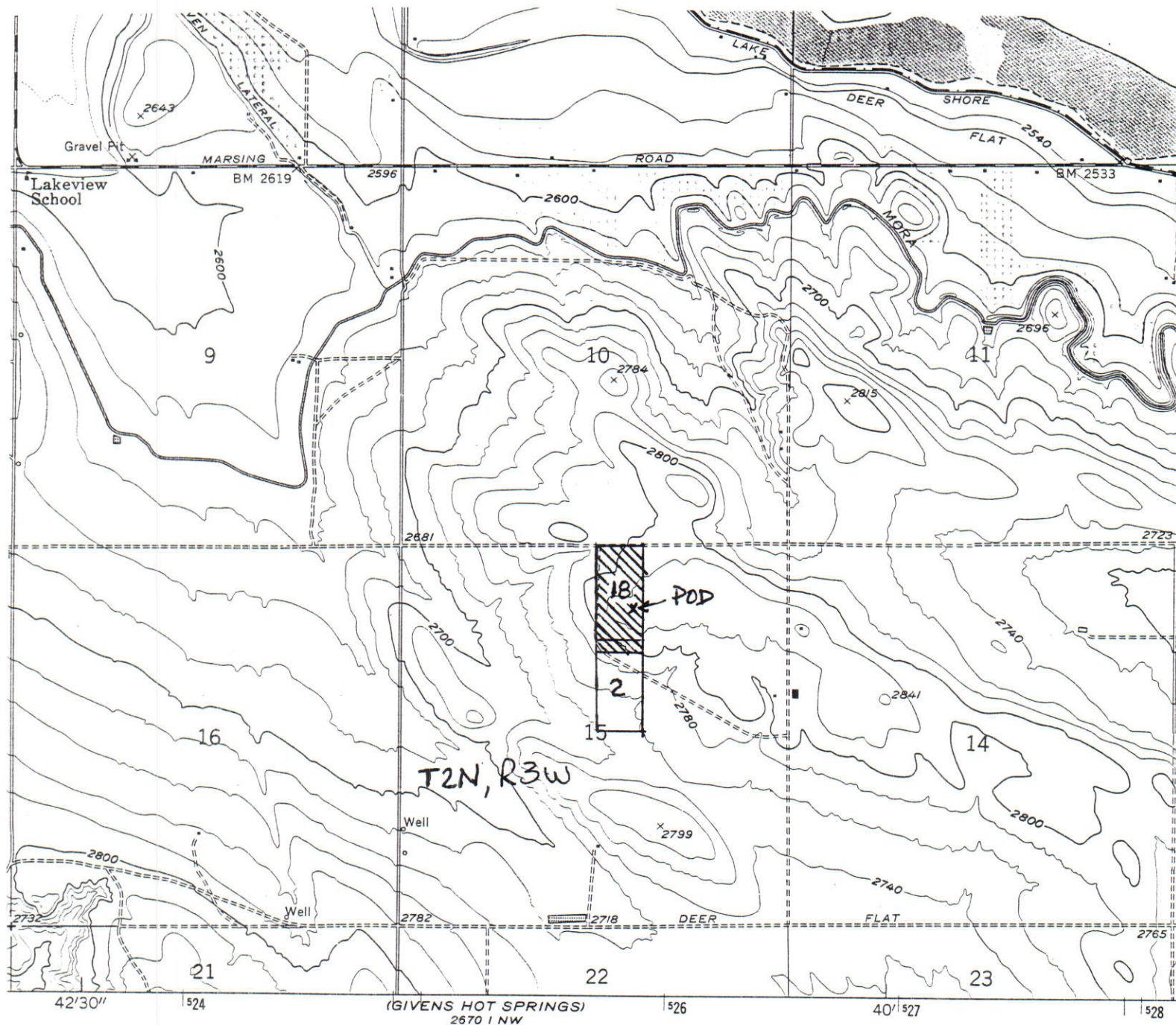
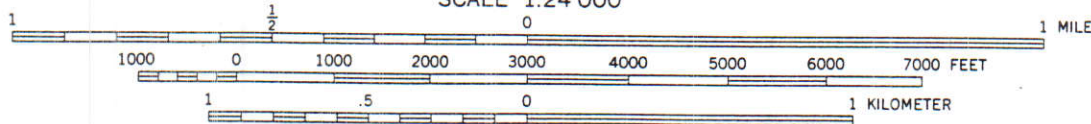


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCEAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



SCALE 1:24 000



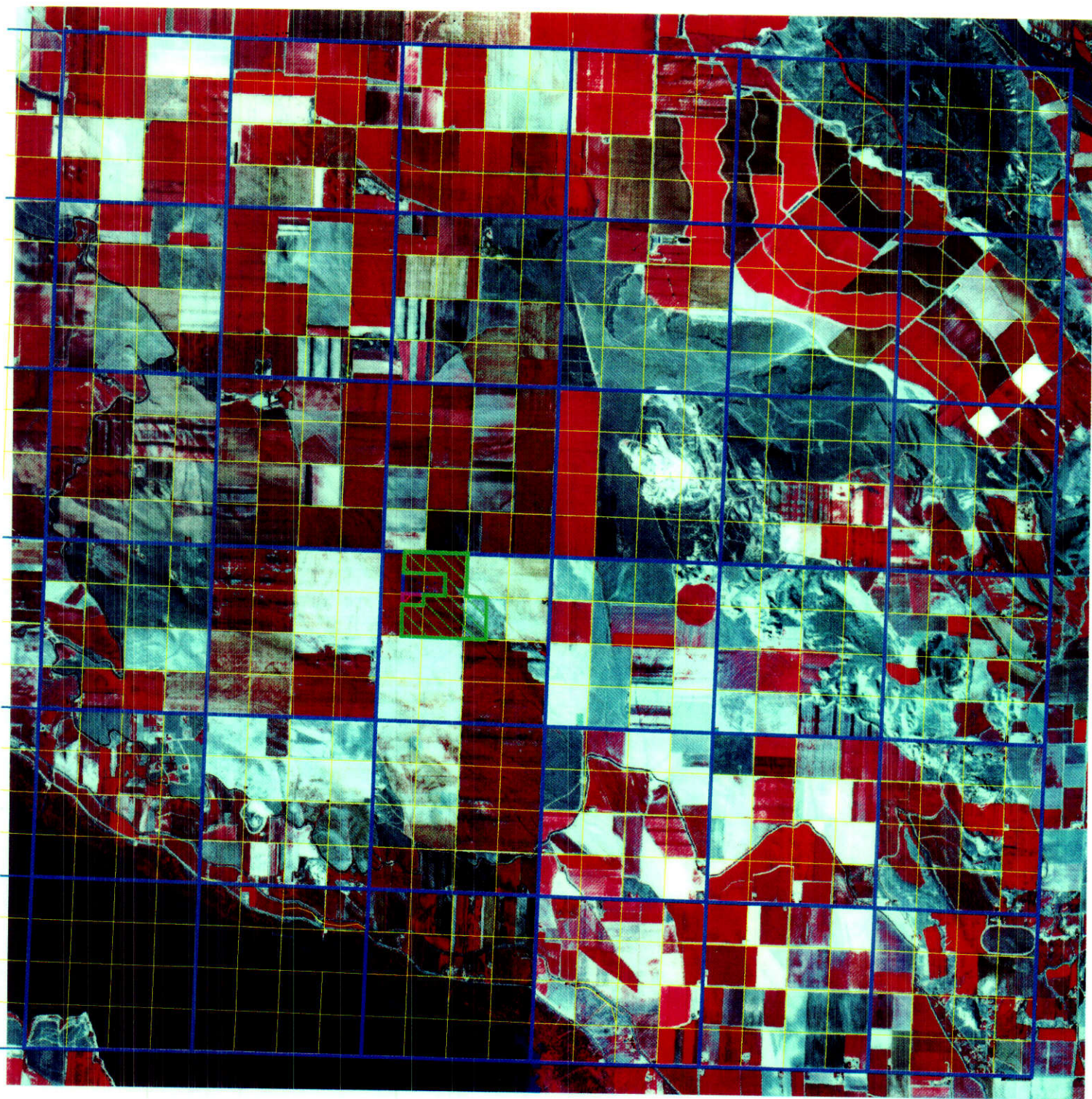
CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 10-FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1929

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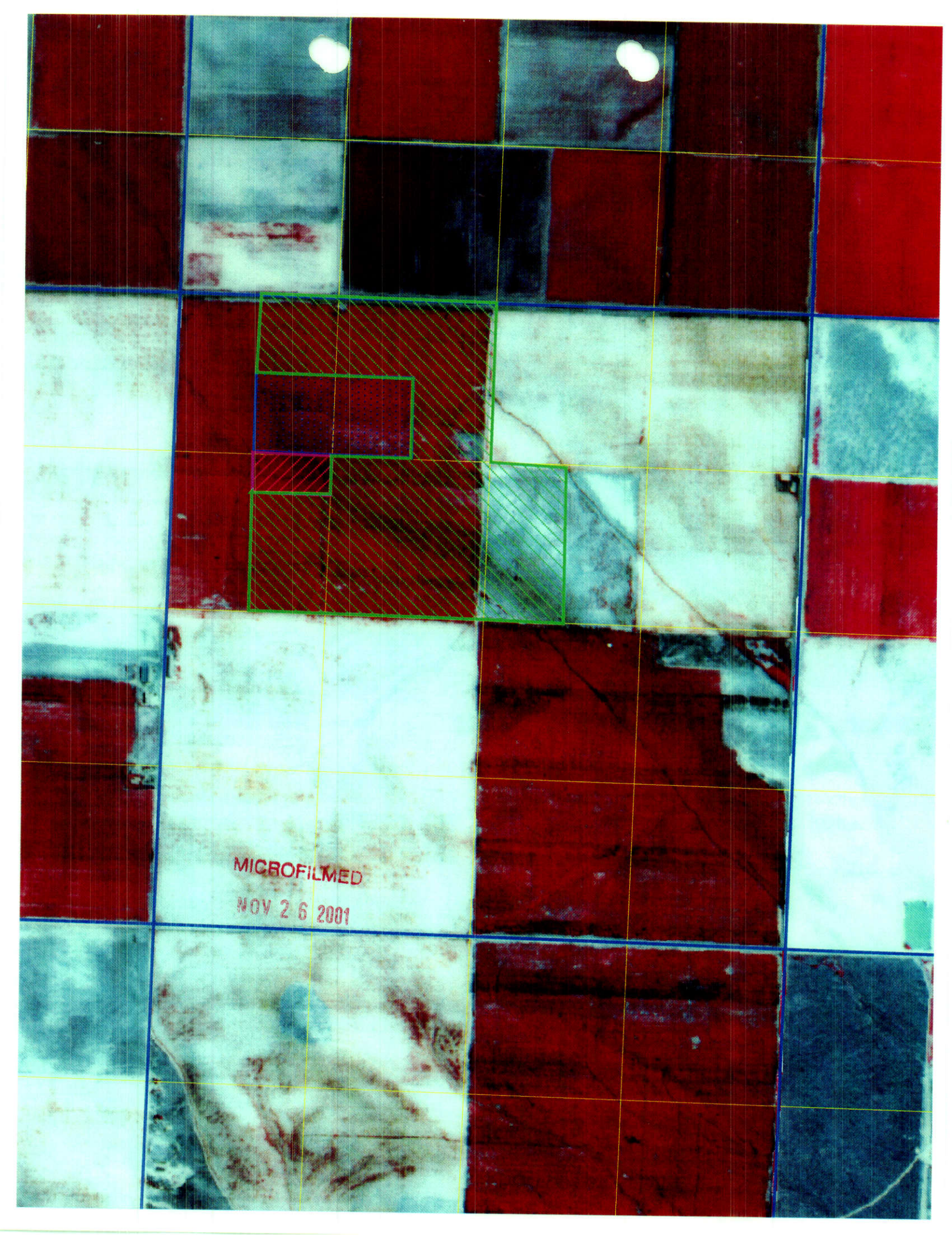
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QUADRANGLE LOCATION



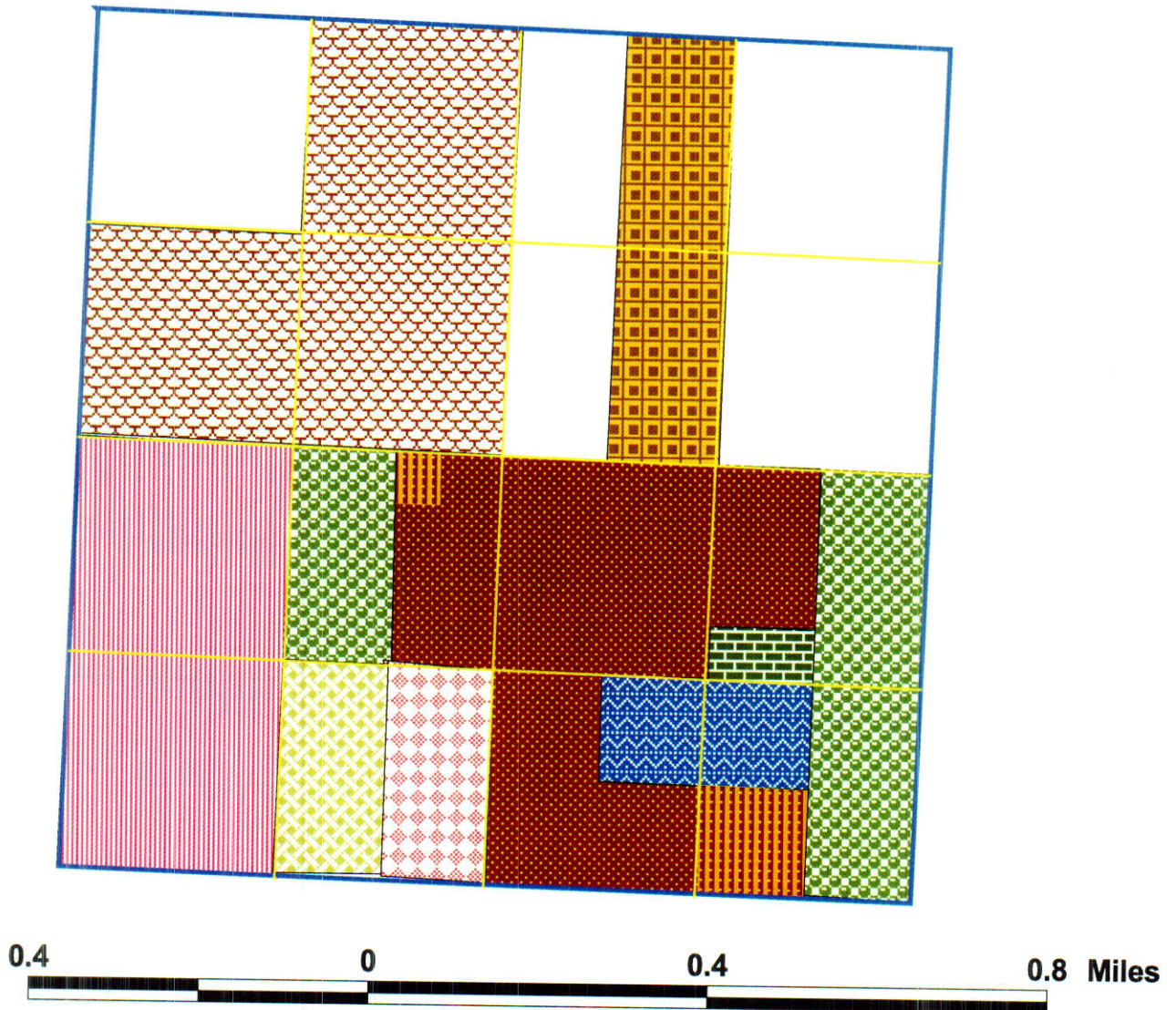
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The image is an aerial photograph of a coastal area, possibly a wetland or marsh. It is overlaid with a grid of yellow lines. A specific area in the upper-middle part of the image is highlighted with a red hatched pattern, consisting of several nested rectangular shapes. The terrain is a mix of light-colored (possibly water or mudflats) and dark-colored (possibly vegetation or water) areas. Two white circular marks are visible in the top left corner. A red stamp is located in the lower-left quadrant.

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Overlapping rights for transfer on right 63-3599D

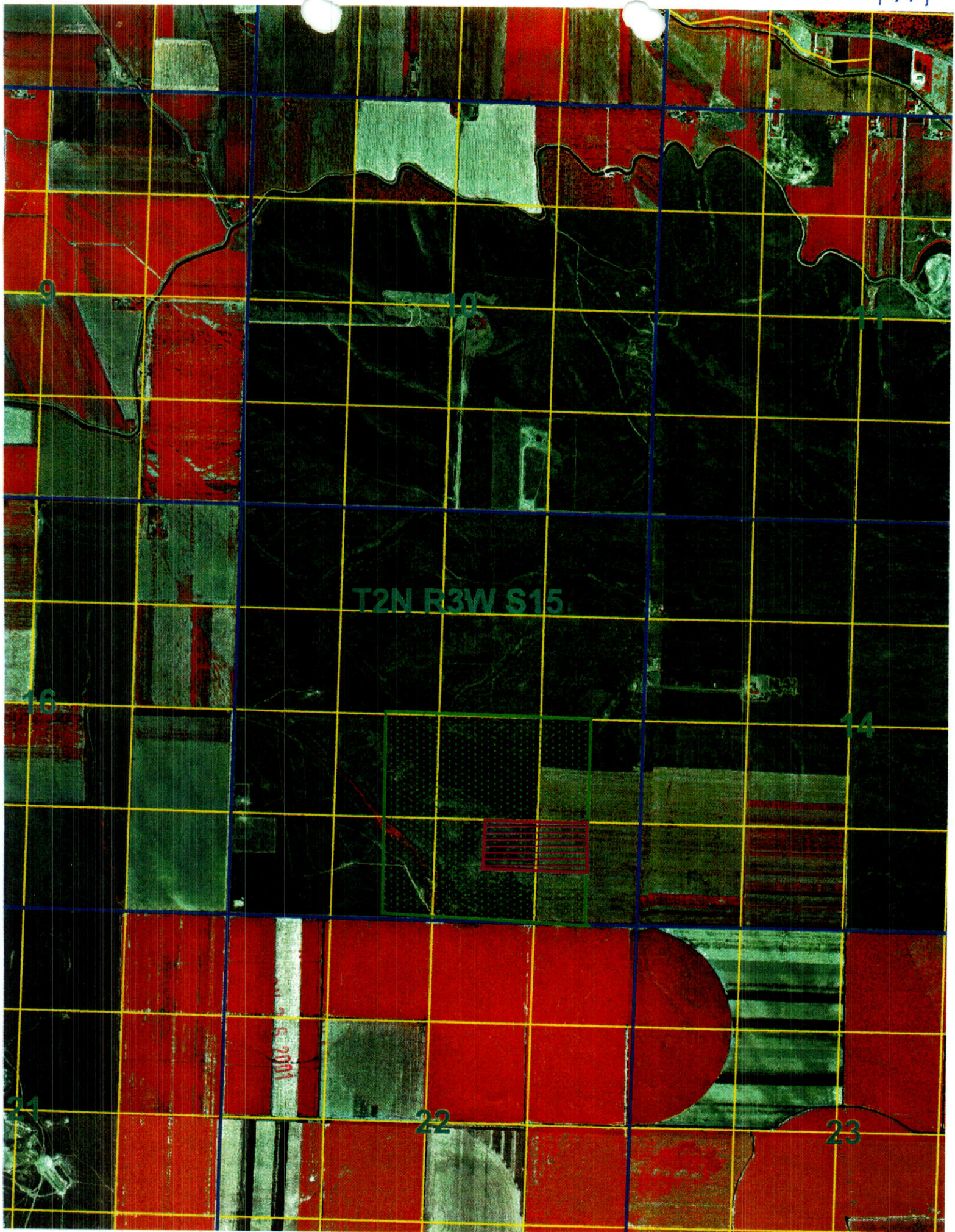


-  Application for permit 63-12404
-  Adjudication claim 63-3597P
-  Adjudication Claims 63-2879 & 63-7825B
-  Adjudication Claim 63-7825A
-  Adjudication Claim 63-7825C
-  Adjudication Claim 63-3599C
-  Lands to be retired for industrial use
-  Adjudication Claim 63-03599D (this transfer)
-  Split Adjudication Claim 63-31189
-  Split adjudication claim 63-31188

-  Section lines
-  1/4 1/4 lines



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NOV 26 2001



T2N R3W S15

SECTION 22
T2N R3W S15
1994

5661

14

15

22

16

15

21

22

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NOV 26 2001

1996

15/14
15/13

16/15
16/14

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NOV 26 2001

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

PATRICIA D. ADMIRE
of Nampa, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States, and at all times
hereinafter mentioned was over the age of eighteen years, and
not a party to the above entitled action.

2. That I am the LEGAL Clerk of the Idaho Press-Tribune, a
daily newspaper published in the City of Nampa and Caldwell,
in the County of Canyon, State of Idaho; that the said
newspaper is in general circulation in the said County of
Canyon, and in the vicinity of Nampa and Caldwell, and has
been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of
the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper two times in the regular and entire
issue of said paper, and was printed in the newspaper proper,
and not in a supplement.

June 7, 14, 2001

Patricia D. Admire

STATE OF IDAHO)
County of Canyon)

On this 14th day of June in the year of 2001 before
me a Notary Public, personally appeared. Patricia D. Admire,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true, and
acknowledge to me that she executed the same.

Jeanne Lusk
Notary Public for Idaho
Residing at Nampa
My Commission expires June 21st, 2003

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHTS,
TRANSFER NO. 69112**
DAVID AND LESLEY CRAW-
FORD of 14377 Lewis Ln, Nampa ID
83686 have applied to the Depart-
ment of Water Resources to change
the Point of Diversion and Place of
Use pursuant to I.C. § 42-222 for a
ground water right recorded as fol-
lows in 2N R3W Canyon County:
**CLAIM 63-31188, AKA PORTION
OF LICENSE 63-3599D**, priority
4/13/1967, .40 cfs, diverted in NESE
and SWSE and used in the S 1/2 SE
S15 for irrigation of 20 acres.
PROPOSED CHANGE
Retire 20 acres of irrigation descri-
bed above and diver the appurtenant
water from a proposed well in the
NWNE for irrigation of 20 acres in
the W 1/2 NE S15 T2N R3W. Trans-
fers 69110 and 69150 have also
been proposed from water right 63-
3599D.
Any protest against approval of the
proposed change must be filed with
the Department of Water Resources,
Western Region, 2735 Airport Way,
Boise, ID 83705-5082, together with
a protest fee of \$25 for each applica-
tion on or before June 25, 2001. The
protestant must also send a copy of
the protest to the applicant.
Karl J. Dreher, Director
June 7, 14, 2001 4097

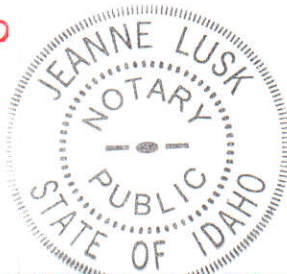
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JUN 15 2001

WATER RESOURCES
WESTERN REGION

MICROFILMED

NOV 26 2001



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69112

This is to certify that: DAVID M CRAWFORD

14377 LEWIS LN
NAMPA ID 83686
(208)463-8352

AND/OR

LESLEY CRAWFORD
14377 LEWIS LN
NAMPA ID 83686
(208)463-8352

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
63-31188	AJC/License	04/13/1967	0.40 cfs	90.0 af	20.0	20.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-31188	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-31188	63-31188	0.4 cfs	90 af	20.0	20.0		N/A	N/A		N/A
TOTALS		0.4 cfs	90 af	20	20		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of October, 20 01


 Acting Chief, Water Allocation Bureau

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WATER RIGHT NO. 63-31188
As Modified by Transfer No. 69112

In accordance with the approval of Transfer No. 69112, Water Right No. 63-31188 is now described as follows.

Right Holder: LESLEY CRAWFORD
 14377 LEWIS LN
 NAMPA ID 83686

And/Or

DAVID M CRAWFORD
 14377 LEWIS LN
 NAMPA ID 83686

Priority Date: 04/13/1967

Source: GROUNDWATER

Tributary: N/A

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.40 CFS	90.0 AF
			0.40 CFS	90.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUNDWATER NWNE Sec. 15 Twp 02N Rge 03W CANYON 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	
02N	03W	15																	20.0
			18.0	2.0															

Total Acres: 20

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the Department, the right holder shall install a suitable measuring device 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.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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WATER RIGHT NO. 63-31188
As Modified by Transfer No. 69112

CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 4th day of October, 2001

Acting


Chief, Water Allocation Bureau

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant David Crawford and/or Lesley Crawford Phone 208-463-8352Post Office address 14377 Lewis Lane, Nampa, ID 83686

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 _____

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Department of Water Resources

2. Describe the reason for the proposed changes Remove irrigation from existing place of use.
Applicant has purchased water right for use on applicant's land.

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
63-31188	4/13/1967	0.40/90	irrigation	3/15 to 11/15
				to
				to
				to
				to

2. Total amount of water being transferred 0.40 cubic feet per second and/or 90 acre-feet per annum.

3. Source of water ground water tributary to NA

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NW	NE	15	2N	3W	Canyon	

5. 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	
2N	3W	15		18	2														20

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WATER RESOURCES
WESTERN REGION

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JUL 26 2001

Total Acres 20

69112

PART 1

6. General Information:

- a. Description of diversion system 10-inch well with proposed depth of 750 feet, electric submersible pump, pipeline to sprinkler 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 x 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:
Place of use has been converted into a gravel pit. The lands will no longer be irrigated.
- d. Remarks:
Applicant purchased 0.40 cfs portion of 63-03599D to create new water right 63-31188. Split shows only 0.38 cfs but should be 0.40 cfs as shown on purchase agreement.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

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NOV 26 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCEAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as 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. 63-31189 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach 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 Agreement for Purchase and Sale of
Water Right

3. Source of water groundwater tributary to NA

4. Date or priority 4/13/1967

5. Water is used for the following purposes:

amount 0.38 / 90 for irrigation purposes from 3/15 to 11/15
(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 0.38 cubic feet per second and/or 90.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	15	2N	3W	Canyon	
		SW	SE	15	2N	3W	Canyon	

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	
2N	3W	15															10	10	20

Total Acres 20

9. Describe any other water rights used for the same purpose as described above

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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.)

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	

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	

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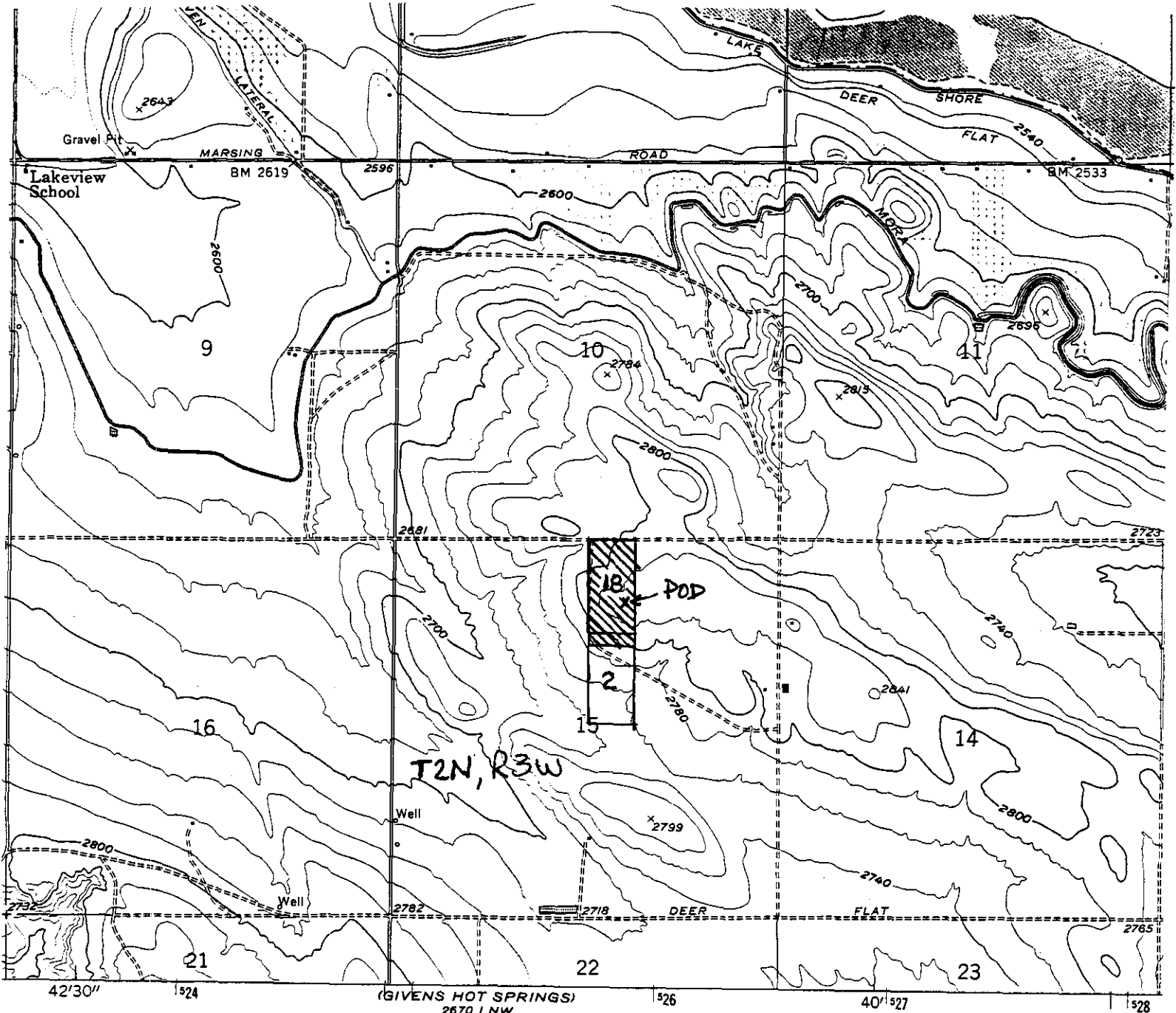
NOV 26 2001

Total Acres _____

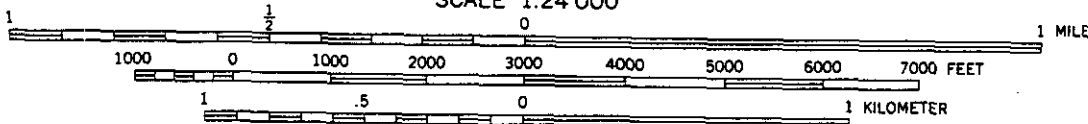
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCE

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 the rights described in part 1. Clearly depict the land by section, township and range number.



SCALE 1:24 000



CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 10-FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1929
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PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ 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.

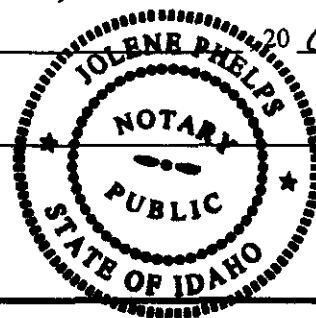
I understand that any willful misrepresentations made in this application may result in voiding its approval.

David Crawford Lesley Crawford
 (Signature of Applicant)

Subscribed and sworn to before me this 6th day of April 2001

Jolene Phelps
 (Notary Public)

My commission expires June 6, 2005



FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 3 attachments

Received by DB Date 4-13-01 Protest filed by _____

Prelim. Check by _____ Fee \$250-

Receipted by DB W027563 Date 4-13-01

Published in Boise Tribune Copies of protest forwarded by _____

Pub. Dates 6-7 + 14-01 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

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NOV 26 2001

AGREEMENT FOR PURCHASE AND SALE OF WATER RIGHT

This Water Right Sale and Purchase Agreement (the "Agreement") is made this 13 day of March 2001, between and among Hukill Finegrading and Excavating (Daniel and Marcy Hukill, Corporate Officers), whose address is 14600 Deer Flat Road, Nampa, ID 83686 ("Seller") and David and Lesley Crawford, whose address is 14377 Lewis Lane, Nampa, ID 83686 ("Buyer").

WITNESSETH:

WHEREAS, Seller owns a groundwater right evidenced by Snake River Basin Adjudication claim number A63-03599D;

WHEREAS, Buyer wishes to purchase a 20-acre portion of the water right, but not the associated lands or appurtenances thereto; and

WHEREAS, the parties have reached Agreement on the terms and conditions of such sale and purchase;

NOW, THEREFORE, Seller and Buyer agree as follows:

1. **Purchase Price.** Seller agrees to sell to Buyer a 20-acre portion of water right A63-03599D for \$20,000, said water right to be removed from lands located in Canyon County, Idaho, and more particularly described as:

NW ¼ of the SE ¼ of the SE ¼, and the NE ¼ of the SW ¼ or the SE ¼, Section 15, Township 2 North, Range 3 West, Boise Meridian.

2. **Seller's Warranties.**

- a. Seller agrees that the 20-acre portion of water right A63-03599D, if sold to the Buyer, shall include 0.40 cfs and 90 acre feet of water per annum for irrigation of 20 acres.
- b. Seller further warrants that the said water right is a valid water right free from all encumbrances, and that Seller will warrant and defend the same from all lawful claims whatsoever.

3. **Transfer by Buyer.** Buyer at his own expense shall undertake to transfer the water right to the Buyer's lands located in Canyon County, Idaho, and more particularly as:

W1/4 of the NE 1/4 of Section 15, T2N, R3W, B.M.

4. **Sale Based on Approval of Transfer.** Seller recognizes and agrees that Buyer has agreed to purchase the water right only on the condition that the Buyer can successfully transfer the water right to the Buyer's lands. If Buyer is unsuccessful in

gaining approval of the water right transfer within six months of the date of this Agreement, then this Agreement may be voided upon written request of either party.

5. **Payment of Purchase Price.** The Buyer shall deliver to Seller a down payment of \$4,000 upon signing of this Agreement. The balance of the purchase price shall be paid to the Seller within 10 days of approval of the water right transfer by the Idaho Department of Water Resources.
6. **Entire Agreement.** This Agreement contains the entire understanding of the parties. Any changes or modification to the Agreement must be in writing signed by both parties.
7. **Attorney Fees.** If either party shall fail to comply with the terms of the Agreement, the non-breaching party shall send written notice and provide a reasonable opportunity to cure, but not less than ten (10) days. If the breach is not cured within the time allowed, the breaching party agrees to pay all attorney's fees and costs incurred by the non-breaching party. If suit is filed to interpret or enforce this Agreement, the unsuccessful party to such litigation agrees to pay the prevailing party all costs and expenses, including attorney's fees, incurred by the prevailing party whether incurred in district court, on appeal, or in bankruptcy court.

Sellers

Daniel M. Hukill
Daniel Hukill

Date 3/13/01

Marcy Hukill
Marcy Hukill

Date 3-13-01

Buyer

David Crawford
David Crawford

Date 3-13-01

Lesley Crawford
Lesley Crawford

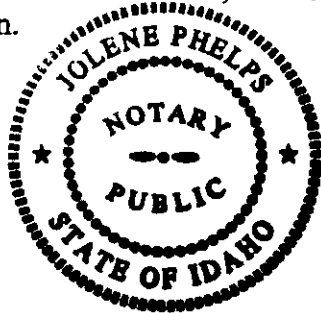
Date 3/13/2001

Acknowledgment:

STATE OF IDAHO)
) ss.
County of Canyon)

On this 13 day of March 2001, before me, a notary public for said state, personally appeared Daniel Hukill, known or identified to me as the person who executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

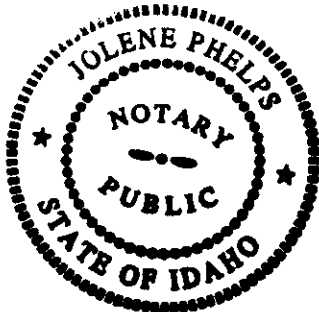


Jolene Phelps
Notary Public for Idaho
Residing at: Canyon County
My commission expires: June 6, 2008

STATE OF IDAHO)
) ss.
County of Canyon)

On this 13 day of March 2001, before me, a notary public for said state, personally appeared Marcy Hakill, known or identified to me as the person who executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

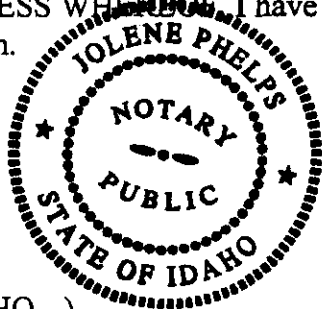


Robert Phelps
Notary Public for Idaho
Residing at: Canyon County
My commission expires: June 6, 2005

STATE OF IDAHO)
) ss.
County of Canyon)

On this 13 day of March 2001, before me, a notary public for said state,
personally appeared David Crawford, known or identified to me as the person who
executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year
first above written.



Jolene Phelps
Notary Public for Idaho
Residing at: Canyon County
My commission expires: June 6, 2005

STATE OF IDAHO)
) ss.
County of Canyon)

On this 13 day of March 2001, before me, a notary public for said state,
personally appeared Lesley Crawford, known or identified to me as the person who
executed the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year
first above written.



Jolene Phelps
Notary Public for Idaho
Residing at: Canyon County
My commission expires: June 6, 2005

Water Right Report

Close

03/28/2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report

WATER RIGHT NO. 63-31188

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID M CRAWFORD
Current Owner	LESLEY CRAWFORD
	14377 LEWIS LN
	NAMPA, ID 83686
	(208)463-8352
Original Owner	FARM CREDIT BANK OF SPOKANE
	PO BOX 15367
	BOISE, ID 83715
	(208)343-7782
Original Owner	MICHAEL G CRAGO
Original Owner	TYRA M CRAGO
	2139 W SONOMA DR
	MERIDIAN, ID 83642
Original Owner	HUKILL FINEGRADING AND EXCAVATION INC
	7280 SOUTHSIDE BLVD
	NAMPA, ID 83686
	(208)467-2390
Original Owner	BRYCE MILLAR
	RT 7 BOX 7380
	NAMPA, ID 83651
Original Owner	KATHI L MEYERS
Original Owner	ROBERT J MEYERS
Original Owner	EDWARD RAY MONTIERTH
Original Owner	GOLDA D MONTIERTH
Original Owner	HR MONTIERTH
Original Owner	RODNEY KENT MONTIERTH
Original Owner	SUSAN L MONTIERTH
Original Owner	RUBY C MICHAEL

NOV 26 2001

Original Owner	WILFORD NOLAN VICTOR 1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301 (208)733-5217
----------------	---

Priority Date: 04/13/1967

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.38 CFS	90 AFA
Total Diversion			0.38 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 15	Township 02N	Range 03W	CANYON County
GROUND WATER	SWSE	Sec. 15	Township 02N	Range 03W	CANYON County

IRRIGATION Use:

Acre Limit: 20

Place(s) of use:

Place of Use Legal Description: IRRIGATION CANYON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tr
02N	03W	15		SWSE	10		SESE	10					

Total Acres: 20

Remarks:

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1.	This claim is the result of a split due to change in ownership for a portion of 63-03599D. DB 3/21/2001
----	---

Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

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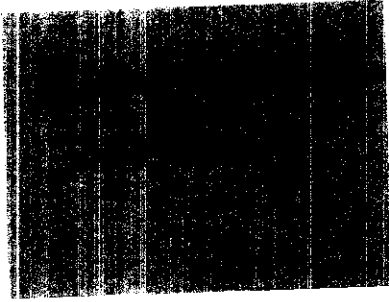
NOV 26 2000

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NOV 25 2001

SCANLAN ENGINEERING

Groundwater and Environmental Engineering



RECEIVED

APR 13 2001

WATER RESOURCES
WESTERN REGION

April 12, 2001

Mr. Steve Lester 
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Application to Transfer Water Right

Dear Steve:

On behalf of David Crawford and Lesley Crawford, I have enclosed an Application For Transfer of Water Right 63-31188. The application proposes changing the point of diversion and place of use of the water right. A check for the \$250.00 application fee is also enclosed.

Please contact me with any questions.

Sincerely,



Terry M. Scanlan

Cc: David Crawford

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Idaho Department of Water Resources Receipt

Receipt ID W027563

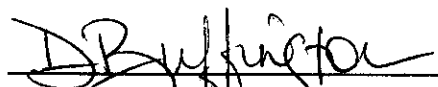
Payment Amount	\$250.00	Date Received	4/13/01 8:59:11 AM	Region	Western	Status
Payment Type	Check	Check Number	2490			

Payer SCANLAN ENGINEERING

Comment APPLICATION FOR TRANSFER - DAVID & LESLEY CRAWFORD
(63-31188)

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$250.00	TRANSFERS	0229	21	62105	1155


Signature Line (Dept. Representative)

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NOV 26 2001

SCANLAN ENGR. & ENGINEERING

Groundwater and Environmental Engineering

RECEIVED

APR 13 2001

WATER RESOURCES
WESTERN REGION

April 12, 2001

Mr. Steve Lester 
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Application to Transfer Water Right 63-03599D and Applications to Lease Water Rights 63-03599D and 63-07825C to the Water Supply Bank

Dear Steve:

On behalf of Hukill Finegrading and Excavation, I have enclosed an Application For Transfer of Water Right 63-03599D. I have also enclosed applications to lease all of water right 63-07825C and a portion of water right 63-03599D to the Water Supply Bank.

The transfer application proposes changing the nature of use of a 10-acre portion of water right 63-03599D from irrigation to industrial use. The industrial use will consist of dust suppression, gravel washing, and other potential uses at a gravel pit operation. Nature of use for the remaining 105 acres of the water right will continue to be irrigation. A check for the \$330.00 application fee is enclosed.

The water supply bank applications propose leasing all of 63-07825C and a 95-acre portion of 63-3599D for an indefinite period. A portion of the land authorized for irrigation under these water rights is currently being used for a gravel pit operation. Hukill proposes leasing these water rights through the water supply bank until irrigation is resumed upon reclamation of the pit.

In reviewing these applications, please note the following.

1. Hukill sold two portions of water right 63-03599D recently, reducing it from 2.665 cfs to 2.165 cfs. The two portions of the water right split from 63-03599D are 63-31188 for 20 acres and 63-31189 for 5 acres. In splitting the water right, Department staff divided the diversion rate proportionally with the acres (0.38 cfs for 63-31188 and 0.10 cfs for 63-31189). As a result, the total amount of water right 63-03599D currently listed in the Department records is 2.185 cfs. However, the purchase agreements that created 63-31188 and 63-31189 were for a full miners inch (0.02 cfs) per acre (i.e., 0.40 cfs over 20 acres and 0.10 cfs over 5 acres). Therefore, diversion rate for 63-31188 should be 0.40 cfs and balance of 63-03599D should be 2.165 cfs. The enclosed applications assume that 63-03599D has a diversion rate of 2.165 cfs.

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600 East River Park Lane, Suite 105
Boise, Idaho 83706

APR 26 2001

Telephone (208) 383-4140
Facsimile (208) 383-4156

2. Aerial photos from 1995 and 1996 of the place of use for 63-07825C and 63-03599D are enclosed. The property was last irrigated in 1996. Hukill bought the property in 1998. The property was apparently involved in litigation in 1997 that prevented it from being irrigated during the 1997 irrigation season. The photos suggest that portions of the authorized places of use for both rights were not irrigated in 1995 and 1996. However, other lands to the north that did not have water rights were apparently irrigated from the two wells that supply 63-03599D. Therefore, the total area irrigated from the 63-03599D points of diversion in 1996 was approximately equal to the total acres authorized under the water rights.
3. The remarks on the water right report for 63-03599D suggest an overlap with water rights 63-02879 and 63-03589. We believe that this is incorrect. The overlapping acres with 63-03589 are associated with lands irrigated under 63-03599C rather 63-03599D. There is no overlap by 63-03599 with acres irrigated by 63-02879.

Please contact me with any questions.

Sincerely,

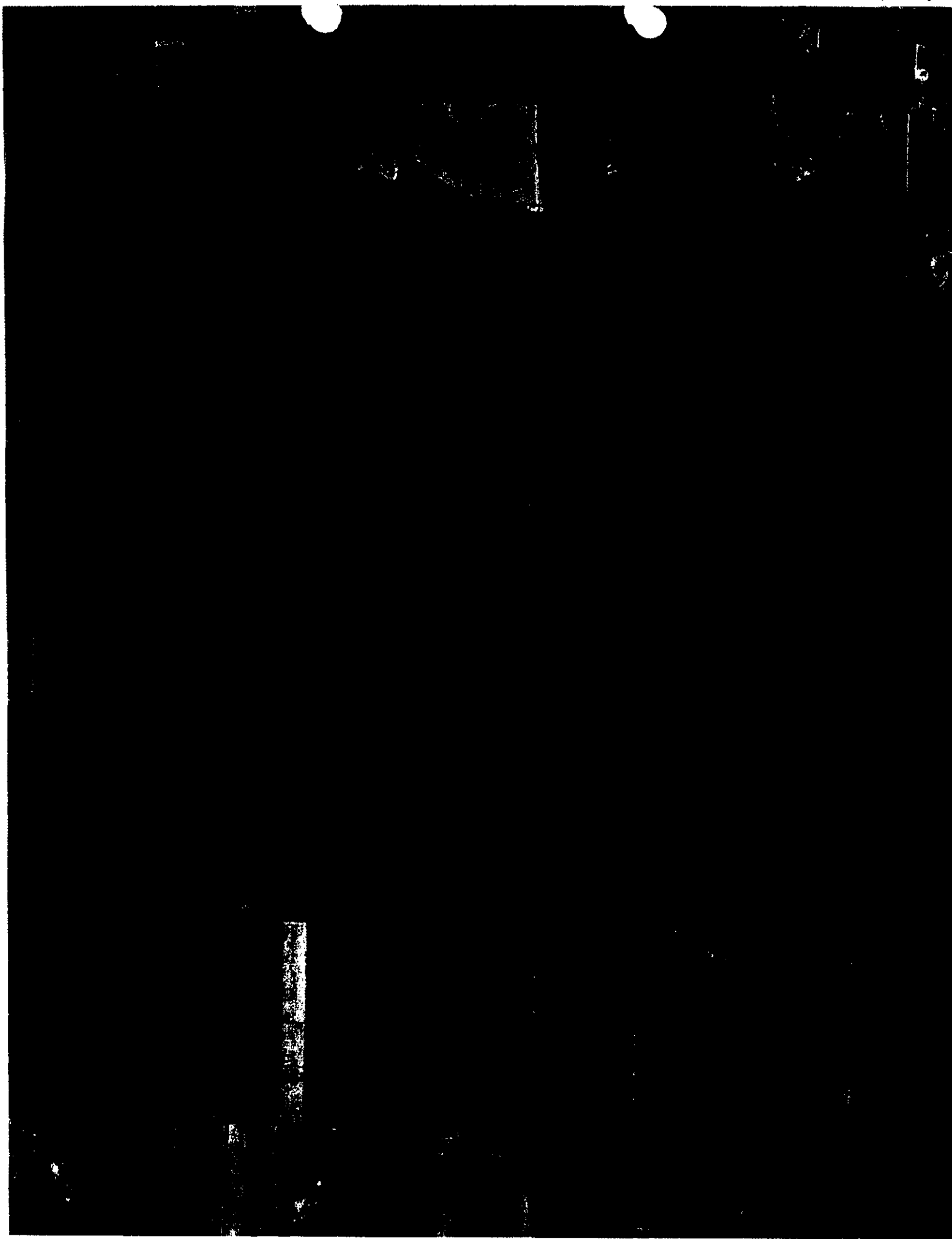


Terry M. Scanlan

Cc: Dan Hukill

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Graves, Lori

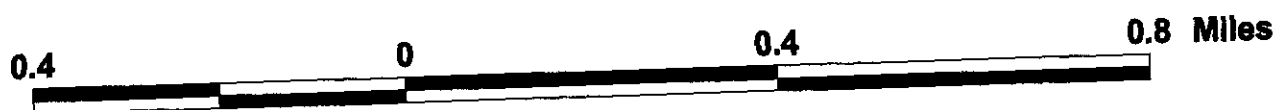
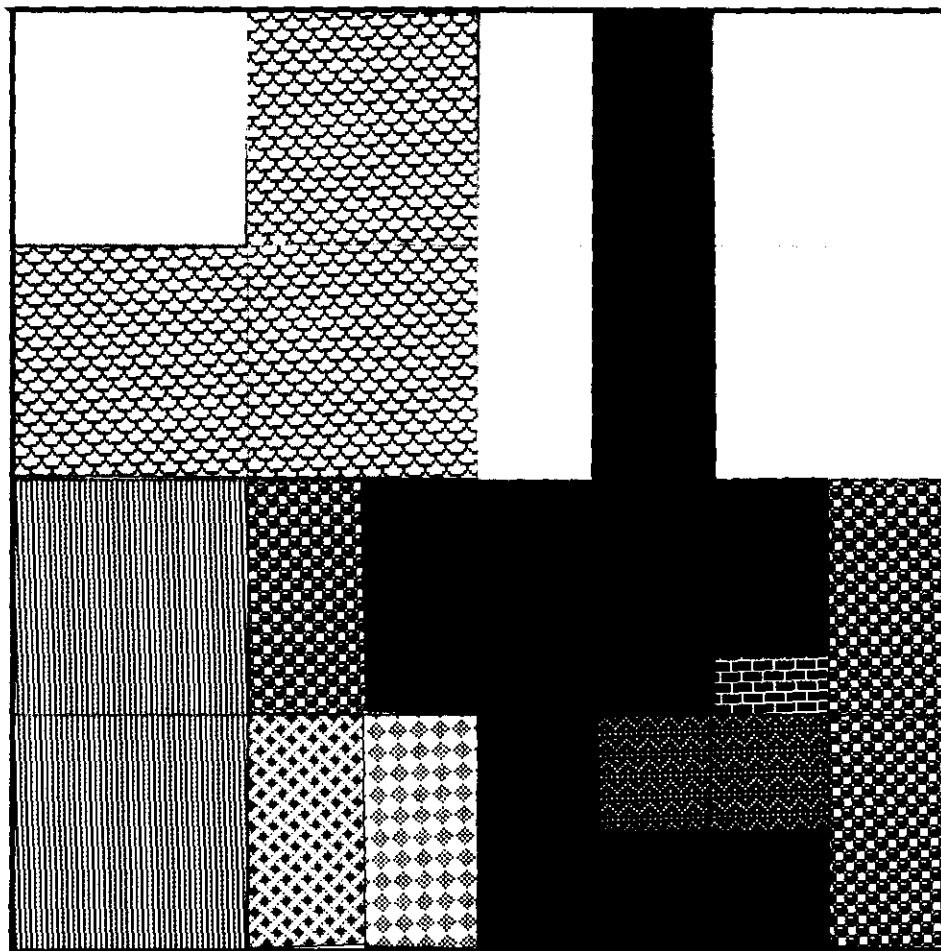
From: TMSANLAN@aol.com
Sent: Sunday, May 13, 2001 11:25 AM
To: lgraves@idwr.state.id.us
Subject: Application 63-12404

I spoke with Dave Crawford about withdrawing application for permit 63-12404 upon approval of his proposed water right transfer. He was wondering if he could amend the application to reduce the irrigated area from 40 to 20 acres and the irrigation diversion rate from 0.8 to 0.4 cfs? If so, what is the timing on this. Should he wait for transfer approval first?

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Overlapping rights for transfer on right 63-3599D



-  Application for permit 63-12404
-  Adjudication claim 63-3597P
-  Adjudication Claims 63-2879 & 63-7825B
-  Adjudication Claim 63-7825A
-  Adjudication Claim 63-7825C
-  Adjudication Claim 63-3599C
-  Lands to be retired for industrial use
-  Adjudication Claim 63-03599D (this transfer) MICROFILMED
-  Split Adjudication Claim 63-31189
-  Split adjudication claim 63-31188

 Section lines

1/4 1/4 lines



NOV 26 2001

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 12, 2001

DAVID M CRAWFORD
LESLEY CRAWFORD
14377 LEWIS LN
NAMPA ID 83686

RE: Transfer No.: 69112 - Water Right 63-31188 - Transfer Approval Notice

Dear Water Right Holders):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to 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 or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

for Jeff Peppersack, Manager
Water Rights Permits Section

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NOV 26 2001

JP:klt

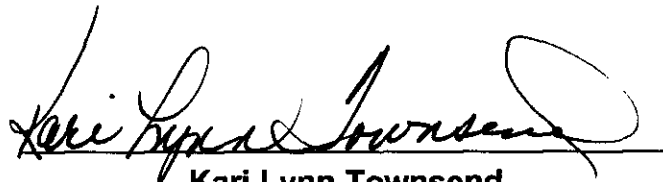
Enclosure(s)

CERTIFICATE OF MAILING

I hereby certify that on October 12, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 69112 - WATER RIGHT 63-31188

**DAVID M CRAWFORD
LESLEY CRAWFORD
14377 LEWIS LN
NAMPA ID 83686**



**Kari Lynn Townsend
Secretary**

MICROFILMED

NOV 26 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MAILED
NOV 26 2001

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

TRANSFER OF WATER RIGHT ANALYSIS

Reviewed by Sharla Curtis on 9/28/01

Trans # 69112 WR No(s) 63-31188
Name: Crawford Resulting Splits N/A
Correct Fee Pd ☒ Ad ok ☒

AREA OF CONCERN: No/Yes Moratorium XFER TYPE: B - Change p/d F - Change use period
 C - Add p/d G - Other
 D - Change p/u H - Change p/d & add p/d
 E - Change use I - Change p/d & p/u
 J - Add p/d & change p/u

GROUNDWATER:

DRILLING PERMIT

All wells - 046

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

SURFACE WATER:

WD - R04 (WD#)

≤ 0.20 cfs/others - R02, 01P or No MD

> 0.20 cfs - R43

WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M or 01Q

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Mitigation - 121

Trust - R55 (consumptive uses)

Non-Trust - 048-049 (cons uses or non-cons. > 1.0 cfs)

USES:

~~STORAGE~~ - 18A-R02-01P-18B-NA

~~IRR ≤ 5 ac~~ - R66/R67/R68/R69 (0.03 cfs/ac)

~~> 5 ac~~ - R62/R63/R64/R65 (0.02 cfs/ac)

~~STOCK WATER~~ - R37 (BLM/USFS)

~~MINING~~ - 054-106

~~FISH PROP~~ - 029(70'S only)-007-042-106

~~HEAT/COOL~~ - R07(injection well)

~~FIRE PROT.~~ - 077

USES:

~~POWER~~ - 17H-17K (+uses)-025-106

~~MUNICIPAL~~

~~Restricted area~~ - 022,075

~~Irr., GW supp to SW~~ - 102

~~DOMESTIC~~

~~Surface water~~ - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette River)

~~> in restricted area~~ - 070-071-075(no parks/common areas, etc)

~~Irr use listed separate~~ - WB5

MISC CONDITIONS/REMARKS:

~~T07~~ - 1 yr to develop

~~T08~~ - comply or rescind

~~T09~~ - on-going Snake River Basin Adjudication

~~T17~~ - measure all p/d's (used with WB4)

~~W51~~ - 2+ yrs to develop

~~W54~~ - forfeited ac/rate (used rarely)

~~W55~~ - (transfer shrinks total water to less ac)

~~W57~~ - no right-of-way

~~W58~~ - pending claim (statutory or AJ b/u claim)

~~W59~~ - measure p/d's (source changed to original trib)

~~W61~~ - extended irr season

~~WB4~~ - + p/ds, cfs & afa (used with T17)

~~WD5~~ - remaining right (only if specifically requested, i.e. protest)

~~WD6~~ - measure & report "

~~WD7~~ - irr ac removed "

~~WD8~~ - land application of waste water

~~T18~~ - Special T17 & R43 combined - multiple pds in WD

~~01Q~~ - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

~~WD9~~ - use on ALL unchanged portions (edit off last part if not in SRBA)

IRRIGATION SEASON 3/1 - 11/15 (Per updated map)

IRRIGATION VOLUME/AC 4.5

OTHER CONDITIONS/REMARKS

COMMENTS

T files created/updated ☒ Approval form printed ☒ Transfer Memo N/A
Post approval update ☒

IDWR WESTERN REGION TRANSFER ANALYSIS

Applicant Crawford Transfer No. 69112
Reviewed by Ly Date 5/4/01
Data entered by Ly

1. Right number(s) 63-31188

2. Type of right ☐ Decree ☒ License ☐ Stat. Claim ☐ BU Claim

3. Purpose of transfer ☒ Change P/D ☒ Add P/D ☒ Change P/U
☐ Change N/U ☐ Change Period ☐ Split Right
☐ Other: _____

4. Check Existing Right

☒ Source	☒ Priority	☒ Amount
☒ Purpose	☒ Period	☒ SRBA Claim
☒ Description of original point(s) of diversion		
☒ Description of original place of use		
☒ Overlapping rights for original P/D &/or P/U		

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☒ Analysis memo – always include unless justify why not needed
- b. ☒ All of right
- c. ☒ N/A Part of right – Note: Part B should normally be completed only if part of right is owned by applicant
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing proposed P/D &/or P/U
- g. ☒ Correct notarized signature and fee – see Transfer Memo #23 about fees if necessary
- h. ☒ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive volume. Discuss in memo.
- j. ☒ Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

69112

- k. ☒ Overlapping rights for current & proposed scenarios

Current

Proposed

1. SRBA Claim(s)

- m. / Comment letters

No

Yes as follows:

_____ Water District #

IDFG

Other per attached

PUBLICATION REVIEW

1. Comment Letters

Watermaster comments requested on _____, received on _____

Other comment letters received

 Yes

 No

- 2. Affidavit of publication received:**

☒ Yes

- 3. Published correctly:**

✓ Yes

 No

If No, re-publication required:

 Yes

 No

- #### 4. Protests received:

 Yes

☒ No

___ If yes, acknowledgement sent

RECOMMENDATIONS

1. ✓ Approve

____ See attached memo

2. Deny due to

- ### 3. Conditions of Approval

standard xfer conditions

- 4. Recommended by**

Cary S

Date _____

7/4/01

FORWARDING FILE TO S.O.

- 1. Copies made for Region file (see attached supplemental page):**

☒ Yes

2. File forwarded to S.O. by

[Signature]

Date _____

7-5-01

MEMORANDUM

DATE: 5/18/2001

FROM: Lori Graves *g*

TO: Transfer File 69112

RE: Review

Attachments

- A. Purchase Agreement
- B. SRBA Claim
- C. 1996 and 1997 Aerial Photos

Brief

Applicants have purchased a 20 acre portion of ground water right 63-3599D and wish to transfer that portion to their property and divert the water from a proposed 10" well. The original P/U is being retired from irrigation for gravel processing. A change of ownership has been processed in the SRBA, which split the right. Applicant's portion is 63-31188, which is the number this transfer is based on.

Review

Based on the pro-rated rate per acre, the SRBA claim lists .38 cfs. However the attached purchase agreement granted the applicant 1"/acre, which is why .40 cfs is listed on the transfer. The base right has been adjusted to account for the inch per acre in the sales agreement (see transfer no. 69150 memo).

Applicant filed application 63-12404, on hold since 1997, which will be amended upon approval of this transfer to exclude transfer amounts.

There were no overlapping rights found at the existing or proposed P/U for irrigation.

Beneficial Use

Applicant provided 1996 and 1997 photos confirming irrigation within the last five years at the P/U to be retired for this transfer.

Recommendations

Approve the transfer as filed.

Change the SRBA claim to reflect the approved transfer (.38 cfs to .40 cfs).

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NOV 26 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 30, 2001

Legal Notice Department
Press-Tribune
PO Box 9399
Nampa ID 83652

RE: Application for Permit Nos. 63-11772, 63-31235 and Application for Transfer Nos. 69150, 69110 and 69112.

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 06/25/2001. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

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NOV 26 2001

**NOTICE OF PROPOSED CHANGE OF WATER
RIGHTS, TRANSFER NO. 69112**

DAVID AND LESLEY CRAWFORD of 14377 Lewis Ln, Nampa ID 83686 have applied to the Department of Water Resources to change the Point of Diversion and Place of Use pursuant to I.C. § 42-222 for a ground water right recorded as follows in 2N R3W Canyon County:

CLAIM 63-31188, AKA PORTION OF LICENSE 63-3599D, priority 4/13/1967, .40 cfs, diverted in NESE and SWSE and used in the S ½ SE S15 for irrigation of 20 acres.

PROPOSED CHANGE

Retire 20 acres of irrigation described above and divert the appurtenant water from a proposed well in the NWNE for irrigation of 20 acres in the W ½ NE S15 T2N R3W. Transfers 69110 and 69150 have also been proposed from water right 63-3599D.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before June 25, 2001. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Press Tribune on June 7 and 14, 2001.

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NOV 25 2001