

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 37-604E
Date Received: 10/26/1988
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LINDA K REED Phone:
PO BOX 1091
HAILEY ID 83333

WILLIAM K SAMPLE Phone: (208)788-3534
PO BOX 1091
HAILEY ID 83333

2. Date of Priority: 06/03/1887

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	18E	22	SW NE	BLAINE	
01N	18E	12	SW SW	BLAINE	

5. Description of diverting works:

DIVERSION DAM, HEADGATE, CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	1.04	126

7. Total Quantity Appropriated is:
1.04 C.F.S. and/or 126 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
01N	18E	22	SW	NE	IRRIGATION	36
Section Acres						36
Total Acres						36

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:

14. Remarks:

CLAIM SPLIT ON 5-2-95 BASED UPON AN ASSIGNMENT OF PERMIT FORM COMPLETED AND SIGNED BY ROD KEGLEY. KKC PROPERTY ALSO KNOWN AS LOT 1A ROCKING CHAIR R RANCH SUBDIVISION.

Diversion of groundwater under Right 37-00604B is limited to those times water is available for diversion under this rights priority from Big Wood River and is actually diverted into the Glendale Canal for mitigation purposes.

The point of diversion identified within SWSW, S12, T01N, R18E, is for diversion of surface water from the Big Wood River into Glendale Canal where it will remain undelivered and allowed to sink to mitigate the use of groundwater under Right 37-00604B.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works into Glendale Canal.

Rights 37-00604B and 37-07775E when combined shall not exceed a total diversion rate of 0.72 cfs and a total annual maximum diversion volume of 126.0 af from the well for the irrigation of 36.0 acres.

The right holder shall maintain a totalizing 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 groundwater diversion.

The groundwater point of diversion and place of use are located within Lot 1A, Rocking Chair R Ranch Subdivision.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

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 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.

15. Basis of Claim: Decreed

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: **A37-00604E**
Date Received: 10/26/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: W K SAMPLE
Address: PO BOX 1091
HAILEY ID 83333

AND

Name: LINDA K REED
Address: PO BOX 1091
HAILEY ID 83333

2. Date of Priority: JUN 3, 1887

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
01N	18E	12	NW	SE	SW		BLAINE

5. Description of diverting works:
DIVERSION DAM, HEADGATE, CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

**MICROFILMED
NOV 22 1996**

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	22	SW	NE		IRR	36.0
Section Acres							36.0
Total Acres							36.0

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:
37-07775E

14. Remarks:

CLAIM SPLIT ON 5-2-95 BASED UPON AN ASSIGNMENT OF PERMIT FORM
COMPLETED AND SIGNED BY ROD KEGLEY. KKC
PROPERTY ALSO KNOWN AS LOT 1A ROCKING CHAIR R RANCH SUBDIVISION.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET AL
Decree Plaintiff

ALTURAS WATER CO., ET AL
vs Decree Defendant

MICROFILMED
NOV 22 1996

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Rod Kegley, hereby assign to W. K. Sample and Linda K. Reed
(Permit Holder) Husband and Wife
 of P. O. Box 1091, Hailey, ID. 83333
(Full Address)

All my right, title, and interest in and to Permit No. N/A
 to appropriate the public waters of the State of Idaho.

RECEIVED

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. A37-00604A to appropriate the public waters of the State of Idaho.
 Department of Water Resources
 Southern Region Office

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Assignment of 52 inches of surface water

Right A37-00604A for use on 36 acre parcel

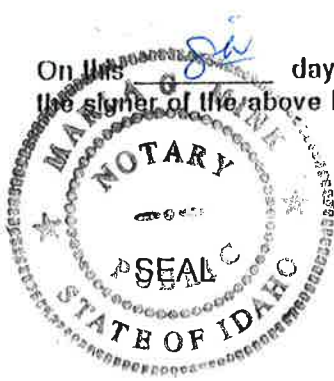
Lot 1A Rocking Chair R Ranch Sub.

Made this 8 day of June, 19 94.

Rod Kegley
 Permit Holder(s)

State of Idaho)
 County of Blaine) ss

On this 8th day of June, 199 4, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



Maria G. Mink
 Notary Public

My commission expires: 12/01/94

Signature

MICROFILMED

NOV 22 1996

This map is a photographic reproduction of that on file in either the Recorder's or the Surveyor's Office. This company assumes no liability for variation, if any, with another or re-survey. Courtesy Of: First American Title Co., Box 758, Ketchum, Idaho 83340

ROCKING CHAIR R RANCH SUBDIVISION

A REPLAT OF LOT 1, BLOCK 1, BITTON RANCH SUBDIVISION
IN THE E 1/2, S.22, T.1N., R.18E., B.M., BLAINE COUNTY, IDAHO

OCTOBER 1988



LEGEND

- BRASS CAP
- FOUND 3/8" REBAR, JUB. 1974
- FOUND 1/2" REBAR, JUB.
- SET 1/2" REBAR
- FOUND 1/2" REBAR, L.S. 362, 1987
- P- 6" POWER LINE EASEMENT
- C- 10' CANAL EASEMENT
- W- IRRIGATION PIPE LINE EASEMENT, WIDTH AS SHOWN
- SET 3/8" REBAR

JUN 20 1994
Department of Water Resources
Southern Region Office

SCALE: 1" = 300'

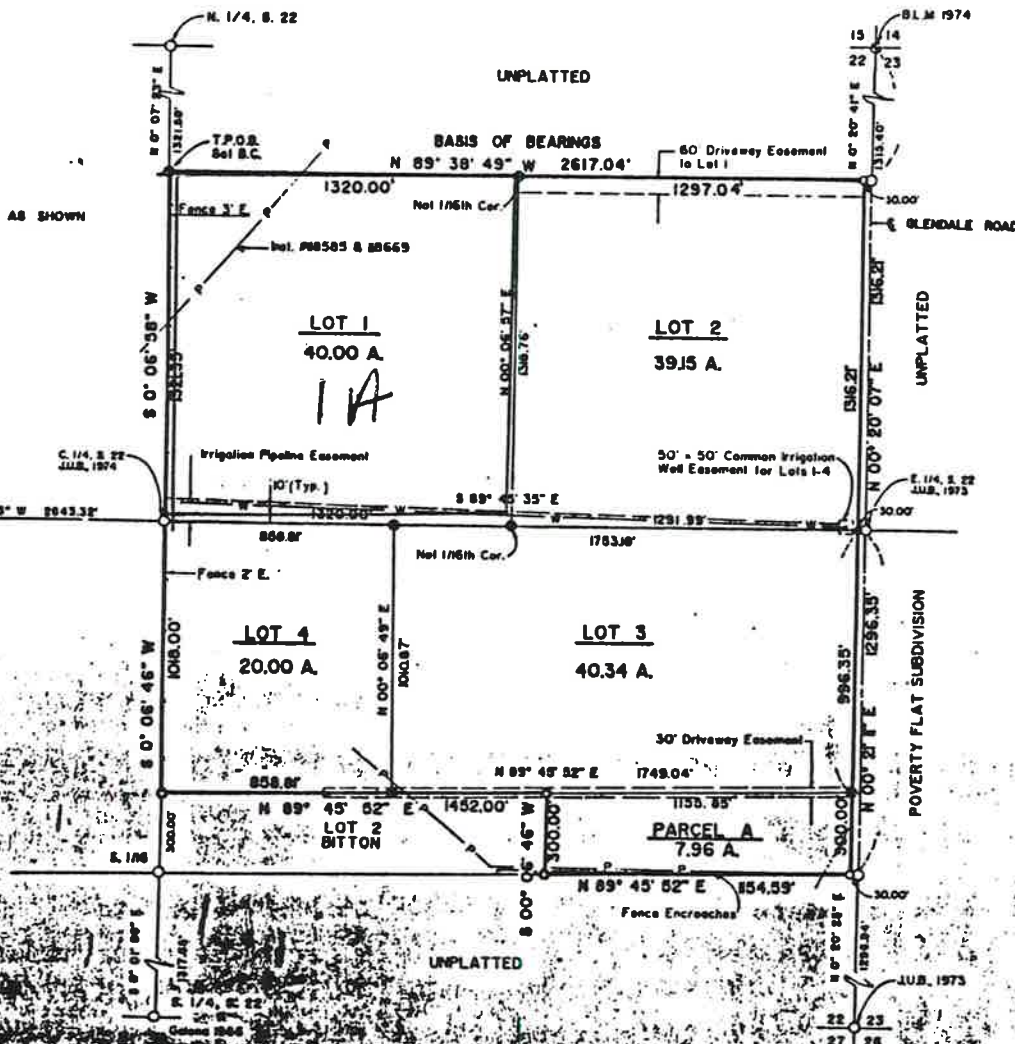
NOTES

1. All new utilities will be underground.
2. Maintenance and weed control for all lots are the responsibility of the developer until the lot is sold and thereafter the responsibility of the owner of the lot.
3. Any roads will be privately owned and maintained.
4. A 10' Canal and Utility Easement exists along all exterior boundaries and as shown on Parcel A.
5. Parcel A shall be considered unbuildable and must be attached to Lot 2, Bitton Ranch Subdivision.
6. A Power Line Easement of unidentified location exists across N 1/2, SE 1/4, of said Section 22 (Incl. No. 95240).
7. Due to lack of fire protection, there shall be a minimum of 100 foot setbacks from property lines, except for the West side of Lot 3 which shall have a minimum setback of 200 feet.
8. The existing irrigation well located on Lot 2 is designated for the common use of Lots 1-4.

MICROFILMED
NOV 22 1996

UNPLATTED

MICROFILMED
NOV 22 1996



Richard D. Fosbury, L.S. 362

ROCKING CHAIR R RANCH SUBDIVISION
CALVIN ENGINEERS, INC.
KETCHUM, ID
SHEET 1 OF 2



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDERSON
Governor

R. KEITH HIGGINSON
Director

May 2, 1995

W K SAMPLE
PO BOX 1091
HAILEY ID 83333

RE: SNAKE RIVER BASIN ADJUDICATION CLAIM A37-00604E
CHANGE OF OWNERSHIP

Dear Mr Sample

Enclosed is your copy of the above listed claim as changed and a copy of your ownership change request. Please review this claim to verify that the data is correct.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures

MICROFILMED
NOV 22 1996

Dept. of Water Resource
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



UNITED STATES POSTAGE
EFTREY BOWES
02 1A
0004389393 MAR 08 2007
\$ 00.870
MAILED FROM ZIP CODE 83702

RECEIVED

MAR 15 2007

DEPARTMENT OF
WATER RESOURCES

37-604E
37-7775E



REASON CHECKED

- ☐ Moved, Left No Address
- ☐ Unable To Forward
- ☒ Attempted - Not Known
- ☐ Unclaimed ☐ Refused
- ☐ No Such Street ☐ No Such Number
- ☐ Insufficient Address

RI _____ Init. _____

William Sample
LINDA K REED
PO BOX 1091
HAILEY ID 83333

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 AUG 28 PM 2 28

**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

SUBCASE NO. 37-604E

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING**

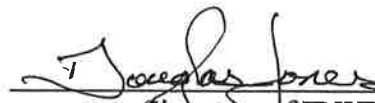
IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

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 *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:

8/28/07



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/28, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

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

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 West Fort Street MSC 033
Boise ID 83724

Linda K Reed
William K Sample
PO Box 1042
Bellevue ID 83313



Signature of person or attorney mailing the form

07/11/2007

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

RIGHT NUMBER: 37-604E

NAME AND ADDRESS: LINDA K REED
PO BOX 1042
BELLEVUE ID 83313

WILLIAM K SAMPLE
PO BOX 1042
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER
GROUND WATER

TRIBUTARY: MALAD RIVER
TRIBUTARY:

Diversion of ground water under Right 37-604E is limited to those times water is available for diversion under this rights priority from the Big Wood River and is actually diverted into the Glendale Canal for mitigation purposes.

QUANTITY: 1.040 CFS
126.00 AFY

Right Nos. 37-604E and 37-7775E are limited to a total combined diversion rate of 0.72 cfs and to a total combined annual diversion volume of 126.0 AF from the ground water point of 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: 06/03/1887

POINT OF

DIVERSION: T01N R18E S12 NWSESW Within BLAINE County
T01N R18E S22 SWNE Within BLAINE County

The point of diversion identified within NWSESW, S12, T01N, R18E, is for diversion of surface water from the Big Wood River into Glendale Canal where it will remain undelivered and allowed to sink to mitigate the use of ground water under Right 37-604E.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.040 CFS 126.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S22 SWNE 36.00
36 ACRES TOTAL

Right Nos. 37-604E and 37-7775E are limited to the irrigation of a combined total of 36.0 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.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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 (1) year of the date of this approval.

The ground water point of diversion is located within Lot 1A, Rocking Chair R Ranch Subdivision.

The right holder shall maintain a totalizing 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 ground water diversion.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works into Glendale Canal.

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

Property is also known as Lot 1A, Rocking Chair R Ranch Subdivision.



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 28, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

LINDA K REED
WILLIAM K SAMPLE
PO BOX 1042
BELLEVUE ID 83313

RE: SRBA Claim(s) 37-604E

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

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

RECEIVED

JUN 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Calagater
6/25/07
ccm

[] Water Right Number(s): 37-00604E -As
37-07775E -License

[] Name(s): Linda K. Reed
William K. Sample

[] Old Mailing Address: P.O. Box 1091
Hailey, ID 83333

[] New Mailing Address: P.O. Box 1042
Bellevue, ID 83313

Telephone Number: (208) 788 - 3534

[] Signature(s) of Owner(s) Linda K Reed
W.K. Sample
(Include your title if on behalf of company or organization)

Date: 7-21-07

11/15/2006

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

RIGHT NUMBER: 37-604E

NAME AND ADDRESS: LINDA K REED
PO BOX 1091
HAILEY ID 83333

WILLIAM K SAMPLE
PO BOX 1091
HAILEY ID 83333

SOURCE: BIG WOOD RIVER
GROUND WATER

TRIBUTARY: MALAD RIVER
TRIBUTARY:

Diversion of ground water under Right 37-604E is limited to those times water is available for diversion under this right's priority from the Big Wood River and is actually diverted into the Glendale Canal for mitigation purposes.

QUANTITY: 1.040 CFS
126.000 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.

Rights 37-604E and 37-07775E when combined shall not exceed a total diversion rate of 0.72 cfs and a total annual maximum diversion volume of 126.0 af from the ground water point of diversion.

PRIORITY DATE: 06/03/1887

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S22 SWNE Within BLAINE County

The point of diversion identified within NWSESW, S12, T01N, R18E, is for diversion of surface water from the Big Wood River into Glendale Canal where it will remain undelivered and allowed to sink to mitigate the use of ground water under Right 37-604E.

The ground water point of diversion is are located within Lot 1A, Rocking Chair R Ranch Subdivision.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.040 CFS 126.00 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R18E S22 SWNE 36.00

36 ACRES TOTAL

The place of use is located within Lot 1A, Rocking Chair R Ranch Subdivision.

Rights 37-604E and 37-07775E when combined shall not exceed the irrigation of 36.0 acres.

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

11/15/2006

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

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

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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 (1) year of the date of this approval.

The right holder shall maintain a totalizing 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 ground water diversion.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works into Glendale Canal.

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



Idaho Department of Water Resources

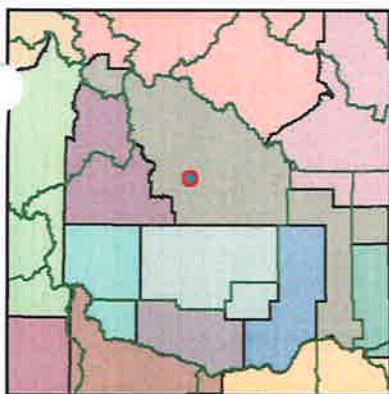
SRBA Recommendation:

37-604E

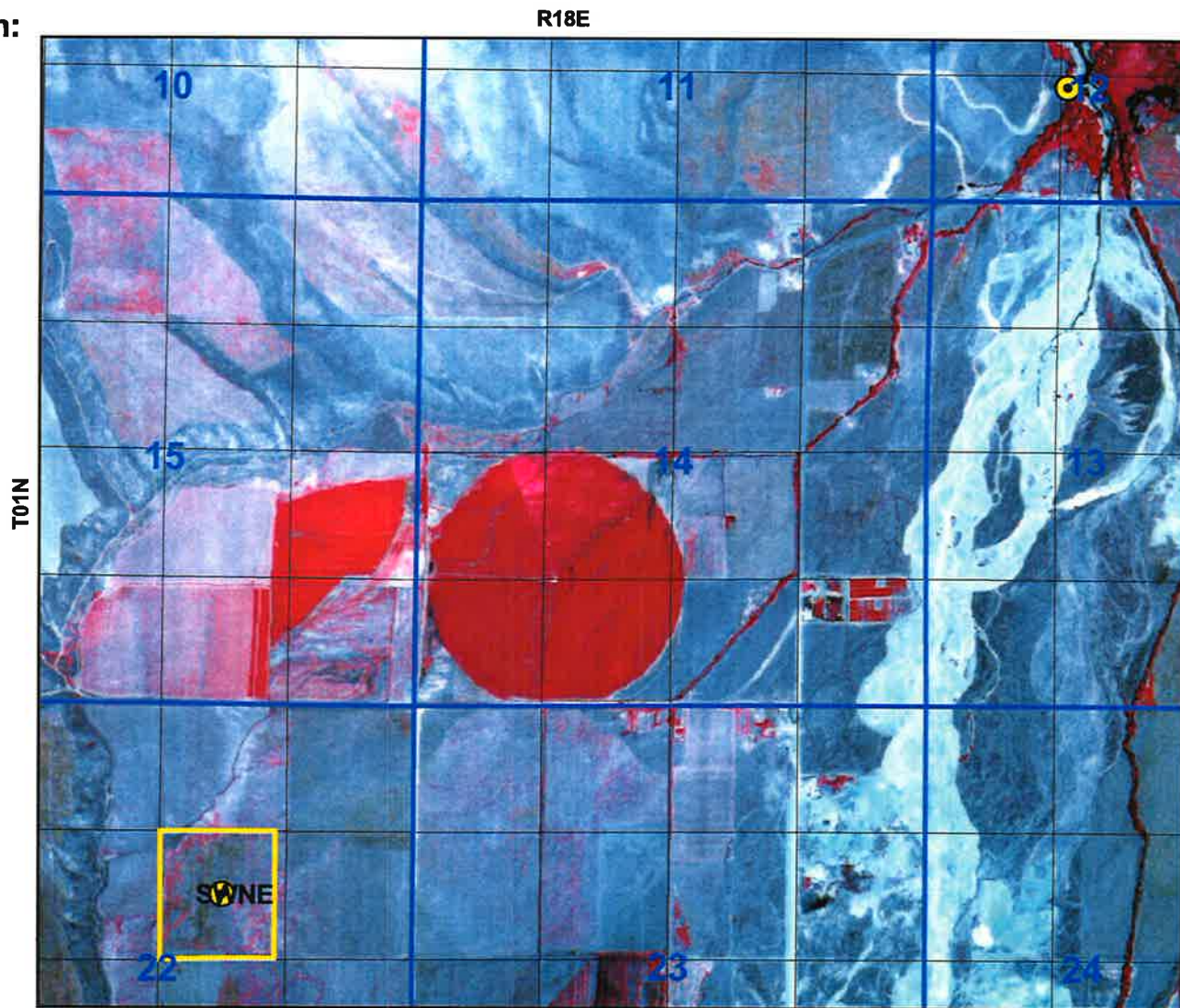
(Irrigation)

Legend

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



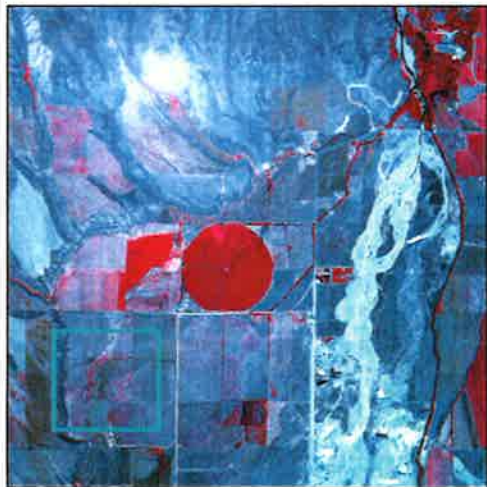
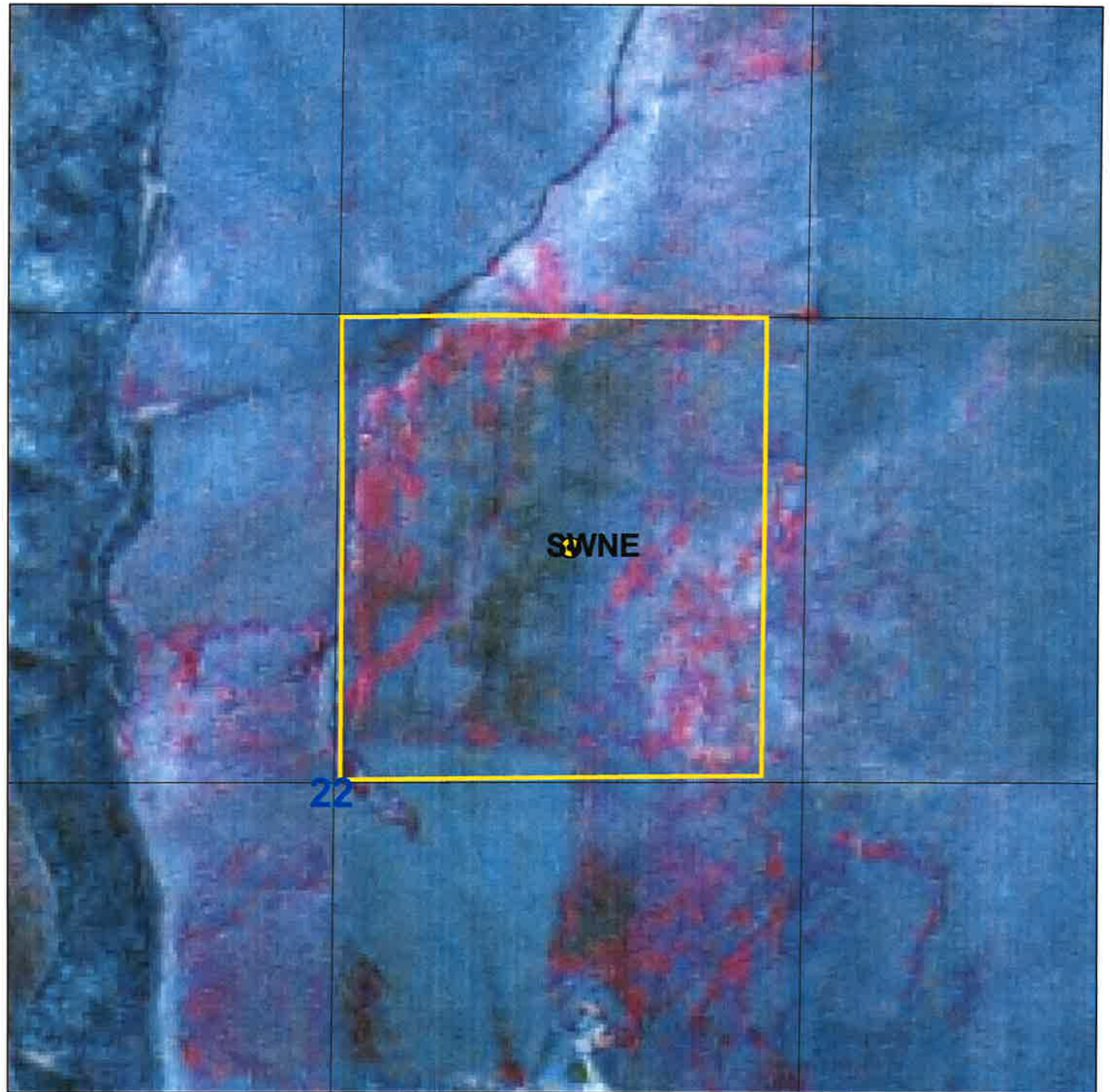
Blaine County
IDWR Basin 37



0 0.7 1.4 Miles

Prepared by C. Skinner
On Wednesday, November 15, 2006
1987/88 Aerial Photography

37-604E



Southern AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 07 1999

Department of Water Resources
Southern Region

TRANSFER OF WATER RIGHT

TRANSFER NO. 5306
WATER RIGHT NO(S). 37-00604B/37-07775E

This is to certify that: **W K SAMPLE**
LINDA K REED
PO BOX 1042
BELLEVUE ID 83313

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-00604B :			
IRRIGATION	04/15 to 10/15	1.04 CFS	126.0 AF
Priority: 06/03/1887			
Right No. 37-07775E :			
IRRIGATION	04/15 to 10/15	0.72 CFS	126.0 AF
Priority: 08/02/1988			
	TOTAL:	* 0.72 CFS	* 126.0 AF

SOURCE

GROUNDWATER *

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 12, Township 01N, Range 18E
SWNE , Sec. 22, Township 01N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	18E	22	SWNE	36		36
Total number of acres irrigated:						36

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. 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.

TRANSFER NO. 5306
WATER RIGHT NO(S). 37-00604B/37-07775E

CONDITIONS OF APPROVAL AND REMARKS

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
- * 7. Diversion of groundwater under Right 37-00604B is limited to those times water is available for diversion under this right's priority from Big Wood River and is actually diverted into the Glendale Canal for mitigation purposes.
- *** 8. The point of diversion identified within SWSW, S12, T01N, R18E, is for diversion of surface water from the Big Wood River into Glendale Canal where it will remain undelivered and allowed to sink to mitigate the use of groundwater under Right 37-00604B.
9. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works into Glendale Canal.
- * 10. Rights 37-00604B and 37-07775E when combined shall not exceed a total diversion rate of 0.72 cfs and a total annual maximum diversion volume of 126.0 af from the well for the irrigation of 36.0 acres.
11. The right holder shall maintain a totalizing 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 groundwater diversion.
12. The groundwater point of diversion and place of use are located within Lot 1A, Rocking Chair R Ranch Subdivision.

Dated this 12th day of

April

, 1999

Z. Blus Saylor
Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 37-00604 & 37-07775E

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5306

DATE: April 7, 1999

Transfer 5306 changes the point of diversion under Right 37-07775E, and changes both the point of diversion and source under a portion of Right 37-00604, splitting the right into Parts A and B.

The applicant's land is covered by both the early priority decreed right from the Big Wood River and a licensed groundwater right, however due to subdividing and development, access has been minimal in recent years. The applicant proposes to drill a new well on his property to provide a more practical and efficient delivery means for these rights. Both rights will be delivered through the well and the surface water will continue to be delivered to the Glendale Canal for mitigation purposes.

Season of use and diversion volume was adjusted to current standards. Recommended conditions include drilling permit requirements, watermaster control, measuring devices & lockable controlling works, surface to groundwater conditions, irrigation overlap, and standard transfer conditions.

Transfer No. 5306

MAR 30 1999

Name of applicant W. K. Reed Sample w/o Linda K. Reed Phone 708-345-1100 Water Resources
Post Office address PO Box 1071, Hartsville, ID 83333 PO Box 1042, Bellevue, ID 83313

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes It is not practical for us to irrigate from the original points of diversion due to the subdivision of the property, so we want to be able to get our water rights from our own well.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>37-07725E</u>	<u>8-2-1988</u>	<u>0.72 cfs</u>	<u>Irrigation</u>	<u>4-15</u> to <u>10-15</u>
		<u>126.0 AFA</u>		to
<u>37-00604B</u>	<u>6-3-1887</u>	<u>1.04 cfs</u>	<u>"</u>	<u>"</u> to <u>"</u>
				to

2. Total amount of water being transferred 1.04 cubic feet per second and/or 136.0 acre-feet per annum.

3. Source of water Groundwater / Big Wood River tributary to - / Maad River

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use: *No Change*

[illegible]

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Well + pump, sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

PART 2

TRANS NO. 5306

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 37-00604

STAGE: DECREE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	4.00 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BIG WOOD RIVER	MALAD RIVER

Priority: 06/03/1887

LOCATION OF POINT(S) OF DIVERSION:

SWSW, Sec. 12, Township 01N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

TWN RGE SEC
01N 18E 22

ACRES
NWNE
NWSE

ACRES
SWNE

ACRES TOTAL
NESE

CONDITIONS/REMARKS:

1. P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

Unknown If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 1.04 cfs for Irrig. purposes from 4-15 to 10-15
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:
- Per USGS Map

Lot	%	%	%	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SE	SW	12	1N	18E	Blaine	Headgate Glendale Canal

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	18E	22			36														36

Total acres 36**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 2.96 cfs for Irrigation purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:
- Same as 2. B. 2.

Lot	%	%	%	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	18E	22			X										X	X			

Total acres _____

PART 2

TRANS NO. 5306

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 37-07775E

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.72 CFS	126.0 AF

SOURCE

GROUNDWATER

Priority: 08/02/1988

LOCATION OF POINT(S) OF DIVERSION:SENE, Sec. 22, Township 01N, Range 18E
BLAINE CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	18E	22	SWNE 36			36
Total number of acres irrigated:						36

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
2. The following rights are also diverted through the point of diversion described above: 37-07775B, 37-07775C, 37-07775D, 37-07775F, and 37-07775G.
3. The place of use is located within Lot 1A, Rocking Chair R Ranch Subdivision.

Transfer No. 5306

To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

(If the entire right is to be changed by the applicant, omit part B and C.)

amount _____ for _____ purp , from _____ to _____

amount _____ for _____ purposes from _____ to _____

for	purpose from	to
(c/s/ac-ft)		
amount	for	purpose from

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

Point(s) of Diversion:

[illegible]

Lands irrigated or place of use:

[illegible]

Total acres _____

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(c/s/pc-ft)

amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft) amount	for	purpose from	to
	for	purpose from	to

∴ Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres _____

WED

- SMALL CAP
- FOLIO 75%
- FOLIO 10%
- SET 10% 10
- FOLIO 10%
- 10% 10% POWER
- 10% 10% 10% CAP
- 10% 10% 10% 10%
- SET 10%

NOV 2 1956

This map is a photographic reproduction of that on file in the Recorder's Office of the State of Idaho. The company assumes no liability for variation, if any, with another or subsequent survey.

Courtesy Of:
First American Title Co.
Box 758
Meridian, Idaho 83448

ROCKING CHAIR R RANCH SUBDIVISION A REPLAT OF LOT 1, BLOCK 1, BITTON RANCH SUBDIVISION IN THE E1/2, S.22, T.1N, R.18E, B.M. BLAINE COUNTY, IDAHO OCTOBER 1998

LEGEND

- BRASS CAP
- FOUND 1/4" REBAR, JUNE 1974
- FOUND 1/4" REBAR, JUNE
- SET 1/4" REBAR
- FOUND 1/4" REBAR, L.A. 1980, 1987
- 1/4" POWER LINE EASEMENT
- 1/4" CABLE EASEMENT
- 1/4" IRRIGATION PIPE LINE EASEMENT, WITHIN AS SHOWN
- SET 5/8" REBAR



W E N E N W E 10

JUN 20 1994

Department of Water Resources
Southern Region Office

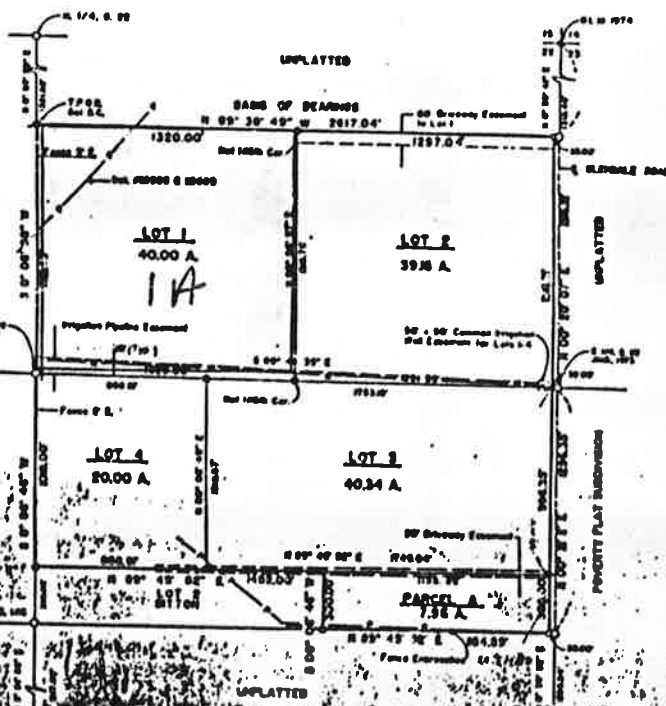
SCALE: 1" = 300'

NOTES

- All new utilities will be underground.
- Measurements and record control for all lots are the responsibility of the developer with the lot to add and thereafter the responsibility of the owner of the lot.
- Any roads will be privately owned and maintained.
- A 1/4" Canal and Utility Easement exists along all exterior boundaries and is shown as Parcel A.
- Parcel B shall be considered unplatable and shall be attached to Lot 2, Blaine Ranch Subdivision.
- A Power Line Easement of unplatable location exists across S 1/4, SE 1/4, of add Section 25 (Stat. No. 906-00).
- Due to lack of the platification, there shall be a minimum of 100 feet setbacks from property lines, except for the west side of S 1/4 S which shall have a minimum setback of 200 feet.
- The existing irrigation well located on Lot 2 is designated for the common use of Lots 1-4.

Handwritten signature

Richard H. Peckham, L.S. 302



NOV 22 1996

MICROFILMED

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 26th day of May, 1998.

U.K. Sample
(Signature of Applicant)

J.F. Stanton
(Notary Public)

My commission expires 10-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 2 attachments

Received by J.F. Stanton Date 5-26-98 Protest filed by None

Prelim. check by J.F. Fee \$100.00 SO 2/156

Receipted by J.F. Date 5-26

Published in Wood River Journal

Pub. dates 8/5 + 8/12/98

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Watermaster recommendation requested on 7/23/98

Recommended for ☒ approval ☐ denial

_____ rec'd. 7/31/98 by Adm

Copy of transfer sent to lien holder _____

RECEIVED

MAY 26 1998

Department of Water Resources
Southern Region

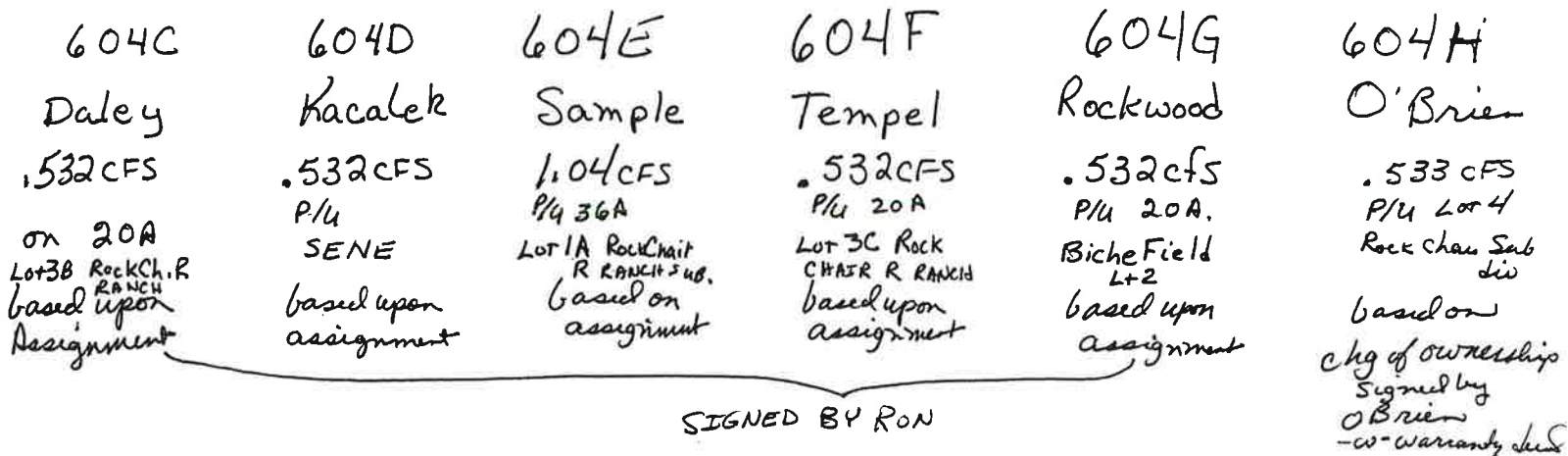
KKC
5-1-95

37-00604 Decreed for 4.00 CFS
CLAIMED AS

A37-00604A
Rod Kegley
4.00 CFS on 145A

A37-00604B
Jeff Bitton
.22 CFS, Sec 22
NWSE 10A

Pending split



Split Totals

604B .22 CFS
C .532 CFS
D .532 CFS
E 1.04 CFS
F .532 CFS
G .532 CFS
H .533 CFS
3.93 CFS

MICROFILMED
NOV 22 1996