

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-02629
Date Received: 10/19/1988
Receipt No: M001646
Received By: ADn

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. W. MOLYNEUX 208-788-2552
Address: RT. 1 BOX 400
BELLEVUE, ID 83313

AND/OR

Name: MAXINE MOLYNEUX 208-788-2552
Address: RT. 1 BOX 400
BELLEVUE, ID 83313

2. Date of Priority: JAN 14, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	20E	19	NE	SE	NW		BLAINE

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.700		

7. Total Quantity Appropriated is:
2.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 325.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

COPY MICROFILMED
FEB 23 1988

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	20E	19	SW		NW		IRR	22.0
			SE		NW		IRR	38.0
			NE		SW		IRR	34.0
			NW		SW		IRR	36.0
							Section Acres	130.0
							Total Acres	130.0

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
DECREES & OTHER GROUNDWATER CLAIMS

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 28388

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: See M2p A37-00706C

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *A. W. Molyneux* Date: 10-19-88
Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of Oct. 19 88

Paul D. Merritt
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/20/92

COPY

MICROFILMED
FEB 23 1993

COPY

RECEIVED
TWIN FALLS CO. IDAHO
SEP 11 11 31

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase No: 37-706C, 37-1082C,
37-2629, 37-7584, 37-11754, 37-21996,
37-21998, 37-22000, 37-22002

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **I.C. § 42-222 TRANSFER**

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership

☒ Point of Diversion

☐ Period of Use

☐ Split of Water Right

☒ Place of Use

☐ Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 9/10/08


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9/11, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 W Fort St MSC 033
Boise ID 83724

A W Molyneux
Maxine Molyneux
1174 Gannett-Picabo Rd
Bellevue ID 83313



Signature of person or attorney mailing the form

09/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-706C

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BUTTE CREEK
LOVING CREEK

TRIBUTARY: LOVING CREEK
TRIBUTARY: SILVER CREEK

QUANTITY: 0.700 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/15/1883

POINT OF
DIVERSION:

T01S R19E S13 NESWNW Within BLAINE County
T01S R19E S13 NENWSE Within BLAINE County

Rights 37-1082C, 37-21996, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE		PERIOD OF USE		QUANTITY	
IRRIGATION		04/15	10/31	0.700 CFS	
PLACE OF USE: <u>IRRIGATION in BLAINE County</u>					
T01S R19E S13	NESE	40.00	T01S R19E S13	NWSE	9.00
T01S R19E S13	SESE	21.00	T01S R19E S24	NENE	15.00
T01S R20E S19	NENW	39.00	T01S R20E S19 Lot 1	NWNW	38.00
T01S R20E S19 Lot 2	SWNW	30.00	T01S R20E S19	SENW	34.00
T01S R20E S19	NESW	36.00	T01S R20E S19 Lot 3	NWSW	36.00

298 ACRES TOTAL

This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

09/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-1082C

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BUTTE CREEK
LOVING CREEK

TRIBUTARY: LOVING CREEK
TRIBUTARY: SILVER CREEK

QUANTITY: 2.000 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

PRIORITY DATE: 07/08/1884

POINT OF
DIVERSION:

T01S R19E S13 NESWNW Within BLAINE County

T01S R19E S13 NENWSE Within BLAINE County

Rights 37-706C, 37-21996, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE		PERIOD OF USE		QUANTITY	
IRRIGATION		04/15	10/31	2.000 CFS	
PLACE OF USE: <u>IRRIGATION in BLAINE County</u>					
T01S R19E S13	NESE	40.00	T01S R19E S13	NWSE	9.00
T01S R19E S13	SESE	21.00	T01S R19E S24	NENE	15.00
T01S R20E S19	NENW	39.00	T01S R20E S19 Lot 1	NWNW	38.00
T01S R20E S19 Lot 2	SWNW	30.00	T01S R20E S19	SENW	34.00
T01S R20E S19	NESW	36.00	T01S R20E S19 Lot 3	NWSW	36.00

298 ACRES TOTAL

This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

09/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-2629

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: GROUND WATER

TRIBUTARY:

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

QUANTITY: 2.500 CFS
437.50 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 01/14/1960

POINT OF
DIVERSION:

T01S R20E S19 NESENW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.500 CFS 437.50 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01S R20E S19	NENW	1.60	T01S R20E S19 Lot 1 NWNW	1.30
T01S R20E S19 Lot 2	SWNW	30.00	T01S R20E S19	SENW 34.00
T01S R20E S19	NESW	36.00	T01S R20E S19 Lot 3	NWSW 36.00

138.9 ACRES TOTAL

This right is limited to the irrigation of 124.9 acres within the place of use described above in a single irrigation season.

Rights 37-2629 and 37-7584 when combined shall not exceed the irrigation of 177.9 acres.

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

This right is limited to the irrigation of 117 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

09/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-11754

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: WASTE WATER

TRIBUTARY: BUTTE CREEK

The source of water diverted under this right is waste water and is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

QUANTITY: 3.000 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

PRIORITY DATE: 05/01/1952

POINT OF
DIVERSION:

T01S R19E S13 NENESE Within BLAINE County
Rights 37-706C, 37-1082C, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	3.000 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R19E S13	NESE	40.00	T01S R19E S13	NWSE	9.00
T01S R19E S13	SESE	21.00	T01S R19E S24	NENE	15.00
T01S R20E S19	NENW	39.00	T01S R20E S19 Lot 1	NWNW	38.00
T01S R20E S19 Lot 2	SWNW	30.00	T01S R20E S19	SENW	34.00
T01S R20E S19	NESW	36.00	T01S R20E S19 Lot 3	NWSW	36.00

298 ACRES TOTAL

This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

09/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21996

NAME AND ADDRESS: A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BUTTE CREEK
LOVING CREEK

TRIBUTARY: LOVING CREEK
TRIBUTARY: SILVER CREEK

QUANTITY: 0.637 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 05/29/1893

POINT OF
DIVERSION:

T01S R19E S13 NESWNW Within BLAINE County
T01S R19E S13 NENWSE Within BLAINE County

Rights 37-706C, 37-1082C, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.637 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01S R19E S13 NESE	40.00	T01S R19E S13 NWSE 9.00
	T01S R19E S13 SESE	21.00	T01S R19E S24 NENE 15.00
	T01S R20E S19 NENW	39.00	T01S R20E S19 Lot 1 NWNW 38.00
	T01S R20E S19 Lot 2 SWNW	30.00	T01S R20E S19 SENW 34.00
	T01S R20E S19 NESW	36.00	T01S R20E S19 Lot 3 NWSW 36.00

298 ACRES TOTAL

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

09/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21998

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BUTTE CREEK
LOVING CREEK

TRIBUTARY: LOVING CREEK
TRIBUTARY: SILVER CREEK

QUANTITY: 0.662 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/15/1887

POINT OF
DIVERSION:

T01S R19E S13 NESWNW Within BLAINE County
T01S R19E S13 NENWSE Within BLAINE County

Rights 37-706C, 37-1082C, 37-21996, 37-22000, & 37-22002 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.662 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R19E S13	NESE	40.00	T01S R19E S13	NWSE	9.00
T01S R19E S13	SESE	21.00	T01S R19E S24	NENE	15.00
T01S R20E S19	NENW	39.00	T01S R20E S19 Lot 1	NWNW	38.00
T01S R20E S19 Lot 2	SWNW	30.00	T01S R20E S19	SENW	34.00
T01S R20E S19	NESW	36.00	T01S R20E S19 Lot 3	NWSW	36.00

298 ACRES TOTAL

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

09/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-22000

NAME AND ADDRESS: A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BUTTE CREEK
LOVING CREEK

TRIBUTARY: LOVING CREEK
TRIBUTARY: SILVER CREEK

QUANTITY: 0.620 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 04/01/1887

POINT OF
DIVERSION:

T01S R19E S13 NESWNW Within BLAINE County

T01S R19E S13 NENWSE Within BLAINE County

Rights 37-706C, 37-1082C, 37-21996, 37-21998, & 37-22002 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.620 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01S R19E S13	NESE	40.00	T01S R19E S13	NWSE	9.00
T01S R19E S13	SESE	21.00	T01S R19E S24	NENE	15.00
T01S R20E S19	NENW	39.00	T01S R20E S19 Lot 1	NWNW	38.00
T01S R20E S19 Lot 2	SWNW	30.00	T01S R20E S19	SENW	34.00
T01S R20E S19	NESW	36.00	T01S R20E S19 Lot 3	NWSW	36.00

298 ACRES TOTAL

This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

09/10/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-22002

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BUTTE CREEK
LOVING CREEK

TRIBUTARY: LOVING CREEK
TRIBUTARY: SILVER CREEK

QUANTITY: 0.736 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/03/1897

POINT OF
DIVERSION:

T01S R19E S13 NESWNW Within BLAINE County

T01S R19E S13 NENWSE Within BLAINE County

Rights 37-706C, 37-1082C, 37-21996, 37-21998, & 37-22000 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.736 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R19E S13	NESE	40.00	T01S R19E S13	NWSE	9.00
T01S R19E S13	SESE	21.00	T01S R19E S24	NENE	15.00
T01S R20E S19	NENW	39.00	T01S R20E S19 Lot 1	NWNW	38.00
T01S R20E S19 Lot 2	SWNW	30.00	T01S R20E S19	SENW	34.00
T01S R20E S19	NESW	36.00	T01S R20E S19 Lot 3	NWSW	36.00

298 ACRES TOTAL

This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.

Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

September 10, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

A W MOLYNEUX
MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

RE: SRBA Claim(s) 37-706C, 37-1082C, 37-2629, 37-7584,
37-11754, 37-21996, 37-21998, 37-22000, 37-22002

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosures



Idaho Department of Water Resources

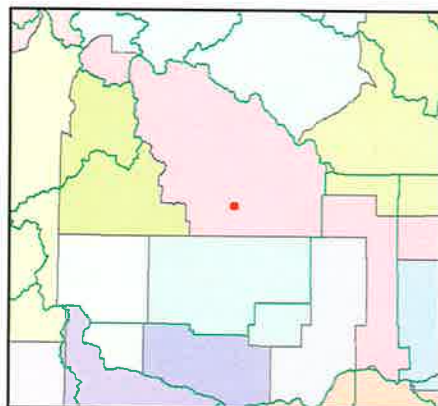
SRBA Recommendation

37-2629

(IRRIGATION)

Legend

-  Point of Diversion
-  Place of Use
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On September 09, 2008
2004 Aerial Photography



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73310

This is to certify that: A W MOLYNEUX
 MAXINE MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313
 (208)788-2552

have 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. A summary of the changes is also listed below. 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>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-706C	AJC/Decreed	03/15/1883	0.7 cfs	N/A	N/A	284.0	BUTTE CREEK, LOVING CREEK
37-1082C	AJC/Decreed	07/08/1884	2 cfs	N/A	N/A	284.0	BUTTE CREEK, LOVING CREEK
37-2629	AJC/License	01/14/1960	2.5 cfs	437.5 af	N/A	124.9	GROUND WATER
37-7584	AJC/License	06/28/1977	0.86 cfs	351 af	N/A	117.0	GROUND WATER
37-11754	AJC/Beneficial Use	05/01/1952	3 cfs	N/A	N/A	284.0	WASTE WATER
37-21996	AJC/Decreed	05/29/1893	0.64 cfs	N/A	N/A	284.0	BUTTE CREEK, LOVING CREEK
37-21998	AJC/Decreed	06/15/1887	0.66 cfs	N/A	N/A	284.0	BUTTE CREEK, LOVING CREEK
37-22000	AJC/Decreed	04/01/1887	0.62 cfs	N/A	N/A	284.0	BUTTE CREEK, LOVING CREEK
37-22002	AJC/Decreed	06/03/1897	0.74 cfs	N/A	N/A	284.0	BUTTE CREEK, LOVING CREEK

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>
37-706C	NO	NO	YES	NO	NO	NO
37-1082C	NO	NO	YES	NO	NO	NO
37-2629	NO	NO	YES	NO	NO	NO
37-7584	NO	NO	YES	NO	NO	NO
37-11754	NO	NO	YES	NO	NO	NO
37-21996	NO	NO	YES	NO	NO	NO
37-21998	NO	NO	YES	NO	NO	NO
37-22000	NO	NO	YES	NO	NO	NO
37-22002	NO	NO	YES	NO	NO	NO

IN FILE # 37-706C
 SUPPORT DATA

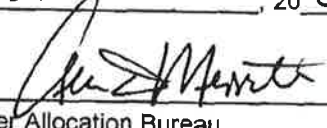
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73310**

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
37-706C	37-706C	0.7 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A
37-1082C	37-1082C	2.0 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A
37-2629	37-2629	2.5 cfs	437.5 af	124.9	138.9	N/A	N/A	N/A	N/A	N/A
37-7584	37-7584	0.86 cfs	351.0 af	117.0	134.0	N/A	N/A	N/A	N/A	N/A
37-11754	37-11754	3.0 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A
37-21996	37-21996	0.64 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A
37-21998	37-21998	0.66 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A
37-22000	37-22000	0.62 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A
37-22002	37-22002	0.74 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A
COMBINED										
TOTALS		11.72 cfs	N/A	284.0	298.0	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 26th day of August, 2008

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-706C
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-706C is now described as follows.

Right Holder: MAXINE MOLYNEUX
A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

Priority Date: March 15, 1883

Source: LOVING CREEK
BUTTE CREEK

Tributary: SILVER CREEK
LOVING CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	0.70 CFS
			0.70 CFS

LOCATION OF POINT(S) OF DIVERSION:

LOVING CREEK NESWNW Sec. 13 Twp 01S Rge 19E BLAINE County

BUTTE CREEK NENWSE Sec. 13 Twp 01S Rge 19E BLAINE 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	
01S 19E 13													40.0	9.0		21.0	70.0
01S 19E 24	15.0																15.0
01S 20E 19					39.0	38.0	30.0	34.0	36.0	36.0							213.0
						L 1	L 2			L 3							

Total Acres: 298

WATER RIGHT NO. 37-706C
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.
2. Rights 37- 706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 37-1082C, 37-21996, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.
7. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-1082C
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-1082C is now described as follows.

Right Holder: MAXINE MOLYNEUX
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: July 08, 1884

Source: LOVING CREEK
 BUTTE CREEK

Tributary: SILVER CREEK
 LOVING CREEK

BENEFICIAL USE

IRRIGATION

From **To**
 04/15 to 10/31

Diversion Rate

2.00 CFS

2.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

LOVING CREEK NESWNW Sec. 13 Twp 01S Rge 19E BLAINE County

BUTTE CREEK NENWSE Sec. 13 Twp 01S Rge 19E BLAINE 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	
01S	19E	13													40.0	9.0		21.0	70.0
01S	19E	24	15.0																15.0
01S	20E	19					39.0	38.0	30.0	34.0	36.0	36.0							213.0
							L 1	L 2			L 3								

Total Acres: 298

WATER RIGHT NO. 37-1082C
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.
2. Rights 37- 706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 37-706C, 37-21996, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.
7. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08


FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-2629
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-2629 is now described as follows.

Right Holder: MAXINE MOLYNEUX
A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

Priority Date: January 14, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	2.50 CFS	437.5 AF
			2.50 CFS	437.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESENW Sec. 19 Twp 01S Rge 20E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
01S 20E 19	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	138.9
					1.6	1.3	30.0	34.0	36.0	36.0							
					L 1	L 2			L 3								

Total Acres: 138.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 124.9 acres within the place of use described above in a single irrigation season.
2. Rights 37-2629 and 37-7584 when combined shall not exceed the irrigation of 177.9 acres.
3. Rights 37- 706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
4. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

WATER RIGHT NO. 37-2629
As Modified by Transfer No. 73310

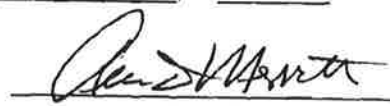
CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08

FOR


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-7584
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-7584 is now described as follows.

Right Holder: MAXINE MOLYNEUX
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: June 28, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.86 CFS	351.0 AF
			0.86 CFS	351.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENENE Sec. 24 Twp 01S Rge 19E BLAINE 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	
01S 19E 13																16.0	16.0
01S 19E 24	13.0																13.0
01S 20E 19							24.0	12.0			33.0	36.0					105.0
							L 1	L 2				L 3					

Total Acres: 134

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 117 acres within the place of use described above in a single irrigation season.
2. Rights 37-2629 and 37-7584 when combined shall not exceed the irrigation of 177.9 acres.
3. Rights 37- 706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
4. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

WATER RIGHT NO. 37-7584
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08


FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-11754
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-11754 is now described as follows.

Right Holder: MAXINE MOLYNEUX
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: May 01, 1952

Source: WASTE WATER

Tributary: BUTTE CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	3.00 CFS
			3.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

WASTE WATER NENESE Sec. 13 Twp 01S Rge 19E BLAINE 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	
01S 19E 13													40.0	9.0		21.0	70.0
01S 19E 24	15.0																15.0
01S 20E 19					39.0	38.0	30.0	34.0	36.0	36.0							213.0
					L1	L2			L3								

Total Acres: 298

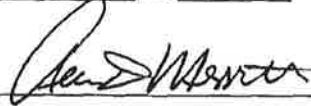
WATER RIGHT NO. 37-11754
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.
2. Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. The source of water diverted under this right is waste water and is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
7. Rights 37-706C, 37-1082C, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21996
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-21996 is now described as follows.

Right Holder: MAXINE MOLYNEUX
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: May 29, 1893

Source: LOVING CREEK
 BUTTE CREEK

Tributary: SILVER CREEK
 LOVING CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.64 CFS
			0.64 CFS

LOCATION OF POINT(S) OF DIVERSION:

LOVING CREEK NESWNW Sec. 13 Twp 01S Rge 19E BLAINE County

BUTTE CREEK NENWSE Sec. 13 Twp 01S Rge 19E BLAINE 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	
01S 19E 13													40.0	9.0		21.0	70.0
01S 19E 24	15.0																15.0
01S 20E 19					39.0	38.0	30.0	34.0	36.0	36.0							213.0
						L1	L2			L3							

Total Acres: 298

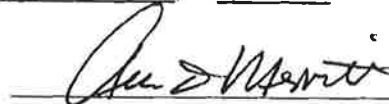
WATER RIGHT NO. 37-21996
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.
2. Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 37-706C, 37-1082C, 37-21998, 37-22000, & 37-22002 are also diverted through the points of diversion described above.
7. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21998
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-21998 is now described as follows.

Right Holder: MAXINE MOLYNEUX
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: June 15, 1887

Source: LOVING CREEK
 BUTTE CREEK

Tributary: SILVER CREEK
 LOVING CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	0.66 CFS
			0.66 CFS

LOCATION OF POINT(S) OF DIVERSION:

LOVING CREEK NESWNW Sec. 13 Twp 01S Rge 19E BLAINE County

BUTTE CREEK NENWSE Sec. 13 Twp 01S Rge 19E BLAINE 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	
01S 19E 13													40.0	9.0		21.0	70.0
01S 19E 24	15.0																15.0
01S 20E 19					39.0	38.0	30.0	34.0	36.0	36.0							213.0
					L 1	L 2			L 3								

Total Acres: 298

WATER RIGHT NO. 37-21998
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.
2. Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 37-706C, 37-1082C, 37-21996, 37-22000, & 37-22002 are also diverted through the points of diversion described above.
7. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 2008



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22000
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-22000 is now described as follows.

Right Holder: MAXINE MOLYNEUX
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: April 01, 1887

Source: LOVING CREEK
 BUTTE CREEK

Tributary: SILVER CREEK
 LOVING CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.62 CFS
			0.62 CFS

LOCATION OF POINT(S) OF DIVERSION:

LOVING CREEK NESWNW Sec. 13 Twp 01S Rge 19E BLAINE County

BUTTE CREEK NENWSE Sec. 13 Twp 01S Rge 19E BLAINE 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	
01S 19E 13													40.0	9.0		21.0	70.0
01S 19E 24	15.0																15.0
01S 20E 19					39.0	38.0	30.0	34.0	36.0	36.0							213.0
						L 1	L 2			L 3							

Total Acres: 298

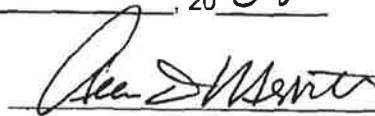
WATER RIGHT NO. 37-22000
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.
2. Rights 37-706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 37-706C, 37-1082C, 37-21996, 37-21998, & 37-22002 are also diverted through the points of diversion described above.
7. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22002
As Modified by Transfer No. 73310

In accordance with the approval of Transfer No. 73310, Water Right No. 37-22002 is now described as follows.

Right Holder: MAXINE MOLYNEUX
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: June 03, 1897

Source: LOVING CREEK
 BUTTE CREEK

Tributary: SILVER CREEK
 LOVING CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	0.74 CFS
			0.74 CFS

LOCATION OF POINT(S) OF DIVERSION:

LOVING CREEK NESWNW Sec. 13 Twp 01S Rge 19E BLAINE County

BUTTE CREEK NENWSE Sec. 13 Twp 01S Rge 19E BLAINE 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	
01S	19E	13													40.0	9.0		21.0	70.0
01S	19E	24	15.0																15.0
01S	20E	19					39.0	38.0	30.0	34.0	36.0	36.0							213.0
								L 1	L 2			L 3							

Total Acres: 298

WATER RIGHT NO. 37-22002
As Modified by Transfer No. 73310

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 284 acres within the place of use described above in a single irrigation season.
2. Rights 37- 706C, 37-1082C, 37-2629, 37-7584, 37-11754, 37-21996, 37-21998, 37-22000, and 37-22002 when combined shall not exceed the irrigation of 284 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 37-706C, 37-1082C, 37-21996, 37-21998, & 37-22000 are also diverted through the points of diversion described above.
7. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 26th day of August, 20 08

FOR


Chief, Water Allocation Bureau



Idaho Department of Water Resources

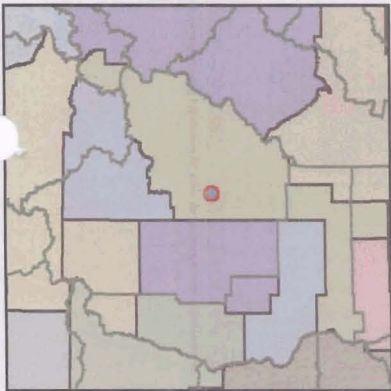
SRBA Recommendation:

37-2629

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.2 0.4 Miles

Prepared by M. Ciscell
On Wednesday, November 15, 2006
1987/88 Aerial Photography

State of Idaho **License and Certificate of Water Right**

Water License No. G-28388Amount 2.7 c.f.s.

Water District No. _____

Priority January 14, 1960

THIS IS TO CERTIFY that

A. W. HOLYNEUX

of Gannett, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 14, 19 60; that Permit No. G-28388 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.7 second feet, was issued thereunder on October 16, 19 62, showing that said works were completed on the 11th day of October, 19 60; and that on the 11th day of October, 19 60,

A. W. HOLYNEUX

of Gannett, 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, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-28388 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 12 of Licenses at page 7493, on the 16 day of October, 19 62;

The right hereby confirmed dates from January 14, 19 60;

The Point of Diversion is located

in the SE 1/4 NW 1/4, Sec. 19, Tp. 1 S, R. 20 E, B. M. Blaine 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 2.7 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	20 E.	19	SE 1/4 NW 1/4	34	38
			SW 1/4 NW 1/4	30.1	27
			NE 1/4 SW 1/4	29	34
			NW 1/4 SW 1/4	31.8	36
			Total number of acres to be irrigated:		135

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

16th day of October, 19 62.

RALPH W. THOMAS
 Deputy State Reclamation Engineer.

(SEAL)

37 2029