



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

May 29, 2002

RECEIVED

JUN 03 2002

Department of Water Resources
Southern Region

Sanders Farms
c/o Lamar Sanders
549 W 800 S
Burley, ID 83318

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK

Dear Mr. Sanders:

Enclosed please find a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 292 Acre Feet of ground water for irrigation use on 73 acres in Section 32, T11S, R22E, B.M. during the 2002 irrigation season. Upon receipt of this fully executed agreement, Sanders Farms is authorized to divert water in compliance with the conditions of water use described in the agreement.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

Encl: 1

c: ☒ Allen Merritt - IDWR
Mike Creamer
45-07355

45-7355

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board (Board) being authorized to operate a Water Supply Bank (bank) and to contract by and through the Director of the Idaho Department of Water Resources (Director) for rental of water from the bank agrees to rent water as follows:

1. Renter: Sanders Farms
2. Address: c/o Lamar Sanders, 549 W 800 S, Burley, ID 83318
3. Source of water: Ground water
4. Volume of water rented: 292 AF Max rate: 0.84 cfs
5. Diversion period: from 2002 irrigation season
6. Use of water: Irrigation of 73 acres
7. a) Renter's point of diversion:
Legal description: SWSW Section 5, T12S, R22E, B.M.
b) Renter's place of use:
Legal description: 36.5 acres in NWSW Section 32, T11S, R22E, B.M.
36.5 acres in NESW Section 32, T11S, R22E, B.M.
Total number of acres to be irrigated: 73
8. The right from which water will be rented is 45-07355.

The undersigned renter agrees to pay \$3,212 for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

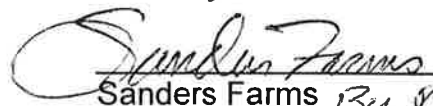
Conditions of water use under this agreement:

1. ~~The use of water under this agreement is subject to the provisions of Section 42-1766, Idaho Code.~~
2. The renter shall measure the amount of water diverted at the point of diversion and shall report the information to the Department at the end of

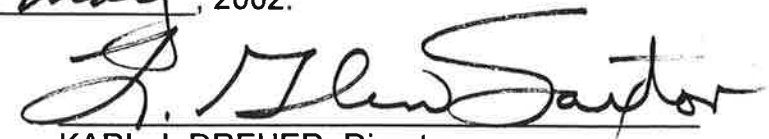
the irrigation season.

3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to the licensed points of diversion and place of use.
4. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of the diversion and use of water under this agreement.
5. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
6. The maximum rate of diversion for irrigation purposes when combined with all other water rights for the same land shall not exceed 0.02 cfs for each acre of land.

Dated this 28 day of May, 2002.


Sanders Farms *By Brad Sanders*

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and Rule 30 of the Water Supply Bank Rules, IDAPA 37.02.03030, for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board this 29th day of May, 2002.


for KARL J. DREHER, Director
Department of Water Resources



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

May 29, 2002

Cranney Brothers
503 West 1300 South
Oakley, ID 83346

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - 45-07355

Gentlemen:

The department has requested the issuance of a state warrant in the amount of \$2,920 as payment for the rental of 292 acre feet of the above referenced water right from the Water Supply Bank ("bank") managed by the Idaho Water Resource Board.

The return to you for the rental is based on \$10.00 per acre foot of water rented. The Controller's office will issue the warrant within the next twenty (20) days.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

c: Fiscal - Debbie Allen
45-07355
Allen Merritt - IDWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 29, 2002

Cranney Brothers
503 West 1300 South
Oakley, ID 83346

RECEIVED
MAY 01 2002
Department of Water Resources
Southern Region

RE: APPLICATION TO LEASE PART OF WATER RIGHT NO. 45-07355 TO THE WATER SUPPLY BANK

Gentlemen:

The department has reviewed the Application to Sell or Lease a Water Right to the Water Supply Bank ("bank") that Mike Creamer submitted to this office on your behalf. Please consider that the offered water right is accepted into the bank.

Several items to keep in mind in connection with the lease of the right to the bank are as follows:

1. There is no rental payment to the owner of the water right if the right or a part thereof is not rented from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not confirm the validity of the right or any elements of the water right.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

c: 45-07355
Mike Creamer
Allen Merritt - S. Region

45-07355



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 8, 1998

Sanders Farms
c/o Lamar Sanders
Star Route, Box 100
Burley, ID 83318

RECEIVED
OCT 14 1998
Department of Water Resources
Southern Region

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - 1998

Dear Mr. Sanders:

Please find enclosed a partially completed Water Supply Bank Rental Agreement for 1998. Upon your signature and return of the signed agreement together with the rental fee in the amount of \$949, the department will also sign the agreement and will return an executed copy to you. The rental fee is based on 292 acre feet at \$3.25 per acre foot.

Please return the agreement and the rental fee to my attention so I can expedite the processing of them. If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR - S. Region
Allen Merritt
45-07355

45-07355

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board (Board) being authorized to operate a Water Supply Bank (bank) and to contract by and through the Director of the Idaho Department of Water Resources (Director) for rental of water from the bank agrees to rent water as follows:

1. Renter: Sanders Farms
2. Address: c/o Lamar Sanders, Star Route, Box 100, Burley, ID 83318
3. Source of water: Groundwater
4. Volume of water rented: 292 acre feet. Rate: 0.84 cfs
5. Diversion period for the 1998 irrigation season. (A post rental).
6. Use of water: Irrigation of 73 acres.
7. a) Renter's point of diversion:

Legal description: SWSW, SWNW Section 5, T12S, R22E, B.M.

- b) Renter's place of use:

Legal description: 36.5 acres in NWSW Section 32, T11S, R22E, B.M.
36.5 acres in NESW Section 32, T11S, R22E, B.M.

Total number of acres to be irrigated: 73.

8. The right from which water will be rented is 45-07355.

The undersigned renter agrees to pay \$ 949.00 to the Board for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. Use of water is subject to all prior water rights.

2. Upon a determination of need by the department, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director.
3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the place of use of the water shall revert to its original place of use and/or again be available to rent from the bank.
4. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
5. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
6. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
7. The rate of diversion when combined with all other water rights for irrigation of the same land shall not exceed 0.02 cfs for each acre of land.

Dated this _____ day of _____, 199__.

Renter

I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board
this ____ day of _____, 199__.

KARL J. DREHER, Director
Idaho Department of Water Resources

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 45-07355

Priority: August 21, 1978 Amount: 6.40 CFS 2220.0 AFA

This is to certify, that CONNECTICUT GENERAL LIFE INSURANCE CO.

C/O CIGNA CORP.

SOUTH BUILDING S-305

900 COTTAGE GROVE RD.

BLOOMFIELD, CT 060020000

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated August 21, 1978, and has submitted proof to the Department of Water Resources on July 23, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 6.990 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/01 to 11/01	6.40 CFS	2220.0 AFA

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 24, Township 12S, Range 21E
CASSIA 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>
12S	21E	24	NENE 39	NWNE 40	SWNE 40	
			SENE 39	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 39	SESW 39	
			NWSE 40	SWSE 39		555

Total number of acres irrigated: 555

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 21ST day of APRIL, 1989.

MICROFILMED

MAY 12 1989

Acting for the Director

Rosanne A. Young

RECEIVED

Department of Lands and Resources

ASSIGNMENT

CRANNEY BROTHERS, a partnership
For value received, X/hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 45-7355 to CONNECTICUT GENERAL LIFE INSURANCE COMPANY
Address: 900 Cottage Grove Road, Bloomfield, Connecticut,

Willard D Cranney
Permit Holder
CRANNEY BROTHERS, a Partnership

Wife of Permit Holder

STATE OF IDAHO)
County of Cassia) ss

On this 20 day of April, 1979, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared Willard D Cranney Jr. general partner known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same on Behalf of the Partnership.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

William C Parson
Notary Public
Residing at Burley

My commission expires: 7/1

Note:

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

RECEIVED

1979
Department of Water Resources *ok.g*

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 45-7355 to CRANNEY BROTHERS, a partnership

Address: Box 284, Oakley, Idaho 83346

*

Michael W Cranney
Permit Holder - Michael Cranney,
a/k/a Michael W. Cranney

Kathryn Cranney
Wife of Permit Holder
Kathryn Cranney

STATE OF IDAHO)
 : ss
County of Cassia)

On this day of March, 19 79, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared MICHAEL CRANNEY and KATHRYN CRANNEY, known to me to be the person s whose name s ^{are} ~~is~~ subscribed to the within instrument and duly acknowledged to me that t h e y executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

William L. Carr
Notary Public
Residing at Burley, Idaho

My commission expires: Lfc

Note:

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

UNRECORDED

Assigned to: Connecticut General
Life Ins. Co.
4/24/79

Form 202
3/78

Ident. No. 45-7355

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

Assigned to:
Cranney, Bro.
4/24/79
862-3877

1. Name of applicant Michael Cranney Phone 862-3480

Post office address Oakley, Idaho

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24 Township 12S

Range 21E B.M. Cassia County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 6.4 cfs for Irrigation purposes from Mar. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 6.4 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 20" deep well, 12" pump with estimated motor size of 500 HP. A sprinkler system will be installed with 16" mainline and 28 quarter mile handlines.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 20 inches; proposed depth of well is 1400 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

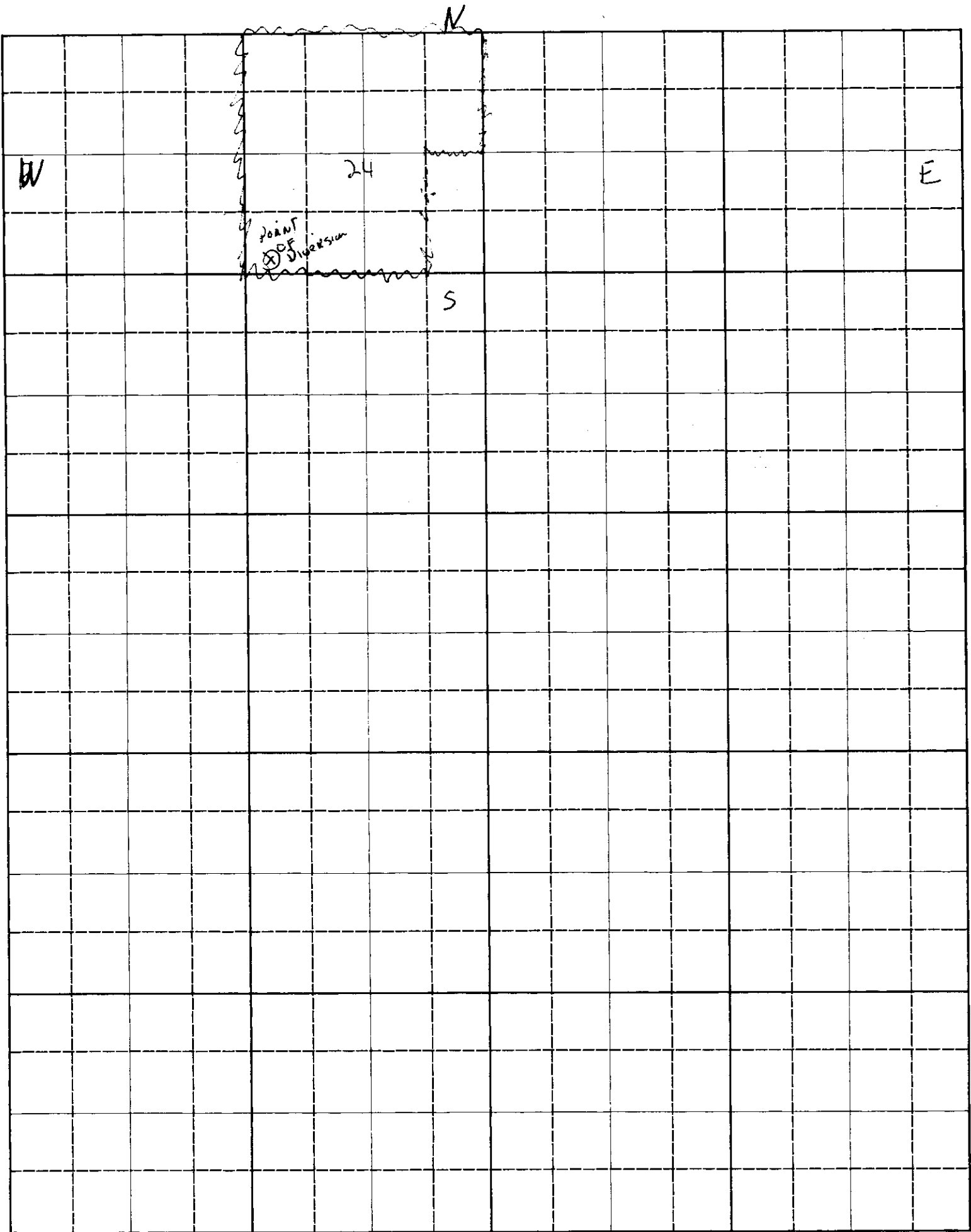
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Michael Cranney
(Applicant)

Proposed Priority 8-21-78

Received by maria Date 8/21/78 Time 3:00 pm
Preliminary check by ADM Fee \$ 95.⁰⁰ # 10537
Receipted by maria Date 8/22/78 14-3-10.⁰⁰
92-214-15.⁰⁰
Publication prepared by maria Date 7/1/78
Published in south eda press
Publication dates 9/12 + 9/19/78
Publication approved maria Date 7/22/78
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by LS SS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7355, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
(2) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 27th day of December, 19 78.

J. Glen Saxton

Chief, Operations Bureau

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

Cindy Duffin, being first
duly sworn, deposes and says that *she* is the

clerk of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for *2 times*
consecutive weeks, commencing with the issue

dated *9-12* 19*78*, and ending

with the issue dated *9-19* 19*78*

Cindy Duffin

Subscribed and sworn to before me

this *19th* day of *Sept*

19*78*.

Thomas M. Peterson Notary Public

Cost of Publication *11.90*

Notary Fee

Total Cost *11.90*

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

*OK
mmp
9/27/78*



RECEIVED

SEP 22 1978

Department of Water Resources
Southern District Office

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.
being first
duly sworn, deposes and says that he is the
owner of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of
The South Idaho Press for
consecutive weeks, commencing with the issue
dated 9-13-78, 1978, and ending
with the issue dated 9-19-78, 1978

Subscribed and sworn to before me

this 19th day of Sept.
1978.

John M. Peterson Notary Public

Cost of Publication 11.95

Notary Fee 10

Total Cost 21.95

78-381

NOTICE OF APPLICATION FOR WATER PERMIT

NOTICE IS HEREBY GIVEN that
Michael Cranney, Oakley, Idaho,
has on 8-22-78 submitted Ap-
plication No. 45-7355 for a per-
mit to appropriate 6.4 cubic feet
per second of water from ground
water by means of 20" deep well,
12" pump with estimated motor
size of 500 hp. A sprinkler will be
installed with 16" mainline and
28 quarter mile handlines, within
the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Twp. 12
S., Rge. 21 E., B.M., Cassia
County to be used from Mar. 1 to
Nov. 1 for irrigation purposes of
560 acres within the NE $\frac{1}{4}$,
NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24,
Twp. 12 S., Rge. 21 E., B.M.

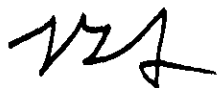
If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with the
Idaho Department of Water
Resources, 1041 Blue Lakes Blvd.
North, Twin Falls, Idaho, 83301
on or before 9-29-78.

C. Stephen Allred
Director

Published in the South Idaho
Press on September 12 and 19,
1978.

NOTARY PUBLIC RESIDING
BURLEY, IDAHO. MY COM. NO. 1111
EXPIRES JUNE 21, 1981

MEMORANDUM

To: Debbie Allen
From: L. Glen Saxton 
RE: WATER SUPPLY BANK RENTAL FEE - LICENSE NO. 45-07355
Date: May 10, 2000

The following information is provided in order that you can reimburse the lessee of a water right which has been rented from the Water Supply Bank. Attached is a copy of the receipt. The following information is pertinent to the rental:

Renter: Sanders Farms
Renter's address: c/o LaMar Sanders
549 W 800 S
Burley, ID 83318
Amount of water rented: 292 AF
Rights rented: 45-07355
Total rental amount ($\$3.25 \times 292 \text{ AF}$): \$949
Return to owner ($\$2.25 \times 292 \text{ AF}$): \$657
Owner of rented right: Southwest Irrigation District

Please prepare a State Warrant in the amount of \$657 payable to

Southwest Irrigation District
c/o Garr Wayment
P.O. Box 668
Burley, ID 83318

✓c: 45-07355



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 10, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SOUTHWEST IRRIGATION DISTRICT
C/O GRANT WAYMENT
PO BOX 668
BURLEY ID 83318

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - LICENSE NO.
45-07355**

Dear Mr. Wayment:

The department has requested the issuance of a state warrant in the amount of \$657 as payment to you for the rental of 292 acre feet of the above referenced water rights from the Water Supply Bank ("bank") managed by the Idaho Water Resource Board.

The return to you is based on \$2.25 per acre foot of water rented. The warrant will be issued by the Controller's office within the next twenty (20) days.

If you have questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'L. Glen Saxton'.

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: Fiscal - Debbie Allen
✓45-07355



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 10, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SANDERS FARMS
C/O LAMAR SANDERS
549 W 800 S
BURLEY, ID 83318

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK

Dear Mr. Sanders:

Enclosed for your records, please find a copy of a fully executed Water Supply Bank Rental Agreement in connection with your rental of 292 AF of groundwater to be used during the 2000 irrigation season, and a copy of the receipt for the rental in the amount of \$949 which you submitted to the department.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

Encl: 2

c: IDWR - S. Region
Mike Creamer
√45-07355

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board (Board) being authorized to operate a Water Supply Bank (bank) and to contract by and through the Director of the Idaho Department of Water Resources (Director) for rental of water from the bank agrees to rent water as follows:

1. Renter: Sanders Farms
2. Address: c/o Lamar Sanders, 549 W 800 S, Burley, ID 83318
3. Source of water: Ground water
4. Volume of water rented: 292 AF Max rate: 0.84 cfs
5. Diversion period: from 2000 irrigation season
6. Use of water: Irrigation of 73 acres
7. a) Renter's point of diversion:
Legal description: SWSW, SWNW Section 5, T12S, R22E, B.M.
b) Renter's place of use:
Legal description: 36.5 acres in NWSW Section 32, T11S, R22E, B.M.
36.5 acres in NESW Section 32, T11S, R22E, B.M.
Total number of acres to be irrigated: 73
8. The right from which water will be rented is 45-07355.

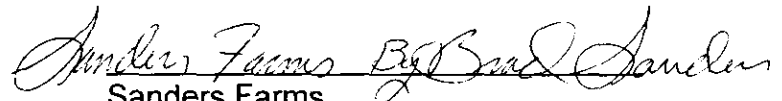
The undersigned renter agrees to pay \$949 to the Board for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.

2. Prior to diversion of water under this agreement, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director.
3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to the licensed points of diversion and place of use.
4. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of the diversion and use of water under this agreement.
5. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
6. The maximum rate of diversion for irrigation purposes when combined with all other water rights for the same land shall not exceed 0.02 cfs for each acre of land.

Dated this 2 day of May, 2000.


Sanders Farms

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and Rule 30 of the Water Supply Bank Rules, IDAPA 37.02.03030, for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board this 10th day of May, 2000.


for KARL J. DREHER, Director
Department of Water Resources

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: 0049095

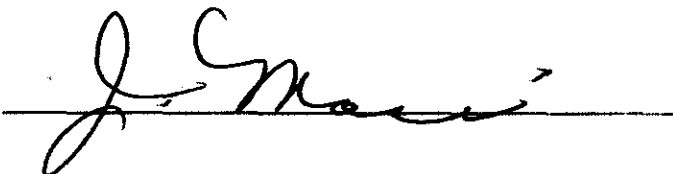
Date: 5/10/2000
Time: 09:26:05

Received
From: SANDERS GRAIN FARMS

Type of Payment		Program Acct	Amount
WATER SUPPLY BANK	55109	229 21 1205	657.00
WATER SUPPLY BANK	55109	229 21 1205	94.90
WATER SUPPLY BANK	13602	490 2 1205	197.10
Total			949.00

CHECK 2517

Region: STATE

Signature: 



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

April 19, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SANDERS FARMS
C/O LAMAR SANDERS
549 W 800 S
BURLEY ID 83318

**RE: APPLICATION TO RENT PART OF WATER RIGHT LICENSE 45-07355 FROM
THE WATER SUPPLY BANK FOR 2000**

Dear Mr. Sanders:

The department has reviewed the Application to Rent Water From the Water Supply Bank which you submitted on April 18, 2000 and has prepared the enclosed Water Supply Bank Rental Agreement for your review and consideration.

Upon signature of the enclosed partially completed agreement by an authorized agent and return of the agreement, together with the rental fee in the amount of **\$949**, the department also will sign the agreement and will return an executed copy to you. The fee was calculated as 292 AF of water at \$3.25 per AF for the irrigation of 73 acres. The check should be made payable to the Idaho Department of Water Resources.

Please return the signed agreement and rental fee to my attention so I can expedite the processing of them. If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR Regional Office
Southwest Irrigation District
Michael C. Creamer

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board (Board) being authorized to operate a Water Supply Bank (bank) and to contract by and through the Director of the Idaho Department of Water Resources (Director) for rental of water from the bank agrees to rent water as follows:

1. Renter: Sanders Farms
2. Address: c/o Lamar Sanders, 549 W 800 S, Burley, ID 83318
3. Source of water: Ground water
4. Volume of water rented: 292 AF Max rate: 0.84 cfs
5. Diversion period: from 2000 irrigation season
6. Use of water: Irrigation of 73 acres
7. a) Renter's point of diversion:
Legal description: SWSW, SWNW Section 5, T12S, R22E, B.M.
b) Renter's place of use:
Legal description: 36.5 acres in NWSW Section 32, T11S, R22E, B.M.
36.5 acres in NESW Section 32, T11S, R22E, B.M.
Total number of acres to be irrigated: 73
8. The right from which water will be rented is 45-07355.

The undersigned renter agrees to pay \$949 to the Board for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.

WICRCD - MEL

2. Prior to diversion of water under this agreement, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director.
3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to the licensed points of diversion and place of use.
4. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of the diversion and use of water under this agreement.
5. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
6. The maximum rate of diversion for irrigation purposes when combined with all other water rights for the same land shall not exceed 0.02 cfs for each acre of land.

Dated this _____ day of _____, 2000.

Sanders Farms

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and Rule 30 of the Water Supply Bank Rules, IDAPA 37.02.03030, for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board this ____ day of _____, 2000.

KARL J. DREHER, Director
Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

April 19, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL C CREAMER
GIVENS PURSLEY
277 N 6TH ST, STE 200
PO BOX 2720
BOISE ID 83701

**RE: APPLICATION TO LEASE PART OF LICENSE NO. 45-07355 TO THE WATER
SUPPLY BANK**

Dear Mr. Creamer:

The department has reviewed the above referenced application which you submitted to the department on April 18, 2000 on behalf of Southwest Irrigation District. Please consider that the water right offered for lease has been accepted into the Water Supply Bank ("bank") and will be retained in the bank through December 31, 2000.

Several items to keep in mind in connection with the lease are as follows:

1. The monetary return to the owner of the right for its rental is \$2.25 per acre foot of water per year.
2. There is no payment to the owner if the right is not rented from the bank.
3. While in the bank, the water right may not be used by the owner, even if the right is not rented from the bank.
4. A right leased to the bank stays in the bank until it is released or until December 31, 2000 whichever is earlier.
5. While a water right is in the bank, forfeiture provisions are stayed.

Sincerely,

A handwritten signature in black ink, appearing to read 'L. Glen Saxton'.

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: Regional Office
Southwest Irrigation District

RECEIVED

APR 18 2000

GIVENS PURSLEY LLP

Department of Water Resources

LAW OFFICES

277 North 6th Street, Suite 200
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300

Michael C. Creamer
Direct Dial 208-388-1247
mcc@givenspursley.com

Gary G. Allen
Christopher J. Beeson
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Jacqueline M. Fearnside
Jeffrey C. Fereday
Richard W. Jankowski
Amanda L. Keating
Karl T. Klein
Debora K. Kristensen

Franklin G. Lee
David R. Lombardi
Kimberly D. Maloney
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Melillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery

Angela K. Nelson
W. Hugh O'Riordan
Kenneth L. Pursley
Virginia L. Stukel
Conley Ward
Stephanie C. Westemeier
Robert B. White

Raymond D. Givens
James A. McClure
OF COUNSEL

April 18, 2000

Via Hand Delivery

Glen Saxton
Chief, Water Allocation Bureau
Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83706

Matter: Sanders Farms – 2000 Water Bank Application
Our file: 5175-2

Dear Glen:

Enclosed please find faxed copies of the following:

1. Temporary Assignment of Water Rights from Cranney Bros. to Southwest Irrigation District;
2. Application to Sell or Lease a Water Right to the Water Supply Bank for the 2000 irrigation season executed by Garr Wayment on behalf of the Southwest Irrigation District; and
3. Application to Rent Water from the Water Supply Bank executed by Brad Sanders on behalf of Sanders Farms.

Also enclosed is a copy of each document to be conformed and returned in the self-addressed stamped envelope. These documents are intended to effect the same water bank rental arrangement between the parties as has been approved by the Water Resource Board in the previous two irrigation seasons. The arrangement involves the same Cranney Bros. water right, the relevant portion of which remains appurtenant to Cranney Bros. lands in federal set aside.

APR 18 2000

APR 18 2000

Glen Saxton
April 18, 2000
Page 2

I would appreciate it if you could give these documents your attention and review, and advise me as soon as possible if you require additional information to process them. The original executed documents are being forwarded to me by mail, and I will provide them to you as soon as I receive them if you require the originals. Thank you in advance for your prompt consideration of these applications.

Sincerely,


Michael C. Creamer

MCC:nff

Enclosure

cc: Brad Sanders
Garr Wayment
Mike Cranney

S:\CLIENTS\5175\2\Corr\MCC Ltr to Glen Saxton.wpd

10-10-68

TEMPORARY ASSIGNMENT OF WATER RIGHTS

Cranney Bros., an Idaho general partnership, whose address is Rt. 1, Box 44A, Oakley, Idaho, 83346, hereby assigns to the South West Irrigation District, an irrigation district organized under the laws of the State of Idaho ("District"), that portion of water right 45-7355 ("Water Right"), as identified in the records of the Idaho Department of Water Resources, appurtenant to the following described lands:

[illegible]

Total number of acres irrigated	98
---------------------------------	----

The Water Right is assigned for use on lands within the District by rental and lease through the 2000 irrigation season through the Water Bank operated by the Idaho Water Resources Board.

This Assignment shall be effective through December 31, 2000.

Dated this 17 day of April, 2000.

CRANNEY BROS.

By: Mike Cranney
Mike Cranney, General Partner

Water Supply Bank No. _____

Water Right No. 45-07355

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE
WATER SUPPLY BANK

Name of Seller/Lessor Southwest Irrigation District Phone 208-678-8382

Post office address P.O. Box 668, Burley, ID 83318

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
(Name)

in case of _____ vs _____

dated _____ in _____ county of _____
(Name of court)

b. License No. 45-07355 Issued by the Idaho Department of Water Resources.

c. Permit No. _____ Issued by the Idaho Department of Water Resources.

2. Source of water Groundwater tributary to _____

3. Date of priority August 21, 1978

4. Water is used for the following purposes:

amount 6.40 cfs for Irrigation purposes from 3/1 to 11/1

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

5. Total amount of water under right: a. 6.40 cfs cubic feet per second
&/or
b. 2220.0 acre feet per annum

6. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24
Township 12S Range 21E B.M. in Cassia County

Additional points of diversion, if any None

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APR 27 2000

7. Lands irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	21E	24	39	40	40	39	40	40	40	40	40	40	39	39		40	39		555

Total number of acres to be irrigated 555

B. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE (If the entire right is for sale or lease, omit part B.)

1. Amount of water: a. 1.13 cubic feet per second
&/or
b. 392 acre feet per annum

2. Point of diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24 Township 12S
Range 21E, B.M., Cassia County

Additional points None

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	21E	7	7	7	7	7	7	7	7	7	7	7	7	7		7	7		98

Total number of acres to be irrigated 98

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APR 27 2000

C. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

1. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right.

Water Right 45-07355 has been transferred and assigned to The Southwest Irrigation District for purposes of this lease to The Water Bank. See Attachment A.

2. Describe the frequency of water use under the right, or portion thereof, during the past 5 years. Attach water-master records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture:

The portion of the right being leased to The Water Bank is appurtenant to corners in the subject quarter-quarter sections that have been and continue to be enrolled in the federal Conservation Reserve Program (CRP).

3. Describe the relative availability of water to fill the right, or portion thereof. Attach evidence to support the availability:

Source is groundwater which has been fully available each year to serve non-CRP lands to which the right is appurtenant.

4. Describe any other water rights with the same purpose and place of use as the right, or portion thereof. Will the present place of use continue to receive water from any source? If so, describe.

None. Lands will continue in CRP program and remain unirrigated.

5. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

6. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

7. If the right is included in an ongoing adjudication, a copy of the claim must be provided with this application. See Attachment B.

8. Draw a map indicating the point(s) of diversion and place of use of the right, or portion thereof. Show clearly the land involved by section, township and range.

[illegible]

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

9. Remarks See Attachment

D. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale

X For lease for period from 3-1-99 to 11-1-²⁰⁰⁰
(year) (year)

_____ As a gift to the State of Idaho.

2. The minimum payment acceptable to the Seller/Lessor is: (Include the method of determining the minimum payment)

The District will accept rent at the rate established by The Water Supply Bank Rules.

3. Payment contingent on subsequent sale or leasing of this right, or portion thereof, is:

X Acceptable _____ Not Acceptable

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer the sale or lease of this right to the Idaho Water Resource Board.

4-18-2000
(Date)

Gail Wayment (Signature of applicant)
Southwest Irrigation District

FOR DEPARTMENT USE ONLY

Received by MA Date 4-18-00 Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

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APR 27 2000

AJ5809HP
No. A45-07355

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/02/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CRANNEY BROTHERS RT 1 BOX 44-A OAKLEY ID 83346 (208) 862-3346	08/21/1978	IRRIGATION	03-01 11-15	6.40 CFS	
TOTAL DIVERSION:					6.40 CFS	2220.00 AFA
CONSUMPTIVE USE:						2220.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T12S R21E S24 SUSUSU

CASSIA County

Place of use Legal Description for: IRRIGATION

NW				SW				SE				NE				
T	R	S	Ac	T	R	S	Ac	T	R	S	Ac	T	R	S	Ac	Acres
12S	21E	24	39	40	40	40	39	40	40	40	40	40	40	39	39	555.0
															TOTAL ACRES	

POU County: CASSIA

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 06/09/89 CLELAND 03/30/95 POST-STD

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APR 27 2000

ATTACHMENT B

To Application to Sell or Lease a Water Right
Water Right No. 45-07355

L-20

524

(T125

R21E

(L)

(O)

(O)

10/1/75

L 20

P.O.D.

133.2

128.5

233

14.0

131.8

133.7

65.3

103.1

72.8

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REL

APR 27 2000

ATTACHMENT C

To Application to Sell or Lease a Water Right

Water Right No. 45-07355

ATTACHMENT D

To Application to Sell or Lease a Water Right
Water Right No. 45-07355

The Southwest Irrigation District holds this Right by assignment from Cranney Bros., Route 1, Box 44-A, Oakley, ID 83346, and intends that this water be available for rental and use by Lamar Sanders and/or Sanders Farms on lands situated within the District. An Application to Rent Water from the Water Supply Bank for that purpose for the 2000 irrigation season has been filed contemporaneously herewith.

11/92

Before the Idaho Water Resource Board

APPLICATION TO RENT WATER

FROM THE

WATER SUPPLY BANK

Applicant Sanders Farms Phone 208-678-2056

Address c/o Lamar Sanders, 549 West 800 South, Burley, ID 83318

A. DESCRIPTION OF WATER SOUGHT FOR RENTAL

1. Source of water Groundwater
which is tributary to N/A
2. Maximum volume of water sought 292 AF.
3. Maximum rate of diversion 0.842 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of use Irrigation
2. Location of point of diversion SW 1/4 SW 1/4, Section
5, Twp 12S, Rge 22E, B.M. Cassia County.
Additional points of diversion, if any: SW 1/4, NW 1/4
Section 5, T 12S, R 22E, B.M.
3. Season of use: From 3/1 to 11/1
4. Description of diverting works: 2 wells 1000' deep, static level
@ 350 pump @500, 400(N) and 200(S) hp pump pipeline to circle
Pump HP Lift Pump type
Canal name, if appropriate
5. Place of use:
 - a. If water is for irrigation, describe the number of acres to be irrigated by 40 acre tract, section, township and range.

NW 1/4, SW 1/4, Section 32, T 11S, R 22E, B.M. 36.5a

NE 1/4, SW 1/4, Section 32, T 11S, R 22E, B.M. 36.5a

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APR 27 2000

b. If water is not for irrigation, describe the nature of the intended use and the place of use.

6. Describe any other water rights used for the same purposes as the rental water sought under this application.

Groundwater rights owned by Sanders Farms diverted from same P.O.D.
are used to irrigate remaining 80 acres under 153 acre pivot.

7. Who owns the property at the point of diversion?

Applicant

8. Who owns the property at the place of use? Applicant

9. Are you seeking a rental for more than one (1) year? No

If so, how many years? _____

9. Remarks: _____

Date _____

Sanders Farms By
Brian Sanders
Signature of applicant
For Sanders Farms

FOR DEPARTMENT USE ONLY

Rec'd by WSS Date 4-18-00 Time _____

Published in _____ Pub. dates _____

Protests filed by _____

Hearing held by _____ Date _____

Action recommended _____

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APR 27 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 7, 1999

Sanders Farms
c/o Lamar Sanders
549 W 800 S
Burley, ID 83318

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK

Dear Mr. Sanders:

Enclosed for your records, please find a copy of a fully executed Water Supply Bank Rental Agreement in connection with your rental of 292 AF of ground water and a copy of the receipt in the amount of \$949 which you submitted to the department.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

Encl: 2

c: IDWR - E. Region
Michael C. Creamer
45-07355

MICROFILMED

APR 27 2000

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board (Board) being authorized to operate a Water Supply Bank (bank) and to contract by and through the Director of the Idaho Department of Water Resources (Director) for rental of water from the bank agrees to rent water as follows:

1. Renter: Sanders Farms
2. Address: c/o Lamar Sanders, 549 W 800 S, Burley, ID 83318
3. Source of water: Ground water
4. Volume of water rented: 292 AF Max rate: 0.84 cfs
5. Diversion period: from 1999 irrigation season
6. Use of water: Irrigation of 73 acres
7. a) Renter's point of diversion:
Legal description: SWSW, SWNW Section 5, T12S, R22E, B.M.
b) Renter's place of use:
Legal description: 36.5 acres in NWSW Section 32, T11S, R22E, B.M.
36.5 acres in NESW Section 32, T11S, R22E, B.M.
Total number of acres to be irrigated: 73
8. The right from which water will be rented is 45-07355.

The undersigned renter agrees to pay \$949 to the Board for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.

2. Prior to diversion of water under this agreement, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director.
3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to the licensed points of diversion and place of use.
4. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of the diversion and use of water under this agreement.
5. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
6. The maximum rate of diversion for irrigation purposes when combined with all other water rights for the same land shall not exceed 0.02 cfs for each acre of land.

Dated this 1 day of May, 1999.

Sanders Farms
by Salma Sanders
Sanders Farms

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and Rule 30 of the Water Supply Bank Rules, IDAPA 37.02.03030, for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board this 6th day of May, 1999.

Karl J. Dreher
for KARL J. DREHER, Director
Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 27, 1999

Sanders Farms
c/o Lamar Sanders
549 W 800 S
Burley, ID 83318

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - 1999

Dear Mr. Sanders:

The department has reviewed the Application to Rent Water from the Water Supply Bank which you submitted on April 26, 1999.

Please find enclosed a partially completed Water Supply Bank Rental Agreement for 1999. Upon your signature and return of the signed agreement together with the rental fee in the amount of \$949, the department will also sign the agreement and will return an executed copy to you. The rental fee is based on 292 acre feet at \$3.25 per acre foot for the irrigation of 73 acres.

Please return the agreement and the rental fee to my attention so I can expedite the processing of them. If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR - S. Region
Southwest Irrigation District
Michael C. Creamer

MICROFILMED

APR 27 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 27, 1999

Michael C. Creamer
GIVENS PURSLEY
277 N. 6th St, Ste 200
P.O. Box 2720
Boise, ID 83701

Dear Mr. Creamer:

**RE: APPLICATION TO LEASE PART OF WATER RIGHT NO. 45-07355 TO THE
WATER SUPPLY BANK**

Dear Mr. Creamer:

The department has reviewed the above referenced application which you submitted to the department on April 26, 1999, on behalf of Southwest Irrigation District. Please consider that the water right offered for lease has been accepted into the bank and will be retained in the bank through December 31, 1999.

Several items to keep in mind in connection with the lease are as follows:

1. The monetary return to the owner of a right for rental of the right from the bank is \$2.25 per acre foot per year.
2. There is no payment to the owner if the right is not rented from the bank.
3. While in the bank, a water right may not be used by the owner, even if the right is not rented from the bank.
4. A right accepted into the bank stays in the bank until it is released.
5. While a water right is in the bank, forfeiture provisions are stayed.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

c: IDWR - W. Region
Southwest Irrigation District

APR 27 2000

GIVENS PURSLEY LLP

RECEIVED

APR 26 1999

Department of Water Resources

LAW OFFICES

277 North 6th Street, Suite 200
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300

Gary G. Allen
Christopher J. Beeson
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Jeffrey C. Fereday
L. W. Grant III
Richard W. Jankowski
Karl T. Klein
David R. Lombardi

Kimberly D. Maloney
Kenneth R. McClure
Cynthia A. Melillo
Christopher H. Meyer
C. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
W. Hugh O'Riordan
Kenneth L. Pursley

Conley Ward
Stephanie C. Westemeier
Robert B. White

Raymond D. Givens
James A. McClure
OF COUNSEL

April 26, 1999

VIA HAND DELIVERY

Glen Saxton
Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83706

Matter: Sanders Farms
Our File: 5175-1

Dear Glen:

Enclosed please find the following documents:

1. Copy of Temporary Assignment of Water Rights from Cranney Bros. to Southwest Irrigation District;
2. Original Application of Southwest Irrigation District to Sell of Lease Water to the Water Supply Bank; and
3. Original Application of Sanders Farms to rent water from the Water Supply Bank

This transaction is intended to be identical in all material respects to the assignment, lease and rental of ground water which was effected by these parties during the 1998 irrigation season. The place of use for the Cranney Bros. water right remains in CRP.

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APR 27 2000

9800 ant in
4AFA bank
392AF
7300 292AF/ann
292(3²⁵) = 949
SAVE

Glen Saxton
April 26, 1999
Page 2

RECEIVED
APR 26 1999
Department of Water Resources

If you have any questions, please contact me.

Sincerely,



Michael C. Creamer

MCC:dr

Enclosures

S:\Clients\5175\1\CORR\MCC Letter to Glen Saxton Enclosing Docs.wpd

cc: Garr Wayment, South West Irrigation District (w/encl.)
Mike Cranney, Cranney Bros. (w/encl.)
Lamar Sanders (w/encl.)

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APR 27 2000

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APR 26 1999

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APR 26 1999

TEMPORARY ASSIGNMENT OF WATER RIGHTS Givens Pursley, LLP

Cranney Bros., an Idaho general partnership, whose address is Rt. 1, Box 44A, Oakley, Idaho, 83346, hereby assigns to the South West Irrigation District, an irrigation district organized under the laws of the State of Idaho ("District"), that portion of water right 45-7355 ("Water Right"), as identified in the records of the Idaho Department of Water Resources, appurtenant to the following described lands:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NEL	NW ¼	SW ¼	SEL	NEL	NW ¼	SW ¼	SEL	NEL	NW ¼	SW ¼	SEL	NEL	NW ¼	SW ¼	SEL	
12S	21E	24	7	7	7	7	7	7	7	7	7	7	7	7	0	7	7	0	98

Total number of acres irrigated 98

The Water Right is assigned for use on lands within the District by rental and lease through the 1999 irrigation season through the Water Bank operated by the Idaho Water Resources Board.

This Assignment shall be effective through December 31, 1999.

Dated this 20 day of April, 1999.

CRANNEY BROS.

By:

Mike Cranney
Mike Cranney, General Partner

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APR 26 1999

Form No. 42-1781
3-82

Department of Water Resources

Water Supply Bank No. _____

Water Right No. 45-07355

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE
WATER SUPPLY BANK

Name of Seller/Lessor Southwest Irrigation District Phone 208-678-8382Post office address P.O. Box 668, Burley, ID 83318

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
(Name)

in case of _____ vs _____

dated _____ in _____ county of _____
(Name of court)b. License No. 45-07355 Issued by the Idaho Department of Water Resources.

c. Permit No. _____ Issued by the Idaho Department of Water Resources.

2. Source of water Groundwater tributary to _____3. Date of priority August 21, 1978

4. Water is used for the following purposes:

amount 6.40 cfs for Irrigation purposes from 3/1 to 11/1

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(monetary - both dates inclusive)5. Total amount of water under right: a. 6.40 cfs cubic feet per second
&/orb. 2220.0 acre feet per annum6. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24Township 12S Range 21E B.M. in Cassia CountyAdditional points of diversion, if any None

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APR 27 2000

7. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	21E	24	39	40	40	39	40	40	40	40	40	40	39	39		40	39		555

Total number of acres to be irrigated 555

B. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE (If the entire right is for sale or lease, omit part B.)

1. Amount of water: a. 1.13 cubic feet per second
&/or
b. 392 acre feet per annum

2. Point of diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24 Township 12S
Range 21E, B.M., Cassia County

Additional points None

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	21E	7	7	7	7	7	7	7	7	7	7	7	7	7		7	7		98

Total number of acres to be irrigated 98MICROFILMED
APR 27 2000
2

C. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

1. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right.

Water Right 45-07355 has been transferred and assigned to The Southwest Irrigation District for purposes of this lease to The Water Bank. See Attachment A.

2. Describe the frequency of water use under the right, or portion thereof, during the past 5 years. Attach water-master records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture:

The portion of the right being leased to The Water Bank is appurtenant to corners in the subject quarter-quarter sections that have been and continue to be enrolled in the federal Conservation Reserve Program (CRP).

3. Describe the relative availability of water to fill the right, or portion thereof. Attach evidence to support the availability:

Source is groundwater which has been fully available each year to serve non-CRP lands to which the right is appurtenant.

4. Describe any other water rights with the same purpose and place of use as the right, or portion thereof. Will the present place of use continue to receive water from any source? If so, describe.

None. Lands will continue in CRP program and remain unirrigated.

5. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

6. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

7. If the right is included in an ongoing adjudication, a copy of the claim must be provided with this application. See Attachment B.

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APR 27 2000

8. Draw a map indicating the point(s) of diversion and place of use of the right, or portion thereof. Show clearly the land involved by section, township and range.

[illegible]

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

MICROFILMED
APR 27 2000

5

AJ55099P
No. A45-07355

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/02/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CRAMNEY BROTHERS RT 1 BOX 44-A OAKLEY ID 83346 (208) 862-3346	08/27/1978	IRRIGATION	35-01 11-15	6.40 CFS	
					TOTAL DIVERSION:	6.40 CFS
					CONSUMPTIVE USE:	2220.00 AFA

Water Source: CROWWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: 112S 021E 024

SUSURU

CASSIA County

Place of Use Legal Description for: IRRIGATION

NW												SW												SE												
1	2	3	4	5	6	7	8	9	10	11	12	1	2	3	4	5	6	7	8	9	10	11	12	1	2	3	4	5	6	7	8	9	10	11	12	6101
125	21E	24	:	39	40	40	39	:	40	40	40	40	40	39	39	:	40	40	39	39	:	40	40	40	39	39	:	40	40	39	39	:	40	40	555.0	
																														TOTAL ACRES	555.0					

POI County: CASSIA

Other Rights: NONE

Date:	Exam Made Date:	Verified Date:	Objection Filed Date:
Hint:	Water District Number:	Field Inspection Flag:	Presumption Flag:
Audit:	06/09/89 CIELAND	03/30/95 POST-RT0	

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APR 27 2009

ATTACHMENT B

To Application to Sell or Lease a Water Right
Water Right No. 45 07355

L-20
524
T125
R21E

L-20
03
03
1

L20

P.O.D.

133.2

125.5

133

131.8

133.9

19
65.3

1081
72

APR 2 2000

ATTACHMENT C

To Application to Sell or Lease a Water Right

ATTACHMENT D

**To Application to Sell or Lease a Water Right
Water Right No. 45-07355**

The Southwest Irrigation District holds this Right by assignment from Cranney Bros., Route 1, Box 44-A, Oakley, ID 83346, and intends that this water be available for rental and use by Lamar Sanders and/or Sanders Farms on lands situated within the District. An Application to Rent Water from the Water Supply Bank for that purpose for the 1999 irrigation season has been filed contemporaneously herewith.

RECEIVED

APR 26 1999

Department of Water Resources

11/92

Before the Idaho Water Resource Board

APPLICATION TO RENT WATER

FROM THE

WATER SUPPLY BANK

Applicant Sanders Farms Phone 208-678-2056Address c/o Lamar Sanders, Star Route, Box 100, Burley, ID 83318

A. DESCRIPTION OF WATER SOUGHT FOR RENTAL

1. Source of water Groundwaterwhich is tributary to N/A2. Maximum volume of water sought 292 AF.3. Maximum rate of diversion 0.842 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of use Irrigation2. Location of point of diversion SW 1/4 SW 1/4, Section
5, Twp 12S, Rge 22E, B.M. Cassia County.Additional points of diversion, if any: SW 1/4, NW 1/4Section 5, T 12S, R 22E, B.M.3. Season of use: From 3/1 to 11/14. Description of diverting works: 2 wells 1000' deep, static level
@ 350 pump @500, 400(N) and 200(S) hp pump pipeline to circle
Pump HP Lift Pump type Canal name, if appropriate

5. Place of use:

a. If water is for irrigation, describe the number of acres
to be irrigated by 40 acre tract, section, township and
range.NW 1/4, SW 1/4, Section 32, T 11S, R 22E, B.M. 36.5a~~NW~~
NENW 1/4, SW 1/4, Section 32, T 11S, R 22E, B.M. 36.5a

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APR 27 2000

b. If water is not for irrigation, describe the nature of the intended use and the place of use.

6. Describe any other water rights used for the same purposes as the rental water sought under this application.

Groundwater rights owned by Sanders Farms diverted from same P.O.D.
are used to irrigate remaining 80 acres under 153 acre pivot.

7. Who owns the property at the point of diversion?

Applicant

8. Who owns the property at the place of use? Applicant

9. Are you seeking a rental for more than one (1) year? No

If so, how many years? _____

9. Remarks: _____

Date

4/20/99

[Signature]
Signature of applicant
For Sanders Farms

FOR DEPARTMENT USE ONLY

Rec'd by *[Signature]*

Date

4-26-99

Time

4:30 P.

Published in

N/A

Pub. dates

Protests filed by

Hearing held by

Date

Action recommended

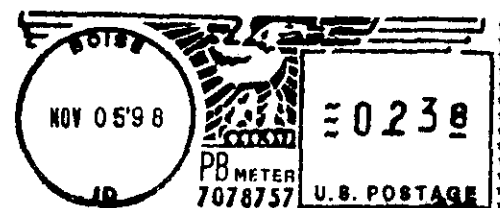
MICROFILMED

APR 27 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PREFERRED
FIRST CLASS



549 W 800 SO.

SANDERS FARMS
C O LAMAR SANDERS
STAR ROUTE BOX 100
BURLEY ID 83818

Please file
45-07355

re-mailed
11-12-98
gly

MICROFILMED
RECEIVED
NOV 12 1998
Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

November 3, 1998

Southwest Irrigation District
c/o Garr Wayment
P.O. Box 668
Burley, ID 83318

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - LICENSE NO.
45-07355**

Dear Mr. Wayment:

The department has requested the issuance of a state warrant in the amount of \$657 as payment to Southwest Irrigation District for the rental of 292 acre feet of the above referenced water right from the Water Supply Bank managed by the Idaho Water Resource Board.

The return to the district is based on \$2.25 per acre foot of water rented. The warrant will be issued by the Controller's office within the next thirty (30) days.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: Fiscal - Debbie Allen

MICROFILMED

SEP 27 2000

MEMORANDUM

To: Debbie Allen
From: L. Glen Saxton 
RE: WATER SUPPLY BANK RENTAL FEE - 45-07355
Date: November 3, 1998

The following information is provided in order that you can reimburse the owner of a water right which has been rented from the Water Supply Bank. Attached is a copy of the receipt. The following information is pertinent to the rental:

Renter: Sanders Farms
Renter's address: c/o Lamar Sanders
Star Route, Box 100
Burley, ID 83318
Amount of water rented: 292 AF
Date of rental: Post rental for the 1998 irrigation season
Right or part of right rented: 45-07355
Total rental amount (\$3.25 x 292 AF): \$949
Return to owner (\$2.25 x 292 AF): \$657
Owner of rented right: Southwest Irrigation District
c/o Gar Wayment
P.O. Box 668
Burley, ID 83318

Please prepare a State Warrant in the amount of \$657 payable to Southwest Irrigation District.

c: Water right No. 45-07355

MICROFILMED

APR 27 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

October 8, 1998

Sanders Farms
c/o Lamar Sanders
Star Route, Box 100
Burley, ID 83318

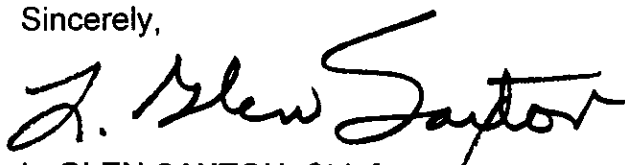
RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - 1998

Dear Mr. Sanders:

Please find enclosed a partially completed Water Supply Bank Rental Agreement for 1998. Upon your signature and return of the signed agreement together with the rental fee in the amount of \$949, the department will also sign the agreement and will return an executed copy to you. The rental fee is based on 292 acre feet at \$3.25 per acre foot.

Please return the agreement and the rental fee to my attention so I can expedite the processing of them. If you have questions, please feel free to contact me.

Sincerely,



L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR - S. Region
Allen Merritt
Mike Creamer
45-07355

MICROFILMED

APR 27 2000

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: C043827

Date: 11/ 3/1998
Time: 10:54:57

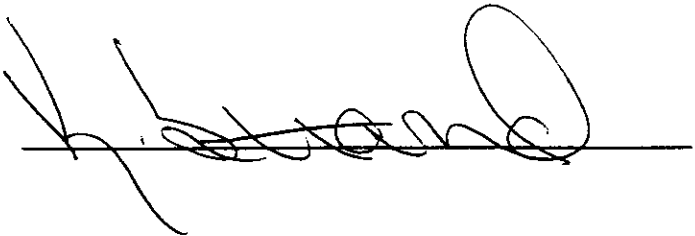
Received
From: SANDERS FARMS

Type of Payment	Program A cct	Amount
WATER SUPPLY BANK	55109 229 21 1205	657.00
WATER SUPPLY BANK	55109 229 21 1205	94.90
WATER SUPPLY BANK	13602 490 2 1205	197.10

CHECK 1526

Total \$ 949.00

Region: STATE

Signature: 

MICROFILMED
APR 27 2000

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board (Board) being authorized to operate a Water Supply Bank (bank) and to contract by and through the Director of the Idaho Department of Water Resources (Director) for rental of water from the bank agrees to rent water as follows:

1. Renter: Sanders Farms
2. Address: c/o Lamar Sanders, Star Route, Box 100, Burley, ID 83318
3. Source of water: Groundwater
4. Volume of water rented: 292 acre feet. Rate: 0.84 cfs
5. Diversion period for the 1998 irrigation season. (A post rental).
6. Use of water: Irrigation of 73 acres.
7. a) Renter's point of diversion:

Legal description: SWSW, SWNW Section 5, T12S, R22E, B.M.

- b) Renter's place of use:

Legal description: 36.5 acres in NWSW Section 32, T11S, R22E, B.M.
36.5 acres in NESW Section 32, T11S, R22E, B.M.

Total number of acres to be irrigated: 73.

8. The right from which water will be rented is 45-07355.

The undersigned renter agrees to pay \$ 949.00 to the Board for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

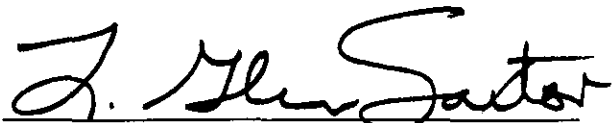
1. Use of water is subject to all prior water rights.

2. Upon a determination of need by the department, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director.
3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the place of use of the water shall revert to its original place of use and/or again be available to rent from the bank.
4. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
5. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
6. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
7. The rate of diversion when combined with all other water rights for irrigation of the same land shall not exceed 0.02 cfs for each acre of land.

Dated this 14 day of Oct., 1998.


Renter

I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board
this 3rd day of November 1998.


for KARL J. DREHER, Director
Idaho Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

October 8, 1998

Sanders Farms
c/o Lamar Sanders
Star Route, Box 100
Burley, ID 83318

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK - 1998

Dear Mr. Sanders:

Please find enclosed a partially completed Water Supply Bank Rental Agreement for 1998. Upon your signature and return of the signed agreement together with the rental fee in the amount of \$949, the department will also sign the agreement and will return an executed copy to you. The rental fee is based on 292 acre feet at \$3.25 per acre foot.

Please return the agreement and the rental fee to my attention so I can expedite the processing of them. If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR - S. Region
Allen Merritt
45-07355

MICROFILMED

APR 27 2000

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board (Board) being authorized to operate a Water Supply Bank (bank) and to contract by and through the Director of the Idaho Department of Water Resources (Director) for rental of water from the bank agrees to rent water as follows:

1. Renter: Sanders Farms
2. Address: c/o Lamar Sanders, Star Route, Box 100, Burley, ID 83318
3. Source of water: Groundwater
4. Volume of water rented: 292 acre feet. Rate: 0.84 cfs
5. Diversion period for the 1998 irrigation season. (A post rental).
6. Use of water: Irrigation of 73 acres.
7. a) Renter's point of diversion:

Legal description: SWSW, SWNW Section 5, T12S, R22E, B.M.

- b) Renter's place of use:

Legal description: 36.5 acres in NWSW Section 32, T11S, R22E, B.M.
36.5 acres in NESW Section 32, T11S, R22E, B.M.

Total number of acres to be irrigated: 73.

8. The right from which water will be rented is 45-07355.

The undersigned renter agrees to pay \$ 949.00 to the Board for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. Use of water is subject to all prior water rights.

2. Upon a determination of need by the department, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director.
3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the place of use of the water shall revert to its original place of use and/or again be available to rent from the bank.
4. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
5. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
6. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
7. The rate of diversion when combined with all other water rights for irrigation of the same land shall not exceed 0.02 cfs for each acre of land.

Dated this _____ day of _____, 199__.

Renter

I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board
this ____ day of _____, 199__.

KARL J. DREHER, Director
Idaho Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

October 8, 1998

Southwest Irrigation District
c/o Garr Wayment
P.O. Box 668
Burley, ID 83318

**RE: APPLICATION TO LEASE PART OF WATER RIGHT LICENSE NO. 45-07355
TO THE WATER SUPPLY BANK**

Dear Mr. Wayment:

This letter responds to your September 15, 1998 submittal of an Application to Lease a portion of License No. 45-07355 to the Water Supply Bank (bank).

Since the Idaho Water Resource Board (Board) has adopted a resolution authorizing the Director of the department to accept offered water rights into the bank without a specific resolution from the Board for each offered right, please consider that the part of the above referenced water right offered for lease has been accepted into the bank through the 1998 irrigation season ending on November 1, 1998. The amount accepted into the bank is 392 acre feet for 98 acres at a maximum rate of diversion of 1.13 cfs.

The water right will be considered automatically removed from the bank after November 1, 1998, without further notification by the department or the Board.

Several items to keep in mind are as follows:

1. The monetary return for rental of the right from the bank is \$2.25 per acre foot per year.
2. There is no payment if the right is not rented from the bank.
3. While in the bank, a water right may not be used by the owner, even if the right is not rented from the bank.

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APR 27 2000

4. A right accepted into the bank by the Board, stays in the bank until it is released by the Board or until the term of lease expires which in this case is November 1, 1998.
5. While a water right is in the bank, forfeiture provisions are stayed.

If you have questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Glen Saxton". The signature is fluid and cursive, with the first name "L." and last name "Saxton" clearly distinguishable.

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - S. Region
Allen Merritt

MICROFILMED
APR 27 2000

FAX COVER SHEET

DATE: Thursday, October 8, 1998

TIME: 10:40 am (Mountain Time)

PAGES (INCLUDING COVER): 2ORIGINAL TO FOLLOW: ☐ Yes ☒ No

OUR FILE NUMBER: 5175-1

MATTER: Show Cause Order

SEND TO FAX PHONE: 327-7866

TO:

Glen Saxton
Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83706

MESSAGE:

Glen -

Please see attached ASCS Map identifying Tract T142. Please call me upon your review.

-Mike Creamer

From:

MICHAEL C. CREAMER
GIVENS PURSLEY LLP
Suite 200, Park Place
277 North Sixth Street
Post Office Box 2720
Boise, Idaho 83701-2720
Telephone: (208) 388-1200
Direct Dial: (208) 388-1247
Fax: (208) 388-1201

If transmission is incomplete, call Debbie Russell at (208) 388-1225.

***** CONFIDENTIALITY NOTICE *****

THIS FACSIMILE MAY CONTAIN CONFIDENTIAL INFORMATION THAT IS PROTECTED BY THE ATTORNEY-CLIENT OR WORK PRODUCT PRIVILEGE. IT IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL(S) NAMED ABOVE. IF YOU ARE NOT A NAMED RECIPIENT OR AN EMPLOYEE RESPONSIBLE FOR DELIVERING THE FACSIMILE, YOU ARE INSTRUCTED NOT TO DELIVER, DISTRIBUTE OR COPY THIS FACSIMILE, NOR SHOULD YOU DISCLOSE ITS CONTENTS OR TAKE ANY ACTION IN RELIANCE ON THE INFORMATION IT CONTAINS. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE TO ARRANGE FOR THE RETURN OF THE TRANSMITTED DOCUMENTS TO US. THANK YOU.

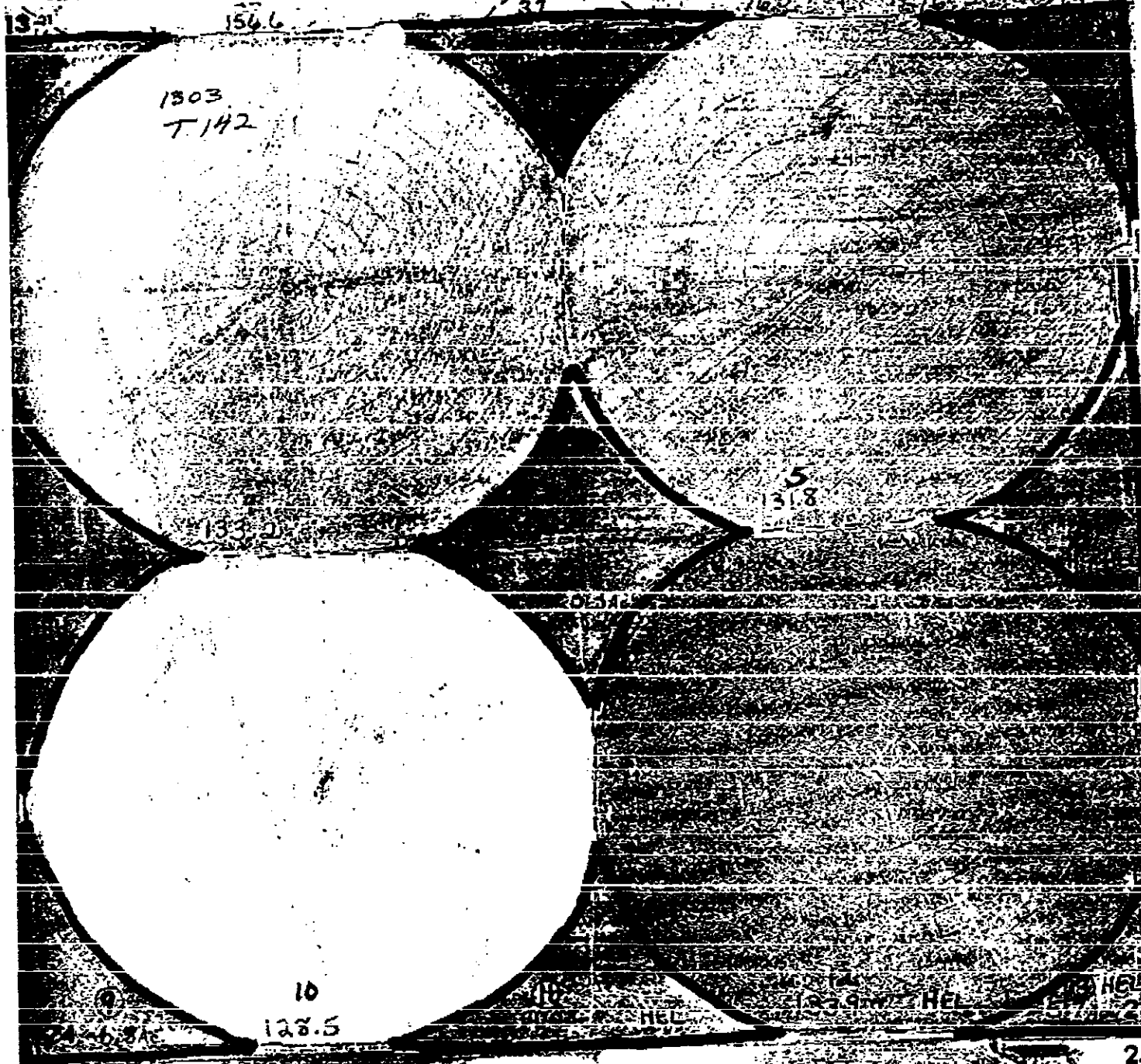
[5175\1\FAX\SAXTON01.MCC]

MICROFILMED

SEP 27 2000

OCT 7 '98 10:48 FROM CRANNEY BROTHERS

PAGE.001

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Sec. 24 - T123 - R21E

SCS - CPA - 15

2-11

CONSERVATION PLAN MAP

Owner Cranney Bros. Operator Same
County Cassia State Idaho Date 1-25-87
Approximate acres 96.7 Approximate scale 8" = 1 mile
Cooperating with West Cassia Soil and Water Conservation District
Plan identification #226 (1989) Farm #1323 T142 Photo number 6-20 (New photo)
Assisted by M. Raymond USDA Soil Conservation Service

MICROFILMED DATE 10/08/98

APR 27 2000

RECEIVED

SEP 15 1998

GIVENS PURSLEY LLP

Department of Water Resources

LAW OFFICES

277 North 6th Street, Suite 200
PO Box 2720, Boise, Idaho 83701

TELEPHONE: 208 388-1200

FACSIMILE: 208 388-1201

Gary G. Allen
Christopher J. Beeson
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Jeffrey C. Fereday
L. W. Grant III
Richard W. Jankowski
Karl T. Klein
David R. Lombardi

Kimberly D. Meloney
Kenneth R. McClure
Cynthia A. Melillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Ramona S. Neal
Aaron H. Namec
W. Hugh O'Riordan

Kenneth L. Pursley
Gregory J. Vietz
Conley Ward
Steven R. Weeks
Stephanie C. Westemeier

Raymond D. Givens
James A. McClure
OF COUNSEL

September 14, 1998

VIA HAND DELIVERY

Glen Saxton
Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83706

Matter: Sanders Farms
Our File: 5175-1

Dear Mr. Saxton:

Enclosed for consideration by the Idaho Water Resource Board and the Director are the following:

1. Application to Sell or Lease a Water Right to the Water Supply Bank, executed by Southwest Irrigation District; and
2. Application to Rent Water From the Water Supply Bank, executed by Sanders Farms.

The subject water right is a ground water right owned by Cranney Brothers Farms south of Burley, a portion of which has been assigned to the Southwest Irrigation District. The intent of the District's Application is to make the ground water available for use by Sanders Farms on lands within the District for the 1998 irrigation season.

It is my understanding that no application fee is required initially. Sanders Farms of course will pay the appropriate rental fee upon approval of its Application. These Applications have been prepared in response to an inquiry by the Department concerning the

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APR 27 2000

irrigation of certain lands owned by Sanders Farms in Section 32, Township 11 South, Range 22 East, B.M. I have provided copies of these Applications to Norm Young and Allen Merritt, both of whom are familiar with this matter.

If you have any questions concerning the enclosed, or if you require additional information, please do not hesitate to contact me immediately. Thank you in advance for your consideration of these Applications.

Sincerely,



Michael C. Creamer

MCC:dr

Enclosures

S:\Clients\5175\1\CORR\Letter to IDWR Enclosing Applications.wpd

cc: Lamar Sanders, Sanders Farms (via U.S. Mail, w/encl.)
Garr Wayment, Southwest Irrigation District (via U.S. Mail, w/encl.)
Norm Young, Department of Water Resources (via U.S. Mail, w/encl.)
Allen Merritt, Department of Water Resources (via U.S. Mail, w/encl.)
Mike Cranney, Cranney Brothers (via U.S. Mail, w/encl.)

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APR 27 2000

11/92

Before the Idaho Water Resource Board

APPLICATION TO RENT WATER

FROM THE

WATER SUPPLY BANK

RECEIVED

SEP 15 1998

Department of Water Resources

Applicant Sanders Farms Phone 208-678-2056

Address c/o Lamar Sanders, Star Route, Box 100, Burley, ID 83318

A. DESCRIPTION OF WATER SOUGHT FOR RENTAL

1. Source of water Groundwater

which is tributary to N/A

2. Maximum volume of water sought 292 AF.

3. Maximum rate of diversion 0.842 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of use Irrigation

2. Location of point of diversion SW 1/4 SW 1/4, Section
5, Twp 12S, Rge 22E, B.M. Cassia County.

Additional points of diversion, if any: SW 1/4 NW 1/4

Section 5, T 12S, R 22E, B.M.

3. Season of use: From 3/1 to 11/1

4. Description of diverting works: 2 wells 1000' deep, static level
@ 350 pump @500, 400(N) and 200(S) hp pump pipeline to circle
Pump HP Lift Pump type

Canal name, if appropriate

5. Place of use:

a. If water is for irrigation, describe the number of acres
to be irrigated by 40 acre tract, section, township and
range.

NW 1/4, SW 1/4, Section 32, T 11S, R 22E, B.M. 36.5a

NE
NW 1/4, SW 1/4, Section 32, T 11S, R 22E, B.M. 36.5a

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APR 27 2000

b. If water is not for irrigation, describe the nature of the intended use and the place of use.

_____.

6. Describe any other water rights used for the same purposes as the rental water sought under this application.

Groundwater rights owned by Sanders Farms diverted from same P.O.D.
are used to irrigate remaining 80 acres under 153 acre pivot.

7. Who owns the property at the point of diversion?

Applicant

8. Who owns the property at the place of use? Applicant

9. Are you seeking a rental for more than one (1) year? No

If so, how many years? _____.

9. Remarks: _____

_____.

Sept- 4. 98
Date


Signature of applicant
For Sanders Farms

FOR DEPARTMENT USE ONLY

Rec'd by _____ Date _____ Time _____.

Published in _____ Pub. dates _____.

Protests filed by _____.

Hearing held by _____ Date _____.

Action recommended _____.

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APR 27 2003

Water Supply Bank No. _____

Water Right No. 45-07355

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE
WATER SUPPLY BANK

RECEIVED

SEP 15 1998

Department of Water Resources

Name of Seller/Lessor Southwest Irrigation District Phone 208-678-8382

Post office address P.O. Box 668, Burley, ID 83318

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated _____ in _____ (Name of court) county of _____

b. License No. 45-07355 Issued by the Idaho Department of Water Resources.

c. Permit No. _____ Issued by the Idaho Department of Water Resources.

2. Source of water Groundwater tributary to _____

3. Date of priority August 21, 1978

4. Water is used for the following purposes:

amount 6.40 cfs for Irrigation purposes from 3/1 to 11/1

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

5. Total amount of water under right: a. 6.40 cfs cubic feet per second
&/or

b. 2220.0 acre feet per annum

6. Location of point of diversion is SW ¼ of SW ¼ of Section 24

Township 12S Range 21E, B.M. in Cassia County

Additional points of diversion, if any None

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APR 27 2000

7. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	21E	24	39	40	40	39	40	40	40	40	40	40	39	39		40	39		555

Total number of acres to be irrigated 555

B. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE (If the entire right is for sale or lease, omit part B.)

1. Amount of water: a. 1.13 [✓] cubic feet per second
 &/or
 b. 392 [✓] acre feet per annum

2. Point of diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24 Township 12S
 Range 21E, B.M., Cassia County

Additional points None

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	21E	7	7	7	7	7	7	7	7	7	7	7	7	7		7	7		98

Total number of acres to be irrigated 98

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APR 27 2000

C. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

1. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right.

Water Right 45-07355 has been transferred and assigned to The Southwest Irrigation District for purposes of this lease to The Water Bank. See Attachment A.

2. Describe the frequency of water use under the right, or portion thereof, during the past 5 years. Attach water-master records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture:

The portion of the right being leased to The Water Bank is appurtenant to corners in the subject quarter-quarter sections that have been and continue to be enrolled in the federal Conservation Reserve Program (CRP).

3. Describe the relative availability of water to fill the right, or portion thereof. Attach evidence to support the availability:

Source is groundwater which has been fully available each year to serve non-CRP lands to which the right is appurtenant.

4. Describe any other water rights with the same purpose and place of use as the right, or portion thereof. Will the present place of use continue to receive water from any source? If so, describe.

None. Lands will continue in CRP program and remain unirrigated.

5. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

6. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

7. If the right is included in an ongoing adjudication, a copy of the claim must be provided with this application. See Attachment B.

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APR 27 2000

8. Draw a map indicating the point(s) of diversion and place of use of the right, or portion thereof. Show clearly the land involved by section, township and range.

[illegible]

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

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APR 27 2000
4

9. Remarks See Attachment D.

D. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale

X For lease for period from 3/1/98 to 11/1/98
(year) (year)

_____ As a gift to the State of Idaho.

2. The minimum payment acceptable to the Seller/Lessor is: (Include the method of determining the minimum payment)

The District will accept rent at the rate established by The Water Supply Bank Rules.

3. Payment contingent on subsequent sale or leasing of this right, or portion thereof, is:

X Acceptable _____ Not Acceptable

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer the sale or lease of this right to the Idaho Water Resource Board.

9-9-98
(Date)

Garr Wayment (Signature of applicant)
Southwest Irrigation District

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

MICROFILMED

APR 27 2000

I hereby Authorize the Transfer of the follow
water rights to South West Irrigation Dist
for use within the District boundaries in
conjunction with an exchange with the State
Water Bank transfer.

Cranney Bros AJ-5809NP No. A45-07355

Rt 1 Box 44A

OAKLEY, Ida 83346

T12S R21E S24

NE

NENE	NWNE	SWSE	SESE
7	7	7	7

NW

NENW	NWNW	SWNW	SENW
7	7	7	7

SW

NESW	NWSW	SWSW	SESW
7	7	7	7

SE

NESE	NWSE	SWSE	SESE
0	7	7	0

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APR 27 2000

ATTACHMENT A

To Application to Sell or Lease a Water Right
Water Right No. 45-07355

Signel Mike Cranney
for Cranney Bros

TIP

RECEIVED
APR 17 1989
Department of Water Resources

April 14, 1989

Jim Johnson
Water Rights Supervisor
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 N. Orchard Street
Statehouse Mail
Boise, ID 83720

RE: Permit #45-07355

RE: Connecticut General Life Insurance Company Loan #7901100-
Cranney Brothers

Dear Jim:

Thank you for your letter of March 27, 1989 in connection with the above referenced permit. We have reviewed a draft copy of the licensed proposed to be issued on the permit and find it to be acceptable.

Would it be possible to adjudicate this license at this time? Thank you for notifying us on this matter.

Sincerely,

TIPPETT LAND & MORTGAGE COMPANY



Robert M. Tippett

RT/mm
jj790110
enclosure
cc: Cranney Brothers
Tim M. Tippett

RECEIVED

MAY 12 1989

March 27, 1989

CONNECTICUT GENERAL LIFE INSURANCE CO.
C/O CIGNA CORP.
SOUTH BUILDING S-305
900 COTTAGE GROVE RD.
BLOOMFIELD, CT 060020000

RE: PERMIT NO. 45-07355

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
MAY 12 1989

POINT OF DIVERSION OVER

WR-NUMBER	TWP	RNG	SC	TRACT 1\4 1\4 1\4	LT	#SOURCE	#NAME
4507355	12S	21E	24	SW SW		GROUNDWATER	CRANNEY, MICHA
NO MATCHES FOR THIS POD							

MICROFILMED
MAY 12 1989

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED
JUN 30 1986

45-7355

Permit No.

CONTACT WITH PERMIT HOLDER

DATE INITIALS Department of Water Resources REMARKS

- ☐ Appointment letter mailed: _____
- ☐ Telephone call made: _____
(List Telephone No. used) _____
- ☒ Appointment scheduled for: 11am 5-3-82 JS _____
(Date, time, location) _____

EXAMINATION

Date 5-3-1982 Accompanied by Mike Cranney Total Q measured 6.99 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement 14" Orometer Meets Permit requirements? ✓

Measurement calculations:

Measured 21" pressure w/13.25" Orometer = 2099 gpm / 448.8 gpm/cfs = 6.99 cfs Below 6.4 cfs filed on.
Volume: 555 ac x 4.0 AFA/ac = 2220 AFA

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
Main Pump	400	GE	CKJ313015	Aurora	37872126	Eagle Eye Meter	Good	Meter # 091474
Booster	150	Marathon	EH-96644-6/214	Aurora	78-3872			Orometer # 091167

System Description Well, motor, pump, booster motor + pump, sand separator, 14" mainline to four 10-tower pivots, handlines for corners.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 4.0 AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
<u>irrigation</u>	<u>6.4 cfs</u>	<u>2220 AFA</u>	<u>3-1</u>	<u>11-1</u>

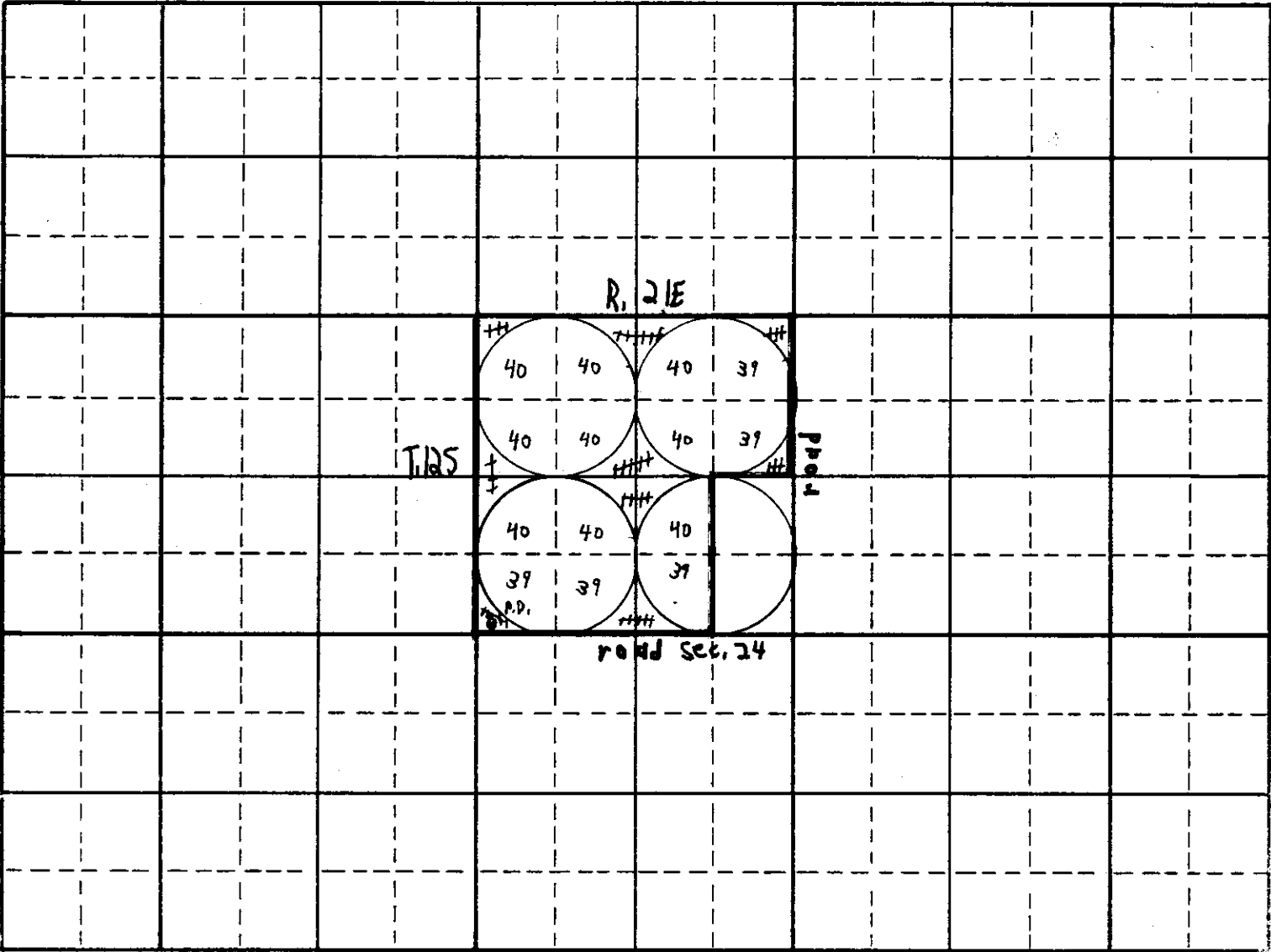
Total 6.4 CFS.

Remarks Entire section is irrigated from this system, but E 1/2 SE 1/4 is covered by pending transfers

INTERFILMED

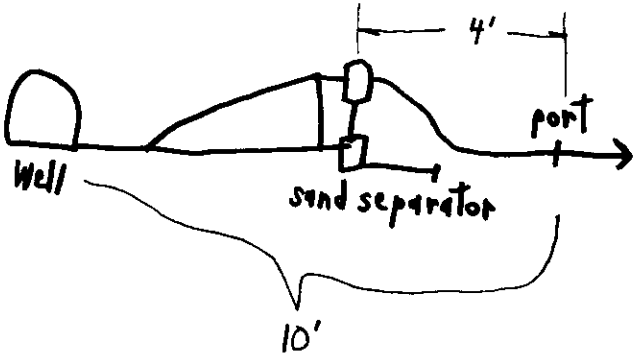
MAY 12 1989

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SW 1/4 SW 1/4 Sec. 24 T. 12S R. 21E

Place(s) 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	
12S	21E	24	39	40	40	39	40	40	40	40	40	40	39	39		40	39		555

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☒ None
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Other

Examiner's Signature J.F. Stanton

Checked by Samp Funderburg

Approved by ADM

Date 2-10-84

Date 3/2/84

Date 12/21/88

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MAY 12 1989

actual injection rate is 0.20 cfs

keeping cattle out before injection not possible

pond 52' x 110' x 6' deep

21" pressure 13,25" Annular

GE 400 hp pump motor #CKJ313015

Durora pump #378721286

Marathon 150 hp booster motor #EH-96644-6/21-4

Durora booster pump #78-3872

county road on east & south side

4 10-tower pivots

560 acres

all corners

Sec, 24 12S 2E

PD 5W/5W

45-7355

MICROFILMED

MAY 12 1989

sand separator

port

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below. Permit No. 45-7355

Name(s) of Permit Holder: Connecticut General Life Insurance Co.

Post Office Address: 900 Cottage Grove Road

Bloomfield, Conn. Tel. No.

Source of Water: Groundwater

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 560 (acres)
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No
Or Access Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

July 19, 1982

Date

By:

William Williams

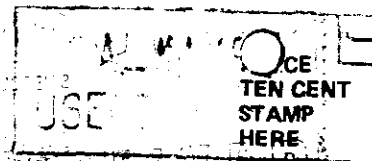
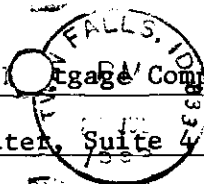
Signature of Permit Holder

William Williams, Inv. Officer

Tippett Land & Mortgage Company

3400 W. Clearwater, Suite 4

Kennewick, Washington 99336



JUL 20 1982

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JUN 30 1986

45-7355
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Measured 6.99 cfs,

allow 6.4 cfs applied for,

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 555 \times 4.0 = 2220$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 6.4 \times 245 \times 1.9835 = 3110$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 2220 \text{ AFA}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

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MAY 12 1989

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

[illegible]

Allowable Maximums: _____

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

Sci. 45-2567 is also served by this well. Transfer should be filed to change P/D for this wt.

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MAY 12 1989

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature

Date 4-30-86

Checked in Regional Office by John Marshall ADP

Date 6-25-86

Approved in State Office by _____

Date _____

IDWR SUPPLEMENTAL FIELD REPORT
FOR ANNUBAR MEASUREMENT

Measured by: J. E. Stanton

Date 5-3-1982

Owner: Granny Farms

Permit No. 45-7355

Description of well &/or measuring site (give distance to restrictions upstream and downstream):

Measured inside diameter of pipe in inches (A)

14" O.D.

Size of Annubar used in test

13.25"

State ID# of Annubar Meter used

091167

Size Eagle Eye Meter used

10-80"

State ID# of Meter used

091474

Date of Last Calibration of Meter

1-13-82

Observed inches of H2O read on Meter

21

~~Adjusted inches of H2O from Last Calibration~~ (B)

Correction Factor

1.013

CALCULATION: $\frac{(3.85) \times (A)^2 \times \sqrt{(B)}}{448.8} = 6.9$

cfs measured $\times 1.013 = 6.99$ *cf*

Where A and B are measured in inches and 3.85
is a constant for the model 75 Annubar.

SKETCH:

RECEIVED
MAY 12 1982

MAY 12 1989

A DUAL OFFICE MOVE HAS CHANGED OUR MAILING ADDRESS

PLEASE CHANGE ADDRESS FOR ANYTHING YOU HAVE FOR
CONNECTICUT GENERAL LIFE INSURANCE COMPANY

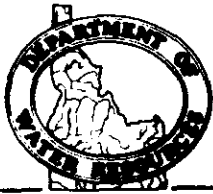
TO:

% CIGNA CORPORATION
SOUTH BUILDING ----- S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD, CONNECTICUT 06002

MICROFILMED

45-7355

REPRODUCED FROM ORIGINAL



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

August 27, 1982

Connecticut General Life Insurance Co.
900 Cottage Grove Road
Bloomfield, Conn. 06002

Re: Permit No. 45-7355

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Sr. Water Resource Agent

MICROFILMED

DATE: 09/02/98
PAGE: 1

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:
Audit:	06/09/89 CLELLAND 03/30/95 POST-STD		

ATTACHMENT B
To Application to Sell or Lease a Water Right
Water Right No. 45-07355

L-20

524

T125

R21E

10
00
1

L 20

P.O.D.

ATTACHMENT C

To Application to Sell or Lease a Water Right
Water Right No. 45-07355

CRP
2584
T142

CRP

CRP

19

16

72

19

65.3

1081

72

133.2

131.8

233

120

7.6

HEL

CRP

89-98

24

6.8

10

128.5

CRP

89-98

14.0

HEL

12

133.9

HEL

CRP

89-98

5.7

HEL

ATTACHMENT D
To Application to Sell or Lease a Water Right
Water Right No. 45-07355

The Southwest Irrigation District holds this Right by assignment from Cranney Bros., Route 1, Box 44-A, Oakley, ID 83346, and intends that this water be available for rental and use by Lamar Sanders and/or Sanders Farms on lands situated within the District. An Application to Rent Water from the Water Supply Bank for that purpose for the 1998 irrigation season has been filed contemporaneously herewith.

MICROFILMED
APR 27 2000

CRP-1
(08-21-86)U.S. DEPARTMENT OF AGRICULTURE
Agricultural Stabilization and Conservation Service
Commodity Credit Corporation1. & CO. CODE & 2. CONTRACT NO.
C/D

126

3. FARM NO.

1303

CONSERVATION RESERVE PROGRAM CONTRACT

16 031 8

NOTE: The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a): The authority for requesting the information to be supplied on this form is the Food Security Act of 1985, P.L. 99-198, and the regulations promulgated thereunder (7 CFR Part 704) and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court, magistrate, or administrative tribunal. Furnishing of the Social Security Number (SSN) is mandatory. Furnishing all other information is voluntary; however, failure to furnish the correct, complete information requested will result in rejection of the offer to enter into the contract.

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners and operators (referred to as "Owner" and "Operator", respectively) on the farm identified above (referred to as "Farm") for the fields and acres (referred to as "designated acreage") identified in Items 8-17 below and on the CRP-1A Addendum, as applicable. The Owner and Operator agree to place the designated acreage into the Conservation Reserve Program ("CRP") for a period of 10 crop years from the date the Contract is executed by the CCC. The Owner and Operator also agree to implement on such designated acreage the Conservation Plan developed for such designated acreage and approved by the applicable local conservation district based upon the conservation practices identified in Items 10 and 15 below and in Items 4 and 9 on the CRP-1A Addendum or such other conservation practices as are identified in the Conservation Plan and agreed to by the Owner and Operator. The Owner and Operator and CCC agree to comply with the terms and conditions contained in this Contract and contained in the Appendix to this Contract, entitled Appendix to CRP-1. Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, each Owner and Operator acknowledges that a copy of the Appendix has been provided to the Owner and Operator and that the Owner and Operator has signed the last page of such Appendix which will be kept on file in the County Agricultural Stabilization and Conservation Service (ASCS) Office. By signing below, the Owner and Operator also agree to allow CCC a period of 30 days from the close of the applicable sign-up period to accept this Contract and agree to pay liquidated damages in an amount specified in the Appendix if the Owner and Operator do not allow CCC such 30-day period in which to execute this Contract.

4. OWNERS AND OPERATORS

A. OPERATOR NAME AND ADDRESS

Cranney Bros.
Rt 1 Box 44A
Oakley, Id 83346

SHARE

SSN

82-6036384

SIGNATURE

Michael Cranney

DATE

22 Aug 88

B. OWNER NAME AND ADDRESS

W B Whitely
T 102

SHARE

SSN

%

SIGNATURE

W B Whitely

DATE

C. NAME AND ADDRESS

W.C. Fields
Rt 1 Box 44A
Oakley ID 83346

SHARE

SSN

%

SIGNATURE

Willard Cranney

DATE

D. NAME AND ADDRESS

SHARE

SSN

%

519-62-2373

SIGNATURE

James Cranney

DATE

5. ACRES FOR CRP

376.5

6. RENTAL RATE PER ACRE

\$

50.00

7. CONTRACT PERIOD

FROM

TO

1988

1997

TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES	TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES
8	9	10	11	12	13	14	15	16	17
T143	1	CPI	6.1	Seedbed Prep 30/40	T143	35	CPI	5.1	
8718	4		6.3	Seeding 3 1/4/40		36		1.2	
	10		11.0	Seed		80		7.4	
	16		1.9			81			
	27		5.2			82			

MICROFILMED

APR 28 2000

18. ANNUAL PAYMENT

\$ 18825

19. CCC USE ONLY - Payments according to the shares are approved.

CCC REPRESENTATIVE'S SIGNATURE

James Cranney 2/22/89

ADDENDUM TO THE CONSERVATION RESERVE PROGRAM (CRP) CONTRACT

NOTE:

The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a): The authority for requesting the information to be supplied on this form is the Food Security Act of 1985, P.L. 99-198, and the regulations promulgated thereunder (7 CFR Part 704) and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court, magistrate, or administrative tribunal. Furnishing of the Social Security Number (SSN) is mandatory. Furnishing all other information is voluntary; however, failure to furnish the correct, complete information requested will result in rejection of the offer to enter into the contract.

1. Each owner and operator who has signed the CRP-1 Contract shall initial below to acknowledge that the Addendum is hereby incorporated as a part of the CRP-1 Contract.

INITIALS	INITIALS	INITIALS	INITIALS	INITIALS
A.				
B.				
C.				
D.				

TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES	TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES
2	3	4	5	6	7	8	9	10	11
T143	84	CP1	6.8		T102	1	CP1	4.8	
	86		14.0			2		11.8	
	88		6.8			3		8.7	
T144	1		7.0			6		12.6	
	2		15.2			7		32.8	
	4		7.0			8		31.1	
	3		7.5			9		6.7	
	6		13.2			11		16.0	
	8		6.4			13		7.0	
T142	1		5.8						
	2		10.7						
	3		7.3						
	6		11.4						
	7		23.3						
	8		11.7						
	9		6.8						
	11		14.0						
	13		5.7						

COPY

MICROFILMED
APR 27 2000

1997 TAX BILL/RECEIPT

PARCEL NUMBER
RP12S21E247200A
34,688

COLLECTOR
H 678-7202

BILL# 11507 CODE AREA 15-00 L

18
DUE
15

2ND HALF DUE
TAX 322.15

LATE
INT
COST
TOT

FULL DUE
TAX 644.30

LATE
INT
COST
TOT

TOT MV 34,688
WAC 2.000
TOT ACS 78.000

CRANNEY LAND COMPANY LLC
1310 SOUTH 600 WEST
OAKLEY ID 83346

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.003308889	114.78
SCH DIST 151	.007195157	249.58
OAKLEY HWY	.001531218	53.10
OAKLEY CEM	.000111429	3.86
OAKLEY FIRE	.000519892	18.02
FLOOD DIST 16	.000089844	3.12
OAKLEY LIB	.000104229	3.62
OAKLEY REC	.000179356	6.22
DISTRICT TOTAL	.013040014	452.30
SOUTHWEST IRRIG		192.00
AMOUNT DUE		644.30

E1/2SE S 24 T 12 R 21

APR 27 2000

MICROFILMED

150 S 700 W

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/CASH
DATE BY CK/CASH

★

★

1997 TAX BILL/RECEIPT

PARCEL NUMBER
RP12S21E240001A
245, 124

COLLECTOR
PH 678-7202

BILL# 11505 CODE AREA 15-00

L 245, 124

18

DUE

the 9th DUE
1976. 19

2ND HALF DUE

TAX 2,276.19

LATE

INT

COST

707

FULL DUE

TAX 4,552.38

LATE

INT

COST

TNT

TOT MV 245,124

WAC 3.750

TOT ACS 555 250

CRANNEY LAND COMPANY LLC
1310 SOUTH 600 WEST
OAKLEY ID 83346

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.003308889	811.08
SCH DIST 151	.007195157	1,763.70
DAKLEY HWY	.001531218	375.34
DAKLEY CEM	.000111429	27.30
DAKLEY FIRE	.000519892	127.44
FLOOD DIST 16	.000089844	22.02
DAKLEY LIB	.000104229	25.54
DAKLEY REC	.000179356	43.96
DISTRICT TOTAL	.013040014	3,196.38
SOUTHWEST IRRIG		1,356.00
AMOUNT DUE		4,552.38

NE1/4 LESS T 5778, W1/2,
W1/2SE S 24 T 12 R 21

APR 27 2000

MICROFILM

100 S 700 W

★ ★ ★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.

FH/F	DATE _____	BY _____	CK/CASH _____
SH	DATE _____	BY _____	CK/CASH _____

April 25, 1989

CONNECTICUT GENERAL LIFE INSURANCE CO.
C/O CIGNA CORP.
SOUTH BUILDING S-305
900 COTTAGE GROVE RD.
BLOOMFIELD, CT 060020000

RE: PERMIT NO. 45-07355

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAY 12 1989

May 2, 1979

Connecticut General Life Insurance Co.
900 Cottage Grove Road
Bloomfield, CT

Gentlemen:

Re: Permit No. 45-7355

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

cc: William A. Parsons

5-2-79
JG:rf
cc: William A. Parsons

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER
ASSOCIATE

PARSONS, SMITH & STONE

ATTORNEYS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO 83318

P. O. BOX 910
TELEPHONE
(208) 678-8382

April 23, 1979

RECEIVED

APR 24 1979

State of Idaho
Department of Water Resources
373 West Franklin
Boise, Idaho 83701

Department of Water Resources

RE: Permit number 34-7355
Michael Cranney and Kathryn Cranney

Gentlemen:

Enclosed please find:

1. Assignment from Michael Cranney and Kathryn Cranney to Cranney Brothers, a partnership.

2. Assignment from Cranney Brothers, a partnership to Connecticut General Life Insurance Company.

Would you please make appropriate changes on your records and acknowledge the same to us.

Very truly yours,


William A. Parsons

WAP:rt
cc: Connecticut General

RECEIVED

Re: Permit No. 45-7355

January 2, 1979

Michael Cranney
Oakley
Idaho 83346

Dear Mr. Cranney:

Your approved copy of your Application for Permit is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. The Department will provide the specifications for the installation to you.

Also, please be advised that in the event groundwater interference should occur between the wells allowed under this permit and other wells with an earlier priority date, the Department may require regulation of water pumped in the area according to date of priority.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right. If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:lr Enclosure



~~OTHER~~ Permits & Rights
Owned by Cranney then
may be transferred to
lands in App No 45-7388

1. 45-7341

2. 45-7150

other right on
land in Sec 24
45-2567

Look ground on
this app and Wanda Baker
app (45-7345) in file
~~Cabinet up stairs~~

Jim
12/1/78

To: File 95-7355 (Michael Cranney)

From: NCT

Re: Conv. concerning applic. processing

Date: 11/28/78

I returned Mr Cranney's call concerning his request that the Dept continue processing the applic. Told him that based upon the water level contour data now before us that we could not approve the application. While we would prefer to continue to hold the application for additional data we would deny it if he wished an opportunity to appeal.

Cranney indicated that the contour map was misleading due to a perched aquifer that typically was not productive.

He will visit this office on 12/1/78 @ 10:00 am to discuss the application & ways of amending other filings.

Mike Cranney came in to the office today and discussed this situation with Norm Young, Paul Cadden and myself. It was agreed that Paul would make a quick review of the additional well information that Mike had brought with him and determine what action we would take.

We should hold this file until Paul's review is complete.

Jim J.

12/1/78

RECORDED

9/18/18
This Application is

located near Cottonwood

C.G.W. A. The Dept
is presently undergoing^{taking}
a series of tests to
determine if there is

a interrelationship between
water withdrawals outside
the C.G.W. A. and wtr withdrawal
within the C.G.W. A. - ~~Hold~~

Application until tests are
complete.

Jim

225

45- 7307- outside cgr
well is outside
& land inside
45- 7345- forwarded
45- 7355- outside
cgr

Call Back
Monday

47,807, 7242, 7150, 7289
Wade Baker.

Golden Valley

App not accepted.

Another app in
same area went
through — signed
by Lawyer. ^{CANY}
Mike ~~Gentry~~

678-7040 -

436-5931 - mobil



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

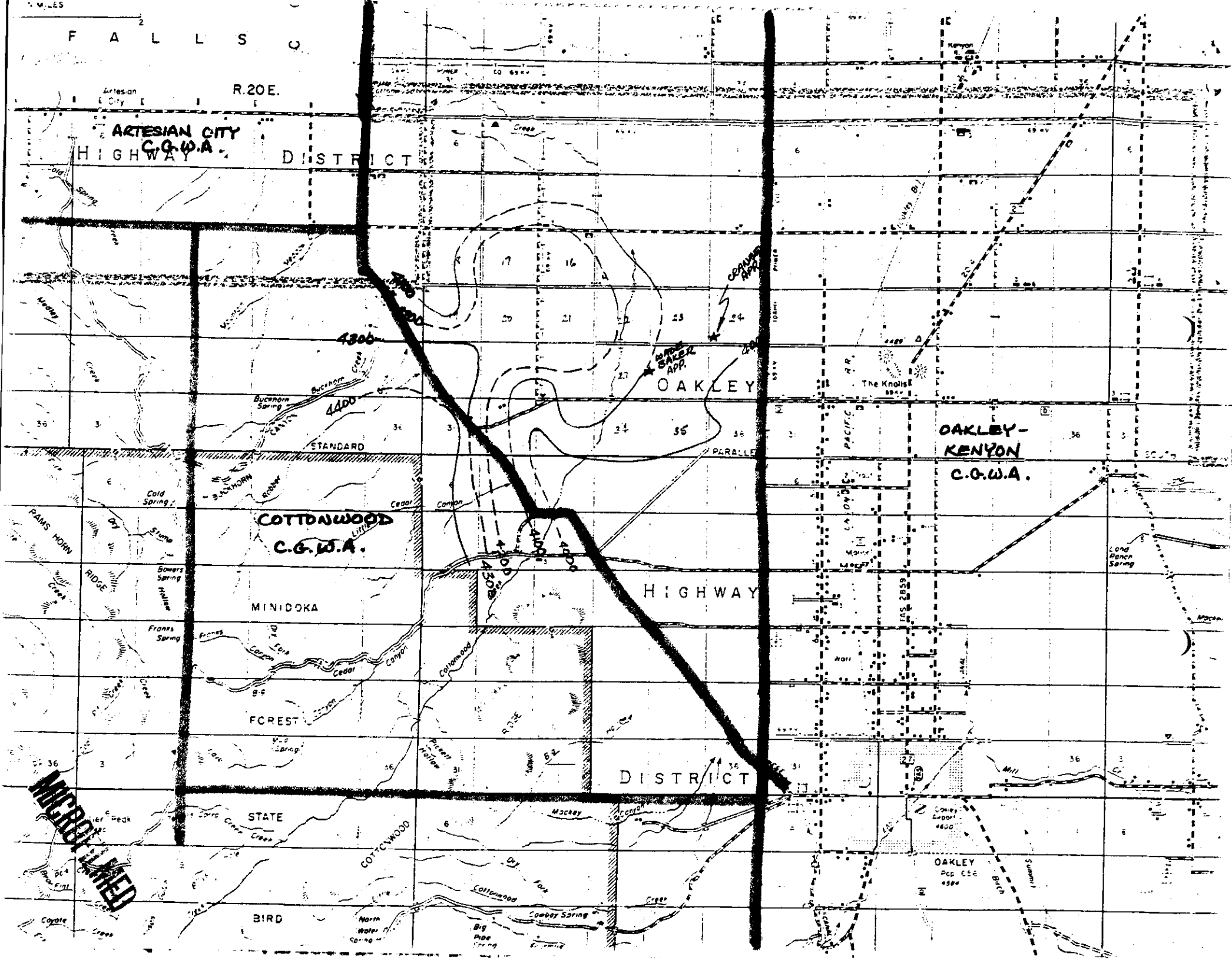
MEMORANDUM

TO: Glen Saxton, Norm Young November 22, 1978
FROM: Paul Castelin *PMC*
SUBJECT: Water Level Contour Plot, Golden Valley

During the week of November 13-17, 1978, Allen Merritt and Jim Stanton in Southern Region measured post-irrigation season water levels in 20 wells within and to the east of Cottonwood Critical Groundwater area. The water level contour plot indicates radial groundwater movement from a "high" centered approximately in Section 16, T 12 S, R 21 E (see attached map). Based upon this fact, it appears that further development in the vicinity of the Wade Baker (45-7345) and Michael Cranney (45-7355) applications would only serve to aggravate low water levels in the area. Whether this is sufficient cause to deny the applications, I cannot say. Another mass measurement of wells in March of 1979 plus comprehensive water quality data collected next irrigation season may clarify the situation.

PMC:sjd
Attachment

MICROFILMED



MEMORANDUM

TO: Glen *WJS*

November 16, 1978

FROM: Jim

RE: Applications of Wade Baker and Michael Cranney

The purpose of this memorandum is to review the status of the Department's position on two applications near the Cottonwood and Oakley-Kenyon Critical Groundwater Areas.

On June 30, 1978, the Department received an application from Wade Baker. The location of the proposed well and place of use is shown on Attachment A, along with the well and place of use identified in Michael Cranney's application received by the Department on August 21, 1978.

The location of these two applications were in close proximity to an area where the Department was conducting some tests to determine if well interference was occurring near the Cottonwood Critical Groundwater boundary. The Department decided to delay approval of the applications until the tests were complete and a letter was sent to Wade Baker notifying him of this action. See Attachment B. (The State Office had not received the Michael Cranney application yet.) Paul Castelin prepared a memorandum summarizing the results of the investigation. See Attachment C.

(not attached, since Paul is out of office & we don't have a copy) WJS 11-17-78

A meeting had been held with several of the water users about the potential interference problem and on October 23, 1978, a letter was sent by the Director to those people out-lining the results of the tests and to inform them of the Department's position. See Attachment D.

Pursuant to your request, I contacted Paul Castelin on November 15, 1978, and discussed with him the possibility of inter-relationship of wells located in the area that were identified in new Baker and Cranney applications and also to determine if he had provided the Director with additional information that may have been used in the letter sent on October 23, 1978.

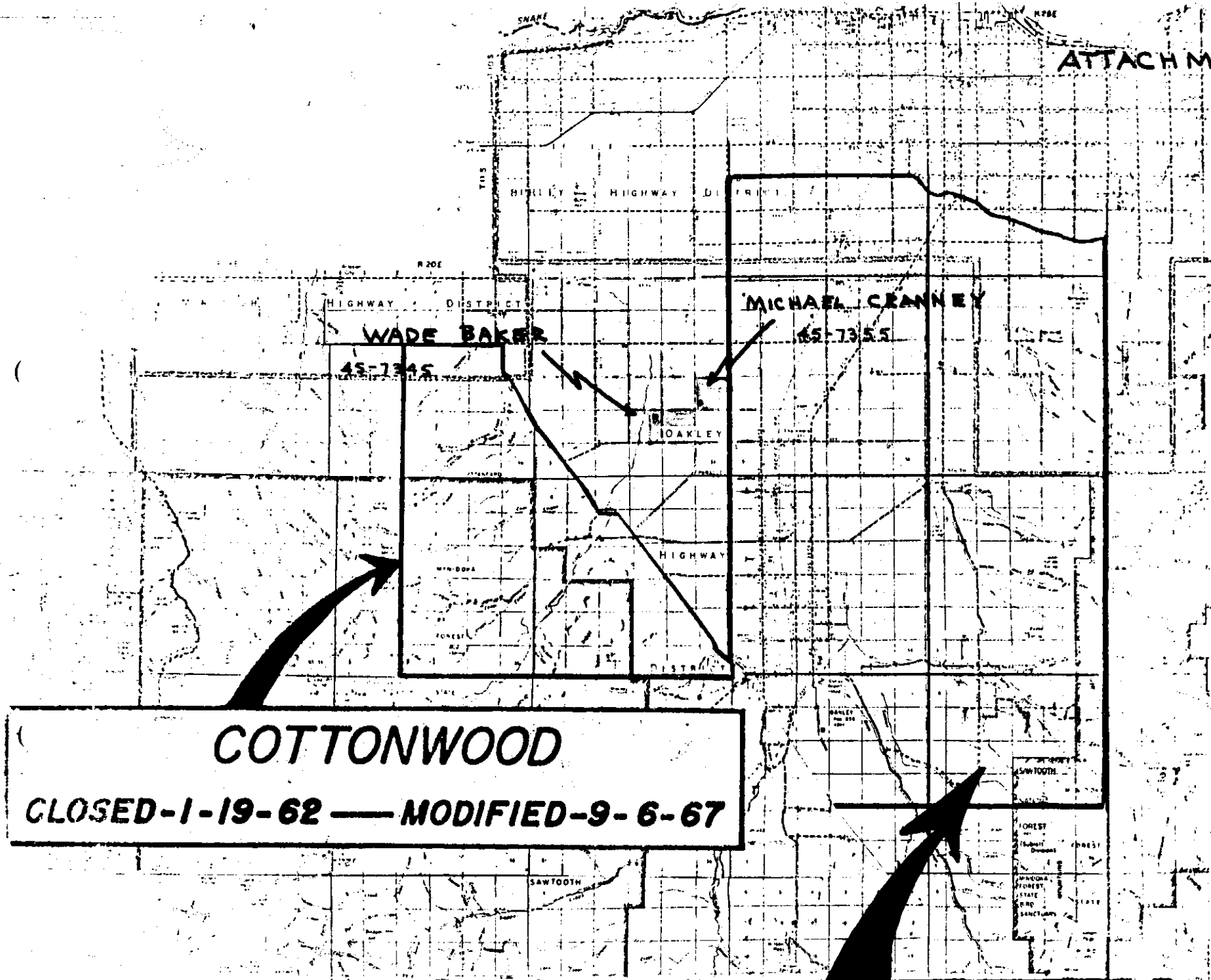
Paul did not feel there would be any interference between the new points of diversion and the critical groundwater area. However, two of Southern Region's Staff are currently in the area making measurements of as many wells as possible to determine additional information. *

He felt that perhaps approval of the two said Permits should be delayed until the Department had a chance to study the collected data.

As of date, Michael Cranney has not been notified formally (by letter) that approval of his application may be delayed pending the results of the investigation. (Other than the letter the Director sent on October 23, 1978.)

(attachment D)

RECORDED



COTTONWOOD
CLOSED-1-19-62 — MODIFIED-9-6-67

Oakley-Kenyon Critical Groundwater Area



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

ATTACHMENT B

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

29 August 1978

Mr. Wade Baker
Route 2, Box 223
Burley ID 83318

Dear Mr. Baker:

Your application for water permit has been received by this office for final processing and it was noted that the location of your new point of diversion is near the eastern boundry of the Cottonwood Critical Groundwater Area. As you may know, there is considerable concern over possible interference of wells located near the critical groundwater area. The Department will be conducting a field investigation of this area within the next two weeks, and shortly thereafter we should know whether an inter-relationship exists. We will take final action on your application at that time.

If you have any questions on this matter, please feel free to call us.

Sincerely yours,

Jim Johnson
Jim Johnson,
Water Distribution Supervisor

JJ/mcl

October 23, 1978

Mr. Baker
Box 2
Boley, ID 83318

Mr. Baker:

As you are aware the department at the request of local people has been conducting an investigation into why groundwater levels appear to be declining in the Cottonwood critical groundwater area. You will remember one of the concerns was that wells immediately outside the critical area boundary on the north were pumping wells within the critical area. At the time of our meeting, we had been collecting information to initiate that effort. We conducted a pump test in the period from September 5th through September 14th in which the Van Tassell well near power pole 636 was a pumped well. We monitored water levels in six other wells, five of which were within the Cottonwood critical groundwater area. The data from those tests are available to anyone who might wish them.

Our conclusions from those tests are that the results support our earlier determination that a boundary exists generally as we have previously indicated. More specifically, however, the results indicate fairly conclusively that there is no measurable interference between the Van Tassell well at pole 636 and the well Mr. Baker is using at pole 214. We feel that the data from the test is good data and can be relied upon. We do, however, plan to conduct another pump test in the spring which would remove any possibility that the test could be affected by summer pumping. The pump test seems to confirm the location of the boundary zone previously identified. It does not, however, answer the question that has been raised as to whether or not it is an impermeable boundary. We are continuing our efforts to answer that question.

In that effort, we intend to do the following things during this winter and next spring:

a. We will through water quality tests attempt to identify any differences in the types of water in the critical area and in the wells pumping outside the critical area. There are several techniques that may indicate whether or not the water is from the same source or not.

October 23, 1978

We will update and refine maps showing water table contours in the area and the area to the north.

As I mentioned before, we will conduct another carefully controlled pump test earlier in the spring to obtain additional verification of the test conducted this fall.

We will continue to refine previous work conducted on historical water level and precipitation data.

We will update and refine geologic information available in this area.

We are attempting to obtain information recently acquired by the U.S. Geological Survey as a part of our continued efforts. Some of that data is not yet available but should be in the near future. The effort I have described should allow us to refine our management criteria for the area and should answer the questions regarding whether or not development outside the area is affecting the water levels in the critical area.

I think we can conclude based upon information to date that there is no direct interference between wells. We must, however, answer the remaining questions: in order to not compound the problem and as you requested at our previous meeting, we will continue to withhold approval on any new applications in the area immediately north of the critical boundary.

This letter gives you a better idea as to where we are and what we have done. In the event that you wish to discuss these efforts, I would be pleased to meet with you at the group's convenience.

Sincerely,

C. STEPHEN ALLRED
Director

Merle Wolverton
David, & Simon Baker
Boulton
Baker
Granney
Van Tassell

Mr. Baker
Wentworth

Rt 2 Durley
Rt 1 Murtaugh

678-711
432-5211

Mr. Baker

Box 156

862-3841

Mr. Paulin

Oakley, Idaho

862-2240

Mr. Baker

Box 156 Oakley

862-3875

Mr. Wadsworth

R.D. #1 Murtaugh - 432-5422

Mr. Baker

Box 21 Oakley - 862-3455

Mr. Baker

Box 156 Oakley - 862-3620

Mr. Granney

Oakley, Idaho 862-3480

Mr. Threlkeld

1361 S. 1st St. Burley 678-1111

Those Attending Mtg with Steve Alfred & VR

Southern Region Office 6-14-78 on Cottonwood C.A.

These two pages, separated by about two years
(arriving in this area where we are at the moment)

Name	Address	Phone
Boston Schroeder	Star Route Box 50 Burly	13-128
Ore-Ida Woods	Box 107 Burly	24-16-14-15-12-11
BLM		12-12-01
~~Don & Ed Miller Valley~~		28-27-21-22-17-18-12-21
Ben Leonard, Inc.	C-201, Norman Manor, Burly	21-12-21
Barlow Kay Beggins	Route 2, Hansen	20-19-12-21
Norman Thompson	C-201 Norman Manor, Burly	19-12-21
~~Chris Baker~~		20-12-21
~~Craig Baker~~		23-11
Lue Thompson Hull	1630 ~~Hull~~ Yak Ave, Burly	20-19-12-21
Robert C. Hull	" "	30-12-21
Boulder 3 Ranches (Winlow White)	Oakley, Id	23-12-21
Harold Grange	Box 787, Burly	25-24-12-21
~~Anderson Bros. & Grange~~	"	25-12-21
Albert Anderson & Sons	Oakley, Id	26-25-12-21
~~Wade Baker~~		27-26-12-21
Pickett Ranch & Shop Co.	Box 80 Marion Road, Oakley	26-12-21
Boyd R. Foulton	Box 1048, Burly	29-12-21
~~Simon Baker~~		32-28-27-1-11
~~Grange Bros.~~		31-12-21
Ralph Foulton	Oakley, Id	32-12-21
~~Wegby M. Cooper &~~ c/o Harold Grange		32-33-12-21
Delard C. Baker	Route 3 Box 356, Burly	34-12-21
~~Michael Grange~~	Oakley, Id	36-12-21
Wegby Co. & L.R. W. Beck	Route 2 Box 155, Burly	26-1-21
~~Simon Baker~~		6-13-21
~~Simon Foulton~~	c/o Grange Bros, Box 787, Burly	2-4-12-21

~~Thelma L. Cooper~~

~~James K. White~~

~~Walter W. Cooper~~

~~Willy Cooper~~

~~Wynne Poulton~~

Margie D. Hunter

Michael & Gilbert Hunter

Elen W. Jensen

c/o Harold Cranny

c/o Paul Kelly, Rte 1, Murtough

c/o Harold Cranny

"

c/o Bill Poulton

Box 187, Oakley

"

530 Cedar Drive, Oakley

1708-13-

9-13-21

829-13-21

1902017-13-21

30-13-21

25-13-21

36-13-21

36-13-21

1708

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Michael Cranney
Oakley, Idaho
has on 8/22/78 submitted Application No. 45-7355
for a permit to appropriate 6.4 cubic feet per second ~~acre feet per annum~~
of water from ground water
by means of 20" deep well, 12" pump with estimated motor size of 500 HP. A sprinkler
will be installed with 16" mainline and 28 quarter mile handlines,
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Twp 12S, Rge. 21E, B.M. Cassia County

to be used from Mar. 1 to Nov. 1 for irrigation purposes of 560 acres
~~from~~

within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 24, Twp 12S, Rge. 21E

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or be-
fore 9/29/78.

C. STEPHEN ALLRED

Director

Published in the KRR South Idaho Press
on 9/12 and 9/19/78

MICROFILMED

September 1, 1978

South Idaho Press
Box 190
Burley, Idaho 83318

Re: Application for Permit #45-7355 - Michael Cranney
Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

Bill submitted: _____

INTER-DEPARTMENT MEMO — 1

FROM Loren O. Holmes

DATE August 15, 1978

TO

SUBJECT Channey Application

I talked to Ken Whiteley, the applicants attorney, to determine the correct legal description and informed him of the fee increase. He said the map showed and the correct land description/that he would send a check for \$10.00 to cover the additional fee. I told him we would make the land list change and hold the application for receipt when the full fee was received.

Loren O. Holmes

SIGNATURE



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

September 1, 1978

Mr. Michael Cranney

Oakley, Idaho 83346

Re: Application for Permit No. 45-7355

Dear Mr. Cranney:

Enclosed is your receipt No. 10537 for check No. 19-3, Graham and Dunn in the amount of \$10.00 and check No. 92-264 in the amount of \$85.00 for the above referenced Application for Permit which was received in this office August 22, 1978.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED

GRAHAM & DUNN

ATTORNEYS AT LAW

BRYANT R. DUNN
FRANK T. ROSENQUIST
JOHN F. HALL
WILLIAM B. SMITH
JACK G. STROTHER
MICHAEL J. SWOFFORD
HANS G. E. JENSEN
CLEMENS H. BARNES
JOSEPH C. FINLEY
ERIK ROSENQUIST
ALICE F. GUSTAFSON
BRUCE N. HOLLIDAY

R. A. GUS MOEN
W. H. JAYNES, JR.
BEN J. GANTT, JR.
JAMES D. ROLFE
BRUCE M. FYM
FREDERICK O. FREDERICKSON
EDWARD W. PETTIGREW
KENT WHITELEY
NANCY S. WHITTEN
JAN L. ESSENBERG
MICHAEL W. DRESSLER

JAMES WM. JOHNSTON
CHARLES L. SAYRE
CHARLES S. MULLEN
FRANK R. MITCHELL
STEPHEN A. CRAWY
GERALD T. PARKS, JR.
R. BRUCE JOHNSTON
JOHN T. JOHN
JOHN S. CONGALTON
ROBERT A. MEDVED
DAMIAN C. SMITH

DONALD G. GRAHAM (1894-1974)

34TH FLOOR
RAINIER BANK TOWER
1301 FIFTH AVENUE
SEATTLE, WASHINGTON 98101
(206) 624-8300

DONALD G. GRAHAM, JR.
PARTNER ON LEAVE

DWIGHT J. DRAKE
UTAH BAR

August 8, 1978

State of Idaho
Department of Water Resources
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Re: Application for Permit - Michael Cranney

Gentlemen:

At the request of Mr. Michael Cranney, we are enclosing herein his completed Application for Permit To appropriate the public waters of the State of Idaho, together with his check in the amount of \$85.00 as application fee.

The personnel in your office have indicated to Mr. Cranney that there may be some hesitation on their part to take immediate steps to process the application.

We anticipate you will agree with us that the law affords Mr. Cranney the right to have his application processed without delay, and we therefore request that these rights be honored.

If there is any reason why this application cannot be processed immediately, we request you call the undersigned collect in order that appropriate steps can be taken to remedy any problem.

Should you have any questions regarding the specifics of the application itself, please contact the applicant.

Very truly yours,

GRAHAM & DUNN


Kent Whiteley
KW:sp

cc: Michael Cranney

Encs.

GRAHAM & DUNN
ATTORNEYS AT LAW

BRYANT R. DUNN
FRANK T. ROSENQUIST
JOHN F. HALL
WILLIAM R. SMITH
JACK G. STROTHER
MICHAEL J. SWOFFORD
HANS C. H. JENSEN
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(206) 624-8300

DONALD G. GRAHAM, JR.
PARTNER ON LEAVE

DWIGHT J. DRAKE
UTAH BAR

August 17, 1978

Department of Water Resources
Southern District Office

State of Idaho
Department of Water Resources
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Attention: Loren Holmes

Re: Application for Permit - Michael Cranney

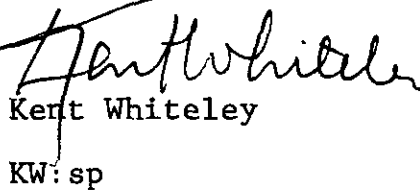
Dear Mr. Holmes:

Pursuant to your telephone request of August 15, we are enclosing herein a check payable to "State of Idaho - Department of Water Resources" in the amount of \$10.00 representing the additional filing fee for the above-referenced application.

We understand that upon your receipt of this additional filing fee you will proceed immediately to process the application which was filed approximately one week ago.

Very truly yours,

GRAHAM & DUNN


Kent Whiteley

KW:sp

cc: Michael Cranney

GRAHAM & DUNN
ATTORNEYS AT LAW

BRYANT R. DUNN
FRANK T. ROSENQUIST
JOHN F. HALL
WILLIAM E. SMITH
JACK G. STROTHER
MICHAEL J. SWOFFORD
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DWIGHT J. DRAKE
UTAH BAR

August 17, 1978

Department of Water Resources
Southern Branch Office

State of Idaho
Department of Water Resources
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Attention: Loren Holmes

Re: Application for Permit - Michael Cranney

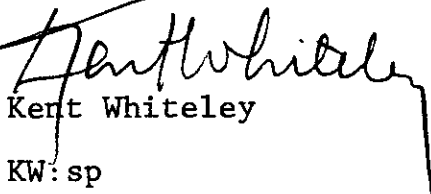
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Very truly yours,

GRAHAM & DUNN


Kent Whiteley

KW:sp

cc: Michael Cranney