fee.

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APR 16 2003

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

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 July 16, 2001, and ending with the issue dated July 23, 2001.

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
MINIDOKA)

On this 23rd day of July in the year of 2001 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.

Ray Moore
Notary Public for Idaho

Residing at: Paul, Idaho

My commission expires: 09-20-2001

Cost of Publication 437.58
Affidavit Fee 5.00
Total Cost 442.58

OK
MB
8/3/01

RECEIVED

JUL 25 2001

Department of Water Resources
Southern Region

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APR 16 2003

01-260

NOTICE OF PROPOSED CHANGES OF WATER RIGHTS

Five transfers have been filed to change water rights diverted in Cassia County.

JODEE and OLETA WILLETT, 2534 S 2400 E; MALTA ID 83342 has amended Application No. 68499 for changes to the following water rights diverted from GROUND WATER as follows:

Right No. 43-4109
Priority: 8/1/1954
Use: IRRIGATION (2.00 CFS/400.0 AFA)

Point(s) of Diversion: SWSWSW S28 T14S R27E

Place of Use: 233 acres within S28 and S29 T14S R27E

Right No. 43-2298
Priority: 2/23/1959
Use: IRRIGATION (3.00 CFS)

Point(s) of Diversion: NWNE S29 T14S R27E

Place of Use: 260 acres within S20, S21, S28 and S29 T14S R27E

Right No. 43-2395
Priority: 6/1/1953
Use: IRRIGATION (2.90 CFS)

STOCKWATER
Point(s) of Diversion: SWNWSW S32 T14S R27E

Place of Use: 145 acres within S29 and S32 T14S R27E

Right No. 43-2416
Priority: 1/21/1955
Use: IRRIGATION (1.60 CFS)

Point(s) of Diversion: SESENW S32 T14S R27E

Place of Use: 80 acres within S32 T14S R27E

Right No. 43-4130
Priority: 4/15/1954
Use: IRRIGATION (1.90 CFS)

Point(s) of Diversion: NWNW S8 T15S R27E

Place of Use: 420 acres within S32 T14S R27E; S5 and S8 T15S R27E

Right No. 43-11200
Priority: 6/30/1985
Use: IRRIGATION (3.00 CFS)

Point(s) of Diversion: NENWNE, SENWNE S29 T14S R27E

Place of Use: 125 acres within S20, S21 and S28 T14S R27E

Right No. 43-4111
Priority: 8/1/1958
Use: IRRIGATION (1.35 CFS/552.0 AFA)

Point(s) of Diversion: SESENW, SWNWSW S32 T14S R27E

Place of Use: 363 acres within S29 and S32 T14S R27E

Right No. 43-2282
Priority: 4/28/1941
Use: IRRIGATION (0.90 CFS/180.0 AFA)

Point(s) of Diversion: SWSWSW S28 T14S R27E

Place of Use: 233 acres within S28 and S29 T14S R27E

Right No. 43-10500
Priority: 6/30/1985
Use: IRRIGATION (1.09 CFS)

Point(s) of Diversion: SWSWSW S28 T14S R27E

Place of Use: 233 acres within S28 and S29 T14S R27E

The purpose of the transfer is to split 38 acres (0.50 cfs) from right 43-4130 and combine with others listed above and divert in a common distribution system supplied by five wells within SWSWSW S28; NENWNE, SENWNE S29; SESENW, SWNWSW S32 T14S R27E for irrigation of a 1080 acre permissible place of use within S20, S21, S28, S29 and S32 T14S R27E. A total of 12.25 CFS/3224 AFA will be associated with the system.

PETER and SYLVIA GRUSH, 2025 S 81; MALTA ID 83342 have filed Application No. 68938. The transfer involves two farms supplied water from both RAFT RIVER and GROUND WATER as follows:

FARM #1 RAFT RIVER RIGHTS

as listed below are diverted within SWSWSW S7; NWNWSW S20 T14S R27E for irrigation of lands in S7 T14S R27E:

Right No. 43-165C
Priority: 4/1/1871
Use: IRRIGATION (229 acres)

0.61 CFS/75.0 AFA

Right No. 43-168C
Priority: 4/1/1879
Use: IRRIGATION (229 acres)

1.83 CFS/333.9 AFA

Right No. 43-169E
Priority: 6/1/1879
Use: IRRIGATION (229 acres)

1.37 CFS/497.3 AFA

Right No. 43-178D
Priority: 12/12/1911
Use: IRRIGATION (229 acres)

2.20 CFS/916.0 AFA

Right No. 43-11291
Priority: 4/1/1871
Use: IRRIGATION (229 acres)

0.10 CFS/12.3 AFA

Right No. 43-172C
Priority: 4/1/1879
Use: IRRIGATION (229 acres)

0.61 CFS/221.4 AFA

Right No. 43-10789
Priority: 4/1/1871
Use: IRRIGATION (229 acres)

1.41 CFS/254.5 AFA

Right No. 43-11292
Priority: 4/1/1871
Use: IRRIGATION (229 acres)

0.10 CFS/42.2 AFA

FARM #1 GROUND WATER RIGHTS

as listed below are diverted within SWSESE S7 T14S R27E for irrigation of lands in S7 T14S R27E:

Right No. 43-2367
Priority: 10/23/1951
Use: IRRIGATION (229 acres)

2.18 CFS/584.0 AFA

Right No. 43-2456
Priority: 2/18/1957
Use: IRRIGATION (229 acres)

1.60 CFS/916.0 AFA

FARM #2 RAFT RIVER RIGHTS

as listed below are diverted within SWSWNE S18 T14S R27E for irrigation of lands within S18 T14S R27E:

Right No. 43-10608
Priority: 12/12/1911
Use: IRRIGATION (230 acres)

3.20 CFS

Right No. 43-11287
Priority: 4/1/1881
Use: IRRIGATION (230 acres)

0.67 CFS

Right No. 43-11286
Priority: 4/1/1881
Use: IRRIGATION (230 acres)

0.46 CFS

Right No. 43-11283
Priority: 4/1/1871
Use: IRRIGATION (230 acres)

0.17 CFS

Right No. 43-11284
Priority: 4/1/1871
Use: IRRIGATION (230 acres)

0.50 CFS

Right No. 43-11285
Priority: 4/1/1871
Use: IRRIGATION (230 acres)

0.24 CFS

FARM #2 GROUND WATER RIGHTS

as listed below are diverted within SESENE and SESESE S18 T14S R27E for irrigation of lands within S18 T14S R27E:

Right No. 43-2414
Priority: 12/8/1954
Use: IRRIGATION (230 acres)

3.10 CFS/792.0 AFA

Right No. 43-10605
Priority: 6/30/1985
Use: IRRIGATION (230 acres)

The purpose of the transfer is to combine the two farms into a common delivery system with permissible place of use of 459 acres within S7 and S18 T14S R27E for all rights listed above. The RAFT RIVER RIGHTS will be diverted from a pump on the river within SWSWSW S7 T14S R27E and the GROUND WATER RIGHTS will be diverted from two wells within SWSESE S7 and SESESE S18 T14S R27E. A total of 9.82 CFS/1836 AFA will be diverted from the combined system.

HUNSAKER FAMILY PARTNERSHIP, DBA HUNSAKER FARMS, 561 TERRACE DRIVE; BURLEY ID 83318, has filed Application No. 69166 for changes to the following water rights diverted from GROUND WATER within L2 (NWSWNW) S31 T11S R28E for irrigation of a 1235 acre permissible place of use within S31 and S32 T11S R28E and S36 T11S R27E

Right No. 43-2339C
Priority: 2/27/1950
Use: IRRIGATION (1235 acres)

2.40 CFS/2,476.0 AFA

Right No. 43-2467C
Priority: 12/23/1958
Use: IRRIGATION (1235 acres)

1.78 CFS/2,476.0 AFA

Right No. 43-4002C
Priority: 7/1/1963
Use: IRRIGATION (1235 acres)

1.68 CFS/2,476.0 AFA

Right No. 43-2317C
Priority: 8/14/1948
Use: IRRIGATION (1235 acres)

1.00 CFS/2,476.0 AFA

Right No. 43-2423C
Priority: 3/1/1955
Use: IRRIGATION (1235 acres)

1.64 CFS/2,476.0 AFA

Right No. 43-2510C
Priority: 6/18/1961
Use: IRRIGATION (1235 acres)

1.26 CFS/2,476.0 AFA

Right No. 43-10019
Priority: 6/30/1985
Use: IRRIGATION (1235 acres)

4.83 CFS

The purpose of the transfer is to add two points of diversion (wells) to the rights as follows:

Point(s) of Diversion: L2 (NWSWNW), NWSE S31; SENW S32 T11S R28E

A total of 9.70 CFS/2476 AFA will be diverted from the three wells.

MICHAEL P and DIANA M WHEELER, 2155 E 100 S; DECLO ID 83323 have filed Application No. 69195 for changes to the following water rights diverted from GROUND WATER:

Right No. 43-7192
Priority: 5/16/1983
Use: IRRIGATION (0.82 CFS/172.0 AFA)

Point(s) of Diversion: SENW S25 T10S R26E

Place of Use: 43 acres within S26 T10S R26E

Right No. 43-7129
Priority: 9/13/1978
Use: IRRIGATION (2.80 CFS/560.0 AFA)

Point(s) of Diversion: NWSWNE, NWSWSE S25 T10S R26E

Place of Use: 140 acres within S25 T10S R26E

The purpose of the transfer is to combine the rights in a common delivery system with diversions within NWSWNE, NWSWSE S25 T10S R26E for irrigation of a 183 acre permissible place of use within S25 and S26 T10S R26E. A total of 3.62 CFS/732 AFA will be diverted by the system.

SIX S RANCH, PO BOX 711130; SALT LAKE CITY UT 84171-1130 has filed Application No. 69204 for changes to the following

water right:

Right No. 45-10429
Priority: 8/25/1987
Source: GROUND WATER

Use: STOCKWATER 0.07 CFS
DOMESTIC 0.04 CFS

Total Amount: 0.11 CFS
Point(s) of Diversion: L4 NWNW S2 T11S R25E

Place of Use: S2 T11S R25E

The right is currently diverted from one well; the purpose of the transfer is to hook up a second (existing well) within L4 NWNW S2 T11S R25E to the system.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change 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 for each application on or before August 06, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
Published in the South Idaho Press on July 16 and 23, 2001.

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APR 16 2003

NOTICE OF PROPOSED CHANGES OF WATER RIGHTS

Five transfers have been filed to change water rights diverted in Cassia County.

JODEE and OLETA WILLETT, 2534 S 2400 E; MALTA ID 83342 has amended Application No. 68499 for changes to the following water rights diverted from GROUND WATER as follows:

Right No. 43-4109

Priority: 8/1/1954

Use: IRRIGATION (2.00 CFS/400.0 AFA)

Point(s) of Diversion: SWSWSW S28 T14S R27E

Place of Use: 233 acres within S28 and S29 T14S R27E

Right No. 43-2298

Priority: 2/23/1959

Use: IRRIGATION (3.00 CFS)

Point(s) of Diversion: NWNW S29 T14S R27E

Place of Use: 260 acres within S20, S21, S28 and S29 T14S R27E

Right No. 43-2395

Priority: 6/1/1953

Use: IRRIGATION (2.90 CFS)

STOCKWATER

Point(s) of Diversion: SWNWSW S32 T14S R27E

Place of Use: 145 acres within S29 and S32 T14S R27E

Right No. 43-2416

Priority: 1/21/1955

Use: IRRIGATION (1.60 CFS)

Point(s) of Diversion: SESENW S32 T14S R27E

Place of Use: 80 acres within S32 T14S R27E

Right No. 43-4130

Priority: 4/15/1954

Use: IRRIGATION (1.90 CFS)

Point(s) of Diversion: NWNW S8 T15S R27E

Place of Use: 420 acres within S32 T14S R27E; S5 and S8 T15S R27E

Right No. 43-11200

Priority: 6/30/1985

Use: IRRIGATION (3.00 CFS)

Point(s) of Diversion: NENWNE, SENWNE S29 T14S R27E

Place of Use: 125 acres within S20, S21 and S28 T14S R27E

Right No. 43-4111

Priority: 8/1/1958

Use: IRRIGATION (1.35 CFS/552.0 AFA)

Point(s) of Diversion: SESENW, SWNWSW S32 T14S R27E

Place of Use: 363 acres within S29 and S32 T14S R27E

Right No. 43-2282

Priority: 4/28/1941

Use: IRRIGATION (0.90 CFS/180.0 AFA)

Point(s) of Diversion: SWSWSW S28 T14S R27E

Place of Use: 233 acres within S28 and S29 T14S R27E

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APR 16 2003

Right No. 43-10500

Priority: 6/30/1985

Use: IRRIGATION (1.09 CFS)

Point(s) of Diversion: SWSWSW S28 T14S R27E

Place of Use: 233 acres within S28 and S29 T14S R27E

The purpose of the transfer is to split 38 acres (0.50 cfs) from right 43-4130 and combine with others listed above and divert in a common distribution system supplied by five wells within SWSWSW S28; NENWNE, SENWNE S29; SESENW; SWNWSW S32 T14S R27E for irrigation of a 1080 acre permissible place of use within S20, S21, S28, S29 and S32 T14S R27E. A total of 12.25 CFS/3224 AFA will be associated with the system.

PETER J and SYLVIA GRUSH, 2025 S HWY 81; MALTA ID 83342 have filed Application No. 68938. The transfer involves two farms supplied water from both RAFT RIVER and GROUND WATER as follows:

FARM #1 RAFT RIVER RIGHTS as listed below are diverted within SWSWSE S7; NWNWSW S20 T14S R27E for irrigation of lands in S7 T14S R27E:

Right No. 43-165C

Priority: 4/1/1871

Use: IRRIGATION (229 acres) 0.61 CFS/75.0 AFA

Right No. 43-168C

Priority: 4/1/1879

Use: IRRIGATION (229 acres) 1.83 CFS/333.9 AFA

Right No. 43-169E

Priority: 6/1/1879

Use: IRRIGATION (229 acres) 1.37 CFS/497.3 AFA

Right No. 43-178D

Priority: 12/12/1911

Use: IRRIGATION (229 acres) 3.20 CFS/916.0 AFA

Right No. 43-11291

Priority: 4/1/1871

Use: IRRIGATION (229 acres) 0.10 CFS/12.3 AFA

Right No. 43-172C

Priority: 4/1/1879

Use: IRRIGATION (229 acres) 0.61 CFS/221.4 AFA

Right No. 43-10789

Priority: 4/1/1871

Use: IRRIGATION (229 acres) 1.41 CFS/254.5 AFA

Right No. 43-11292

Priority: 4/1/1871

Use: IRRIGATION (229 acres) 0.10 CFS/42.2 AFA

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FARM #1 GROUND WATER RIGHTS as listed below are diverted within SWSESE S7 T14S R27E for irrigation of lands in S7 T14S R27E:

Right No. 43-2367

Priority: 10/23/1951

Use: IRRIGATION (229 acres) 2.18 CFS/584.0 AFA

Right No. 43-2456

Priority: 2/18/1957

Use: IRRIGATION (229 acres) 1.60 CFS/916.0 AFA

FARM #2 RAFT RIVER RIGHTS as listed below are diverted within SWSWNE S18 T14S R27E for irrigation of lands within S18 T14S R27E:

Right No. 43-10608

Priority: 12/12/1911

Use: IRRIGATION (230 acres) 3.20 CFS

Right No. 43-11287

Priority: 4/1/1881

Use: IRRIGATION (230 acres) 0.67 CFS

Right No. 43-11286

Priority: 4/1/1881

Use: IRRIGATION (230 acres) 0.46 CFS

Right No. 43-11283

Priority: 4/1/1871

Use: IRRIGATION (230 acres) 0.17 CFS

Right No. 43-11284

Priority: 4/1/1871

Use: IRRIGATION (230 acres) 0.50 CFS

Right No. 43-11285

Priority: 4/1/1871

Use: IRRIGATION (230 acres) 0.24 CFS

FARM #2 GROUND WATER RIGHTS as listed below are diverted within SESENE and SESESE S18 T14S R27E for irrigation of lands within S18 T14S R27E:

Right No. 43-2414

Priority: 12/8/1954

Use: IRRIGATION (230 acres) 3.10 CFS/792.0 AFA

Right No. 43-10605

Priority: 6/30/1985

Use: IRRIGATION (230 acres) 0.43 CFS

The purpose of the transfer is to combine the two farms into a common delivery system with permissible place of use of 459 acres within S7 and S18 T14S R27E for all rights listed above. The RAFT RIVER RIGHTS will be diverted from a pump on the river within SWSWSE S7 T14S R27E and the GROUND WATER RIGHTS will be diverted from two wells within SWSESE S7 and SESESE S18 T14S R27E. A total of 9.82 CFS/1836 AFA will be diverted from the combined system.

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APR 15 2003

HUNSAKER FAMILY PARTNERSHIP, DBA HUNSAKER FARMS, 561 TERRACE DRIVE; BURLEY ID 83318, has filed Application No. 69166 for changes to the following water rights diverted from GROUND WATER within L2 (NWSWNW) S31 T11S R28E for irrigation of a 1235 acre permissible place of use within S31 and S32 T11S R28E and S36 T11S R27E

Right No. 43-2339C

Priority: 2/27/1950

Use: IRRIGATION (1235 acres) 2.40 CFS/2,476.0 AFA

Right No. 43-2467C

Priority: 12/23/1958

Use: IRRIGATION (1235 acres) 1.78 CFS/2,476.0 AFA

Right No. 43-4002C

Priority: 7/1/1963

Use: IRRIGATION (1235 acres) 1.68 CFS/2,476.0 AFA

Right No. 43-2317C

Priority: 8/14/1948

Use: IRRIGATION (1235 acres) 1.00 CFS/2,476.0 AFA

Right No. 43-2423C

Priority: 3/1/1955

Use: IRRIGATION (1235 acres) 1.64 CFS/2,476.0 AFA

Right No. 43-2510C

Priority: 6/18/1961

Use: IRRIGATION (1235 acres) 1.26 CFS/2,476.0 AFA

Right No. 43-10019

Priority: 6/30/1985

Use: IRRIGATION (1235 acres) 4.83 CFS

The purpose of the transfer is to add two points of diversion (wells) to the rights as follows:

Point(s) of Diversion: L2 (NWSWNW), NWSE S31; SENW S32 T11S R28E

A total of 9.70 CFS/2476 AFA will be diverted from the three wells.

MICHAEL P and DIANA M WHEELER, 2155 E 100 S; DECLO ID 83323 have filed Application No. 69195 for changes to the following water rights diverted from GROUND WATER:

Right No. 43-7192

Priority: 5/16/1983

Use: IRRIGATION (0.82 CFS/172.0 AFA)

Point(s) of Diversion: SENW S25 T10S R26E

Place of Use: 43 acres within S26 T10S R26E

Right No. 43-7129

Priority: 9/13/1978

Use: IRRIGATION (2.80 CFS/560.0 AFA)

Point(s) of Diversion: NWSNW, NWSWSE S25 T10S R26E

Place of Use: 140 acres within S25 T10S R26E

The purpose of the transfer is to combine the rights in a common delivery system with diversions within NWSNW, NWSWSE S25 T10S R26E for irrigation of a 183 acre permissible place of use within S25 and S26 T10S R26E. A total of 3.62 CFS/732 AFA will be diverted by the system.

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SIX S RANCH, PO BOX 711130; SALT LAKE CITY UT 84171-1130 has filed Application No. 69204 for changes to the following water right:

Right No. 45-10429

Priority: 8/25/1987

Source: GROUND WATER

Use: STOCKWATER 0.07 CFS

DOMESTIC 0.04 CFS

Total Amount: 0.11 CFS

Point(s) of Diversion: L4 NWNW S2 T11S R25E

Place of Use: S2 T11S R25E

The right is currently diverted from one well; the purpose of the transfer is to hook up a second (existing well) within L4 NWNW S2 T11S R25E to the system.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the proposed change 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 for each application on or before August 06, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

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APR 16 2003



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

July 6, 2001

ATTN KAY MOORE
Legal Notice Department
SOUTH IDAHO PRESS
230 E MAIN ST
BURLEY ID 83318

Dear Ms. Moore:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before August 6, 2001. Your cooperation is appreciated.

Sincerely

Mary A. Baldwin
Administrative Assistant

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