

12/02/2009

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-10005

NAME AND ADDRESS: BAR G FARMS ENTERPRISES
PO BOX 175
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.900 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.

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: 11/05/1889

POINT OF DIVERSION:

T14N R21E S1 NESESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.900 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T15N R21E S34	NENE	8.00	T15N R21E S34	NWNE	30.00
T15N R21E S34	SWNE	40.00	T15N R21E S34	SENE	38.00
T15N R21E S34	NESE	20.00	T15N R21E S34	NWSE	40.00
T15N R21E S34	SWSE	38.00	T15N R21E S35	SWNW	35.00
T15N R21E S35	SENW	3.00	T15N R21E S35	NESW	18.00
T15N R21E S35	NWSW	23.00	T15N R21E S35	SWSW	5.00

298 ACRES TOTAL

This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.

Right Nos. 73-10005, 73-11981, 73-11993 and 73-11982 are limited to the irrigation of a combined total of 298 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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. 73

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a combination of old Right Nos. 73-88, 73-89.

11/24/2009

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-10005

NAME AND ADDRESS: BAR G FARMS ENTERPRISES
PO BOX 175
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.900 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.

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: 11/05/1889

POINT OF DIVERSION:

T14N R21E S1 NESESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.900 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T15N R21E S34	NENE	8.00	T15N R21E S34	NWNE	30.00
T15N R21E S34	SWNE	40.00	T15N R21E S34	SENE	38.00
T15N R21E S34	NESE	20.00	T15N R21E S34	NWSE	40.00
T15N R21E S34	SWSE	38.00	T15N R21E S35	SWNW	35.00
T15N R21E S35	SENW	3.00	T15N R21E S35	NESW	18.00
T15N R21E S35	NWSW	23.00	T15N R21E S35	SWSW	5.00

298 ACRES TOTAL

This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.

Right Nos. 73-10005, 73-11981, 73-11993, 73-11982 and 73-11987 are limited to the irrigation of a combined total of 298 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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. 73

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

This right is a combination of old Right Nos. 73-88, 73-89.

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

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

RIGHT NUMBER: 73-10005 *73-88*
 NAME AND ADDRESS: BAR G FARMS ENTERPRISES TRUST
 PO BOX 175
 MAY ID 83253 *73-89*

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER
 QUANTITY: 3.900 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.

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: 11/05/1889
 POINT OF DIVERSION: T14N R21E S1 NESESW Within CUSTER County
 PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	3.900 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T15N R21E S34	NENE	8.00✓	T15N R21E S34	NWNE	30.00✓
T15N R21E S34	SWNE	40.00✓	T15N R21E S34	SENE	38.00✓
T15N R21E S34	NESE	20.00✓	T15N R21E S34	NWSE	40.00✓
T15N R21E S34	SWSE	38.00✓	T15N R21E S35	SWNW	35.00✓
T15N R21E S35	SENW	3.00✓	T15N R21E S35	NESW	18.00✓
T15N R21E S35	NWSW	23.00✓	T15N R21E S35	SWSW	5.00✓

298 298 ACRES TOTAL

This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.

Right Nos. 73-10005 and 73-11982 are limited to the irrigation of a combined total of 298 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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. 73

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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.

10/18/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-10005

NAME AND ADDRESS: BAR G FARMS ENTERPRISES TRUST
PO BOX 175
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.900 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.

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: 11/05/1889

POINT OF DIVERSION:

T14N R21E S1 NESESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.900 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T15N R21E S34	NENE	8.00	T15N R21E S34	NWNE	30.00
T15N R21E S34	SWNE	40.00	T15N R21E S34	SENE	38.00
T15N R21E S34	NESE	20.00	T15N R21E S34	NWSE	40.00
T15N R21E S34	SWSE	38.00	T15N R21E S35	SWNW	35.00
T15N R21E S35	SENW	3.00	T15N R21E S35	NESW	18.00
T15N R21E S35	NWSW	23.00	T15N R21E S35	SWSW	5.00

298 ACRES TOTAL

This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.

Right Nos. 73-10005 and 73-11982 are limited to the irrigation of a combined total of 298 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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. 73

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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.

04/21/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-10005

NAME AND ADDRESS: BAR G FARMS ENTERPRISES TRUST
PO BOX 175
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.900 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.

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: 11/05/1889

POINT OF DIVERSION:

T14N R21E S1 NESESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.900 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T15N R21E S34	NENE	8.0	T15N R21E S34	NWNE	30.0
T15N R21E S34	SWNE	40.0	T15N R21E S34	SENE	38.0
T15N R21E S34	NESE	20.0	T15N R21E S34	NWSE	40.0
T15N R21E S34	SWSE	38.0	T15N R21E S35	SWNW	35.0
T15N R21E S35	SENE	3.0	T15N R21E S35	NESW	18.0
T15N R21E S35	NWSW	23.0	T15N R21E S35	SWSW	5.0

298 ACRES TOTAL

This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

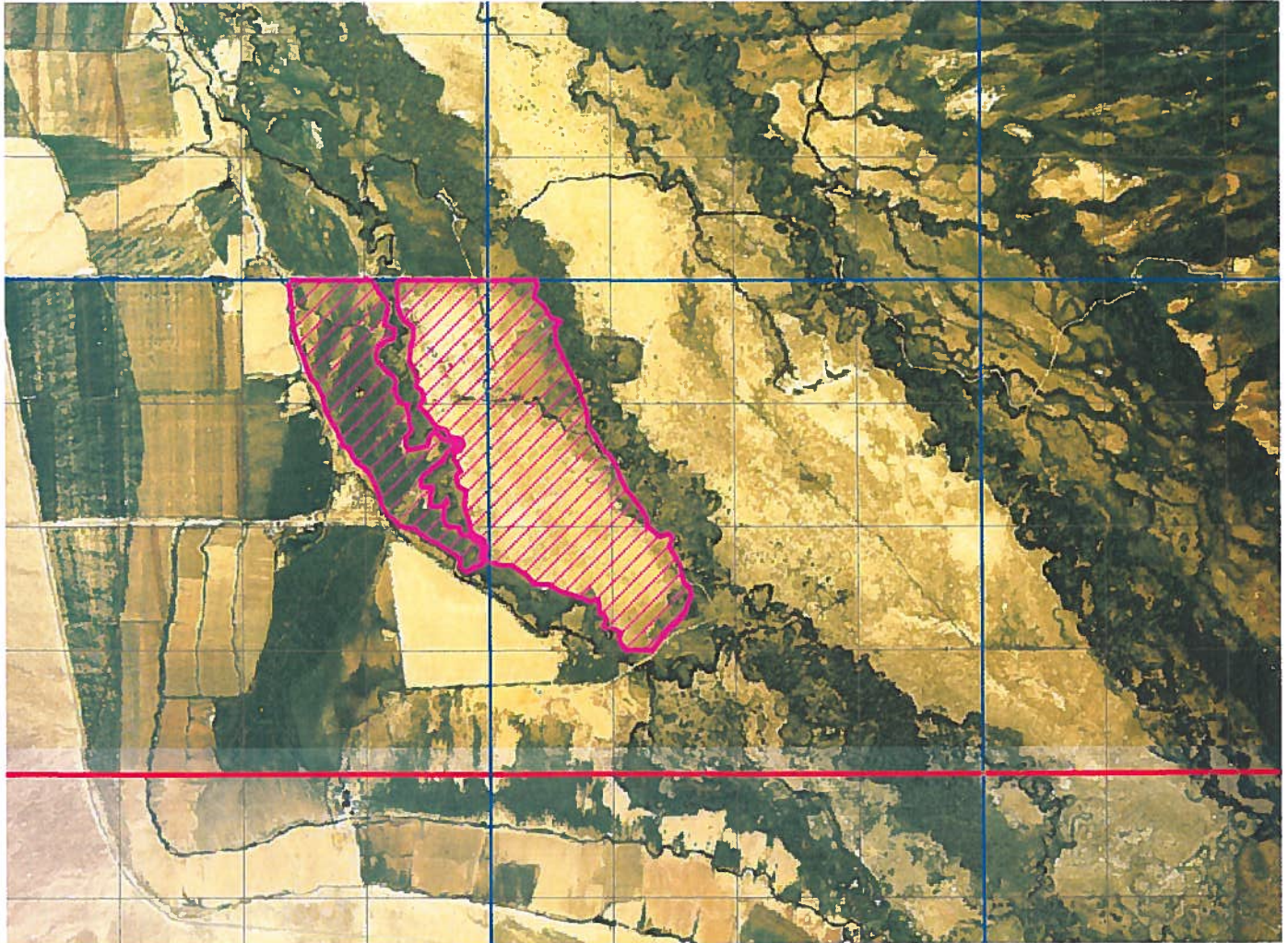
Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73

EXPLANATORY MATERIAL: Decreed

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.

Idaho Dept. of Water Resources
Water Right No. 73-10005
Bar G Farms Enterprises

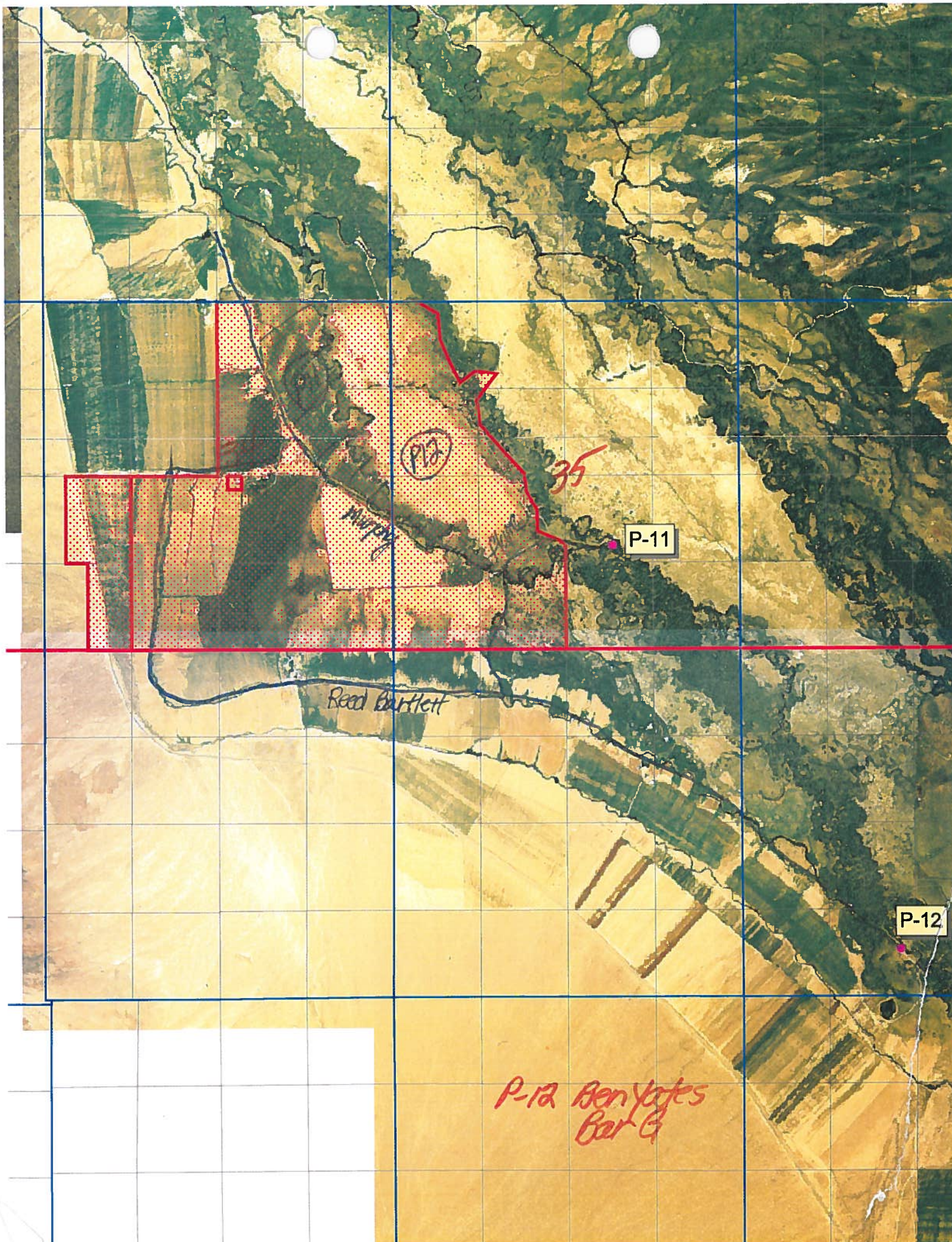


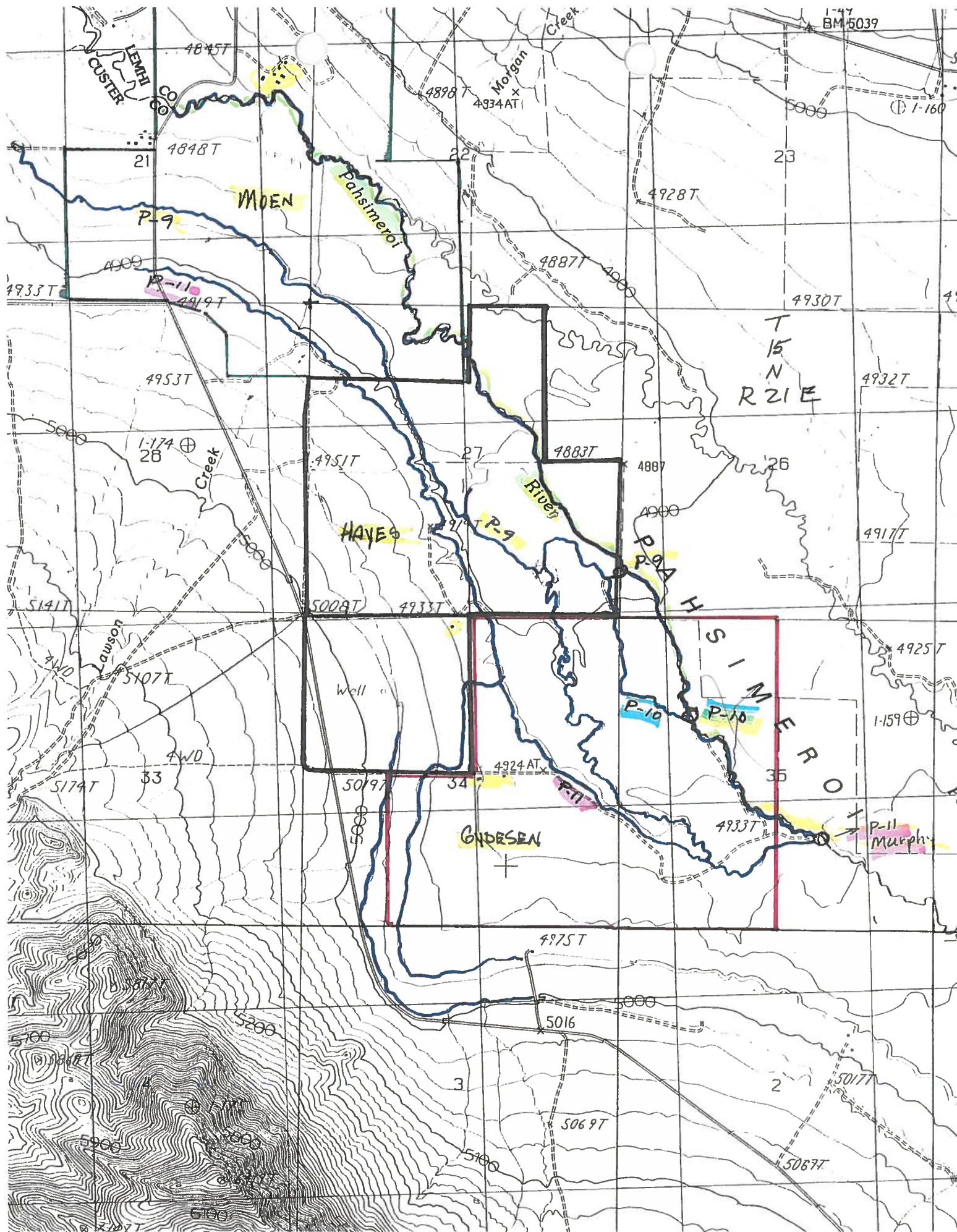
0.4 0 0.4 0.8 Miles

 73-10005



GIS Presentation
Prepared by R. Brown
December 7, 2004
1988 True Color Photography





RECEIVED

DEC 23 2005

DEPARTMENT OF
WATER RESOURCES

TRANSFER APPLICATION STAGE

TRANSFER NUMBER 71644

1. RECOMMENDED RIGHTS BEING TRANSFERRED (FROM PART 2).

CHECK IWTRS FOR PARTIAL DECREES.

1	<u>73-10005</u>	4	<u> </u>
2	<u> </u>	5	<u> </u>
3	<u> </u>	6	<u> </u>

***2. OVERLAPPING RECOMMENDED RIGHTS BEFORE AND AFTER PROPOSED CHANGE.**

CHECK IWTRS FOR PARTIAL DECREES.

1	<u> </u>	4	<u> </u>
2	<u> </u>	5	<u> </u>
3	<u> </u>	6	<u> </u>

TRANSFER APPROVAL STAGE

***1. PEDIGREE FOR PARENTS AND SPLITS (CHILDREN) DUE TO APPROVED TRANSFER.**

***2. ANY ADDITIONAL OVERLAPPING RECOMMENDED RIGHTS.**

1	<u> </u>	4	<u> </u>
2	<u> </u>	5	<u> </u>
3	<u> </u>	6	<u> </u>

* TO BE COMPLETED BY AGENT

Adj

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71644

This is to certify that: BAR G FARMS ENTERPRISES TRUST
PO BOX 175
MAY ID 83253
(208)876-4215

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. 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>
73-10005	AJC/Decreed	11/05/1889	3.90 cfs	N/A	N/A	195.0	PAHSIMEROI RIVER

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>
73-10005	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
73-10005	73-10005	3.90 cfs	N/A	195.0	298.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		3.90 cfs	N/A	195.0	298.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of April, 2005



Chief, Water Allocation Bureau

WATER RIGHT NO. 73-10005
As Modified by Transfer No. 71644

In accordance with the approval of Transfer No. 71644, Water Right No. 73-10005 is now described as follows.

Right Holder: BAR G FARMS ENTERPRISES TRUST
 PO BOX 175
 MAY ID 83253

Priority Date: November 05, 1889

Source: PAHSIMEROI RIVER **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	3.90 CFS	
			3.90 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER NESESW Sec. 1 Twp 14N Rge 21E CUSTER 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	
15N 21E 34	8.0	30.0	40.0	38.0									20.0	40.0	38.0		214.0
15N 21E 35							35.0	3.0	18.0	23.0	5.0						84.0

Total Acres: 298

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.
2. 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. 73
3. 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.
4. 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.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 73-10005
As Modified by Transfer No. 71644

CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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 13th day of April, 20 05


Chief, Water Allocation Bureau