

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information STEVE NEIBAUR FARMS INC
1125 N 600 W
PAUL ID 83347
(208)532-4554

Will this transfer result in an ownership change? ☐ Yes ☐ No

2. Current Water Right

	Origin/Basis	Rate	Volume	Acres	Total	Source
36-2230D	WR/Decreed	5.64		335.0	293.0	GROUND WATER
36-15209	WR/Decreed	0.71		335.0	42	GROUND WATER

Part 2 Attached for Each Right**3. Purpose of Transfer (Change Proposed)**

**Part 3A Attached for Each Proposed Right
Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
36-2230D	NO	NO	NO	YES	NO	NO
36-15209	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes
Add three points of diversion.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change
NA

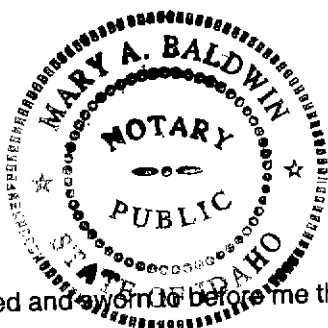
B. Describe the effects on other water uses resulting from the proposed change
NA

5. Total Amounts Transferred

	Rate	Acres	Total	Volume
36-2230D	5.64 cfs	293.0	335.0	
36-15209	0.71 cfs	42	335.0	
TOTAL	5.64 cfs	335.0	335.0	1,340.0 af

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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PART 1

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.



Steve Neilan

(Signature of Applicant)

President

(Title or Office)

Subscribed and sworn to before me this 10th day of January, 2003.

Mary A. Baldwin

(Notary Public)

My commission expires

10/16/2004

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 36-2230D

Priority Date: 07/15/1953
Origin: Water Right
Basis: Decreed
Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	5.64 CFS		
	Total Diversion	5.64 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	07S	23E	29	SWSWNE		LINCOLN

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
07S	23E	29	38.0	39.0	37.0	30.0	22.0			24.0	40.0			39.0	5.0	39.0	22.0	335.0	

Total Acres: 335

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-15209 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.64 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1340 AF.
2. USE OF THIS RIGHT WITH RIGHT NO. 36-15209 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 335 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 293 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

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4. RIGHT NO. 36-15209 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
RIGHT NO. 36-15209 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use

Tax Notice

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Add three points of diversion.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 36-15209

Priority Date: 03/15/1970
Origin: Water Right
Basis: Decreed
Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	0.71 CFS		
	Total Diversion	0.71 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	07S	23E	29	SWSWNE		LINCOLN

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	
07S	23E	29	38.0	39.0	37.0	30.0	22.0			24.0	40.0			39.0	5.0	39.0	22.0	335.0	

Total Acres: 335

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-02230D IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.64 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1340 AF.
2. THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
3. USE OF THIS RIGHT WITH RIGHT NO. 36-02230D IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 335 ACRES IN A SINGLE IRRIGATION SEASON.
4. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 36-02230D PURSUANT TO SECTION 42-1426, IDAHO CODE.

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5. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
6. RIGHT NO. 36-02230D IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS FOR AN ENLARGEMENT OF 42 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

Documentation of Ownership of the Current Place of Use

Tax Notice

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Add three points of Diversion.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 70166
 Receipt No. _____

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

Proposed Water Right No. 36-2230D

Priority Date: 07/15/1953

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	5.64 CFS		
	Total Diversion	5.64 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	07S	23E	20	SWSWSE		LINCOLN
GROUND WATER	07S	23E	28	SWNWSW		LINCOLN
GROUND WATER	07S	23E	29	SWSWNE		LINCOLN
GROUND WATER	07S	23E	29	SENESE		LINCOLN

Describe the proposed diversion system

Point of Diversion # 1 PUMP, WELL AND SPRINKLER SYSTEM

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07S	23E	29	38.0	39.0	37.0	30.0	22.0			24.0	40.0			39.0	5.0	39.0	22.0	335.0	

Total Acres: 335

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

Proposed Water Right No. 36-15209

Priority Date: 03/15/1970

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	0.71 CFS		
	Total Diversion	0.71 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	07S	23E	20	SWSWSE		LINCOLN
GROUND WATER	07S	23E	28	SWNWSW		LINCOLN
GROUND WATER	07S	23E	29	SWSWNE		LINCOLN
GROUND WATER	07S	23E	29	SENESE		LINCOLN

Describe the proposed diversion system

Point of Diversion # 1 PUMP, WELL AND SPRINKLER SYSTEM

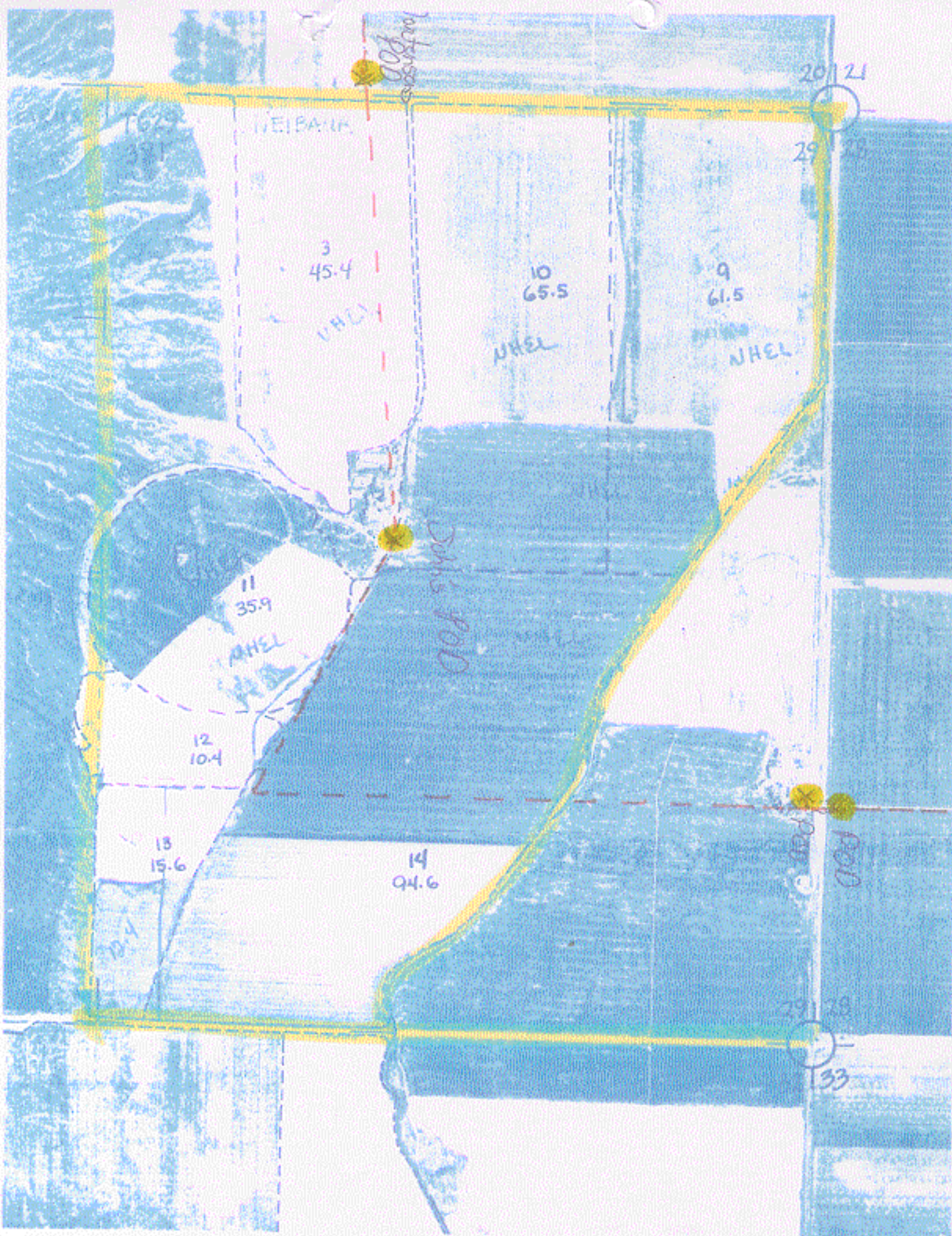
PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S 23E 29	38.0	39.0	37.0	30.0	22.0			24.0	40.0			39.0	5.0	39.0	22.0		335.0

Total Acres: 335

73 28L 31-22340 31-15209





REINCKE AND MAYES, P.A.

Certified public Accountants

DOUGLAS E. REINCKE, CPA
DONALD E. MAYES, CPA
JASON V. WATERS, CPA

TOEBALING BUILDING
P.O. BOX 482
RUPERT, IDAHO 83350
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MEMBERS OF

**American Institute of
Certified Public Accountants**

**Idaho Society of
Certified Public Accountants**

FACSIMILE COVER SHEET

Date: 2/27/03
To: _____
From: Steve Quibner
RE: _____

The number of pages sent, including this page is 2.

Comments:

Attn: Jon

2001 TAX BILL/RECEIPT

PARCEL NUMBER
RP07S23E2900017CHECK PAYABLE TO:
LINCOLN COUNTY TAX COLLECTOR
QUIROGA

BILL# 3349 CODE AREA 41-00

L 170.05
I 51.27BX 725
JNE, ID 83352
ST HALF DUE
1,284.382ND HALF DUE
TAX 1,284.38
LATE
INT
COST
TOTFULL DUE
2,568.76

TOT MV 221.32

TOT ACS 377.08

NEIBAUR STEVE FARMS INC
ROUTE 1 BOX 1410
PAUL ID 83347

TAXING DISTRICT	RATE	AMOUNT
STATE	000000000	
LINCOLN COUNTY	003298191	729.5
M SCHOOL 331	004973298	1,100.7
KIMAMA HWY 6	001070485	236.8
RECREATION DIST	000370970	82.1
DISTRICT TOTAL	009712944	2,149.7
SOLID WASTE		92.0
MV WATER DIST		327.0
AMOUNT DUE		2,568.76

TAX # 2
29-7-23DELINQUENT
RP 3254 2000

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

DATE _____ BY _____ CK/CS _____
DATE _____ BY _____ CK/CS _____