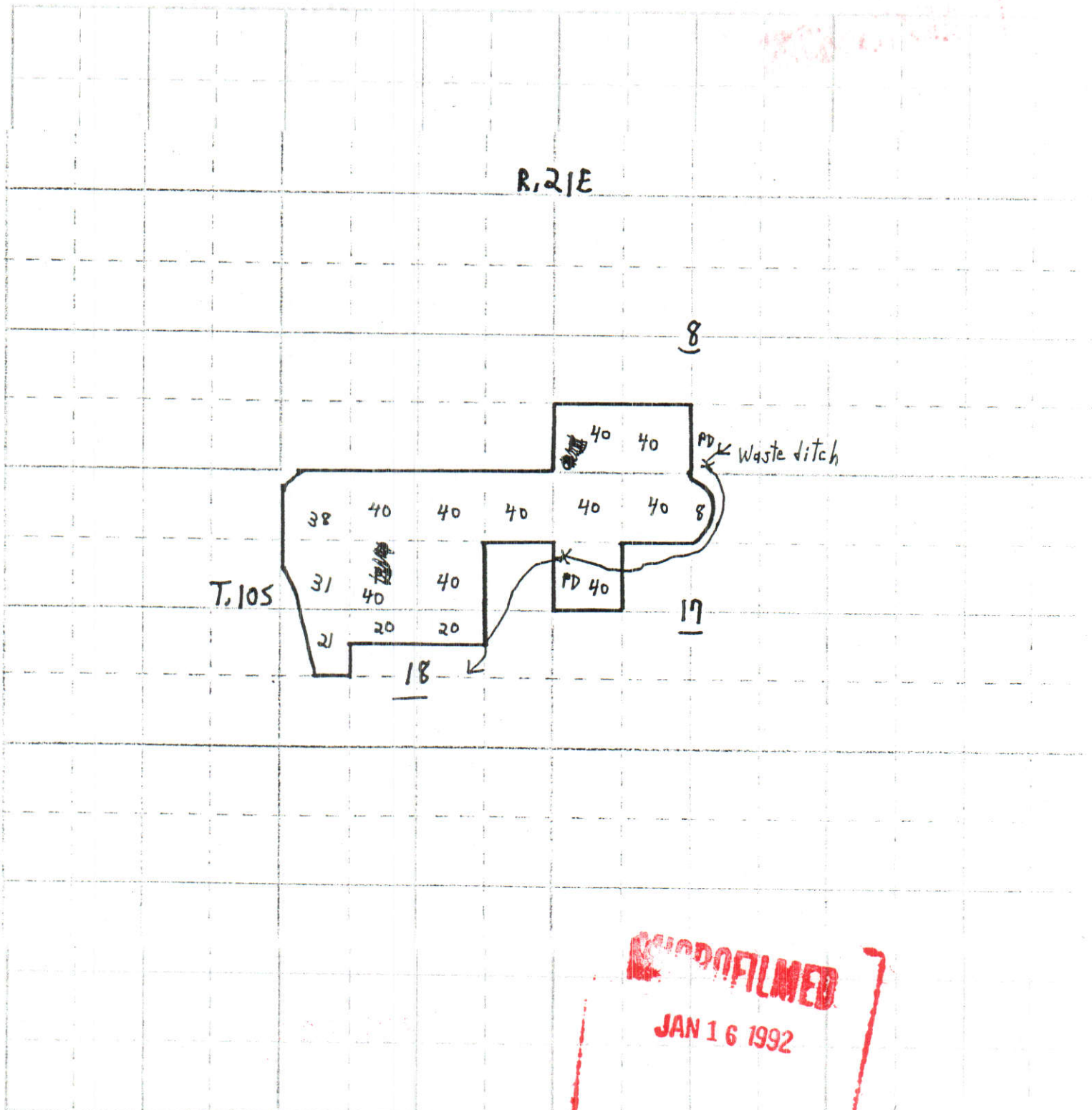


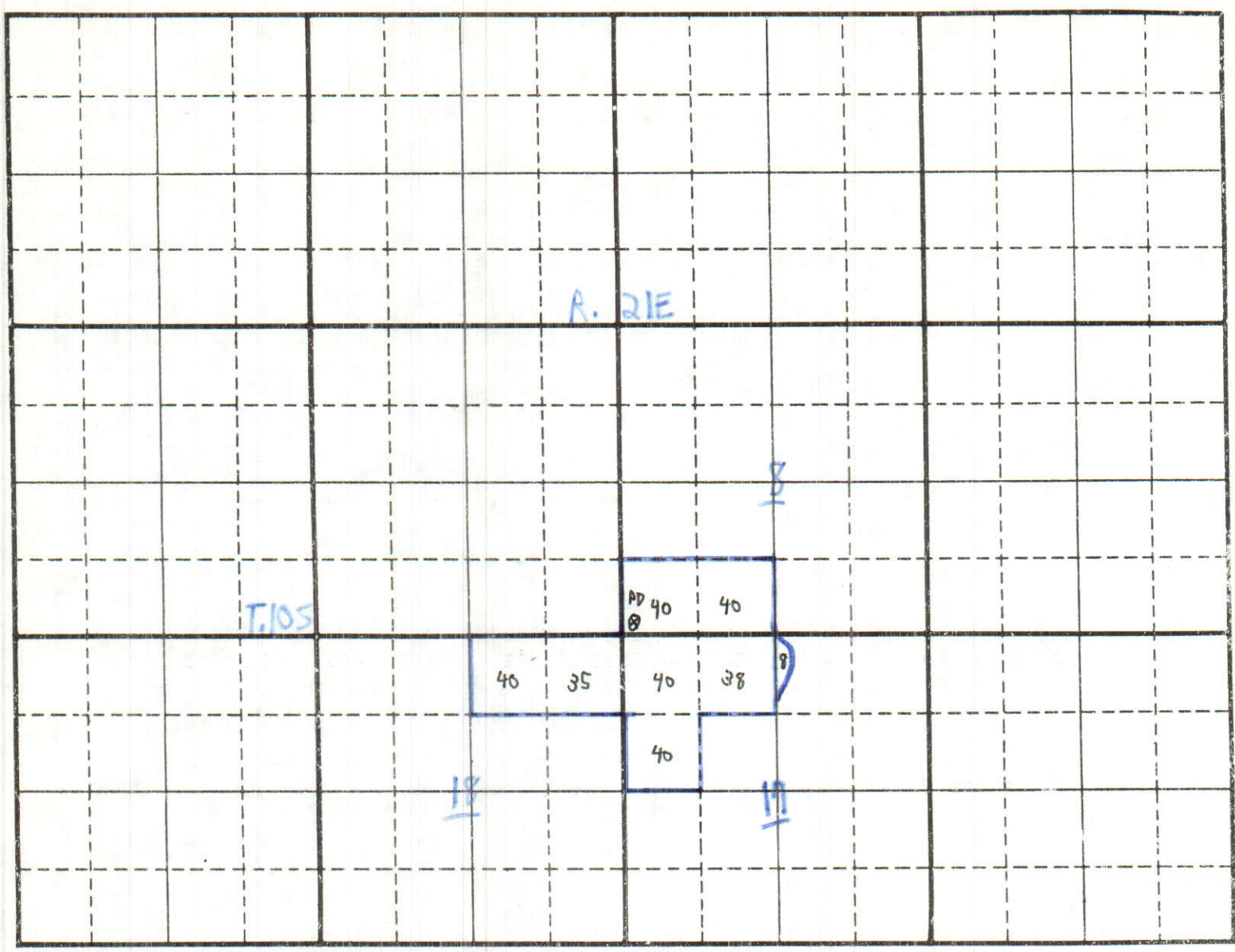
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating 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.



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

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Twin Falls) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Carl Gustafson, Son
(Claimant)

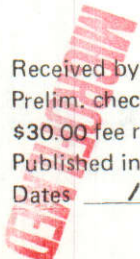
Sworn to before me this 30th day of November, 19 82.

Mary A. Hie
Notary Public
Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by ADM Date 11-30-82 Exception filed by: _____ Date _____
Prelim. check by ADM Date 12-1-82 claimant by: _____
\$30.00 fee received by meys Date 11/30/82 23859
Published in North side news
Dates 12/23 + 12/30/82



AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Jerome } SS.

L. L. LANGDON
ASST. PUBLISHER

being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 22nd day of December 19 82, and the date of the last publication was on the 29th day of December, 19 82

Subscribed and sworn to before me this 31st day of December, 19 82.
(SEAL)

Darla Bratt
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 36
Number of Insertions 2
Lines tabular at 36 4¢ / Pica
Lines straight at 14.04 3¢ / Pica
Subsequent lines at 36 9.36 2¢ / Pica
TOTAL COST 23.40

COPY OF NOTICE

(Paste Here)

Permit # 36-4154
TITLE OF NOTICE

Carlquist
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim to water right has been established by diversion and application to beneficial use:

36-4154

CARLQUIST FARMS, INC., RT. 2
BOX 85, HAZELTON, ID 83334

Source: GROUNDWATER

Priority Date: 03/15/1953

Amount: 3.12 CFS

Diversion Point: SWSW Sec 08 T
10S R 21E, JEROME Co.

Use: IRRIGATION (3.12 CFS) from
03/15 to 10/31

Place of Use: SWSW SESW Sec 08 T
10S R 21E NWNE NENE NWNW
SWNW Sec 17 T 10S R 21E NENE
NWNE Sec 18 T 10S R 21E for 281
acres.

Diversion Means: WELL, PUMP,
SPRINKLER.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301.

A. KENNETH DUNN
Director
12-22-2tc

insertions 2¢ / Pica

RECEIVED

No 1249
JAN 4 1983

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4802
WATER RIGHT NO(S). 36-02171/36-04154/36-07527

This is to certify that: **CARLQUIST BROTHERS**
1092 S 2500 E
HAZELTON ID 83335

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-02171 :			
IRRIGATION	04/01 to 10/31	* 2.50 CFS	800.0 AF
Priority: 06/24/1952			
Right No. 36-04154 :			
IRRIGATION	04/01 to 10/31	** 3.12 CFS	1120.0 AF
Priority: 03/15/1953			
Right No. 36-07527 :			
IRRIGATION	04/01 to 10/31	* 0.60 CFS	200.0 AF
Priority: 03/26/1975			
TOTAL:		*** 6.12 CFS	*** 2114.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 8, Township 10S, Range 21E
SENE , Sec. 18, Township 10S, Range 21E
JEROME County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	21E	8	SWSW 38	SESW 39		77
		17	NWNE 8	NENW 39	NWNW 38	
			SWNW 39	SENE 2		126
		18	NENE 38	NWNE 39	SWNE 40	
			SENE 38	NENW 40	Lot 1(NWNW) 38	
		Lot 2(SWNW)	31	SENE 40	NESE 1.5	
		NWSE 20				325.5
Total number of acres irrigated:						**** 528.5

SEP 12 1996

TRANSFER NO. 4802
WATER RIGHT NO(S). 36-02171/36-04154/36-07527

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
- *** 7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4802 shall not exceed 6.12 cfs, nor total combined annual volume of 2114.0 af.
8. The right holder shall install a suitable measuring device at each point of diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- * 9. Right Nos. 36-02171 and 36-07527 are limited to a total combined diversion rate of 3.0 cfs.
- ** 10. Right No. 36-04154 when combined with Right Nos. 36-02052 and 36-02313 is limited to the total combined diversion rate of 5.60 cfs, a total combined annual diversion volume of 1120 af, a total combined annual consumptive use volume of 840 af and to the total combined irrigation of 280 acres.
11. Right Nos. 36-02171, 36-04154 and 36-07527 when combined with 36-02052 and 36-02313 are limited to a total combined diversion rate of 8.60 cfs, a total combined annual diversion volume of 2114 af, a total combined annual consumptive use volume of 1585.5 af, and to the total combined irrigation of 528.5 acres.
12. Approval of this transfer in no way confirms claimed Right No. 36-04154.

SEP 12 1993

TRANSFER NO. 4802
WATER RIGHT NO(S). 36-02171/36-04154/36-07527

CONDITIONS OF APPROVAL AND REMARKS

- **** 13. Right No. 36-02171 is limited to the irrigation of 200 acres in the place of use described above in a single irrigation season.
- **** 14. Right No. 36-04154 is limited to the irrigation of 280 acres in the place of use described above in a single irrigation season.
- **** 15. Right No. 36-07527 is limited to the irrigation of 50 acres in the place of use described above in a single irrigation season.

Dated this 16th day of August, 1996

J. Shw Suptor
Chief, Water Alloc. Bureau

2 1996

THIS RIGHT HAS BEEN SUPERCEDED BY A ~~DECREE~~
SRBA Basin Director's Report

CASE NAME Snake River Basin Adjudication

^{Report}
~~DECREE~~ DATE 10-26-92

^{Report}
SEE ~~DECREE~~ FILE NO. Basin 36

ALL ACTIONS TAKEN BEYOND THIS POINT HAVE BEEN BASED ON THE
DECREED VERSION OF THIS RIGHT & MAY MODIFY THE DECREED RIGHT.

SEP 12 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3650

AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Carlquist Brothers Partnership Phone 829-5827Post Office address 1092 S. 2500 E., Hazelton, ID 83335**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Western part of the farm is short of well water.
This transfer is to spread the existing waste water over the whole farm until a permit
for additional groundwater can be obtained.

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
- | | | | | |
|-----------------|-------------------|-----------------|-------------------|--------------------------------|
| <u>36-02313</u> | <u>11-19-1956</u> | <u>0.50 cfs</u> | <u>Irrigation</u> | <u>Mar 15</u> to <u>Nov 15</u> |
| <u>36-02052</u> | <u>3-26-1945</u> | <u>2.82 cfs</u> | <u>"</u> | to _____ |
| _____ | _____ | _____ | _____ | to _____ |
| _____ | _____ | _____ | _____ | to _____ |
2. Total amount of water being transferred 3.32 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Unnamed Stream (Waste Water) tributary to Milner/Gooding Canal
4. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	8	10S	21E	Jerome	
		SW	NW	17	"	"	"	

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	
10S	21E	8											40	40					80
		17		8			40	40	40										128
		18	40	40	40		40	38	31	40	20	21			20				330

MICROFILMED**JAN 16 1992**Total acres 538

PART 1

6. General Information:

- a. Description of diversion system Two existing wastewater pumps feeding sprinklers. Additional portable mainline to be added so wastewater can be used to supplement the well on the west side of N the farm.

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

The east well can be pumped more to make up for the shortage of surface water that was being used elsewhere on the farm.

- d. Remarks:

No additional acres will be irrigated as a result of this transfer.

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 _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

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. 36-02313 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 Unnamed Stream tributary to Snake River

4. Date or priority 11-19-1956

5. Water is used for the following purpose:

amount 0.50 cfs for Irrigation purposes from Mar 15 to Nov 15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.50 cubic feet per second and/or 100 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	17	10S	21E	Jerome	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
10S	21E	17							25										25

MICROFILMED

JAN 16 1992

Total acres 25

9. Describe any other water rights used for the same purpose as described above 36-2052 4154

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 G.)

- | 1. amount | | for | | purposes from | | to | |
|-------------|--------|-----|--|---------------|--|----|--|
| (cts/ac-ft) | amount | | | | | | |
| (cts/ac-ft) | amount | | | | | | |
| (cts/ac-ft) | amount | | | | | | |
| (cts/ac-ft) | amount | | | | | | |

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

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

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

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

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. 36-02052 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2777 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 Unnamed Stream tributary to Sinks
4. Date or priority 3-26-1945

5. Water is used for the following purpose:

amount 2.82 cfs for Irrigation purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.82 cubic feet per second and/or Not specified acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	8	10S	21E	Jerome	
		SW	NW	17	"	"	"	

8. 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	
10S	21E	8											40	40					80
		17					40	40	7										87
		18	40	40															80

JAN 16 1992

Total acres 247

9. Describe any other water rights used for the same purpose as described above 36-4154, 2313

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 _____
 (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 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	

Total acres _____

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

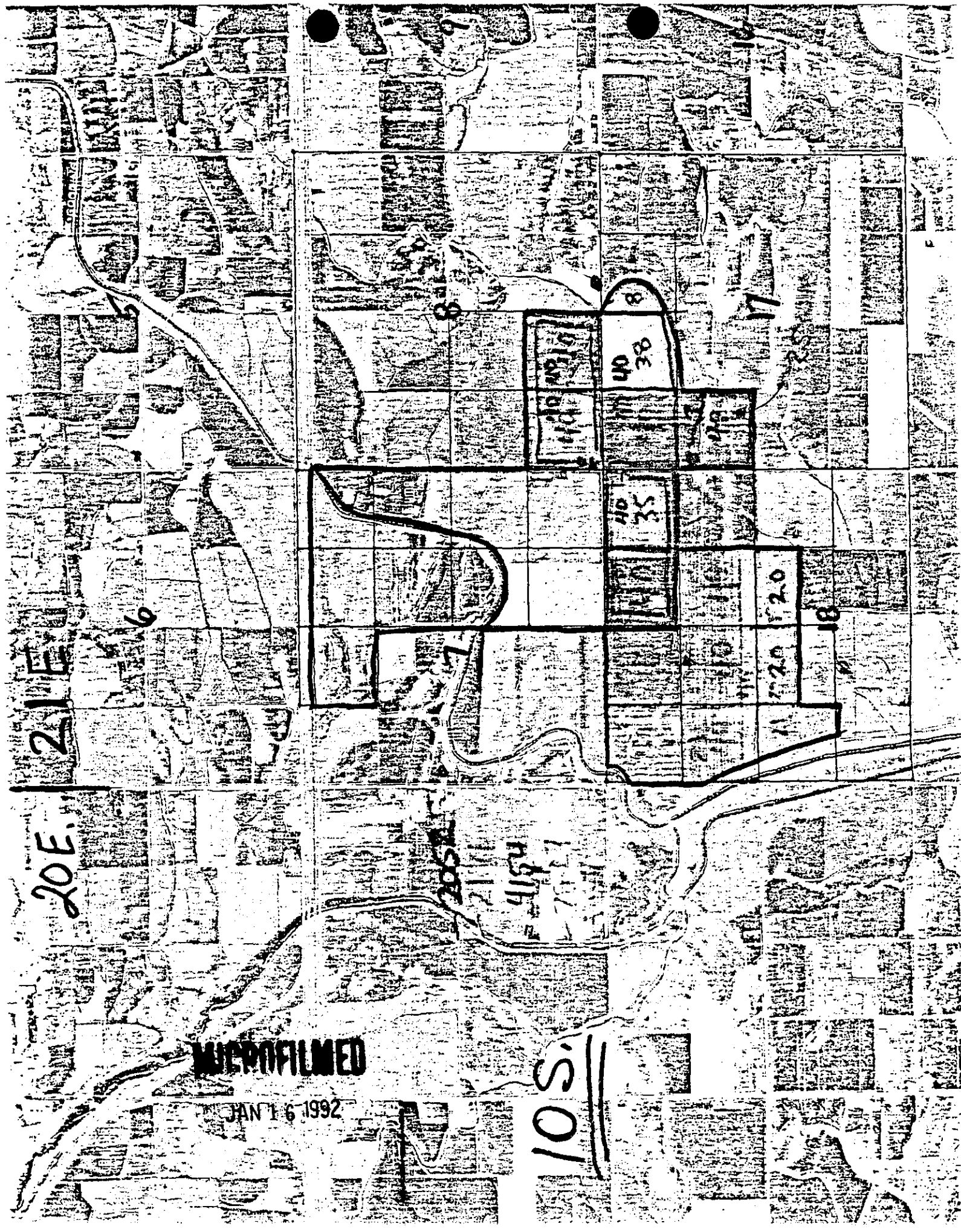
1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

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 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	

Total acres _____



MICROFILMED

JAN 16 1992

10S.

PART 3**B. CHANGES IN NATURE OF USE**

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

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

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

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

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

Carlquist Brothers, Inc. Carlquist Partner
(Signature of Applicant)

Subscribed and sworn to before me this 16th day of February, 19 90.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 0 attachments

Received by JF Stanton Date 2-16-1990

Prelim. check by TJR Fee \$20. 50/1238

Receipted by JF Stanton Date 2-16-1990

Published in North Side News

Pub. dates 5/2 + 5/9/90

Watermaster recommendation requested on N/A

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended denial

by _____

Copy of transfer sent to lien holder _____

RECORDED
JAN 16 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Carlquist
Notice is hereby given that Carl-Quist Farms Inc.
(Name of Claimant)
Route #2 Box 85, Hazelton, ID 83334 Telephone No. 829-5827 or 5860
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) Mar 15, 1953

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Groundwater tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>3.12 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>Mar 15</u>	To <u>Oct 31</u>
Quantity	<u>-0.08 cfs</u>	Use <u>domestic</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity		Use _____	Period of Use From _____	To _____
Quantity		Use _____	Period of Use From _____	To _____
Quantity		Use _____	Period of Use From _____	To _____

(4) 3.12 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 8 Twp. 10S Rge. 21E B.M., County of Jerome
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 16" X 360' irrigation well, 10" line to sprinkler system (original gravity system replaced by sprinklers in 1972)

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	21E	8											40	40					80
		17		8			38	40	40										126
		18	35	40															75

No. of acres 2781 281

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

[illegible]

Received by JA Date 11-30-82 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by ADM Date 12-1-82 claimant by: _____
 \$30.00 fee received by me Date 11/30/82 23859
 Published in north side news
 Dates 12/29 & 12/30/82

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Jerome } SS.

L. L. LANGDON
ASST. PUBLISHER

being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for Two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 22nd day of December 19 82, and the date of the last publication was on the 29th day of December, 19 82

Subscribed and sworn to before me this 31st day of December, 19 82.
(SEAL)

Darla Bratt
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 36
Number of Insertions 2
Lines tabular at 36 4¢ / Pica
Lines straight at 14.04 3¢ / Pica
Subsequent lines at 9.36 2¢ / Pica
TOTAL COST 23.40

COPY OF NOTICE

(Paste Here)

Permit # 36-4154
TITLE OF NOTICE

Carlquist
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

Notice is hereby given that the following claim to water right has been established by diversion and application to beneficial use:

36-4154

CARLQUIST FARMS, INC., RT. 2
BOX 85, HAZELTON, ID 83334

Source: GROUNDWATER

Priority Date: 03/15/1953

Amount: 3.12 CFS

Diversion Point: SWSW Sec 08 T
10S R 21E, JEROME Co.

Use: IRRIGATION (3.12 CFS) from
03/15 to 10/31

Place of Use: SWSW SE8W Sec 08 T
10S R 21E NWNE NENW NWNW
SWNW Sec 17 T 10S R 21E NENE
NWNE Sec 18 T 10S R 21E for 281
acres.

Diversion Means: WELL, PUMP,
SPRINKLER.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301.

A. KENNETH DUNN
Director
12-22-2tc

Insertions 2¢ / Pica

RECEIVED
No 1249
JAN 2 1983
Department of Water Resources
Southwest Division



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 19, 1996

CARLQUIST BROTHERS
1092 S 2500 E
HAZELTON ID 83335

RE: Transfer of Water Right Nos. 36-02171/36-04154/36-07527

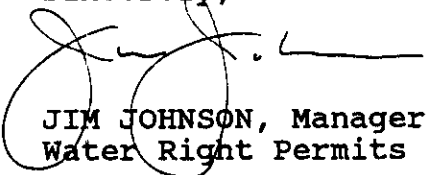
Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water rights (Transfer No. 4802). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR to July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

Enclosure

SEP 12 1996

MEMORANDUM

TO: FILE 36-04154

FROM: PAM SKAGGS

RE: TRANSFER # 4802

DATE: 4/17/96

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 36-02171.

2 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 13, 1991

Carlquist Bros. Parternership
1092 S. 2500 E.
Hazelton, ID 83335

Re: Transfer Application No. 3650/Application for Permit
No. 36-8498

Dear Applicants:

In January of 1990, you filed an application for permit (no. 36-8498) for appropriation of 1.0 cfs of groundwater from an existing well for irrigation of 250 acres in section 18, T10S, R21E (see attached application). The Department did not immediately process this application because of an existing backlog of applications at that time which resulted from the Swan Falls litigation and settlement.

In February of 1990, you filed an application for transfer of water right no.s 36-2313 and 36-2052. The stated intent of the transfer was to spread these exisiting rights, which you referred to as wastewater, over the whole farm unit until a permit for additional groundwater could be obtained.

For one reason or other, processing of your transfer was delayed. The transfer should have been approved within a few months of filing. Instead, our office has just received the transfer from our regional office. We are currently reviewing the transfer for final approval. I also have learned that we are also in the middle of processing your groundwater application. We still need to advertise the application but I believe we can complete processing and issue approval by the first of February. Actually, processing of the application should have been completed by now. I apologize on behalf of the Department for the delays.

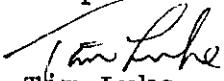
The purpose of this letter is to ask how you wish to proceed with the transfer. Since it has not been approved, and approval of the groundwater application is likely within the next two months, it appears that the transfer will no longer be needed. You may want to consider withdrawing the transfer. If so, please inform me at this office either in writting or by calling me directly at 327-7864.

MICROFILMED

JAN 16 1992

We ask that you respond to this inquiry at your earliest convenience. The earlier you respond, the earlier I think we will be able to approve the groundwater filing and resolve all pending matters.

Respectfully,



Tim Luke

Sr. Water Resource Spec.

RECEIVED
JAN 16 1992

RECEIVED
JAN 03 1992

Department of Water Resources

December 31, 1991

Department of Water Resources
1301 North Orchard St. Statehouse Mail
Boise, Idaho 83720-9000

Re: Transfer application No. 3650
Attn: Tim Luke

Dear Mr. Luke

As per our phone conversation of the other day I am writing to confirm our decision to cease the above mentioned transfer application, pending the approval of the Permit for additional water No. 36-8498. With the dates that you mentioned of approval sometime in February we will not need the transfer processed.

If there are any further problems with the approval or if we can assist in any further way please let me know.

Sincerely,


R. Lynn Carlquist

RECORDED
JAN 16 1992

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

17, 1983
JANUARY 10, 1982

CARLQUIST FARMS, INC.
RT. 2 BOX 85
HAZELTON

ID 83334

RE: Claim No. 36-4154

Dear Claimant:

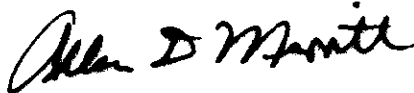
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

RECEIVED
JAN 21 1983

Department of Water Resources

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

36-4154-

CARLQUIST FARMS, INC.

RT. 2 BOX 85, HAZELTON, ID 83334

Source: GROUNDWATER

Priority Date: 03/15/1953

Amount: 3.12 CFS

Diversion Point: SWSW Sec 08 T 10S R 21E, JEROME Co.

Use: IRRIGATION (3.12 CFS) from 03/15 to 10/31

PLACE OF USE: ~~XXXXXX~~ SWSW Sec 08 T 10S R 21E NWNE NENW NWNW SWNW
Sec 17 T 10S R 21E NENE NWNE Sec 18 T 10S R 21E
FOR 281 ACRES

Diversion Means: WELL, PUMP, SPRINKLER

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 12/23 & 12/30/82.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

DECEMBER 16, 1982

North Side News
P. O. Box 468
Jerome, Idaho 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 10, 1983.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ADM

Right Number 36-4154 Applicant CARLQUIST FARMS, INC.

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed. None

By ADM Date 1/17/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 1/21/83

Microfilm