

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 68533
5850AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Rocky Mountain Land & Cattle, LLC Phone (208) 523-0620Post Office address c/o Holden, Kidwell, Hahn & Crapo - P.O. Box 50130, Idaho Falls, ID 83405

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes More efficient irrigation by means of additional
pivot sprinkler systems.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
61-349	4/1/1876	1.20	Irrigation	3/15	to 11/15
61-353	4/1/1891	1.12	Irrigation	3/15	to 11/15
61-356	1/7/1901	6.40	Irrigation	3/15	to 11/15
61-357	1/7/1901	490afa	Irrigation Storage	1/1	to 12/31
61-357	1/7/1901	490afa	Irrigation from Storage	3/15	to 11/15
61-357	1/7/1901	13.60	Diversion to Storage	10/15	to 7/1
61-2242	7/28/1966	0.94	Irrigation	4/1	to 10/31
61-2243	7/26/1966	1.60	Irrigation	4/1	to 10/31
61-7231	10/4/1968	1.20	Irrigation	4/1	to 10/31
37-20344	1/25/1904	0.88	Irrigation	4/15	to 10/15

2. Total amount of water being transferred 26.94 cubic feet per second and/or 490 acre-feet per annum.
3. Source of water King Hill Creek for 61-349, 61-353, 61-356, 61-357 tributary to Snake River
3. Source of water Ground water for 61-2242, 61-2243, 61-7231, 61-357 tributary to _____
3. Source of water Clover Creek for 61-20344 tributary to Snake River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	SW	26	4S	10E	Elmore	61-349, 353, 356, 357
	NE	SW	NE	6	5S	11E	Elmore	61-2242, 2243, 7231
	NE	SW	NE	6	5S	11E	Elmore	37-20344

5. Lands irrigated or 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	
5S	10E	1	36	35	28	40									37	4		9	189
		12	4																4
5S	11E	5									27	25	40	28					120
		6		34	22	14	38	29	31	40	40	31	20	26	34	38	23	32	452
		7	6		8	17	14	17							4				66
		8						17	5		8								30

Total acres 861

6. General Information:

- a. Description of diversion system Headgates, ditches, reservoir, pumps and mainline for surface water rights; well and pump for groundwater rights
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No 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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:
Some of the land now irrigated will be dry and some of the presently dry land will be irrigated because of the configuration of the pivots. There will be no change in total acres 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 _____, 2000.

SCANNED

SEP 22 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 2(ATTACH ONE COPY FOR EACH RIGHT)
SEE ATTACHMENTS FOR IDWR RECOMMENDATION OR SRBA CLAIM

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____.
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of Water _____ tributary to _____

4. Date of priority _____

5. Water is used for the following purpose:
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

SCANNED

Total Acres _____

9. Describe any ~~SEP 26 2009~~ water rights used for the same purpose as described above _____

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-349

WATER RIGHT NUMBER: 61-349

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	E M KIMBROUGH
	, ZZ
Current Owner	JOE T SHELBY
	PO BOX 367
	KING HILL, ID 83633

Priority Date: 04/01/1876

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
KING HILL CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.200 CFS	
	<u>Total Diversion:</u>	1.200 CFS	

Location of Point(s) of Diversion

KING HILL CREEK	NW1/4SW1/4	Sec. 26, Twp 04S, Rge 10E, B.M.
ELMORE County		
KING HILL CREEK	NE1/4SE1/4	Sec. 27, Twp 04S, Rge 10E, B.M.
ELMORE 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	
05S	10E	1	38.0																38.0
05S	11E	6		39.0		30.0	40.0	13.0											122.0

Total Acres: 160

Conditions of Approval:Remarks:

1. General TRANS. 1757.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-349

Comments:Dates and Other Information:

Licensed Date:
Decreed Date: 6/2/1904
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Hiram Canfield, et al
Decree Plaintiff: E M Kimbrough
Civil Case Number:
Judicial District: Fourth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Adjudication Recommendation Report 61-349 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	E M KIMBROUGH

	, ZZ
Current Owner	ROCKY MOUNTAIN LAND & CATTLE LLC C/O HOLDEN KIDWELL HAHN CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Original Owner	JOE T SHELBY PO BOX 367 KING HILL, ID 83633

Basis: Decreed

Status:

<u>Source</u>	<u>Tributary</u>
KING HILL CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.200 CFS	
	Total Diversion:	1.200 CFS	

KING HILL CREEK NW1/4NW1/4SW1/4 Sec. 26, Twp 04S, Rge 10E, B.M.
ELMORE County

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-349 V1

Total Acres: 669.2

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	9/13/2002 2:48:06 PM	dshaff			

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	9/13/2002 2:48:07 PM	dshaff	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-353

WATER RIGHT NUMBER: 61-353

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOE T SHELBY PO BOX 367 KING HILL, ID 83633
Original Owner	HIRAM CANFIELD
	, ZZ
Original Owner	MARY CANFIELD
	, ZZ

Priority Date: 04/01/1891

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
KING HILL CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.120 CFS	
	<u>Total Diversion:</u>	1.120 CFS	

Location of Point(s) of Diversion

KING HILL CREEK	NE1/4SE1/4	Sec. 27, Twp 04S, Rge 10E, B.M.
ELMORE County		
KING HILL CREEK	NW1/4SW1/4	Sec. 26, Twp 04S, Rge 10E, B.M.
ELMORE 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	
05S	10E	1	38.0																38.0
05S	11E	6		14.0			40.0	28.0											82.0

Total Acres: 120

Conditions of Approval:Remarks:

- General TRANS. 1757.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-353

Comments:Dates and Other Information:

Licensed Date:
Decreed Date: 6/2/1904
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 61A
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Hiram Canfield, et al
Decree Plaintiff: E M Kimbrough
Civil Case Number:
Judicial District: Fourth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Adjudication Claim Report 61-353

WATER RIGHT NUMBER: 61-353

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HIRAM CANFIELD
	, ZZ
Original Owner	MARY CANFIELD
	, ZZ
Current Owner	ROCKY MOUNTAIN LAND & CATTLE LLC C/O HOLDEN KIDWELL HAHN CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Original Owner	JOE T SHELBY PO BOX 367 KING HILL, ID 83633

Status: Active

SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.120 CFS	
	Total Diversion:	1.120 CFS	

KING HILL CREEK NW1/4NW1/4SW1/4 Sec. 26, Twp 04S, Rge 10E, B.M.
ELMORE County

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 61-353

05S 11E 8	3.2	19.0	22.2
-----------	-----	------	------

Total Acres: 669.2

Conditions of Approval:Remarks:

1. OTHER WATER RIGHTS USED AT THE SAME PLACE AND FOR THE SAME PURPOSE AS DESCRIBED ABOVE ARE 61-349, 94-356, 61-357, 61-2242, 61-2243 AND 61-7231. ALSO WATER SUPPLIED BY KING HILL IRRIGATION DISTRICT.

Comments:Dates and Other Information:

Claim Received Date: 7/9/2001
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 61-356 V1

WATER RIGHT NUMBER: 61-356 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	KENT W FOSTER HOLDEN KIDWELL HAHN & CRAPO 330 SHOUP AVE PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620
Directors Report Owner	BARBER-CAVEN RANCHES PITCH FORK RANCH 6874 FAIRVIEW RD BOISE, ID 83704 (208)322-5600
Current Owner	ROCKY MOUNTAIN LAND & CATTLE LLC C/O HOLDEN KIDWELL HAHN CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Original Owner	VICTOR WALKER , ID

Priority Date: 01/07/1901

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
KING HILL CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	6.400 CFS	
	<u>Total Diversion:</u>	6.400 CFS	

Location of Point(s) of Diversion

KING HILL CREEK
ELMORE County

SW1/4NE1/4

Sec. 34, Twp 04S, Rge 10E, B.M.

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	
05S	10E	1	40.1	40.0	30.0	40.2									31.0	1.4		8.4	191.1
05S	10E	12	6.0																6.0
05S	11E	5									28.0	31.0	40.0	14.0		3.7			116.7

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-356 V1

05S 11E 6		34.0	12.5	13.0		41.0	31.3	30.1	40.0		40.0	31.0	20.0	9.1		33.0	32.0	20.0	30.5		417.5
05S 11E 7		1.7					12.0														13.7
05S 11E 8						3.2	19.0														22.2

Total Acres: 767.2

Conditions of Approval:

1. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
2. W03 USE OF THIS RIGHT IS COMBINED WITH WATER FROM KING HILL IRRIGATION DISTRICT.

Remarks:

1. Place of Use THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE
- Irrigation DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 767.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00357, 61-02242, 61-02243, 61-07231.

Comments:

1. SBOCK 10/27/1998 PPU

Comment: MET WITH JIM CHAMBERS, PROPERTY MANAGER, AND JUAN, RANCH MANAGER ON 10/23/1998. DISCUSSED THE POU AND THE WAY THE SYSTEM OPERATES THEY AGREED THAT THE ENTIRE SYSTEM, OTHER THAN THE NORTHERN MOST PARCEL, 98 ACRES, CAN BE IRR. WITH KING HILL CR. WATER, G.W., OR KING HILL IRR. DIST. WATER. THE NORTH MOST PARCEL CAN ONLY GET KING HILL CR. WATER. THEY AGREED TO THE PPU. I AM RECOMMENDING ALL 767.2 ACRES AS A PPU UNDER THIS RIGHT AND 61-00357. THE G.W. RIGHTS WILL ALSO SHOW A PPU, WITH THE EXCEPTION OF THE 98 ACRES. THE PPU WILL SHOW MORE ACRES THAN CLAIMED IN BASIN 61, BUT THIS INCLUDES IRR. ACRES WHERE WATER IS COMINGLED WITH KING HILL IRR DIST. I AM NOT INCLUDING KING HILL IRR. DIST WATER ON ACRES WHICH ARE NOT SERVICED BY OTHER MEANS.

2. AJU10-JS 11/21/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

3. DBUFFING 2/25/1999 NAME CHANGE - OWNERSHIP CHANGE

Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.

4. SSHERMAN 2/29/2000 NOTICE OF APPEARANCE

Comment: NOA REC'D 2/28/00 FROM KENT FOSTER REPRESENTING ROCKY MOUNTAIN LAND & CATTLE.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 61-356 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number: 61F
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

SubCase:

SubCase Number: 61-356
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned: SUSAN E HAMLIN-NYGARD
Adjudication Agent:
Basis of Claim:
Date Filed: 6/15/1999 Objection Status: Active

Adjudication Recommendation Report 61-357 V1

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-357 V1

05S 11E 5										28.0	31.0	40.0	14.0		3.7		116.7
05S 11E 6		34.0	12.5	13.0	41.0	31.3	30.1	40.0	40.0	31.0	20.0	9.1	33.0	32.0	20.0	30.5	417.5
05S 11E 7	1.7					12.0											13.7
05S 11E 8					3.2	19.0											22.2

Total Acres: 767.2

Conditions of Approval:

1. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
2. W03 USE OF THIS RIGHT IS COMBINED WITH WATER FROM KING HILL IRRIGATION DISTRICT.

Remarks:

1. Place of Use THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE
- Irrigation DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 767.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:61-00356, 61-02242, 61-02243, 61-07231.

Comments:

1. SBOCK 10/28/1998 PPU

Comment: MET WITH JIM CHAMBERS, PROPERTY MANAGER, AND JUAN, RANCH MANAGER ON 10/23/1998. DISCUSSED THE POU AND THE WAY THE SYSTEM OPERATES THEY AGREED THAT THE ENTIRE SYSTEM, OTHER THAN THE NORTHERN MOST PARCEL, 98 ACRES, CAN BE IRR. WITH KING HILL CR. WATER, G.W., OR KING HILL IRR. DIST. WATER. THE NORTH MOST PARCEL CAN ONLY GET KING HILL CR. WATER. THEY AGREED TO THE PPU. I AM RECOMMENDING ALL 767.2 ACRES A A PPU UNDER THIS RIGHT AND 61-00356. THE G.W. RIGHTS WILL ALSO SHOW A PPU, WITH THE EXCEPTION OF THE 98 ACRES. THE PPU WILL SHOW MORE ACRES THAN CLAIMED IN BASIN 61, BUT THIS INCLUDES IRR. ACRES WHERE WATER IS COMINGLED WITH KING HILL IRR. DIST. I AM NOT INCLUDING KING HILL IRR. DIST WATER ON ACRES WHICH ARE NOT SERVICED BY OTHER MEANS.

2. AJU10-JS 11/21/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

3. DBUFFING 2/25/1999 NAME CHANGE - OWNERSHIP CHANGE

Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.

4. SSHERMAN 2/29/2000 NOTICE OF APPEARANCE

Comment: NOA REC'D 2/28/00 FROM KENT FOSTER REPRESENTING ROCKY MOUNTAIN LAND & CATTLE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-357 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number: 61F
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

SubCase:

SubCase Number: 61-357
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned: SUSAN E HAMLIN-NYGARD
Adjudication Agent:
Basis of Claim:
Date Filed: 6/15/1999 Objection Status: Active

Adjudication Recommendation Report 61-2242 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROCKY MOUNTAIN LAND & CATTLE LLC C/O HOLDEN KIDWELL HAHN CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Attorney	KENT W FOSTER HOLDEN KIDWELL HAHN & CRAPO 330 SHOUP AVE PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620
Original Owner	WILLIAM W KNOX , ID
Original Owner	SHELBY'S LAND & CATTLE INC TWIN FALLS, ID 83301
Directors Report Owner	BARBER-CAVEN RANCHES PITCH FORK RANCH 6874 FAIRVIEW RD BOISE, ID 83704 (208)322-5600

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.940 CFS	235.00 AF
	Total Diversion:	0.940 CFS	235.00 AF

GROUND WATER NE1/4SW1/4NE1/4 Sec. 6, Twp 05S, Rge 11E, B.M.
ELMORE County

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-2242 V1

05S 11E 5						28.0	31.0	40.0	14.0		3.7		116.7								
05S 11E 6		14.0	12.5	13.0		11.0	9.3	30.1	40.0		40.0	31.0	20.0	9.1		33.0	32.0	20.0	30.5		345.5
05S 11E 7		1.7				12.0															13.7
05S 11E 8						3.2	19.0														22.2

Total Acres: 669.2

Conditions of Approval:

1. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
2. W03 USE OF THIS RIGHT IS COMBINED WITH WATER FROM KING HILL IRRIGATION DISTRICT.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 47 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 669.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:61-00357, 61-00356, 61-02243, 61-07231.
2. 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.
3. Quantity USE OF THIS RIGHT WITH RIGHT NO. 61-02243 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.54 CFS.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-2242 V1

Comments:

1. SBOCK 10/28/1998 PPU

Comment: THIS WATER CAN BE COMBINED WITH KING HILL IRR. DIST WATER AND KING HILL CREEK TO COVER 669.2 ACRES OF LAND. THE NORTHERN MOST ACRES, 98, ARE COVERED UNDER 61-00356 AND 61-00357 AS G.W. AND IRR. DIST. WATER CAN NOT REACH THOSE ACRES. MY RECOMMENDATION DOES NOT INCLUDE ANY ACRES IRR BY KING HILL IRR. DIST. WHICH CAN NOT BE COMINGLED WITH CLAIMANT'S OTHER WATER RIGHTS.

2. AJU10-JS 11/21/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

3. DBUFFING 2/25/1999 NAME CHANGE - OWNERSHIP CHANGE

Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.

4. SSHERMAN 2/29/2000 NOTICE OF APPEARANCE

Comment: NOA REC'D 2/28/00 FROM KENT FOSTER REPRESENTING ROCKY MOUNTAIN LAND & CATTLE.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

SubCase:

SubCase Number: 61-2242

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned: SUSAN E HAMLIN-NYGARD

Adjudication Agent:

Basis of Claim:

Date Filed: 6/15/1999 Objection Status: Active

Adjudication Recommendation Report 61-2243 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	KENT W FOSTER HOLDEN KIDWELL HAHN & CRAPO 330 SHOUP AVE PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620
Original Owner	SHELBY'S LAND & CATTLE INC TWIN FALLS, ID 83301
Original Owner	WILLIAM W KNOX , ID
Current Owner	ROCKY MOUNTAIN LAND & CATTLE LLC C/O HOLDEN KIDWELL HAHN CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Directors Report Owner	BARBER-CAVEN RANCHES PITCH FORK RANCH 6874 FAIRVIEW RD BOISE, ID 83704 (208)322-5600

Status: Active

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	1.600 CFS	400.00 AF
	Total Diversion:	1.600 CFS	400.00 AF

GROUND WATER NE1/4SW1/4NE1/4 Sec. 6, Twp 05S, Rge 11E, B.M.
ELMORE County

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-2243 V1

05S 11E 5						28.0	31.0	40.0	14.0		3.7		116.7								
05S 11E 6		14.0	12.5	13.0		11.0	9.3	30.1	40.0		40.0	31.0	20.0	9.1		33.0	32.0	20.0	30.5		345.5
05S 11E 7		1.7					12.0														13.7
05S 11E 8						3.2	19.0														22.2

Total Acres: 669.2

Conditions of Approval:

1. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
2. W03 USE OF THIS RIGHT IS COMBINED WITH WATER FROM KING HILL IRRIGATION DISTRICT.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 669.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00357, 61-00356, 61-02242, 61-07231.
2. 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.
3. Quantity USE OF THIS RIGHT WITH RIGHT NO. 61-02242 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.54 CFS.

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 61-2243 V1

Comments:

1. SBOCK 10/28/1998 PPU
 Comment: THIS WATER CAN BE COMBINED WITH KING HILL IRR. DIST WATER AND KING HILL CR. TO COVER 669.2 ACRES OF LNAD. THE NORTHERN MOST ACRES, 98, ARE COVERED UNDER 61-00356/357 AS G.W. AND IRR. DIST WATER CAN NOT REACH THOSE ACRES. MY RECOMMENDATION DOES NOT INCLUDE ANY ACRES IRR BY KING HILL IRR. DIST. WHICH CAN NOT BE COMINGLED WITH CLAIMANT'S OTHER WATER RIGHTS.
2. AJU10-JS 11/21/1998 AJU10 CONDITION UPDATE
 Comment: CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. DBUFFING 2/25/1999 NAME CHANGE - OWNERSHIP CHANGE
 Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.
4. SSHERMAN 2/29/2000 NOTICE OF APPEARANCE
 Comment: NOA REC'D 2/28/00 FROM KENT FOSTER REPRESENTING ROCKY MOUNTAIN LAND & CATTLE.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

SubCase:

SubCase Number: 61-2243
 Class: 1
 SF5 Filed Date:
 Special Master Recorn Signed Date:
 Attorney Assigned: SUSAN E HAMLIN-NYGARD
 Adjudication Agent:
 Basis of Claim:
 Date Filed: 6/15/1999 Objection Status: Active

Adjudication Recommendation Report 61-7231 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	KENT W FOSTER HOLDEN KIDWELL HAHN & CRAPO 330 SHOUP AVE PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620
Current Owner	ROCKY MOUNTAIN LAND & CATTLE LLC C/O HOLDEN KIDWELL HAHN CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Original Owner	JOE T SHELBY 2406 HILLCREST DR TWIN FALLS, ID 83301 (208)733-7629
Directors Report Owner	BARBER-CAVEN RANCHES PITCH FORK RANCH 6874 FAIRVIEW RD BOISE, ID 83704 (208)322-5600
Original Owner	WILLIAM W KNOX EST

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	1.200 CFS	300.00 AF
	Total Diversion:	1.200 CFS	300.00 AF

GROUND WATER NE1/4SW1/4NE1/4 Sec. 6, Twp 05S, Rge 11E, B.M.
ELMORE County

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-7231 V1

05S 11E 5						28.0	31.0	40.0	14.0		3.7		116.7								
05S 11E 6		14.0	12.5	13.0		11.0	9.3	30.1	40.0		40.0	31.0	20.0	9.1		33.0	32.0	20.0	30.5		345.5
05S 11E 7		1.7					12.0														13.7
05S 11E 8						3.2	19.0														22.2

Total Acres: 669.2

Conditions of Approval:

1. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
2. W03 USE OF THIS RIGHT IS COMBINED WITH WATER FROM KING HILL IRRIGATION DISTRICT.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 669.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:61-00357, 61-00356, 61-02242, 61-02243.
2. 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.

Comments:

1. AJU10-JS 11/21/1998 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
2. DBUFFING 2/25/1999 NAME CHANGE - OWNERSHIP CHANGE
Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.
3. SSHERMAN 2/29/2000 NOTICE OF APPEARANCE
Comment: NOA REC'D 2/28/00 FROM KENT FOSTER REPRESENTING ROCKY MOUNTAIN LAND & CATTLE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 61-7231 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

SubCase:

SubCase Number: 61-7231
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned: SUSAN E HAMLIN-NYGARD
Adjudication Agent:
Basis of Claim:
Date Filed: 6/15/1999 Objection Status: Active

08/28/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20344 V1

WATER RIGHT NUMBER: 37-20344 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROCKY MOUNTAIN LAND & CATTLE LLC C/O HOLDEN KIDWELL HAHN CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620

Priority Date: 01/25/1904

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
CLOVER CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.880 CFS	132.00 AF
	<u>Total Diversion:</u>	0.880 CFS	132.00 AF

Location of Point(s) of Diversion

CLOVER CREEK	L1 (NW1/4SW1/4)	Sec. 8,	Twp 05S,	Rge 11E, B.M.
ELMORE 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	
05S	11E	7			8.7 L 4	17.0										5.2 L 5			30.9
05S	11E	8					4.4				8.7 L 1								13.1

Total Acres: 44

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20344 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: RECEIVED - RECOMMENDATION CHANGED
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	9/8/2000 4:20:20 PM	djones			Active
Priority Date	9/8/2000 4:22:16 PM	djones			Active
POD	9/8/2000 4:25:22 PM	djones			Active
Source	9/8/2000 4:27:17 PM	djones			Active
Use	9/8/2000 5:03:16 PM	djones			Active
Quantity	9/8/2000 5:07:29 PM	djones			Active
POU	9/8/2000 5:07:39 PM	djones			Active
Season	9/8/2000 5:07:41 PM	djones			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	9/8/2000 4:20:13 PM	djones	1. Appointment has not been scheduled. Comment for 1: Initial field review completed already.
Priority Date	9/8/2000 4:22:14 PM	djones	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20344 V1

POD	9/8/2000 4:25:20 PM	djones	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (NO) The claimed Point of Diversion can not be verified using the water right file. 4. (NO) There is not evidence that there has been a change in the Point of Diversion. 6. (NO) The file does not contain all the necessary information to verify the POD. Comment for 6: Field review. 7. (NO) A transfer was not filed. 8. (NO) Point of Diversion remark was not required.
Source	9/8/2000 4:27:15 PM	djones	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (NO) The claimed source can not be verified using the water right file. 4. (NO) There is not evidence that there has been a change in the Source. 7. (NO) The file does not contain all of the necessary information to verify the source. Comment for 7: Field review completed. 8. (YES) The source is surface water. 9. (YES) The source is a standard source. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
Use	9/8/2000 5:03:14 PM	djones	1. (NO) The basis of claim is not beneficial use. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.
Quantity	9/8/2000 5:07:27 PM	djones	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (YES) The parent right has a diversion rate and/or diversion volume. 4. (NO) The claimed diversion rate and/or volume can not be verified using the water right file. 5. (NO) A flow measurement was not required. Comment for 5: 1"/ACRE DUTY. 6. (NO) The source is not ground water and the purpose of use does not require a diversion volume limit. 7. (NO) The parent right does not have an annual diversion volume limit. 9. (NO) Quantity remark was not required. 10. (NO) Quantity condition was not required.
POU	9/8/2000 5:07:37 PM	djones	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (NO) The Parent Right does not have a POU. 5. (NO) There is no evidence that there has been a change in the POU. 9. (NO) The file does not contain all the necessary information to verify the POU. Comment for 9: GIS, USGS OPQ, Field verification. 12. (NO) POU remark was not required. 13. (NO) POU condition was not required.
Season	9/8/2000 5:07:39 PM	djones	1. (NO) The basis of claim is not beneficial use.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No. If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED (If the entire right is to be changed by the applicant, omit part B and C)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

SCANNED

Total Acres _____

SEP 22 2003

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

- A. Draw a map or attach a USGS map indication the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED MAP

SCALE: 2 inches equal 1 mile. Draw plan in ink.

SCANNED
SEP 22 2003

B. CHANGES IN NATURE OF USE

- | <u>New Nature of Use</u> | <u>Amount</u>
(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|--------------------------|------------------------------|------------------------|----------------------|
| _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ to _____ |
- Quantity and quality of return flows and location of discharge:
No change

- Describe effects on other water uses resulting from the proposed change:
No effects

I hereby asset 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.

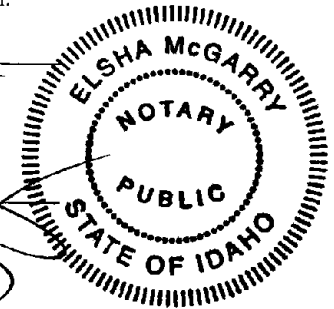
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 6TH day of June 2003

Roger Bae
(Signature of Applicant)

[Signature]
Notary Public

My Commission Expires 4/13/05

**FOR DEPARTMENT USE ONLY**

Transfer contains 6 pages and 2 attachments

Received by LG Date 7/2/03 Protest filed by _____

Prelim. check by LG Fee \$89.20 (W030667) + \$100 (W026111) received 9/25/00

Receipted by KG Date 7/2/03

Published in Statewide & mt n Home News Copies of protest forwarded by _____

Pub. dates 1-15 + 22-04 1-21 + 28-04 Hearing held by _____ Date _____

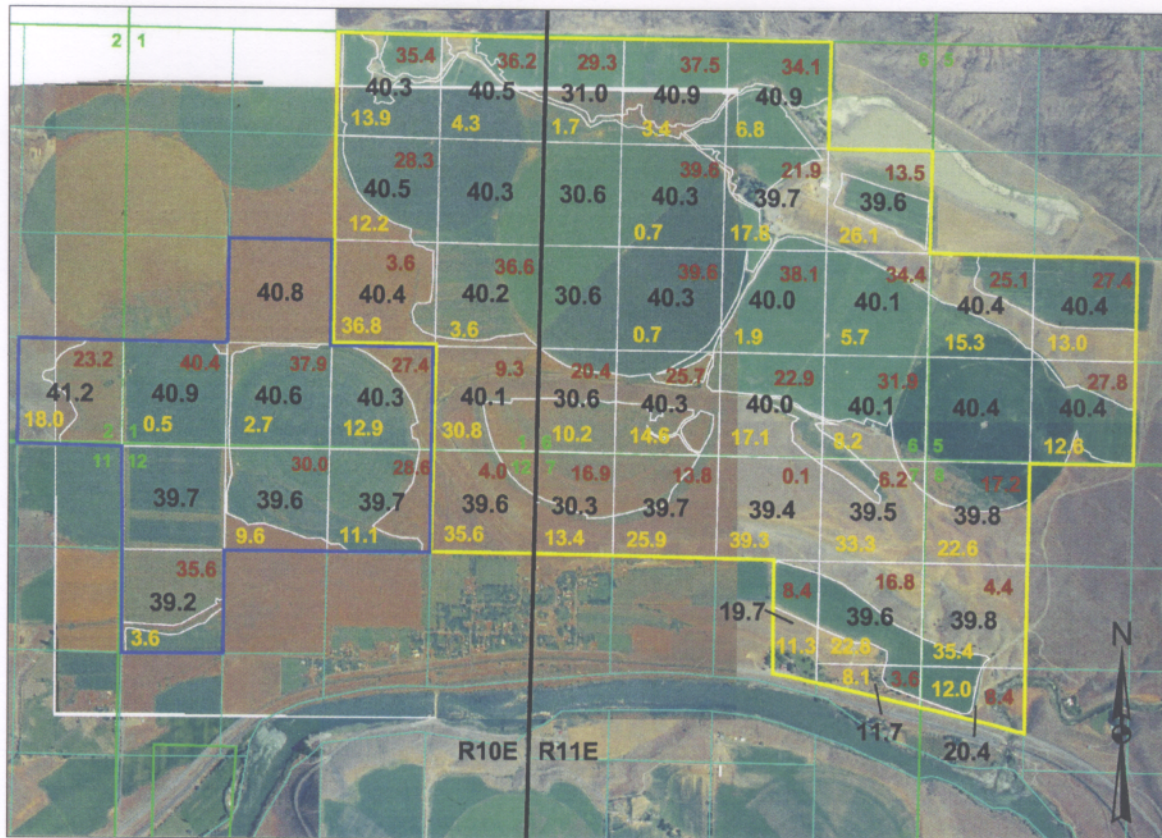
Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd _____ by _____

Copy of transfer sent to lien holder _____

SEP 22 2003

Rocky Mountain Land and Cattle Irrigated Acres - 05S, 10E and 05S, 11E



- Source Water = Groundwater & King Hill Creek
- Source Water = King Hill Irrigation District
- 26.2 Irrigated Acres
- 26.2 Non Irrigated Acres
- Township Boundary
- Section Boundary
- Quarter Section Boundary

Rectified FSA Aerial Photos, 2002
Brockway Engineering, PLLC
ALR January 27, 2003 - Revised JCH 1/15/04

