

Transfer No. 70836

Receipt No. 5026/43

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

1. Applicant Information ALFRED PETERSON LIVING TRUST
C/O ARNOLD PATTERSON
875 W 300 N
PAUL ID 83347
(208)438-2157

Will this transfer result in an ownership change? Yes

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
36-7687	WR/Decreed	2.80	796.0		199.0	GROUND WATER

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
36-7687	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

The yield of this existing well has declined greatly, and cannot be deepened to provide more water. So a new well in a better location is needed for proper irrigation on this farm. The existing well will be kept as a backup source if the entire right cannot be pumped from the new well.

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

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
36-7687	2.80 cfs		199.0	796.0 af
TOTAL	2.80 cfs		199.0	796.0 af

RECEIVED

SEP 25 2003

Department of Water Resources
Southern Region

Transfer No. 70836
Receipt No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
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.

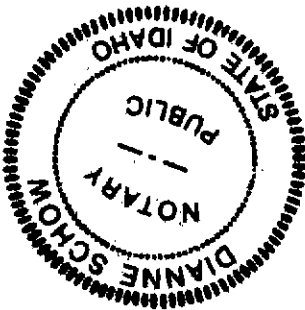
Jason Gibbons
(Signature of Applicant)

Conservator
(Title or Office)

Subscribed and sworn to before me this 25 day of September, 2003.

Dianne Schow
(Notary Public)

My commission expires 6-18-2009



Transfer No. 70836

Receipt No. _____

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

Current Water Right No. 36-7687

Priority Date: April 04, 1977

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	2.80 CFS	796.0 AFA	
	Total Diversion	2.80 CFS	796.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER L1 (NWNENE) Sec. 3 Twp 09S Rge 22E MINIDOKA 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			
09S	22E	3	39.0	40.0	40.0	39.0					18.0	3.0								10.0	10.0
			L1	L2																	

Total Acres: 199

Conditions/Remarks:

- 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.

Page 4

Documentation of Ownership of the Current Place of Use

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

NO

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

N/A

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 3A**

Proposed Water Right No. 36-7687

Priority Date: April 04, 1977

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	2.80 CFS	796.0 AFA	
	Total Diversion	2.80 CFS	796.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER L1 (NWNENE) Sec. 3 Twp 09S Rge 22E MINIDOKA County

GROUND WATER SENWSE Sec. 3 Twp 09S Rge 22E MINIDOKA County

Describe the proposed diversion system

Point of Diversion # 1 Well, motor, pump, mainline to sprinklers & new well (if needed; pump size depends on yield of new well).

Point of Diversion # 2 New well, 200 hp motor, pump, mainline to sprinklers & existing well (if needed)

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		
09S	22E	3	39.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	18.0	3.0	40.0	40.0	39.0	10.0	10.0			199.0
			L1	L2																

Total Acres: 199



RECEIVED

SEP 25 2003

Department of Water Resources
Southern Region

Clayne S. Zollinger, Jr. (ISB #4172)

NEWMAN & ZOLLINGER

625 Fremont Ave.

Rupert, Idaho 83350

(208)436-1122

(Fax)436-1530

MINIDOKA COUNTY IDAHO

FILED

SEP 24 2001

FIFTH JUDICIAL DISTRICT COURT
MAGISTRATE DIVISION

Attorneys for Petitioners

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF MINIDOKA
MAGISTRATE DIVISION

IN THE MATTER OF THE PERSON)
OF:)

ALFRED PETERSON)

An incapacitated Person.)

Case No. SP-01-0097*M

LETTERS OF
CONSERVATORSHIP

STATE OF IDAHO)

) ss.

County of Minidoka)

Jason Gibbons is hereby appointed Conservator of Alfred Peterson.

WITNESSETH: The Honorable Larry R. Duff, Magistrate of the District
Court of the County of Minidoka, State of Idaho, with seal thereof affixed, the
24 day of September, 2001.

Magistrate Judge

State of Idaho

County of Minidoka

I hereby certify the foregoing to be a full true and correct
copy of the original on file in the above entitled action.

9-24, 2001
CLAYNE S. ZOLLINGER, JR.

Minidoka County, State of Idaho
Clerk of District Court - Fifth Judicial
District, Magistrate Division

LETTERS OF CONSERVATORSHIP - 1

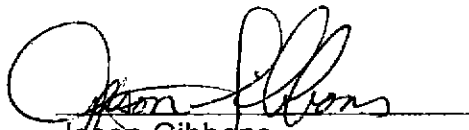
CLAYNE S. ZOLLINGER, JR.
Attorney for Petitioner

ACCEPTANCE

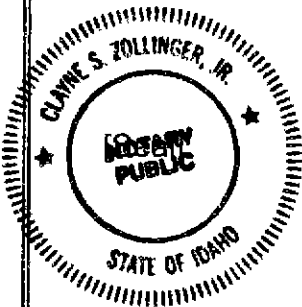
STATE OF IDAHO)
) ss.
County of Minidoka)

Jason Gibbons, being first duly sworn according to law, depose and state:
That he has read the above and foregoing *Letters of Conservatorship* and
accepts and understands the responsibility and authority conferred upon him by
virtue of his appointment as Conservator of Alfred Peterson.

DATED this 24 day of September, 2001.


Jason Gibbons

SUBSCRIBED AND SWORN to me this 24 day of September, 2001.




Notary Public for Idaho
Residing at: Dedo, ID
My Commission Expires: 12-8-06