

Transfer No. 69876

Should questions arise during the processing of this application please contact:
ERO Resources Corp. (208) 373-7983

RECEIVED

JUL 22 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
Part 1

Department of Water Resources

Phone (208) 587-7053

Name of applicant Squaw Creek Farms LLC

Post Office address P.O. Box 1207, Mountain Home, Idaho 83647

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 To move excess water from land that is proposed to become a dairy.

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>61-7017</u>	<u>8-2-1968</u>	<u>2.59</u>	<u>Irrigation</u>	<u>4/1 to 10/31</u>
<u>61-7186</u>	<u>6-14-1974</u>	<u>2.62</u>	<u>Irrigation</u>	<u>4/1 to 10/31</u>
<u>61-7205B</u>	<u>10-25-1974</u>	<u>2.67</u>	<u>Irrigation</u>	<u>4/1 to 10/31</u>
<u>61-7206B</u>	<u>11-8-1974</u>	<u>3.34</u>	<u>Irrigation</u>	<u>4/1 to 10/31</u>

2. Total amount of water being transferred 11.2* cubic feet per second and/or 2784* acre-feet per annum.
3. Source of water Ground water tributary to N/A
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NE	NE	35	4S	6E	ELMORE	
	SE	SE	NE	35	4S	6E	ELMORE	
	NW	SW	SE	36	4S	6E	ELMORE	

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	
4S	6E	26													40			40	80
4S	6E	35	40	40	40	40													160
4S	6E	36			40	40	40	40	40	40	40	40	39	20*	39	40	39	39	536
Total acres <u>696</u>																			

*The 20 acres in SESW Sec 36 is the only change after the accompanying dairy transfer is complete. This adds 20 acres to original permissible place of use. 20 acres at the maximum diversion rate of 0.02 cfs is 0.40 cfs so fee is \$250.00.

69876

PART 1

6. General Information:

- a. Description of diversion system Existing wells and irrigation system
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX 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 lands currently being irrigated at the proposed dairy site will be dried up.
- d. Remarks: See attached

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 _____, 20 _____

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-7017

WATER RIGHT NUMBER: 61-7017

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	W D HENNIS RT 7 NAMPA, ID 83651
Current Owner	SQUAW CREEK FARMS PO BOX 1207 MOUNTAIN HOME, ID 83647 (208)587-5319

Priority Date: 08/02/1968

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	3.110 CFS	
<u>Total Diversion:</u>		3.110 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NE1/4NE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NW1/4SW1/4SE1/4	Sec. 36, Twp 04S, Rge 06E, 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	
04S	06E	26													40.0			40.0	80.0
04S	06E	35	40.0	40.0	40.0	40.0									40.0	40.0	39.0	39.0	318.0
04S	06E	36			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0		39.0	40.0	39.0	39.0	516.0

Total Acres: 914

Page 4 of 13

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-7017

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.

Remarks:

1. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 61-07186, 61-07205B & 61-07206B
2. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 13.45 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3336 AF. COMBINED RIGHT NOS.: 61-07186, 61-07205B & 61-07206B
3. 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.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 317 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 834 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-07186, 61-07205B & 61-07206B

Comments:

1. AJU10-JS 11/21/1998 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Page 50F13

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-7186

WATER RIGHT NUMBER: 61-7186

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RODNEY J HENNIS RT 7 BOX 7128 NAMPA, ID 83651
Current Owner	SQUAW CREEK FARMS PO BOX 1207 MOUNTAIN HOME, ID 83647 (208)587-5319

Priority Date: 06/14/1974

Basis: Decreed

Status: Active

SourceTributary

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	3.140 CFS	
	<u>Total Diversion:</u>	3.140 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NW1/4SW1/4SE1/4	Sec. 36, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	SE1/4SE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NE1/4NE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, 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	
04S	06E	26													40.0			40.0	80.0
04S	06E	35	40.0	40.0	40.0	40.0									40.0	40.0	39.0	39.0	318.0
04S	06E	36			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0		39.0	40.0	39.0	39.0	516.0

Total Acres: 914

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-7186

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.

Remarks:

1. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 61-07017, 61-07205B & 61-07206B
2. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 13.45 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3336 AF. COMBINED RIGHT NOS.: 61-07017, 61-07205B & 61-07206B
3. 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.
4. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 834 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-07017, 61-07205B & 61-07206B THIS RIGHT IS LIMITED TO THE IRRIGATION OF 157 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. AJU10-JS 11/21/1998 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-7205B

WATER RIGHT NUMBER: 61-7205B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ELWOOD D WING
	, ID
Current Owner	SQUAW CREEK FARMS
	PO BOX 1207
	MOUNTAIN HOME, ID 8364700
	(208)587-7053

Priority Date: 10/25/1974

Basis: Decreed

Status: Active

SourceTributary

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	3.200 CFS	
	<u>Total Diversion:</u>	3.200 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4SE1/4	Sec. 36, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NE1/4NE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	SE1/4SE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, 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	
04S	06E	26													40.0			40.0	80.0
04S	06E	35	40.0	40.0	40.0	40.0									40.0	40.0	39.0	39.0	318.0
04S	06E	36			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0		39.0	40.0	39.0	39.0	516.0

Total Acres: 914

Page 2 of 13

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-7205B

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.

Remarks:

1. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 61-07017, 61-07186 & 61-07206B
2. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 13.45 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3336 AF. COMBINED RIGHT NOS.: 61-07017, 61-07186 & 61-07206B
3. 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.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 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 834 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-07017, 61-07186 & 61-07206B

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. skeen 3/18/2002 9:31:59 AM Water Right
Comment: This water right record was updated by decree record from old rightid 50141 to new RightID 354392

Page 9 of 13

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-7206B

WATER RIGHT NUMBER: 61-7206B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SQUAW CREEK FARMS PO BOX 1207 MOUNTAIN HOME, ID 83647 (208)587-5319
Original Owner	ELWOOD D WING MOUNTAIN HOME, ID 83647

Priority Date: 11/08/1974

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
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	4.000 CFS	
	<u>Total Diversion:</u>	4.000 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4SE1/4	Sec. 36, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	SE1/4SE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NE1/4NE1/4NE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	NE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, 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	
04S	06E	26													40.0			40.0	80.0
04S	06E	35	40.0	40.0	40.0	40.0									40.0	40.0	38.0	38.0	316.0
04S	06E	36			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	39.0	39.0	518.0

Total Acres: 914

Page 10 of 13

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 61-7206B

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.

Remarks:

1. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 61-07017, 61-07186 & 61-07205B.
2. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 13.45 CFS AND TO A TOTAL COMBINED DIVERSION VOLUME OF 3336 AF. COMBINED RIGHT NOS.: 61-07017, 61-07186 & 61-07205B.
3. 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.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 200 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 834 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-07017, 61-07186 & 61-07205B.

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. skeen 3/18/2002 9:55:16 AM Water Right
Comment: This water right record was updated by decree record from old rightid 50144 to new RightID 354435

PART 2

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.)

FOR ALL FOUR WATER RIGHTS

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

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

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

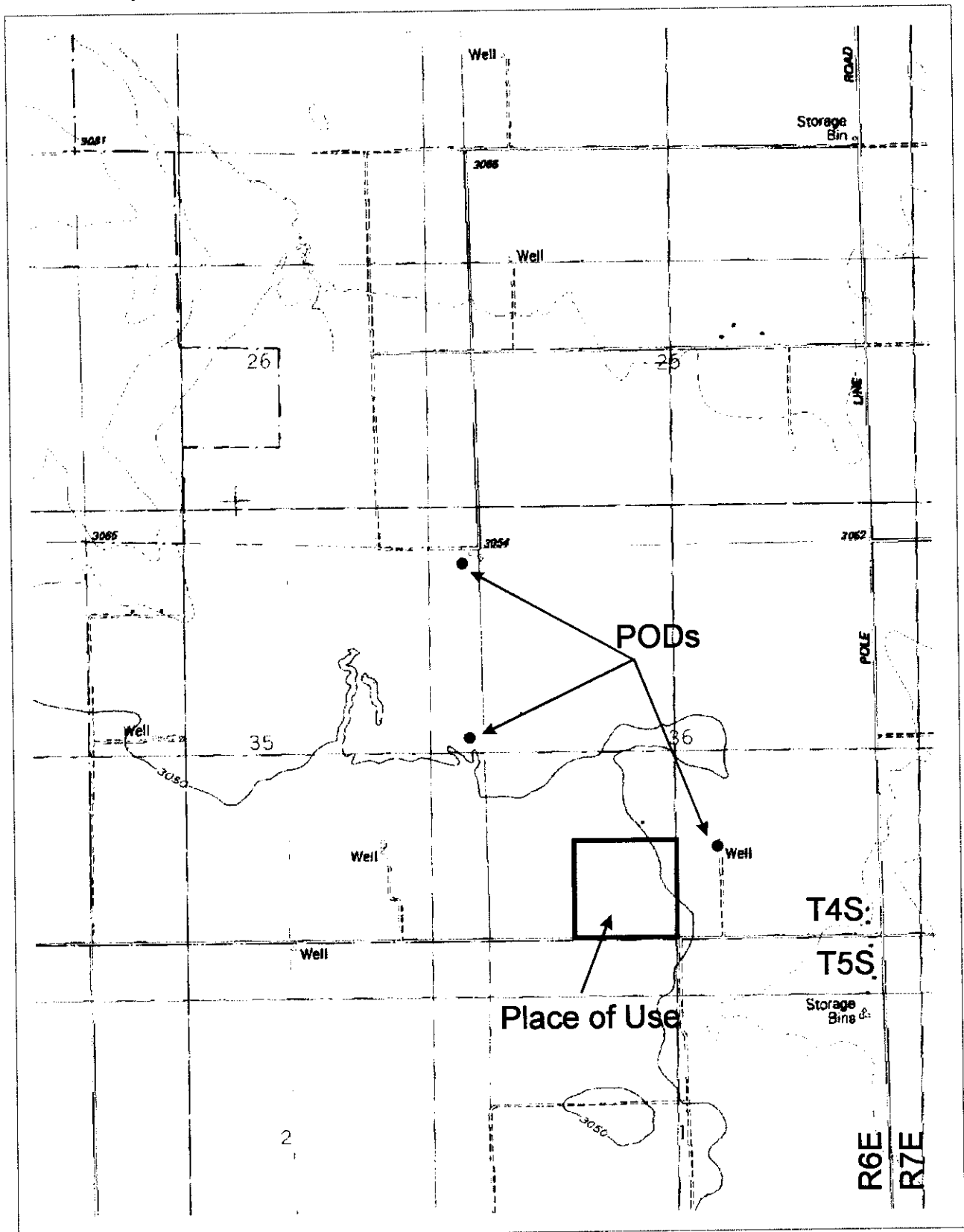
2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____



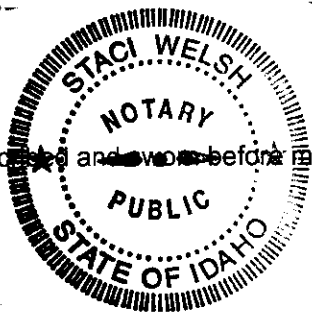
PART 3

B. CHANGES IN NATURE OF USE

- | 1. | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|----|--|-----------------------|-----------------|---------------|
| 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 before me this



25th

day of February, 20 02

(Signature of Applicant)

(Notary Public)

My commission expires 1/23/2005

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by Janis Fatauro Date 3/1/02 Protest filed by _____

Prelim. check by _____ Fee 250⁰⁰ W028818

Receipted by JF Date 3/1/02

Published in Mtn Home News Copies of protest forwarded by _____

Pub. Dates 5-15 + 22-02 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial
_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

REMARKS

Squaw Creek Farms Application for Transfer of Water Right Nos.

61-7017, 61-7186, 61-7205B, and 61-7206B

Applicant wishes to transfer a portion of water right nos. 61-7017, 61-7186, 61-7205B, and 61-7206B to lands that previously had no irrigation water right (SESW Sec 36 T4S R6E). This transfer will dry up 20 acres of irrigated land and add 20 acres to the original permissible place of use. This transfer is conditional on an accompanying application for transfer that converted the irrigation water to stockwater and commercial use for a dairy proposed for SE Sec. 35 T4S R6E. The dairy will be constructed on 158 acres of land currently irrigated by these same water rights. Combined the two transfers will dry up the entire 158 acres, supply water for the dairy, and move the excess water to lands that previously had no irrigation rights.

To complete this application for transfer, Idaho Department of Water Resources (IDWR) asks for supporting information in regards to Idaho Code 42-222, which requires IDWR to address the following components. The applicant's response follows each component.

Will There Be Injury to Other Water Users?

The actions of this application for transfer will not impact nearby water users.

Is This in the Local Public Interest?

These actions are made in conjunction with supplying water for a proposed dairy. These actions are focused on excess water that is located where the dairy is to be built. Because these actions are moving water from irrigated lands to irrigated lands without injury to others, the local public interest is likely neutral.

Will There be any Effect on Local Agricultural Base?

Twenty acres of irrigated land will be no longer be irrigated. However, because these actions are in conjunction with an incoming dairy, the end result of both applications for transfer to the agricultural base is favorable.

Attach. A.

IDAHO DEPARTMENT OF WATER RESOURCES

T04S, R06E, S26, S35 & S36



1987 NAPP PHOTO

● POINT OF DIVERSION

□ PLACE OF USE

□ 1/4 1/4 LINES

□ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 61-07017, 61-07186, 61-0720
61-07206B

OWNER(S): SQUAW CREEK FARMS

Prepared by Mel Schulte

DATE: SEPTEMBER 29, 1998



Attach B

WARRANTY DEED

FOR VALUE RECEIVED

Squaw Creek Farms, LLC fka Squaw Creek Farms

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Squaw Creek Farms, LLC

GRANTEE(S), whose current address is: P.O. Box 1207
the following described real property in Elmore
more particularly described as follows, to wit:

Mountain Home, Idaho 83647
County, State of Idaho,

See attached Exhibit "A" attached hereto and made a part hereof

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee's heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done
by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements,
of any of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the
current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all
lawful claims whatsoever, except those of record.

Dated May 5, 1996

Squaw Creek Farms, LLC
Squaw Creek Farms, LLC

Debbie Wenz

State of Idaho, County of Elmore, ss.

Subscribed to me to be the person whose name

is subscribed to the within instrument, and

Signature: *Mary E. Ferguson*

Notary Public for the State of Idaho

My commission expires: 07/05/97



293129

ELMORE COUNTY, IDAHO ss
Request of

GUARANTY TITLE, INC.

Time: 3:42 PM

Date: May 5, 1996

Book: Page

By: *Marta Jackson*

Fee: \$62.00

ATTACH C!

EXHIBIT "A"

TRACT I:

Lot 11, Block 1, WILLIS CARRIE'S PARADISE SUBDIVISION, Elmore County, Idaho, according to the official plat thereof on file and of record in the office of the County Recorder of Elmore County, Idaho.

TRACT II:

TOWNSHIP 4 SOUTH, RANGE 6 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 26: E½SE½

SECTION 35: W½NE½

TRACT III:

TOWNSHIP 4 SOUTH, RANGE 6 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 35: E½NE½, SE½

SECTION 36: W½SW½, SE½SW½, NE½NW½, S½NE½, NE½SW½

TRACT IV:

TOWNSHIP 4 SOUTH, RANGE 6 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 36: W½NW½, SE½NW½

TRACT V:

TOWNSHIP 4 SOUTH, RANGE 6 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 31: SE½

SECTION 32: W½

TOWNSHIP 5 SOUTH, RANGE 6 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 6: Lots 1, 4, 5 and SE½NW½

SAVE AND EXCEPT a portion of Government Lot 4 more particularly described as follows:

Commencing at the Northwest corner of Lot 4, said point being the corner common to Section 36, T4S, R5E, Section 31, T4S, R6E, Section 6, T5S, R6E, and Section 1, T5S, R5E, said point also being the POINT OF BEGINNING;

thence
South 89°13'25" East (formerly South 89°12' East) 339.78 feet along the North line of said Lot 4 to an iron pin (½"); thence
South 0°18'35" West 467.94 feet to an iron pin (½"); thence
North 89°13'25" West 339.78 feet to an iron pin (½") on the West line of said Lot 4; thence
North 0°18'35" East 467.94 feet along the said West line of Lot 4 to the POINT OF BEGINNING.

TRACT VI:

TOWNSHIP 4 SOUTH, RANGE 6 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 36: SE½

SAVE AND EXCEPT that portion deeded to the Glenns Ferry Highway District for roadway purposes.

ALSO SAVE AND EXCEPT

A parcel of land being a portion of the SE½SE½ of Section 36, T4S, R6E, B. M., Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at the iron pin marking the ¼ corner common to Section 36, T4S, R5E, and Section 1, T5S, R6E, B. M., Elmore County, Idaho; thence
S 89°12'00" E 2649.15 feet to an iron pin marking the corner common to said Sections 1 and 36 and Section 31, T4S, R7E, and Section 6, T5S, R7E, and 31; thence S 69°55'40" W 30.00 feet to an iron pin, said point being the REAL POINT OF BEGINNING; thence
N 89°12'00" W 260.00 feet to an iron pin; thence
N 00°04'20" W 186.00 feet to an iron pin; thence
S 89°12'00" E 260.00 feet to an iron pin; thence
S 00°04'20" E 186.00 feet to the REAL POINT OF BEGINNING.

ATTACH C-2