

**MEMORANDUM**

**TO:** FILE 45-02278  
**FROM:** VAULT  
**RE:** TRANSFER # 69143  
**DATE:** 12-21-01

=====

**Original Transfer Application, Form and correspondence regarding the above  
referenced Transfer is located within:**

**FILE #** 45-02196

**MICROFILMED  
SEP 19 2002**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**\*AMENDED\*****TRANSFER OF WATER RIGHT****\*AMENDED\*****TRANSFER NO. 69143**

This is to certify that: ARROW BROOK LTD PARTNERSHIP

C/O RODNEY H MOORE

UBS AGRIVEST LLC

PO BOX 53

NAMPA ID 83653

(208)466-0419

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

**Summary of Water Rights Before the Proposed Change**

| <u>Right</u> | <u>Origin/Basis</u> | <u>Priority</u> | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> | <u>Total</u> | <u>Source</u> |
|--------------|---------------------|-----------------|-------------|---------------|--------------|--------------|---------------|
| 45-2196      | AJC/Decreed         | 09/21/1943      | 1.68 cfs    | 813.0 af      |              | 255.0        | GROUND WATER  |
| 45-2214      | AJC/Decreed         | 12/22/1945      | 1.13 cfs    | 546.8 af      |              | 255.0        | GROUND WATER  |
| 45-2240      | AJC/Decreed         | 10/24/1947      | 2.68 cfs    | 900.0 af      |              | 225.0        | GROUND WATER  |
| 45-2211B     | AJC/License         | 06/20/1945      | 1.33 cfs    | 480.0 af      |              | 120.0        | GROUND WATER  |
| 45-2202      | AJC/Decreed         | 09/20/1944      | 1.77 cfs    | 856.6 af      |              | 255.0        | GROUND WATER  |
| 45-2239      | AJC/Decreed         | 09/27/1947      | 1.44 cfs    | 696.9 af      |              | 225.0        | GROUND WATER  |
| 45-2278      | AJC/License         | 12/11/1948      | 0.61 cfs    | 160.0 af      |              | 40.0         | GROUND WATER  |

**Purpose of Transfer (Changes Proposed)**

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 45-2196               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2214               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2240               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2211B              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2202               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2239               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2278               | NO           | NO         | YES        | YES            | NO                   | NO                   |

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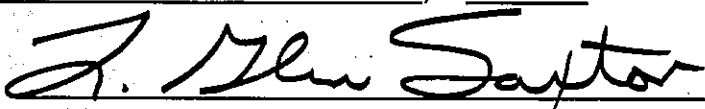
**WATER RIGHT NO. 45-2196**  
**As Modified by Transfer No. 69143**

**Summary of Water Rights After the Approved Change**

| Existing Right | New No. (changed portion) | Transfer Rate   | Transfer Volume | Acre Limit   | Total Acres  | New No. (remaining portion) | Remaining Rate | Remaining Volume | Remaining Acre Limit | Remaining Total Acres |
|----------------|---------------------------|-----------------|-----------------|--------------|--------------|-----------------------------|----------------|------------------|----------------------|-----------------------|
| 45-2196        | 45-2196                   | 1.68 cfs        | N/A             | 255.0        | 660.8        |                             | N/A            | N/A              | N/A                  | N/A                   |
| 45-2214        | 45-2214                   | 1.13 cfs        | N/A             | 255.0        | 660.8        |                             | N/A            | N/A              | N/A                  | N/A                   |
| 45-2240        | 45-2240                   | 2.68 cfs        | N/A             | 225.0        | 660.8        |                             | N/A            | N/A              | N/A                  | N/A                   |
| 45-2211B       | 45-2211B                  | 1.33 cfs        | N/A             | 120.0        | 660.8        |                             | N/A            | N/A              | N/A                  | N/A                   |
| 45-2202        | 45-2202                   | 1.77 cfs        | N/A             | 255.0        | 660.8        |                             | N/A            | N/A              | N/A                  | N/A                   |
| 45-2239        | 45-2239                   | 1.44 cfs        | N/A             | 225.0        | 660.8        |                             | N/A            | N/A              | N/A                  | N/A                   |
| 45-2278        | 45-2278                   | 0.61 cfs        | N/A             | 40.0         | 660.8        |                             | N/A            | N/A              | N/A                  | N/A                   |
| <b>TOTALS</b>  |                           | <b>10.64cfs</b> | <b>2478 af</b>  | <b>619.5</b> | <b>660.8</b> |                             | <b>N/A</b>     | <b>N/A</b>       | <b>N/A</b>           | <b>N/A</b>            |

Detailed Water Right Description(s) attached

Dated this 12<sup>th</sup> day of December, 2002

  
 Chief, Water Allocation Bureau

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**WATER RIGHT NO. 45-2196**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2196 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 09/21/1943

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | 11/15     | 1.68 CFS              |               |
|                       |             |           | 1.68 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S | 20E | 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

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**WATER RIGHT NO. 45-2196**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, and 45-2214 when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual maximum diversion volume of 1020 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12<sup>th</sup> day of December, 2002

  
Chief, Water Allocation Bureau

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**WATER RIGHT NO. 45-2202**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2202 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 09/20/1944

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15        | 11/15     | 1.77 CFS              |               |
|                       |             |           | 1.77 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE: IRRIGATION**

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S | 20E | 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

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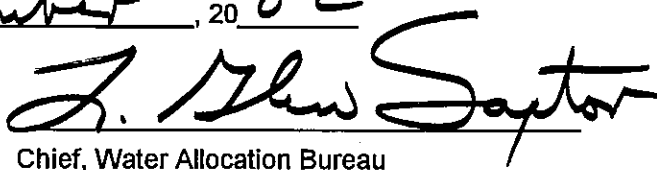
**WATER RIGHT NO. 45-2202**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, and 45-2214 when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual maximum diversion volume of 1020 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12<sup>th</sup> day of December, 2002

  
Chief, Water Allocation Bureau

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**WATER RIGHT NO. 45-2214**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2214 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 12/22/1945

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15        | 11/15     | 1.13 CFS              |               |
|                       |             |           | 1.13 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE: IRRIGATION**

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|------|------|------|------|------|------|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 11S | 20E | 28  |      |      |      |      |      |      |    |    |    |    |    |    |    |    |    |    | 232.1  |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |    |    |    |    |    |    |    |    |    |    | 306.9  |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |    |    |    |    |    |    |    |    |    |    | 121.8  |

Total Acres: 660.8

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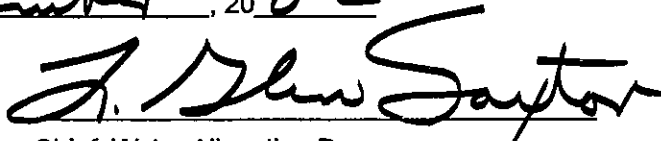
**WATER RIGHT NO. 45-2214**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, and 45-2214 when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual maximum diversion volume of 1020 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12<sup>th</sup> day of December, 2002

  
Chief, Water Allocation Bureau

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JAN 09 2003

**WATER RIGHT NO. 45-2239**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2239 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 09/27/1947

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15 to     | 11/15     | 1.44 CFS              |               |
|                       |             |           | 1.44 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |    |    | SW   |      |      |      | SE   |      |      |      | Totals |      |       |
|-----|-----|-----|------|------|------|------|------|------|----|----|------|------|------|------|------|------|------|------|--------|------|-------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW | SE | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |      |       |
| 11S | 20E | 28  |      |      |      |      |      |      |    |    | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |        |      | 232.1 |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |    |    |      |      |      |      |      |      | 36.8 | 39.6 | 38.6   | 37.6 | 306.9 |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |    |    |      |      |      |      |      |      |      |      |        |      | 121.8 |

Total Acres: 660.8

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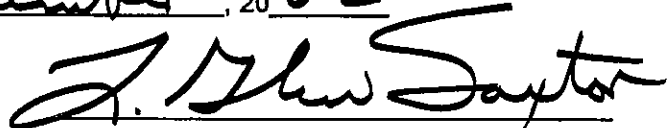
**WATER RIGHT NO. 45-2239**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 225 acres within the place of use described above in a single irrigation season.
2. Rights 45-2239, and 45-2240 when combined shall not exceed a total diversion rate of 4.12 cfs, a total annual maximum diversion volume of 900 af at the field headgate, and the irrigation of 225 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12<sup>th</sup> day of December, 2002



Chief, Water Allocation Bureau

MICROFILMED  
JAN 09 2003

**WATER RIGHT NO. 45-2240**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2240 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 10/24/1947

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15 to     | 11/15     | 2.68 CFS              |               |
|                       |             |           | 2.68 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S 20E 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S 20E 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S 20E 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

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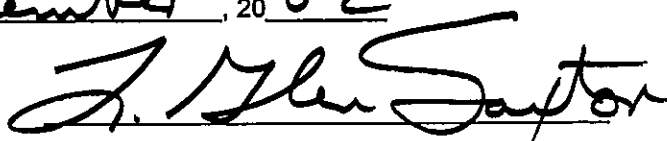
**WATER RIGHT NO. 45-2240**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 225 acres within the place of use described above in a single irrigation season.
2. Rights 45-2239, and 45-2240 when combined shall not exceed a total diversion rate of 4.12 cfs, a total annual maximum diversion volume of 900 af at the field headgate, and the irrigation of 225 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12<sup>th</sup> day of December, 2002

  
Chief, Water Allocation Bureau

MICROFILMED

JAN 09 2003

**WATER RIGHT NO. 45-2278**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2278 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 12/11/1948

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15 to     | 11/15     | 0.61 CFS              |               |
|                       |             |           | 0.61 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S 20E 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S 20E 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S 20E 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

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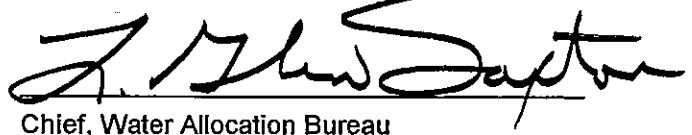
**WATER RIGHT NO. 45-2278**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12<sup>th</sup> day of December, 2002

  
Chief, Water Allocation Bureau

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JAN 09 2003

**WATER RIGHT NO. 45-2211B**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2211B is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 06/20/1945

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15        | 11/15     | 1.33 CFS              |               |
|                       |             |           | 1.33 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S 20E 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S 20E 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S 20E 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

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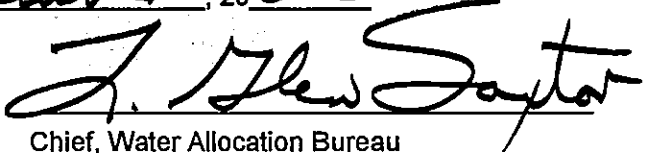
**WATER RIGHT NO. 45-2211B**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12<sup>th</sup> day of December, 2002

  
Chief, Water Allocation Bureau

MICROFILMED

JAN 09 2003

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
TRANSFER OF WATER RIGHT  
TRANSFER NO. 69143**

This is to certify that: ARROW BROOK LTD PARTNERSHIP  
C/O RODNEY H MOORE  
UBS AGRIVEST LLC  
PO BOX 53  
NAMPA ID 83653  
(208)466-0419

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

**Summary of Water Rights Before the Proposed Change**

| <u>Right</u> | <u>Origin/Basis</u> | <u>Priority</u> | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> | <u>Total</u> | <u>Source</u> |
|--------------|---------------------|-----------------|-------------|---------------|--------------|--------------|---------------|
| 45-2196      | AJC/Decreed         | 09/21/1943      | 1.68 cfs    | 813.0 af      |              | 255.0        | GROUND WATER  |
| 45-2214      | AJC/Decreed         | 12/22/1945      | 1.13 cfs    | 546.8 af      |              | 255.0        | GROUND WATER  |
| 45-2240      | AJC/Decreed         | 10/24/1947      | 2.68 cfs    | 900.0 af      |              | 225.0        | GROUND WATER  |
| 45-2211B     | AJC/License         | 06/20/1945      | 1.33 cfs    | 480.0 af      |              | 120.0        | GROUND WATER  |
| 45-2202      | AJC/Decreed         | 09/20/1944      | 1.77 cfs    | 856.6 af      |              | 255.0        | GROUND WATER  |
| 45-2239      | AJC/Decreed         | 09/27/1947      | 1.44 cfs    | 696.9 af      |              | 225.0        | GROUND WATER  |
| 45-2278      | AJC/License         | 12/11/1948      | 0.61 cfs    | 160.0 af      |              | 40.0         | GROUND WATER  |

**Purpose of Transfer (Changes Proposed)**

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 45-2196               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2214               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2240               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2211B              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2202               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2239               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 45-2278               | NO           | NO         | YES        | YES            | NO                   | NO                   |

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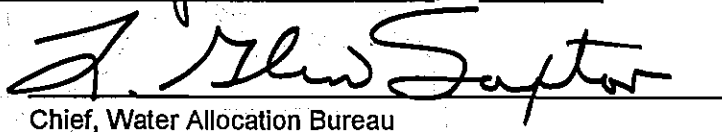
**WATER RIGHT NO. 45-2196**  
**As Modified by Transfer No. 69143**

**Summary of Water Rights After the Approved Change**

| Existing<br>Right | New No.<br>(changed<br>portion) | Transfer<br>Rate | Transfer<br>Volume | Acre<br>Limit | Total<br>Acres | New No.<br>(remaining<br>portion) | Remaining<br>Rate | Remaining<br>Volume | Remaining<br>Acre Limit | Remaining<br>Total Acres |
|-------------------|---------------------------------|------------------|--------------------|---------------|----------------|-----------------------------------|-------------------|---------------------|-------------------------|--------------------------|
| 45-2196           | 45-2196                         | 1.68 cfs         | N/A                | 255.0         | 660.8          |                                   | N/A               | N/A                 | N/A                     | N/A                      |
| 45-2214           | 45-2214                         | 1.13 cfs         | N/A                | 255.0         | 660.8          |                                   | N/A               | N/A                 | N/A                     | N/A                      |
| 45-2240           | 45-2240                         | 2.68 cfs         | N/A                | 225.0         | 660.8          |                                   | N/A               | N/A                 | N/A                     | N/A                      |
| 45-2211B          | 45-2211B                        | 1.33 cfs         | N/A                | 120.0         | 660.8          |                                   | N/A               | N/A                 | N/A                     | N/A                      |
| 45-2202           | 45-2202                         | 1.77 cfs         | N/A                | 255.0         | 660.8          |                                   | N/A               | N/A                 | N/A                     | N/A                      |
| 45-2239           | 45-2239                         | 1.44 cfs         | N/A                | 225.0         | 660.8          |                                   | N/A               | N/A                 | N/A                     | N/A                      |
| 45-2278           | 45-2278                         | 0.61 cfs         | N/A                | 40.0          | 660.8          |                                   | N/A               | N/A                 | N/A                     | N/A                      |
| <b>TOTALS</b>     |                                 | <b>10.64cfs</b>  | <b>2478 af</b>     | <b>619.5</b>  | <b>660.8</b>   |                                   | <b>N/A</b>        | <b>N/A</b>          | <b>N/A</b>              | <b>N/A</b>               |

Detailed Water Right Description(s) attached

Dated this 29<sup>th</sup> day of August, 2002

  
 Chief, Water Allocation Bureau

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SEP 19 2002

**WATER RIGHT NO. 45-2196**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2196 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 09/21/1943

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | to 11/15  | 1.68 CFS              |               |
|                       |             |           | 1.68 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE: IRRIGATION**

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S | 20E | 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

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SEP 19 2002

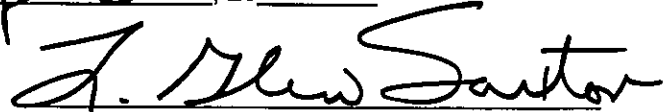
**WATER RIGHT NO. 45-2196**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, and 45-2214 when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual maximum diversion volume of 1020 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 29<sup>th</sup> day of August, 2002



Chief, Water Allocation Bureau

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SEP 19 2002

**WATER RIGHT NO. 45-2202**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2202 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 09/20/1944

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15        | 11/15     | 1.77 CFS              |               |
|                       |             |           | 1.77 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE: IRRIGATION**

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|------|------|------|------|------|------|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 11S | 20E | 28  |      |      |      |      |      |      |    |    |    |    |    |    |    |    |    |    | 232.1  |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |    |    |    |    |    |    |    |    |    |    | 306.9  |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |    |    |    |    |    |    |    |    |    |    | 121.8  |

Total Acres: 660.8

MICROFILMED

SEP 19 2002

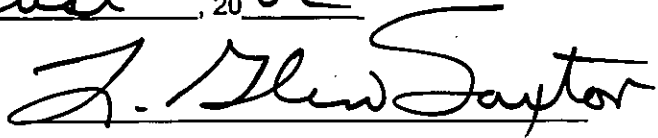
**WATER RIGHT NO. 45-2202**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, and 45-2214 when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual maximum diversion volume of 1020 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 29<sup>th</sup> day of August, 2002

  
Chief, Water Allocation Bureau

MICROFILMED  
SEP 19 2002

**WATER RIGHT NO. 45-2214**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2214 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 12/22/1945

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15        | 11/15     | 1.13 CFS              |               |
|                       |             |           | 1.13 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|----|----|----|----|----|----|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 11S | 20E | 28  |      |      |      |      |      |      |    |    |    |    |    |    |      |      |      |      | 232.1  |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |    |    |    |    |    |    | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |    |    |    |    |    |    |      |      |      |      | 121.8  |

Total Acres: 660.8

MICROFILMED  
 SEP 19 2002

**WATER RIGHT NO. 45-2214**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, and 45-2214 when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual maximum diversion volume of 1020 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 29<sup>th</sup> day of August, 2002

  
Chief, Water Allocation Bureau

MICROFILMED

SEP 19 2002

**WATER RIGHT NO. 45-2239**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2239 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 09/27/1947

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15 to     | 11/15     | 1.44 CFS              |               |
|                       |             |           | 1.44 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S 20E 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S 20E 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S 20E 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

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SEP 19 2002

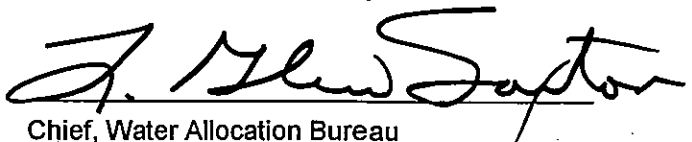
**WATER RIGHT NO. 45-2239**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2239, and 45-2240 when combined shall not exceed a total diversion rate of 4.12 cfs, a total annual maximum diversion volume of 900 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 29<sup>th</sup> day of August, 2002

  
Chief, Water Allocation Bureau

MICROFILMED

SEP 19 2002

**WATER RIGHT NO. 45-2240**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2240 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 10/24/1947

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15 to     | 11/15     | 2.68 CFS              |               |
|                       |             |           | 2.68 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S | 20E | 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

MICROFILMED

SEP 19 2002

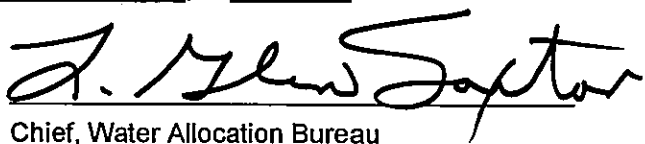
**WATER RIGHT NO. 45-2240**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season.
2. Rights 45-2239, and 45-2240 when combined shall not exceed a total diversion rate of 4.12 cfs, a total annual maximum diversion volume of 900 af at the field headgate, and the irrigation of 255 acres.
3. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 29<sup>th</sup> day of August, 2002

  
Chief, Water Allocation Bureau

MICROFILMED

SEP 13 2002

**WATER RIGHT NO. 45-2278**  
**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2278 is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
 242 TRUMBULL ST  
 HARTFORD CT 06103

**Priority Date:** 12/11/1948

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15 to     | 11/15     | 0.61 CFS              |               |
|                       |             |           | 0.61 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |    |    | SW   |      |      |      | SE   |      |      |      | Totals |      |       |
|-----|-----|-----|------|------|------|------|------|------|----|----|------|------|------|------|------|------|------|------|--------|------|-------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW | SE | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |      |       |
| 11S | 20E | 28  |      |      |      |      |      |      |    |    | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |        |      | 232.1 |
| 11S | 20E | 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |    |    |      |      |      |      |      |      | 36.8 | 39.6 | 38.6   | 37.6 | 306.9 |
| 11S | 20E | 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |    |    |      |      |      |      |      |      |      |      |        |      | 121.8 |

Total Acres: 660.8

MICROFILMED

SEP 19 2002

**WATER RIGHT NO. 45-2278**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 29<sup>th</sup> day of August, 2002

  
Chief, Water Allocation Bureau

MICROFILMED

SEP 19 2002

**WATER RIGHT NO. 45-2211B**

**As Modified by Transfer No. 69143**

In accordance with the approval of Transfer No. 69143, Water Right No. 45-2211B is now described as follows.

**Right Holder:** ARROW BROOK LTD PARTNERSHIP  
242 TRUMBULL ST  
HARTFORD CT 06103

**Priority Date:** 06/20/1945

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15        | 11/15     | 1.33 CFS              |               |
|                       |             |           | 1.33 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |      |                 |         |                      |
|--------------|------|-----------------|---------|----------------------|
| GROUND WATER | NENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SWNE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | SENE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NESE | Sec. 29 Twp 11S | Rge 20E | TWIN FALLS<br>County |
| GROUND WATER | NWNE | Sec. 33 Twp 11S | Rge 20E | TWIN FALLS<br>County |

**PLACE OF USE: IRRIGATION**

| Twp Rge Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 11S 20E 28  |      |      |      |      |      |      | 39.6 | 38.5 | 39.6 | 38.5 | 37.4 | 38.5 |      |      |      |      | 232.1  |
| 11S 20E 29  | 39.0 | 39.6 | 39.6 | 36.1 |      |      |      |      |      |      |      |      | 36.8 | 39.6 | 38.6 | 37.6 | 306.9  |
| 11S 20E 33  | 4.0  | 39.7 |      |      | 39.6 | 38.5 |      |      |      |      |      |      |      |      |      |      | 121.8  |

Total Acres: 660.8

MICROFILMED

SEP 19 2002

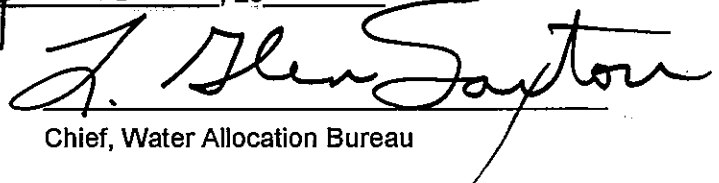
**WATER RIGHT NO. 45-2211B**  
**As Modified by Transfer No. 69143**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Rights 45-2196, 45-2202, 45-2214, 45-2239, 45-2240, 45-2278, and 45-2211B when combined from all points of diversion shall not exceed a total diversion rate of 10.64 cfs, a total annual maximum diversion volume of 2478.0 af at the field headgate, and the irrigation of 619.5 acres in any season within a permissible place of use of 660.8 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. Approval of Transfer 69143 does not grant any right-of-way or easement for use of the rights on lands owned by persons other than the right owner. Use on lands owned by persons other than the right owner is subject to private agreement.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 29<sup>th</sup> day of August, 2002

  
Chief, Water Allocation Bureau

MICROFILMED

SEP 19 2002

State of Idaho  
License and Certificate of Water Right

Water License No. 20734 Amount 0.61 second foot  
Water District No. \_\_\_\_\_ Priority December 11, 1948

THIS IS TO CERTIFY that G. L. ROSE  
of Murtaugh, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated November 4,, 1948; that Permit No. 20734  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
0.8 second foot, was issued thereunder on November 10,, 1949, showing that said works  
were completed on the 10th day of November, 1949; and that on the 12th  
day of December, 1949,

G. L. ROSE  
of Murtaugh, State of Idaho, made proof to the satisfaction of the  
State Reclamation Engineer of Idaho, of the right to use the waters of a well  
~~xxxxxx~~ (subterranean flow), for the purpose of irrigation and domestic  
use, under Use Permit No. 20734 of the Department of Reclamation  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,  
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume  
8 of Licenses at page 4667, on the 21st day of December, 1950;  
The right hereby confirmed dates from December 11, 1948;

The Point of Diversion is located  
in the NE 1/4 NE 1/4, Sec. 29, Tp. 11 S., R. 20 E., B. M. Twin Falls County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
not exceed 0.61 cubic feet per second.

Description and location of use:

| Twp.  | Range | Sec. | Forty-acre Tract                   | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|-------|-------|------|------------------------------------|----------------------------------|---------------------------------|
| 11 S. | 20 E. | 29   | NE 1/4 NE 1/4                      | 25                               | 22                              |
|       |       |      | NW 1/4 NE 1/4                      | 15                               | 18                              |
|       |       |      | Number of Acres Actually Irrigated | -                                | 40                              |

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place  
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this  
21st day of December, 1950.

MARK R. KULP

State Reclamation Engineer

(SEAL)

State of Idaho  
License and Certificate of Water Right

Water License No. 20153

Amount 1.6 second feet

Water District No.

Priority August 12, 1947

THIS IS TO CERTIFY that J. G. BURBACK  
of Caldwell, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated August 12, 1947; that Permit No. 20153  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
1.6 second feet, was issued thereunder on October 2, 1947, showing that said works  
were completed on the 16th day of September, 1947; and that on the 23rd  
day of August, 1949,  
J. G. BURBACK  
of Caldwell, State of Idaho, made proof to the satisfaction of the  
State Reclamation Engineer of Idaho, of the right to use the waters of a well  
~~contribution of~~ (subterranean flow), for the purpose of irrigation  
, under Use Permit No. 20153 of the Department of Reclamation  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,  
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume  
8 of Licenses at page 4668, on the 21st day of December, 1950;  
The right hereby confirmed dates from August 12, 1947;  
The Point of Diversion is located  
in the NE 1/4 NE 1/4, Sec. 11, Tp. 3 N., R. 3 W., B. M. Canyon County.  
That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
not exceed 1.6 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                   | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|------------------------------------|----------------------------------|---------------------------------|
| 3 N. | 3 W.  | 11   | NE 1/4 NE 1/4                      | 40                               | 40                              |
|      |       |      | NW 1/4 NE 1/4                      | 40                               | 40                              |
|      |       |      | Number of Acres Actually Irrigated | -                                | 80                              |

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place  
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this  
21st day of December, 1950.

MARK R. KULP

State Reclamation Engineer

(SEAL)

APPLICATION FOR PERMIT  
To Appropriate the Public Waters of the State of Idaho

Nº 20734  
45-2278

APPLICATION No. 28374  
PERMIT No. 20734  
DISTRICT No.

1. Name of Applicant: G. L. ROSE

Postoffice address: Murtaugh

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:
- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 0.8 cubic feet per second.

3. Source of water supply: Well (subterranean) which is a tributary of

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$  NE $\frac{1}{4}$

of Section 29 , T. 11 S., R. 20 E., B.M., County of Twin Falls

5. Water is to be used for Domestic and irrigation purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the  
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 2,500.00

8. Kind of works: Well, pump and irrigation ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is One (1) years.

13. The time required for the complete application of the water to the proposed use is None additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used?      No      If so, fill in (b) and (c) below:  
 (b) Name of Reservoir and number of Storage Permit:  
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

G. L. ROSE

*Applicant.*

By

*Agent.*

Date of first receipt at Department of Reclamation: 9:30 A. M. November 4, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20734

Recorded in Book 74 Page 20734 . Approved November 5, 1948

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ \_\_\_\_\_ to be filed on or before \_\_\_\_\_

Work to begin on or before January 5, 1949 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 5, 1949

The whole of said work to be completed on or before November 5, 1949

Beneficial use of water appropriated in accordance herewith, to be made on or before November 5, 1949

WITNESS My hand this 5th day of November, 1948

MARK R. KULP  
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,  
and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to  
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 5th  
day of November, 1948.  
STATE OF IDAHO

Countersigned: \_\_\_\_\_  
(SEAL) By J. N. "CY" PRICE \_\_\_\_\_  
Secretary of State.

By \_\_\_\_\_ C. A. ROBINS \_\_\_\_\_  
Governor.

## REMARKS:

14.

| Twp.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11 S.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 20 E. | 29   | 25               | 15               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 40               |        |
| To All Whom it May Concern:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| This is to certify that G. I. Rose, of Murtaugh, County of Twin Falls, and State of Idaho, the holder No. 20734, issued upon Application No. 28374, bearing date of priority of November 4, 1948, authorizing the diversion of second foot of the waters of subterranean flow from a well, County of Twin Falls, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of diversion set out and described in said permit; that said works are adequate for diverting and conveying to intended use 0.8 second foot of the waters of said well; that the point of diversion of said waters is in in the Section 29, Twp. 11 South, Range 20 East, B.M., and that the lands proposed to be irrigated by the use of said water described as follows, to-wit: NE $\frac{1}{4}$ Section 20, Twp. 11 South, Range 20 East, B. M. |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| Witness my hand this 10th day of November, 1949                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| Proof of completion of works made November 10, 1949                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| Certificate of completion of works issued November 10, 1949                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| COPIES ISSUED FOR 0.61 SEC. FT.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| Page 4667                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

✓  
December 22, 1950

Re: Permit No. 20734

Mr. G. L. Rose  
Murtaugh, Idaho

Dear Mr. Rose:

We enclose License and Certificate of Water Right issued under Permit No. 20734, confirming your right to the use of 0.61 of a second foot of water from a well in the NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> Section 29, Township 11 South, Range 20 East, B.M., with priority of December 11, 1948, for irrigation and domestic use on the NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> said Section 29.

We also enclose Departmental Receipt No. 22926 for the \$4.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:bh  
Enc.

20734

✓  
December 18, 1950

Re: Permit No. 20734

Mr. G. L. Rose  
Murtaugh, Idaho

Dear Mr. Rose:

The report of our Field Engineer on examination for Beneficial Use under Permit No. 20734 shows that your well in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 29, Township 11 South, Range 20 East, B.M. is capable of delivering 30.1 inches of water.

Therefore, upon receipt of the statutory fee of \$4.00, a license will be issued for 0.61 of a second foot of water from said well for use on the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of said Section 29.

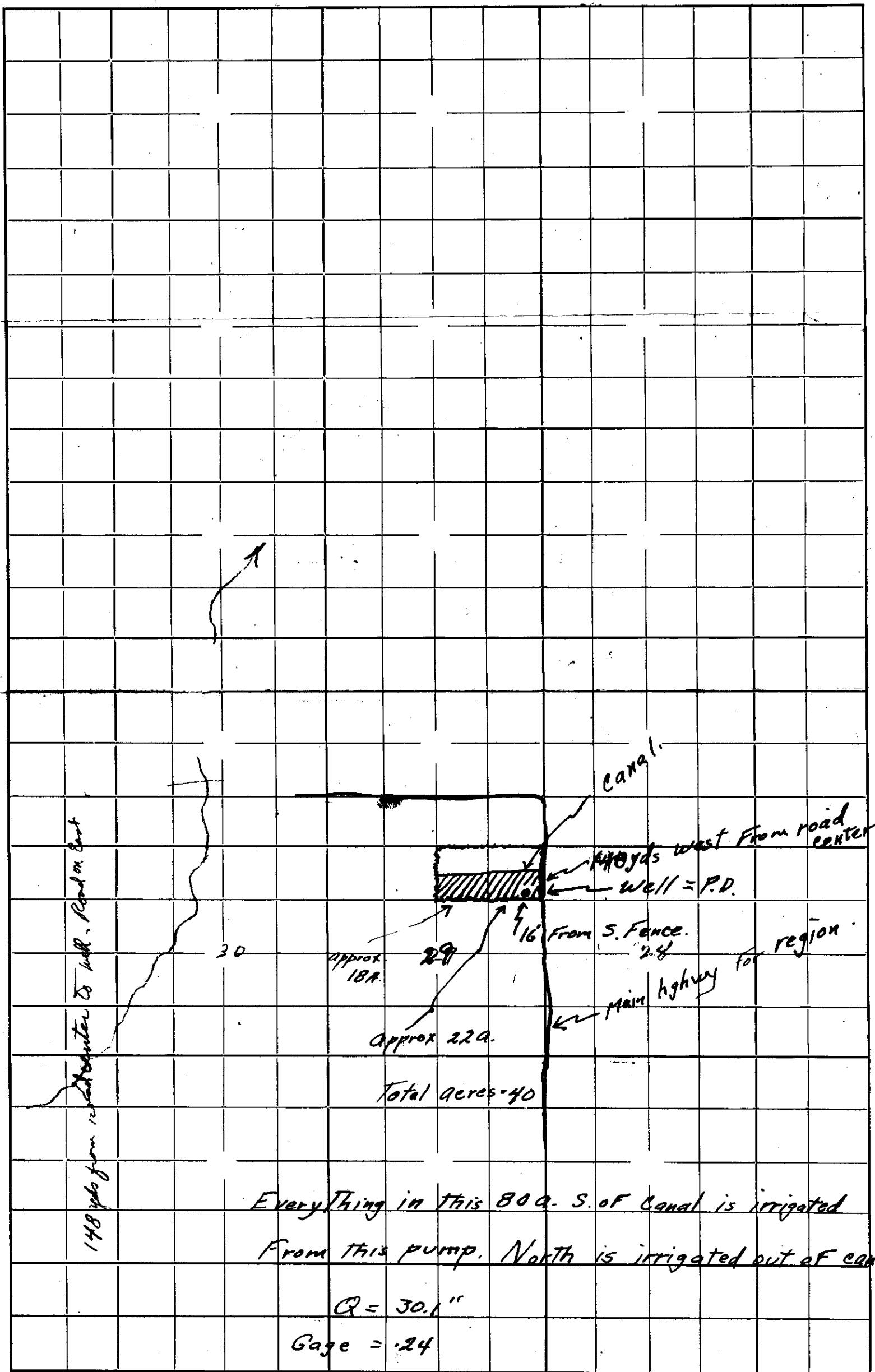
Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:bbh

20734



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

20734

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 20734

REPORT ON PROOF OF Beneficial use

.61 cfs  
max

app. 0.8 cfs

40 acres  
2-40's

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
**REPORT OF ENGINEER**

Permit No. 20734

This proof is for Beneficial use

In Water District No.

1. Name of applicant G. L. Rose, Murtaugh, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 29  
T. 11 S. R. 20 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same:  
No well house, concrete base 6'10" x 6'10". Discharge 6" i.d. into 8" x 7 $\frac{1}{8}$ " discharge into concrete open sump, 87" x 36" x 12" deep, walls 5 $\frac{1}{8}$ " T. Openings from sump to East and to West. Sq. D switches, Westinghouse line starter. Fairbanks Morse Motor, 10 hp. 1750 rpm, 220 v., 26.4 amp. 60 cy., 3 ph., Type QZKV #58074. Fairbanks Morse Pomona Turbine Pump - #PK547. Pump and motor sets on 2x4, then to concrete.
5. Water is used for: Irrigation and domestic purposes.
6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 29, Twp. 11 S., Range 20 East, B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

Meter - G. E. 50 amps, 240 v., 60 cy., Min. int. 15, Type VM-3S, 3 wire, 3 ph., Kh -2.4 Model AL4AAD, T1213X, Reading of pointer - .9, Mult. read x 10., rpm of dial - 6.  
Well - 12" casing x 70' down. Add 10' suction. Pump bowl - 8", column - 6".  
55' - water depth., 3'-4' drawdown.  
.24 - gage. 57.65°F.

This examination was made on the 13 day of July, 1950

(Signed)

E. H. Humphrey

Examiner.

20734

Concrete base 6'10" x 6'10"  
no well house  
Well = 12" dia x 108'

Pumps set 70' down  
add 10' suction

Pump bowl = 8" column = 6"

55' water depth  
3'-4' draw down.

discharge 6" i.d. into 8" x 7 1/2"  
" into concrete open sump.

87" x 36" x 12" deep. well = 5 1/2" T.  
opening from sump to E. and  
to west

# INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

100 100  
35  
209  
54  
152  
4  
88  
54  
83

800 = 72

G. I. Rose  
Murtaugh, Idaho

Permit No. 20734

Examination for Beneficial use

County Twin Falls

115-206

14 3/4 ° C. = Temp.

RECEIVED  
DEC 15 1950

Department of Reclamation

54

Motor = Fairbanks Morse  
104.p. - 1750 rpm - 220V.  
26,4 amps. 60 cycle 3 ph.  
Type R Z HV.  
# 580741

Pump =  
Fairbanks Morse  
Pomona Turbine Pump.  
# PK 547.

Pump & motor set on  
2x4 then to concrete.

meter = G.E.  
Amps 50  
Volts 240  
Cyc 60  
min. int. 15  
Type VM-35  
3 wire 3 ph.  
K<sub>a</sub> = 24.  
Model AL4AAD

T 1213X

reading of pointer = 9  
multiply read x 10  
rpm of dial = 6

Sq. D switch  
Westhrope line starter

✓  
January 3, 1950

Re: Permit No. 20734

Mr. C. L. Rose  
Murteugh, Idaho

Dear Mr. Rose:

We are in receipt of your letter of December 29, 1949, and in accordance therewith, have made the correction in your Proofs of Beneficial Use showing the land upon which the water has been applied to be in the NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of Section 29, Township 11 South, Range 20 East, B.M.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:bn

20734

Murtaugh Idaho.  
Dec. 29<sup>th</sup> 1949.

Department of Reclamation,  
Boise, Idaho.

Permit no. 20734.

Dear Mr. Kulp.

Your letter of December 27<sup>th</sup> at hand.  
I am very sorry that I made a mistake  
(or overlooked the mistake) as to the land  
description which should read that the  
land is the N  $\frac{1}{2}$  of N.E.  $\frac{1}{4}$  of section 29,  
Township 11 South, Range 20 East B.M..

It must have been an error in typing.

yours truly

L I Rose

RECEIVED  
JAN 3 1950  
Department of Reclamation

20734

✓  
December 27, 1949

Re: Permit No. 20734

Mr. G. L. Rose  
Murtaugh, Idaho

Dear Mr. Rose:

Since writing you on December 23, and on rechecking your Proof of Beneficial Use under Permit No. 20734, we note a discrepancy in the land description as given in your deposition and the depositions of your two witnesses.

Your Permit and also the Proof of Completion of Works describes the land as in the N $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 29, Township 11 South, Range 20 East, B.M. but the depositions all describe it as the S $\frac{1}{2}$  NE $\frac{1}{4}$ .

If this is a typographical error, we can correct the depositions upon instruction from you, but if there has been a change in the place of use, it will be necessary to make an Amendment to the Permit, re-advertise, and make new Proofs of Beneficial Use.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:bn

20734

✓  
December 23, 1949

Re: Permit No. 20734

Mr. G. L. Rose  
Murteugh, Idaho

Dear Mr. Rose:

We wish to acknowledge receipt from you of the Affidavit of Publication in the Twin Falls Times-News, which, with the depositions of yourself and two witnesses previously submitted, completes your Proof of Beneficial Use under Permit No. 20734.

However, before final action is taken in the matter, the law requires that a field examination be made by an Engineer from this Department.

We are unable to say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, the Field Engineer for this Department will try and contact you at the time he makes the examination in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:bh

20734

# Affidavit of Publication

STATE OF IDAHO,  
COUNTY OF TWIN FALLS

SS.

No 3101

I, Lisa Molony, being first duly sworn upon

oath depose and say that I am principal clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

4 consecutive Tuesdays, commencing with the issue dated November 15, 1949, and ending with the issue dated December 6, 1949.

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section ~~58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws~~, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 6th day of December, 1949

Jessie Delaya  
Notary Public in and for the County of Twin Falls,  
State of Idaho, residing at Twin Falls, Idaho.

**NOTICE FOR PUBLICATION**  
**NOTICE OF PROOF APPLICATION OF**  
**WATER TO BENEFICIAL USE**  
Notice is hereby given that at 11:00 A. M. on the 15th day of November, 1949, at Murtaugh, County of Twin Falls, State of Idaho, before Herbert Thorne, Notary Public, proof will be submitted of the application to beneficial use of 0.3 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permit No. 20734 heretofore issued by the Department of Reclamation of the State of Idaho.  
The name and postoffice address of the person or corporation holding said permit was G. L. Rose, Murtaugh, Idaho.  
The use to which said water has been applied is irrigation and domestic use.  
The amount applied to beneficial use is 0.3 cubic feet per second.  
The place where said water is used is NE 1/4 Section 29, Township 11 South, Range 30 East N. M.  
The name of the canal or ditch or other works by which said water is conducted to such place of use is a private ditch.  
The right to take water from such works is based upon Permit No. 20734.  
The source of supply from which such water is diverted is subterranean flow from a well in the NE 1/4 Section 29, Township 11 South, Range 30 E. N. M.  
The date of priority when said user is prepared to establish is December 11, 1948.  
20734 MARK E. ROLF,  
State Reclamation Engineer  
Publish: Nov. 15, 22, 29, Dec. 6, 1949.

# Affidavit of Publication

STATE OF IDAHO,  
COUNTY OF TWIN FALLS

ss.

No 3101

I, Lisa Malony, being first duly sworn upon

oath depose and say that I am principal clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

4 consecutive Monday's, commencing with the issue dated November 15, 1949, and ending with the issue dated December 6, 1949.

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section ~~58-108~~ <sup>60-108</sup> I. C. A., 1932, as added thereto <sup>Idaho Code</sup> by Chapter 154, Idaho 1938 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 6th day of

November, 1949

Jessie Selaway  
Notary Public in and for the County of Twin Falls,  
State of Idaho, residing at Twin Falls, Idaho.

## NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 12th day of December, 1949, at Murtaugh, County of Twin Falls, State of Idaho, before Herbert Thorne, Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic foot per second of the waters of a well in accordance with the terms and conditions of Permit No. 20784 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are G. L. Rose, Murtaugh, Idaho.

The use to which said water has been applied is irrigation and domestic uses. The amount applied to beneficial use is 0.8 cubic foot per second.

The place where said water is used NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 28, Township 11 South, Range 20 East B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a private ditch.

The right to take water from such works is based upon Permit No. 20784.

The source of supply from which such water is diverted is subterranean flow from a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 28, Township 11 South, Range 20 E. B. M.

The date of priority which said user is prepared to establish is December 11, 1948.

20734 MARK R. KULP,  
State Reclamation Engineer  
Publish: Nov. 15, 22, 29, Dec. 6, 1949.



C. A. ROBINS  
GOVERNOR

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

December 16, 1949

Re: Permit No. 20734



Mr. G. L. Rose  
Murtaugh, Idaho

Dear Mr. Rose:

We acknowledge receipt of the depositions of yourself and two witnesses in Proof of Beneficial Use under Permit No. 20734.

However, we have not received the Affidavit of Publication which is a necessary part of this proof and which the Twin Falls Times-News was instructed to send you.

If you have not received it, please contact them so that the Affidavit may be promptly transmitted to this Department.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer

By *Jeanne L. Anderson*  
Chief Clerk

A:bh

*Dear Sir,  
I'm sorry that I forgot to send this  
Affidavit of Publication.*

*Yours truly  
G. L. Rose.*

20734

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Permit No. 20734

Proof of Application of Water to Beneficial Use  
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. G. L. Rose Murtaugh, Idaho. Watermaster for the Milner Low Lift Irrigation District Murtaugh, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 20734 Dated 9:30 A.M. November 4th, 1948

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean (well) NE $\frac{1}{4}$  of the NE $\frac{1}{4}$ , Sec. 29, Twp. 11 S., Rge. 20, E.B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Well and open ditch One (1) Sec.ft.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of farm crops South 40 acres N.  $\frac{1}{2}$  of the NE $\frac{1}{4}$  Sec. 29, Twp. 11 S., Rge. 20, E. B. M.

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans.

20734

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. .8 Sec. ft.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. 1949 surface irrigation about .8 Sec.ft. full extent

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. none

(Sign)

*E. L. Rose*

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was

subscribed and sworn to before me, at my office in *Mustang* County of *Timber Lake*,

State of Idaho, on this *12<sup>th</sup>* day of *December*, A.D. 19*49*.

My commission expires

*Sept 7, 1949*

*Herbert Thorne*

20734

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. 20734

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Warren L. McLay 63 Murtaugh, Idaho. Ditchrider Murtaugh, Idaho.

Ques. 2. Are you acquainted with G. L. Rose, the holder of Permit No. 20734? How long have you known him and where does he reside?

Ans. 8 years Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. yes, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean (well) Located NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  Sec. 29, Twp. 11 S., Rge. 20 E.B.M.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. One (1) Sec. ft. .8 sec. ft. being conveyed

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. For irrigation of farm crops N.  $\frac{1}{2}$  of the NE $\frac{1}{4}$  Sec. 29, Twp. 11 S., Rge. 20, E.B.M.  
(South 40 acres)

20734

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Volcanic ash about .8 Sec.ft. for 40 acres  
\_\_\_\_\_  
\_\_\_\_\_

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no  
\_\_\_\_\_  
\_\_\_\_\_

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. During 1949 irrigation season by personal observation  
by several visits  
\_\_\_\_\_  
\_\_\_\_\_

(Signed) Warren L. McLeay

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Muslaugh  
County of Twin Falls, State of Idaho, on this 12 day of December  
A. D. 1949.

Herbert Thorne  
Notary Public.  
My commission expires Sept 7, 1953

20734

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. 20734

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Earl D. Sears age 42 Murtaugh, Idaho. Secreatry of Milner Low Lift  
Irrigation District  
Murtaugh, Idaho.

Ques. 2. Are you acquainted with G. L. Reese, the holder of Permit No. 20734? How long have you known him and where does he reside?

Ans. 17 years residence Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20734, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean (well) Located NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  Sec. 29, Twp. 11 S., Rge. 20 E.B.m.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. One (1) Sec.ft. .8 sec.ft. being conveyed

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Fir irrigation of farm crops N $\frac{1}{2}$  of the NE $\frac{1}{4}$  Sec. 29, Twp. 11 S.,  
Rge. 20, E.B.M. (South 40 acres)

20734

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. volcanic ash about .8 sec. ft. for 40 acres

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. during 1949 irrigation season by personal observation  
by several visits

(Signed) Earl H. Sears

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Mustang

County of Twin Falls, State of Idaho, on this 12<sup>th</sup> day of December

A. D. 1949.

Herbert Thorne  
Notary Public.

My commission expires Sept 7, 1953

20734

State of Idaho  
DEPARTMENT OF RECLAMATION  
BOISE  
INSTRUCTIONS  
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, December 2, 1949

Re: Permit No. 20734  
G. L. Rose

Mr. Herbert Thorne  
Notary Public  
Murtaugh, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 20734

DEPOSITION OF PERMIT HOLDER,  
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On December 12, 1949, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Murtaugh, Idaho before Herbert Thorne, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

MARK R. KULP

~~Commissioner of Reclamation~~  
State Reclamation Engineer

20734

✓  
November 15, 1949

Re: Permit No. 20734

Mr. G. L. Rose  
Murtough, Idaho

Dear Mr. Rose:

We enclose Certificate of Completion of Works issued under Permit No. 20734 for the diversion of 0.8 of a second foot of water from a well in the NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> of Section 29, Township 11 South, Range 20 East, B.M. for irrigation and domestic use on the NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> of said Section.

We also enclose Departmental Receipt No. 21907 for the \$5.00 fee paid in connection with this proof.

We have sent to the Twin Falls Times-News, a copy of notice of Beneficial Use Proof to be made under this Permit at 11:00 A.M. December 12, 1949, before Herbert Thorne, Notary Public, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the Affidavit of Publication, together with statement of costs.

We shall send Mr. Thorne the necessary forms of deposition for making this proof and at the time set, you should appear before him, together with two disinterested witnesses who are familiar with the terms of the Permit and the works done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:bn  
Enc.

20734

Permit No. 20734

STATE OF IDAHO  
Department of Reclamation

# Proof of Completion of Works

## AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada } SS.

G. L. Rose, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 20734, and that his postoffice address is MurtaughState of IdahoSecond: That the name of the stream ~~which~~ <sup>FROM</sup> said water is to be ~~directed~~ <sup>DIVERTED</sup> is Subterranean flow from a well.Third: That the point of diversion of said water is in the NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> Section 29, Twp. 11 S., Range 20 E., B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by November 5, 1949.Fifth: That the use for which said water is intended is irrigation and domestic.Sixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:I. Kind of works: Well, pump and ditches  
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam            feet, length of dam at top            feet, length of dam at bottom            feet. Material used in construction           

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir            acre feet.(c) Size of headgate: Width            feet, height            feet.(d) Conduit ~~Ditch~~ width at bottom 1 feet, width at water line 2  
(State whether ditch, flume or pipe)feet, depth of water            feet; diameter of pipe            inches, average grade per mile is            feet. Length of conduit is 1/2 miles.Seventh: That said works are capable of conducting to the place of intended use 0.8 second feet of water.Eighth: That water appropriated under said permit is available for 40 acres of land described as follows: NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> Section 29, Twp. 11 S., Range 20 E., B.M.Ninth: Remarks: That Well, 108 ft. deep, 10" diameter- Equipped with Pomona turbine pump. Well cased to 30 feet.

G. L. Rose  
(Sign Here)

Subscribed and sworn to before me this 10<sup>th</sup> day of Nov, 1949My commission expires Feb. 16, 1957

Dillon W. Laker  
Notary Public.

20734

Novem<sup>r</sup> - 14, 1949

Re: G L Rose Publ. Notice  
of Proof of Water.

Dear Sirs:

This is in reply to your letter of November 12, 1949.  
Following are the dates of publication: November 15, 22, 29  
and December 6.

We will send you a copy of the first publication immediately  
after it has been published.

Thank you.

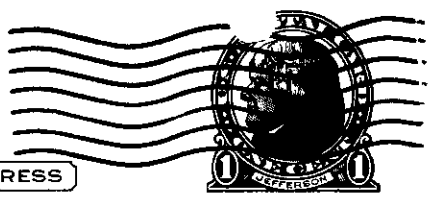
TIMES-NEWS

*Jessie Selaya*  
20734

RECEIVED  
NOV 18 1949  
Department of Reclamation

FALLS, IDAHO  
NOV 14 1949  
1 PM

THIS SIDE OF CARD IS FOR ADDRESS



State of Idaho  
Department of Reclamation  
Boise, Idaho

20734

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Date: November 12, 1949

Re: Permit No. 20734

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 12, 1949, the date set for proof, the expense of the publication to be paid by the applicant, G. I. Rose of Murtaugh, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

20734

NOTICE FOR PUBLICATION  
NOTICE OF PROOF APPLICATION OF WATER  
TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 12th day of December, 1948,  
at Murtaugh, County of Twin Falls, State of Idaho, before  
Herbert Thorne, Notary Public, proof will be submitted of the  
application to beneficial use of 0.8 cubic feet per second of the waters of a well  
in accordance with the terms and conditions of Permit No. 20734  
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are  
G. I. Ross, Murtaugh, Idaho

The use to which said water has been applied is irrigation and domestic uses.

The amount applied to beneficial use is 0.8 cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of the  
lands irrigated) N<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> Section 29, Township 11 South, Range 20 East B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of  
use is a private ditch.

The right to take water from such works is based upon Permit No. 20734.

The source of supply from which such water is diverted is subterranean flow from a well  
in the NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> Section 29, Twp. 11 S., Range 20 E., B.M.

The date of priority which said user is prepared to establish is December 11, 1948.

MARK E. KUTP  
State Reclamation Engineer.

20734

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov. 10, 1949  
(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the  
Twin Falls Times - news of Twin Falls, Idaho published in  
the county in which the works are situated.

G. L. Rose

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

\_\_\_\_\_  
Engineer.

20734

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Mr. G. I. Rose

BOISE

September 1, 1949

Murtaugh, Idaho

Dear Sir:

Under the terms of your permit No. 20734 you are required to complete your diversion works and make proof of beneficial use on or before November 5, 1949.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public of Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the Completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is November 5, 1949, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK H. KULP  
State Reclamation Engineer

20734

November 10, 1948

Re: Permit No. 20734

Mr. G. L. Rose  
Murtaugh, Idaho

Dear Mr. Rose:

We enclose Permit No. 20734, together with  
Departmental Receipt No. 20995 for the \$5.00 filing fee.

You will note that this has been approved for  
.8 of a cubic foot per second, or 40 inches, which is  
the maximum rate allowed by statute for the 40 acres to  
be irrigated.

Your attention is directed to the limitations  
and conditions of this permit as given on the fourth  
page under approval of the State Reclamation Engineer.

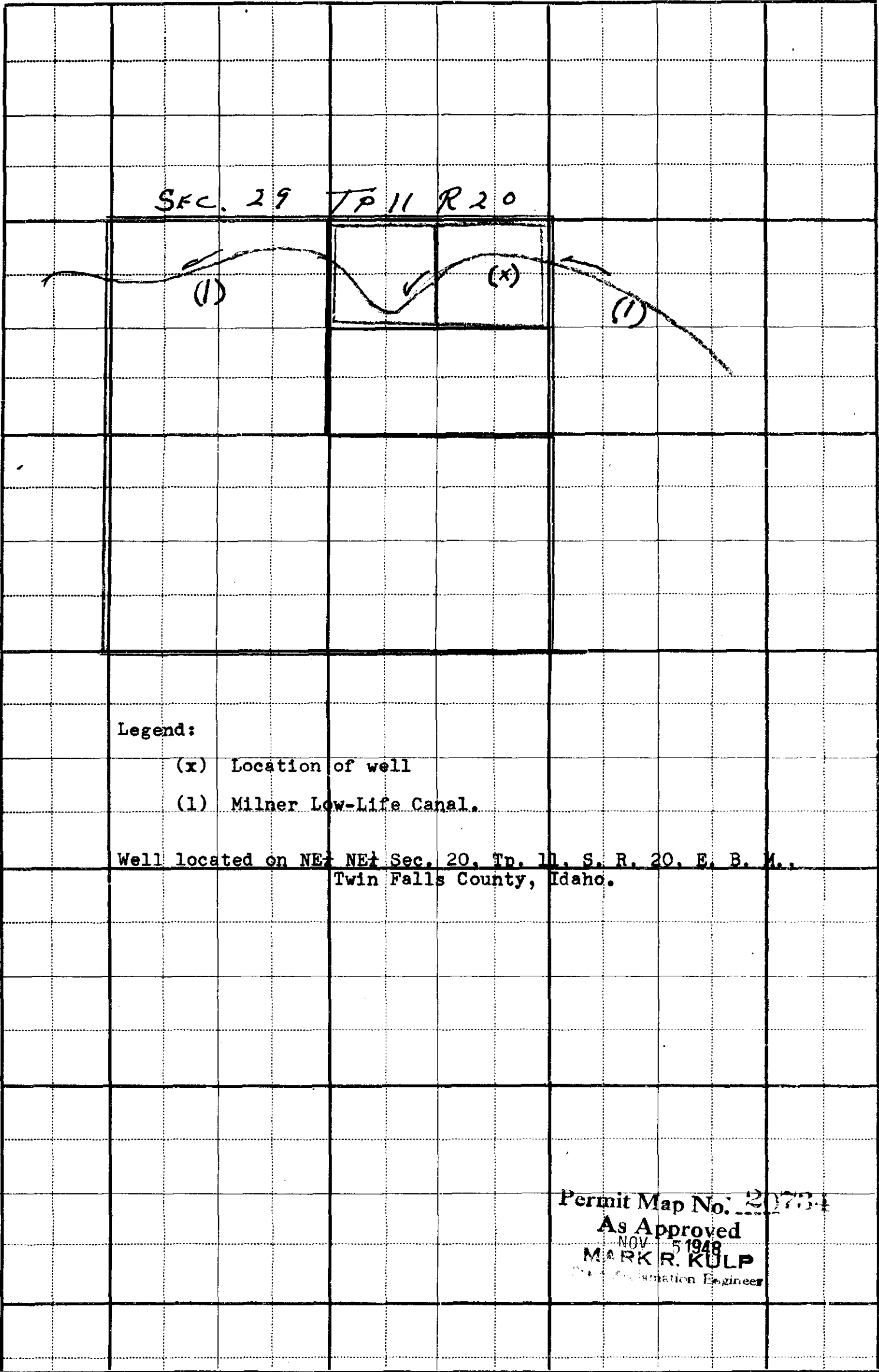
Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A/gt  
Encls.

20734



NOTICE FOR APPLICATION  
NOTICE OF PROOF APPLICATION OF  
WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 12th day of December, 1949, at Murtaugh, County of Twin Falls, State of Idaho, before Herbert Thorne, Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic foot per second of the waters of a well in accordance with the terms and conditions of Permit No. 20784 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are G. L. Rose, Murtaugh, Idaho.

The use to which said water has been applied is irrigation and domestic uses.

The amount applied to beneficial use is 0.8 cubic foot per second.

The place where said water is used is NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 28, Township 11 South, Range 20 East B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a private ditch.

The right to take water from such works is based upon Permit No. 20784.

The source of supply from which such water is diverted is subterranean flow from a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 28, Township 11 South, Range 20 E. B. M.

The date of priority which said user is prepared to establish is December 11, 1948.

MARK R. KULP,

State Reclamation Engineer

Published: Nov. 15, 22, 29, Dec. 6, 1949.