

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 37-4H
Date Received:
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

COLLEEN R SULLIVAN Phone: (208) 788-5914
113 N HIAWATHA DR
HAILEY ID 83333

2. Date of Priority: 03/24/1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	18E	20	SE SW NW	BLAINE	

5. Description of diverting works:

Hiawatha Canal

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.1	7

7. Total Quantity Appropriated is:
0.1 C.F.S. and/or 7 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	18E	33	SE	SW	IRRIGATION	2
Section Acres						2
Total Acres						2

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.

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 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The portion of Right 37-4H used for conveyance losses is 0.04 cfs, and redirection of water from the Hiawatha Canal shall not exceed 0.06 cfs and 7.0 af.

The portion of Right 37-4E in excess of Right 37-4G and 37-4H in the amount of .08 cfs shall be considered abandoned through approval of Transfer 68525.

Approval of Transfer 68525 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

The right holder shall accomplish the change authorized by this transfer within one (1) 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.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Place of use is located within Lot 4, Block 1, Buckhorn Subdivision First Addition.

15. Basis of Claim: Decreed

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-4H	37-4H	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) JOHN HARRISON MC CLUNG III AND VERONICA MC CLUNG
P. O. BOX 1467, KETCHUM, ID 83340
4. New Owner/Claimant(s) COLLEEN R. SULLIVAN
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 113 N Hiawatha Dr
- City, State and ZIP Code Hailey ID 83333
- New Telephone Number 208 788-5914
5. Date you acquired the property OCTOBER 15, 2003

RECEIVED

OCT 17 2003

Department of Water Resources
Southern Region

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
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Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Colleen R. Sullivan
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

RECEIVED
OCT 17 2003
Department of Water Resources
Southern Region

Order No. 53342

WARRANTY DEED

RECEIVED
OCT 17 2003
Department of Water Resources
Southern Region

FOR VALUE RECEIVED

JOHN HARRISON MCCLUNG, III and VERONICA MCCLUNG, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

COLLEEN R. SULLIVAN, an unmarried woman

GRANTEE(s) whose address is: , 113 N HIAWATHA DRIVE, HAILEY, ID 83333

the following described real property in Blaine County, Idaho, to wit:

Lot 4, Block 1 of BUCKHORN SUBDIVISION, FIRST ADDITION, according to the official plat thereof, recorded as Instrument No. 217019, records of Blaine County, Idaho.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 7, 2003


JOHN HARRISON MC CLUNG III


VERONICA MC CLUNG

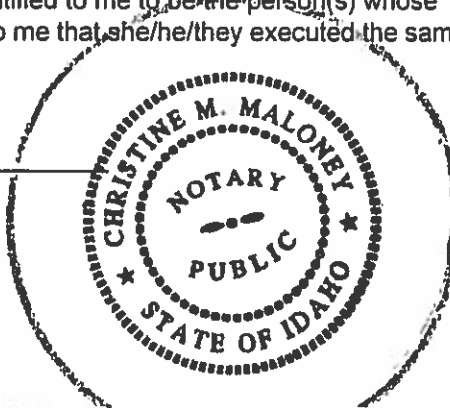
State of IDAHO

County of BLAINE

On this 7 day of OCTOBER in the year 2003, before me, the undersigned, personally appeared JOHN HARRISON MC CLUNG III and VERONICA MC CLUNG known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that she/he/they executed the same.

WITNESS my hand and official seal

Notary Public
Commission Expires: 7-26-07



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ACQUIRED UNDER STATE LAW

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VERONICA MC CLUNG Phone: (208)788-3945
PO BOX 1467
KETCHUM ID 83340

JOHN HARRISON MC CLUNG III Phone: (208)788-3945
PO BOX 1467
KETCHUM ID 83340

2. Date of Priority: 03/24/1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
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The right holder shall accomplish the change authorized by this transfer within one (1) 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.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Place of use is located within Lot 4, Block 1, Buckhorn Subdivision First Addition.

15. 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

August 27, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

CATHERINE MANN
PO BOX 3421
HAILEY ID 83333

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM 37-4H

Dear Ms. Mann:

The Department has been notified that you are the current owner of the property to which the above adjudication claim is appurtenant. In order for our records to be changed, it is necessary for you to complete the enclosed Notice of Change of Water Right Ownership form. Please complete it per the instructions (pages 3 and 4), include the required information listed under item 2 and return everything to this office. Once this packet is received, the changes will be made to our records, and you will be sent confirmation that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett', written in dark ink.

Trish Fawcett
Technical Records Specialist

Enclosures



IDWD
Order No. 0057753

Instrument # 553824

HAILEY, BLAINE, IDAHO
2007-12-07 11:05:29 No. of Pages: 1
Recorded for: AMERITITLE
JOLYNN DRAGE Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTYOC/CORP DEED

Attn: Trish
37-4H

AB

WARRANTY DEED

For Value Received,

Colleen R. Sullivan, an unmarried person

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto
Boas

Catherine B. Mann, an unmarried person

GRANTEE(s), whose address is: P.O. Box 3421, Hailey, ID 83333

the following described real property, to-wit:

Lot 4, Block 1 of BUCKHORN SUBDIVISION, FIRST ADDITION, according to the official plat thereof,
recorded as Instrument No. 217019, records of Blaine County, Idaho.

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

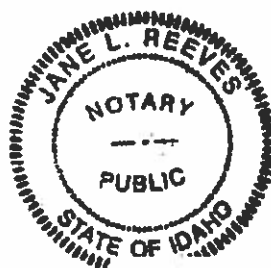
DATED this 3 day of December, 2007.

Colleen R. Sullivan
Colleen R. Sullivan

State of Idaho)
County of Blaine)

On this 3rd day of December, 2007 before me Jane L. Reeves, a notary public in and for said State, personally appeared Colleen R. Sullivan known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Jane L. Reeves
Notary Public
Residing at: Blaine County
Commission Expires: 07-25-09



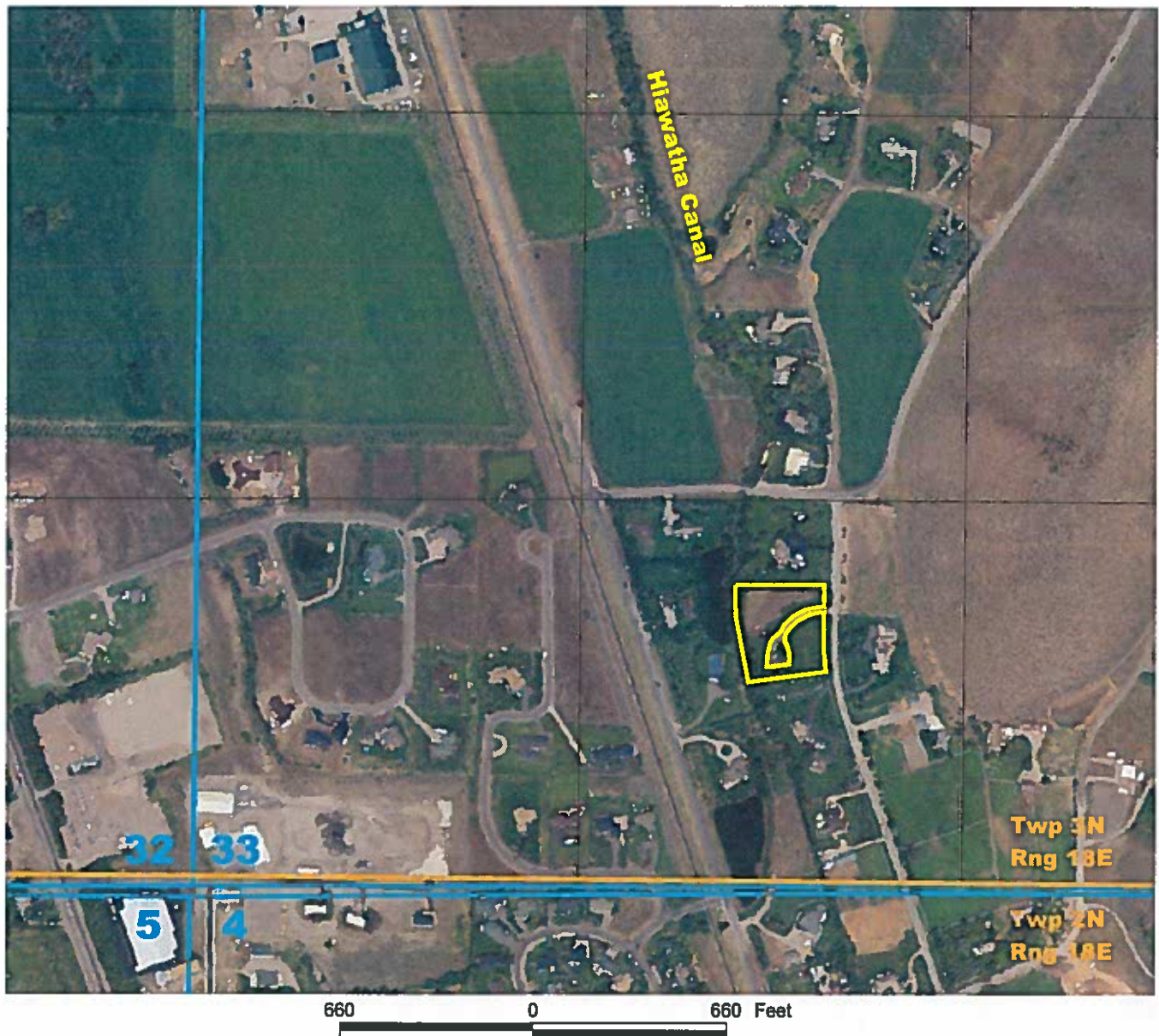
37-4H 3-24-1883 .1 cfs
of which .04 cfs is conveyance
loss. .06 is deliverable.

DECREE BK
PRIORITY BK
ANNUAL RPT
ACCESS NA
#891

COST REPORT
BWCC CERT NA
CMS ADDRESS ✓
RIDER LIST ✓
#22

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
37-0004H**

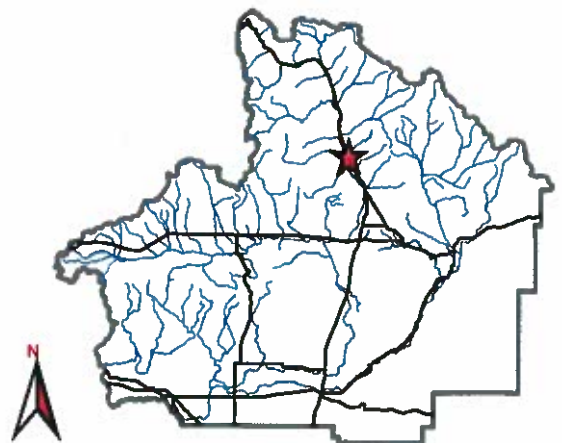


PLACE OF USE
TWP 3N, RNG 18E, SEC 33
Data entry on June 17, 2005

- ⊙ RECOMMENDED POINT OF DIVERSION
- RECOMMENDED PLACE OF USE
- TOWNSHIP LINES
- SECTION LINES
- QUARTER/QUARTER LINES

★ LOCATION IN BASIN 37

GIS PLACE OF USE PRESENTATION
2004 ORTHO AERIAL PHOTOGRAPHY
DATA ENTRY BY MATT ANDERS



08/31/2005

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

RIGHT NUMBER: 37-4H

NAME AND ADDRESS: COLLEEN R SULLIVAN
113 N HIAWATHA DR
HAILEY ID 83333

VERIFIED BY KKC

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.100 CFS

The portion of Right 37-4E in excess of Right 37-4G and 37-4H in the amount of .08 cfs shall be considered abandoned through approval of Transfer 68525.

The portion of Right 37-4H used for conveyance losses is 0.04 cfs, and redirection of water from the Hiawatha Canal shall not exceed 0.06 cfs and 7.0 af.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T03N R18E S20 SESWNW 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	0.100 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T03N R18E S33 SESW 2.0
2 ACRES TOTAL

Place of use is located within Lot 4, Block 1, Buckhorn Subdivision First Addition.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.

Failure of the right holder to comply with the conditions of Transfer 68525 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 68525 within one (1) year of the date of this approval.

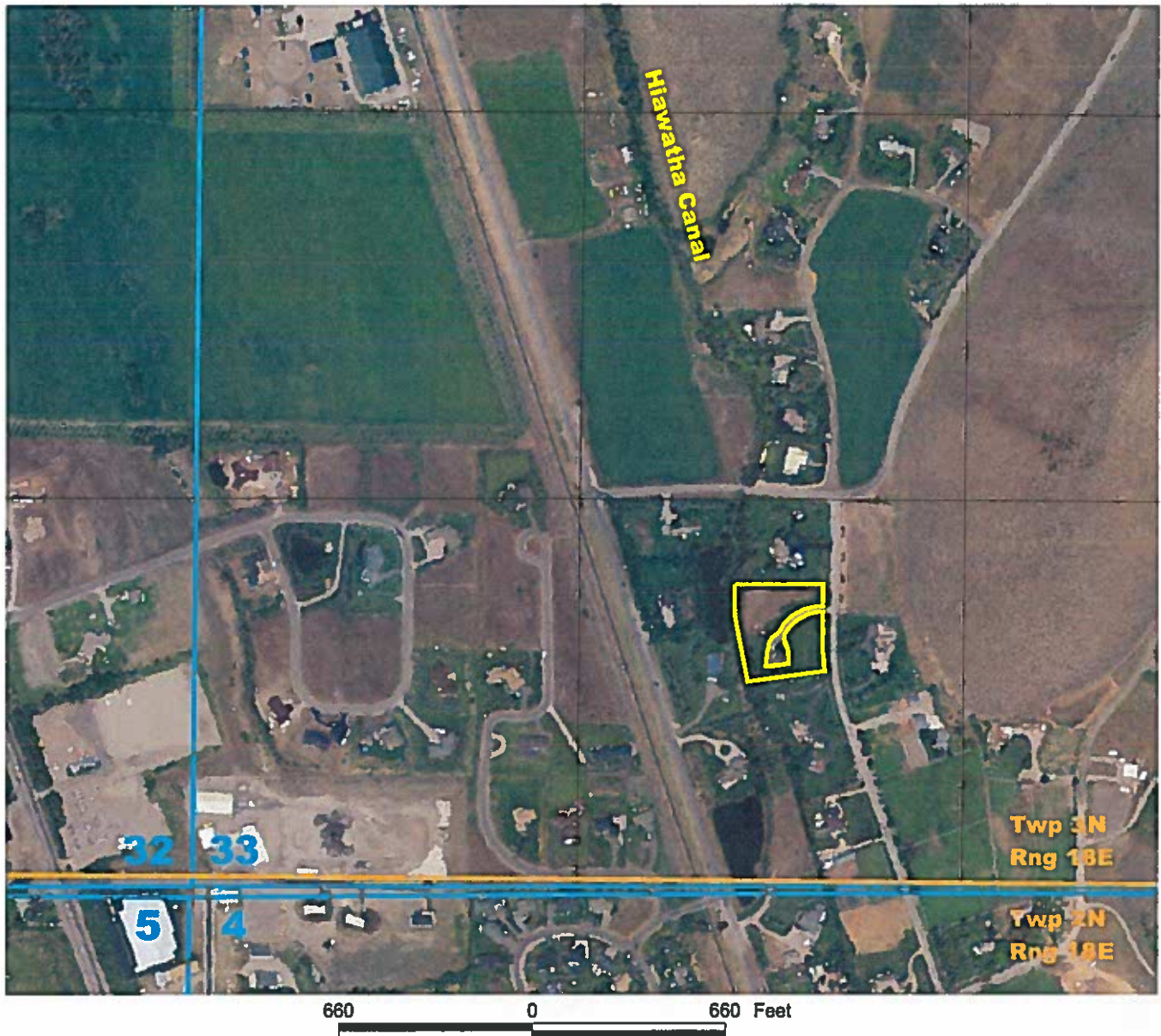
The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Approval of Transfer 68525 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Water Right 37-4H

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
37-0004H**

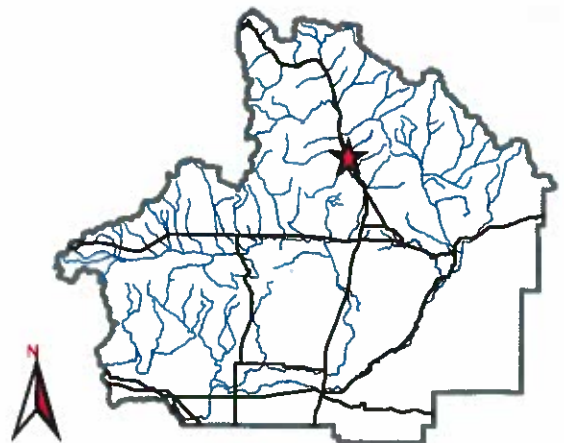


PLACE OF USE
TWP 3N, RNG 18E, SEC 33
Data entry on June 17, 2005

- RECOMMENDED POINT OF DIVERSION
- RECOMMENDED PLACE OF USE
- TOWNSHIP LINES
- SECTION LINES
- QUARTER/QUARTER LINES

★ LOCATION IN BASIN 37

GIS PLACE OF USE PRESENTATION
2004 ORTHO AERIAL PHOTOGRAPHY
DATA ENTRY BY MATT ANDERS



Idaho Dept of Water Resources
Claims review notes and narrative

Date: 6-28-2005

File: 37-0004

Prepared by Kelly K Christensen

- Source is Big Wood River tributary to Malad River
- 37-0004 originally decreed for 2.1 cfs (105") to William Abbott on 3 QQ
- Priority date: 3/24/1883

37-4 split tree

WATER RIGHT PEDIGREE

37-4/WRADJUDICATIONCLAIM
 X 37-4A/WRADJUDICATIONCLAIM
 X 37-4C/WRADJUDICATIONCLAIM
 X 37-4E/WRADJUDICATIONCLAIM
 X 37-4G/WRADJUDICATIONCLAIM
 X 37-4J/WRADJUDICATIONCLAIM
 X 37-20401/WRADJUDICATIONCLAIM
 X 37-20439/WRADJUDICATIONCLAIM
 X 37-20615/WRADJUDICATIONCLAIM
 X 37-20616/WRADJUDICATIONCLAIM
 X 37-20440/WRADJUDICATIONCLAIM
 X 37-4K/WRADJUDICATIONCLAIM
 X 37-4H/WRADJUDICATIONCLAIM
 X 37-4F/WRADJUDICATIONCLAIM
 X 37-4D/WRADJUDICATIONCLAIM
 X 37-4B/WRADJUDICATIONCLAIM
 X 37-21130/WRADJUDICATIONCLAIM
 X 37-21131/WRADJUDICATIONCLAIM

Water Rt.	Status	Owner List	Source	Priority Date	Rate	Right ID
37-4 W...	See Remarks		BIG WOOD RIVER	03/24/1883	1.69	244384
37-4A W...	See Remarks		BIG WOOD RIVER	03/24/1883	1.69	319457
37-4C W...	Parent	GRABHER, RIGMOR; GRABHER, ELMAR;	BIG WOOD RIVER	03/24/1883	1.1	186410
37-4E W...	Parent	GRABHER, ELMAR; GRABHER, RIGMOR;	BIG WOOD RIVER	03/24/1883	1.01	115783
37-4G W...	Parent	GRABHER, RIGMOR; GRABHER, ELMAR;	BIG WOOD RIVER	03/24/1883	0.83	548435
37-4J W...	Parent	GRABHER, RIGMOR; GRABHER, ELMAR;	BIG WOOD RIVER	03/24/1883	0.65	548437
37-20401	Parent	GRABHER, ELMAR; GRABHER, RIGMOR;	BIG WOOD RIVER	03/24/1883	0.37	552626
37-20439	Parent	GRABHER, RIGMOR; GRABHER, ELMAR;	BIG WOOD RIVER	03/24/1883	0.28	566487
37-20615	Active	GRABHER, RIGMOR; GRABHER, ELMAR;	BIG WOOD RIVER	03/24/1883	0.19	556695
37-20616	Active	BURDICK, JANNE; BURDICK, HENRY;	BIG WOOD RIVE...	03/24/1883	0.05	556696
37-20440	Active	DRAPER, PRISCILLA A; DRAPER, RANNEY ;	BIG WOOD RIVER	03/24/1883	0.09	566488
37-20402	Active	EDWARD F O GARA FAMILY TRUST;	BIG WOOD RIVER	03/24/1883	0.28	552627
37-4K W...	Active	WILLARD, MICHAEL E;	BIG WOOD RIVER	03/24/1883	0.13	548438
37-4H W...	Active	SULLIVAN, COLLEEN R;	BIG WOOD RIVER	03/24/1883	0.1	548436
37-4F W...	Active	THE CROSS CREEK TRUST;	BIG WOOD RIVE...	03/24/1883	0.09	115782
37-4D W...	Active	KNIGHT, MARY ANN;	BIG WOOD RIVER	03/24/1883	0.59	186411
37-4B W...	PARENT	CORD JR, CHARLES E;	BIG WOOD RIVER	03/24/1883	0.41	319458
37-21130	Active	OLD CUTTERS LLC;	BIG WOOD RIVER	03/24/1883	0.23	570131
37-21131	Active	IDAHO RANCH ESTATES INC;	BIG WOOD RIVER	03/24/1883	0.18	570132

To view the combined rights, make sure to

The following split tree may not be a comprehensive analysis of each claim that may have an assigned loss component.

File Name:

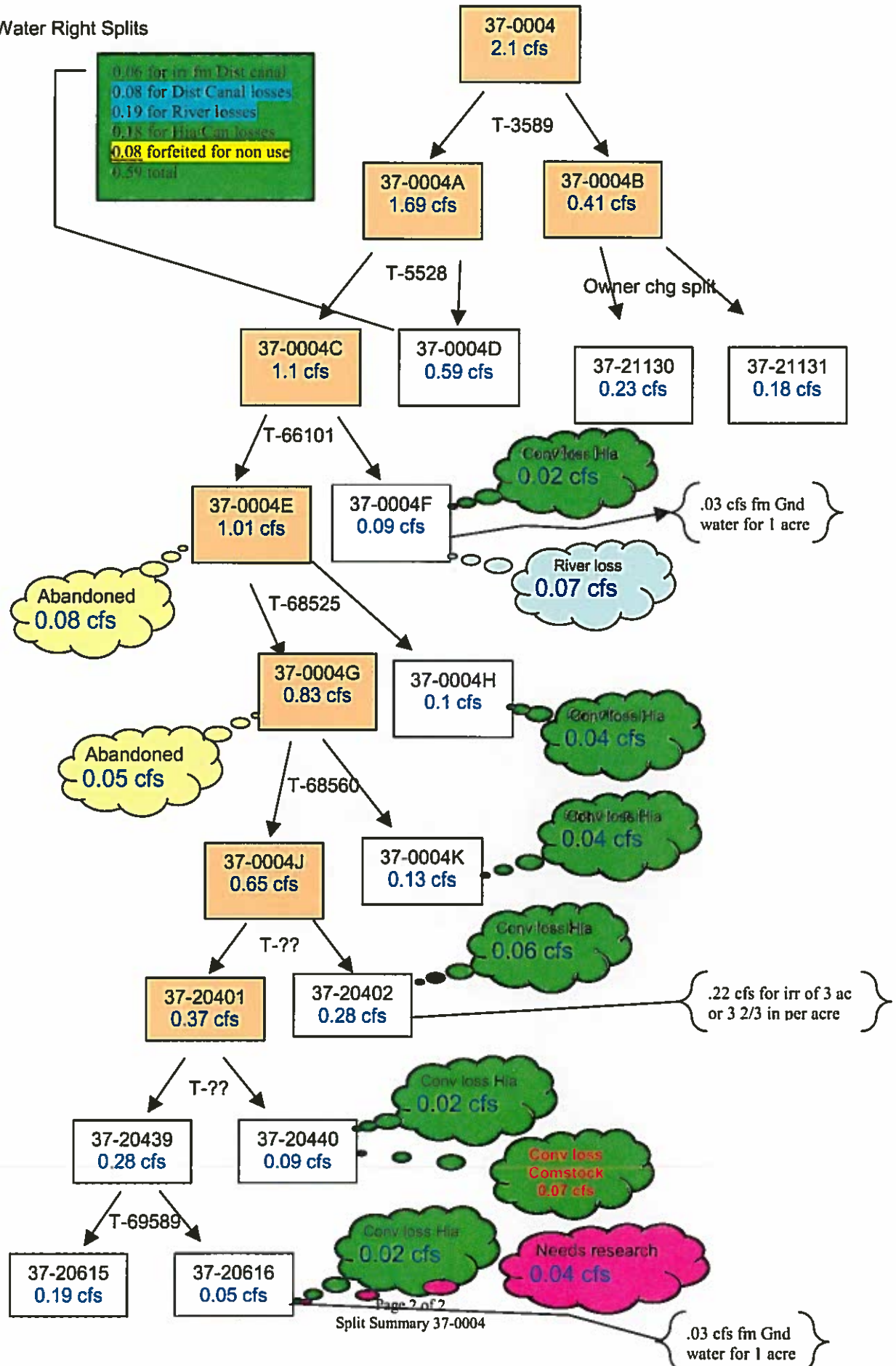


37-0004 split summary

Type: Microsoft Word Document

Location: N:\Aj B37 area 3 review\Split Trees

Water Right Splits



Draft

06/17/2005

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

RIGHT NUMBER: 37-4H

NAME AND ADDRESS: COLLEEN R SULLIVAN
113 N HIAWATHA DR
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.100 CFS
7.000 AFY

efr

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POINT OF DIVERSION:

T03N R18E S20 SESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.100 CFS
7.00 AFY

PLACE OF USE: IRRIGATION Within BLAINE County

T03N R18E S33 SESW 2.0

2 ACRES TOTAL

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06/17/2005

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

rediversion of water from the Hiawatha Canal shall not exceed 0.06 cfs and 7.0 af.

ok Approval of Transfer 68525 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

EXPLANATORY MATERIAL: Decreed

Matt's Notes:

- 1) I used the Blaine Co tax lot shape and cut the house and driveway for the POU - after I cut these out, the POU was 1.8 acres, but I still recommend 2 acres according to the transfer. I digitized the POD.
- 2) I recommended the right according to the transfer, including the conditions.
- 3) I complete the ECVR and final layout.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 29, 2003

COLLEEN R SULLIVAN
113 N HIAWATHA DR
HAILEY ID 83333

Re: SRBA Claim(s) 37-4H

Dear Ms. Sullivan:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett', written over a horizontal line.

Trish Fawcett
Technical Records Specialist

Enc.



RECEIVED
OCT 17 2003
Department of Water Resources
Southern Region

October 15, 2003

IDWR Southern Region
Attn: Right transfer dept
1341 Fillmore St, Ste 2000
Twin Falls, ID 83301

Re: Order No. 53342

LT 4 BLK 1 BUCKHORN SUB 1ST AD
SULLIVAN/CLUNG
113 N. Hiawatha Drive

Dear Ladies and Gentlemen:

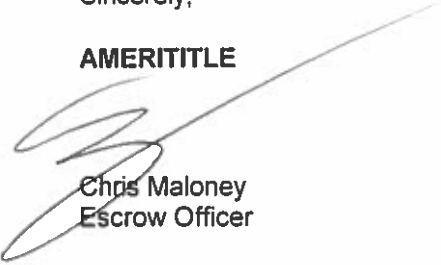
In connection with the above mentioned order, please find attached originals of the following document(s):

- Notice of Change in Water Right Ownership.

If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

AMERITITLE



Chris Maloney
Escrow Officer

cmm

Attachment(s)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68525

Southern

RECEIVED

JUL 23 2001

Department of Water Resources
Southern Region

This is to certify that: JOHN HARRISON MC CLUNG III And/Or
VERONICA MC CLUNG
PO BOX 1467
KETCHUM ID 83340
(208)788-3945

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

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
37-4E	AJC/	03/24/1883	1.01 cfs	38.5 af	11.0	11.0	BIG WOOD RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-4E	YES	NO	YES	NO	NO	NO

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
37-4E	37-4H	0.10 cfs	7.0 af	2.0	2.0	37-4G	0.83 cfs	31.5 af	9.0	9.0
TOTALS		0.10 cfs	7.0 af	2.0	2.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of July, 2001

J. Glen Saxton
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-4G
As Modified by Transfer No. 68525

In accordance with the approval of Transfer No. 68525, Water Right No. 37-4G is now described as follows.

Right Holder: RIGMOR GRABHER
ELMAR GRABHER
PO BOX 507
SUN VALLEY ID 83353

Priority Date: 03/24/1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	0.83 CFS	31.5 AF
			0.83 CFS	31.5 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 Twp 03N Rge 18E 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	
02N	18E	4															2.0	5.0	7.0
02N	18E	9	.6	1.4															2.0

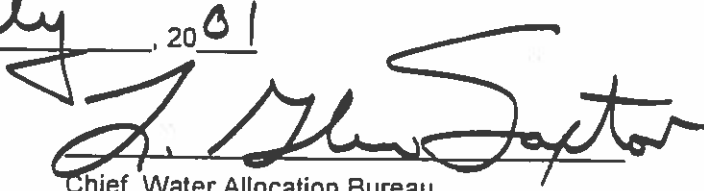
Total Acres: 9

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.
2. 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.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. Approval of Transfer 68525 is not a confirmation of the validity of this water right and does not preclude the opportunity for review 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 19th day of July, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-4H
As Modified by Transfer No. 68525

In accordance with the approval of Transfer No. 68525, Water Right No. 37-4H is now described as follows.

Right Holder: VERONICA MC CLUNG And
JOHN HARRISON MC CLUNG III
PO BOX 1467
KETCHUM ID 83340

Priority Date: 03/24/1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.10 CFS	7.0 AF
			0.10 CFS	7.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SESWNW Sec. 20 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
03N	18E	33	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	2.0
																			2.0

Total Acres: 2

CONDITIONS OF APPROVAL

- ✓ 1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.
- ✓ 2. 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.
- ✓ 3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- ✓ 4. The portion of Right 37-4H used for conveyance losses is 0.04 cfs, and redirection of water from the Hiawatha Canal shall not exceed 0.06 cfs and 7.0 af.
- ✓ 5. The portion of Right 37-4E in excess of Right 37-4G and 37-4H in the amount of .08 cfs shall be considered abandoned through approval of Transfer 68525.
- ✓ 6. Approval of Transfer 68525 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

WATER RIGHT NO. 37-4H
As Modified by Transfer No. 68525

CONDITIONS OF APPROVAL

- ✓ 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 the water right(s) in the ongoing Snake River Basin Adjudication.
- 10. Place of use is located within Lot 4, Block 1, Buckhorn Subdivision First Addition.

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 19th day of July, 2001


Chief, Water Allocation Bureau