

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 37-713D
Date Received: 10/19/1988
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RALPH W GIRTON Phone: (208)788-2953
PO BOX 826
BELLEVUE ID 83313

2. Date of Priority: 06/10/1880

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	35	NE SE	BLAINE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.42	70.6
RECREATION STORAGE	01/01	12/31		3
FIRE PROTECTION STORAGE	01/01	12/31		3
AESTHETIC STORAGE	01/01	12/31		3

7. Total Quantity Appropriated is:
0.42 C.F.S. and/or 70.6 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
02N	18E	35	NE	SE	IRRIGATION	18.7
					Section Acres	18.7
02N	18E	36	NW	SW	IRRIGATION	0.6
					Section Acres	0.6
					Total Acres	19.3

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:

TRANS. 2645.

DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM. PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE, ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM THE DECREE.

OWNERSHIP CHANGED 7/30/90 BY JG.

PURSUANT TO APPROVED TRANSFER NO. 3762:

1. A LOCKABLE DEVICE SUBJECT TO THE APPROVAL OF THE DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

2. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

5. 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.

6. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

CONFORMED ATTORNEY MAILING ADDRESS DMS | AMENDMENT 01-07-1997: CHANGE DESCRIPTION OF DIVERTING WORKS TO HEADGATE #42. A TRANSFER IS PENDING THAT WILL CHANGE THE 10-ACRE DESCRIPTION FOR THE POINT OF DIVERSION. PLACE OF USE CHANGED TO DELETE 4-ACRES IN SESE OF SEC 35. PURPOSE CHANGED TO ADD USAGES IN ADDITION TO IRRIGATION. FH 3/7/97 TF; ADDED GARY SLETTE AS ATTORNEY.

10/18/1999 TF; ADDRESS CHANGED PER REQUEST RECD 9/3/1999.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.

Rights 37-00315D and 37-00713D when combined shall not exceed a total diversion rate of 0.92 cfs, a total annual diversion volume of 70.6 af, and the irrigation of 19.3 acres.

The portion of Rights 37-00315D and 37-00713D used for conveyance losses is 0.10 cfs.

The Director retains jurisdiction of Right 37-00713D to require streamflow augmentation or other action determined to be appropriate to protect prior surface water or ground water rights should pond loss be determined to exceed 0.08 cfs.

Two points of diversion are located within NESE, S35, T02N, R18E.

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

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

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 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: **A37-00713D**
Date Received: 10/19/1988
Receipt No: X777777
Received By: _____

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

1. Name: RALPH GIRTON 208-788-2953
Address: PO BOX 826
BELLEVUE ID 83313

2. Date of Priority: JUN 10, 1880

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	35		SE	SE		BLAINE

5. Description of diverting works:
HEADGATE #42-P1 PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31	0.500		87.50
IRRIGATION FROM STORAGE	04/15	10/15	0.500		
AESTHETIC	01/01	12/31	0.500		
FIRE PROTECTION STORAGE	01/01	12/31	0.500		

7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) 87.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	35	NE	SE		IRR FS	21.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	21.0
					Total Acres	21.0

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:

14. Remarks:

TRANS. 2645.
 DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.
 WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.
 PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH
 THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,
 ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED
 PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM
 THE DECREE.

 OWNERSHIP CHANGED 7/30/90 BY JG.

 PURSUANT TO APPROVED TRANSFER NO. 3762:

1. A LOCKABLE DEVICE SUBJECT TO THE APPROVAL OF THE DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.
2. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37.
3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.
4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
5. 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.
6. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

CONFORMED ATTORNEY MAILING ADDRESS DMS

|
 AMENDMENT 01-07-1997: CHANGE DESCRIPTION OF DIVERTING WORKS TO HEADGATE #42. A TRANSFER IS PENDING THAT WILL CHANGE THE 10-ACRE DESCRIPTION FOR THE POINT OF DIVERSION. PLACE OF USE CHANGED TO

14. Remarks: Continued

DELETE 4-ACRES IN SESE OF SEC 35. PURPOSE CHANGED TO ADD USAGES
IN ADDITION TO IRRIGATION. FH

3/7/97 TF; ADDED GARY SLETTE AS ATTORNEY.

10/18/1999 TF; ADDRESS CHANGED PER REQUEST REC'D 9/3/1999.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL

vs Decree Defendant

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



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

November 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RALPH GIRTON
PO BOX 826
BELLEVUE ID 83313

RE: Snake River Basin Adjudication (SRBA) **Change of Address**
Water Right No A37-00713D, A37-003150 *ec*

Dear Claimant(s):

Thank you for notifying us of your change in address on the water right claim(s) referenced above. Our records have been updated accordingly.

If you have any questions, please feel free to contact this office.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

enc: Claim to a water right referenced above

RECEIVED

Claimant Acknowledgement of Change in Attorney
in Snake River Basin Adjudication (SRBA)

JAN 29 1997

Department of Water Resources
Southern Region

Name(s) of Claimant (please print):

RALPH GIRTON

I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

GARY D. SLETTE

ROSHOLT, ROBERTSON & TUCKER

P.O. BOX 1906

TWIN FALLS ID 83303-1906

Attorney's Phone (208) 734-0700

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

A37-00315C A37-13352

A37-00713D A37-12235

For Individuals:

Authorized signature(s) Date 1-28-97

[Signature]

For Organizations:

I am _____ of _____, and I

Title

Organization

have signed the foregoing document in the space below as

of _____

Title

Organization

Signature of Authorized Agent _____

Title _____

Date _____

Organization _____

IDWR Use:

Date Received

Data Entry 3-1-97

RECEIVED

JAN 14 1997

Department of Water Resources
Southern Region

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: A37-00713D

Date Received: 10/19/1988

Receipt No: K777777

Received By: *F. Hittman*

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RALPH GIRTON
Address: RT 1 BOX 40
BELLEVUE ID

208-788-2953

83313

2. Date of Priority: JUN 10, 1880

3. Source: BROADFORD SLOUGH

Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	35		SE	SE		BLAINE

5. Description of diverting works:
HEADGATE #42-P1 PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31	0.500		87.50
IRRIGATION FROM STORAGE	04/15	10/15	0.500		
AESTHETIC	01/01	12/31	0.500		
FIRE PROTECTION STORAGE	01/01	12/31	0.500		

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

87.50 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	35	NE	SE		IRR	21.0

COPY

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	21.0
					Total Acres	21.0

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:

14. Remarks:

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DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.
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THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,
ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED
PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM
THE DECREE.

OWNERSHIP CHANGED 7/30/90 BY JG.

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CONFORMED ATTORNEY MAILING ADDRESS DMS

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14. Remarks: Continued

DELETE 4-ACRES IN SESE OF SEC 35. PURPOSE CHANGED TO ADD USAGES
IN ADDITION TO IRRIGATION. FH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL

vs Decree Defendant

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 wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

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): *[Signature]*

Date: 1-13-97

Date:

State of Idaho)

County of Blaine)

SS.

Subscribed and sworn (or affirmed) before me this 13th day

of January 19 97.

[Signature]
Notary Public

Seal

Residing at Hailey

My Commission Expires 07-15-97

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: **A37-00713D**

Date Received: 10/19/1988

Receipt No: C003993

Received By: _____

AMENDED

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

AMENDED

1. Name: RALPH GIRTON 208-788-2953
Address: RT 1 BOX 40
BELLEVUE ID 83313

2. Date of Priority: JUN 10, 1880

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	35	SE	SE			BLAINE

5. Description of diverting works:
CAL-PACIFICO #42-P1 PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.500		87.50

7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) 87.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	35	NE	SE		IRR	21.0
			SE	SE		IRR	4.0

Section Acres 25.0

10. Place of Use: Continued

Total Acres 25.0

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:

14. Remarks:

TRANS. 2645.

DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.
WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.
PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH
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ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED
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2. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37.
3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.
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15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
vs Decree Defendant

10/02/2006

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

RIGHT NUMBER: 37-713D

NAME AND ADDRESS: RALPH W AND KANDI L GIRTON 1999 REVOCABLE TRUST
PO BOX 826
BELLEVUE ID 83313

SOURCE: BROADFORD SLOUGH

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.420 CFS
70.600 AFY

The portion of Rights 37-00315C and 37-00713D used for conveyance losses is 0.10 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 37-00315C and 37-00713D when combined shall not exceed a total diversion rate of 0.92 cfs and a total annual diversion volume of 70.6 af.

PRIORITY DATE: 06/10/1880

POINT OF DIVERSION:

T02N R18E S35 NESE Within BLAINE County

T02N R18E S35 NESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION STORAGE	01/01 12/31	3.00 AFY
AESTHETIC STORAGE	01/01 12/31	3.00 AFY
RECREATION STORAGE	01/01 12/31	3.00 AFY
IRRIGATION	04/15 10/31	0.420 CFS 70.60 AFY

PLACE OF USE: IRRIGATION Within BLAINE County

T02N R18E S35	NESE	18.70	T02N R18E S36	NWSW	0.60
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19.3 ACRES TOTAL

Rights 37-00315C and 37-00713D when combined shall not exceed the irrigation of 19.3 acres.

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.

10/02/2006

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

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.

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

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.

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 Department of Water Resources

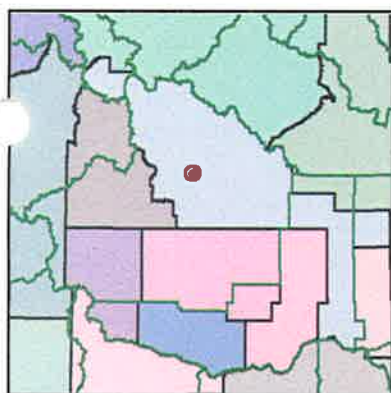
SRBA Recommendation:

37-713D

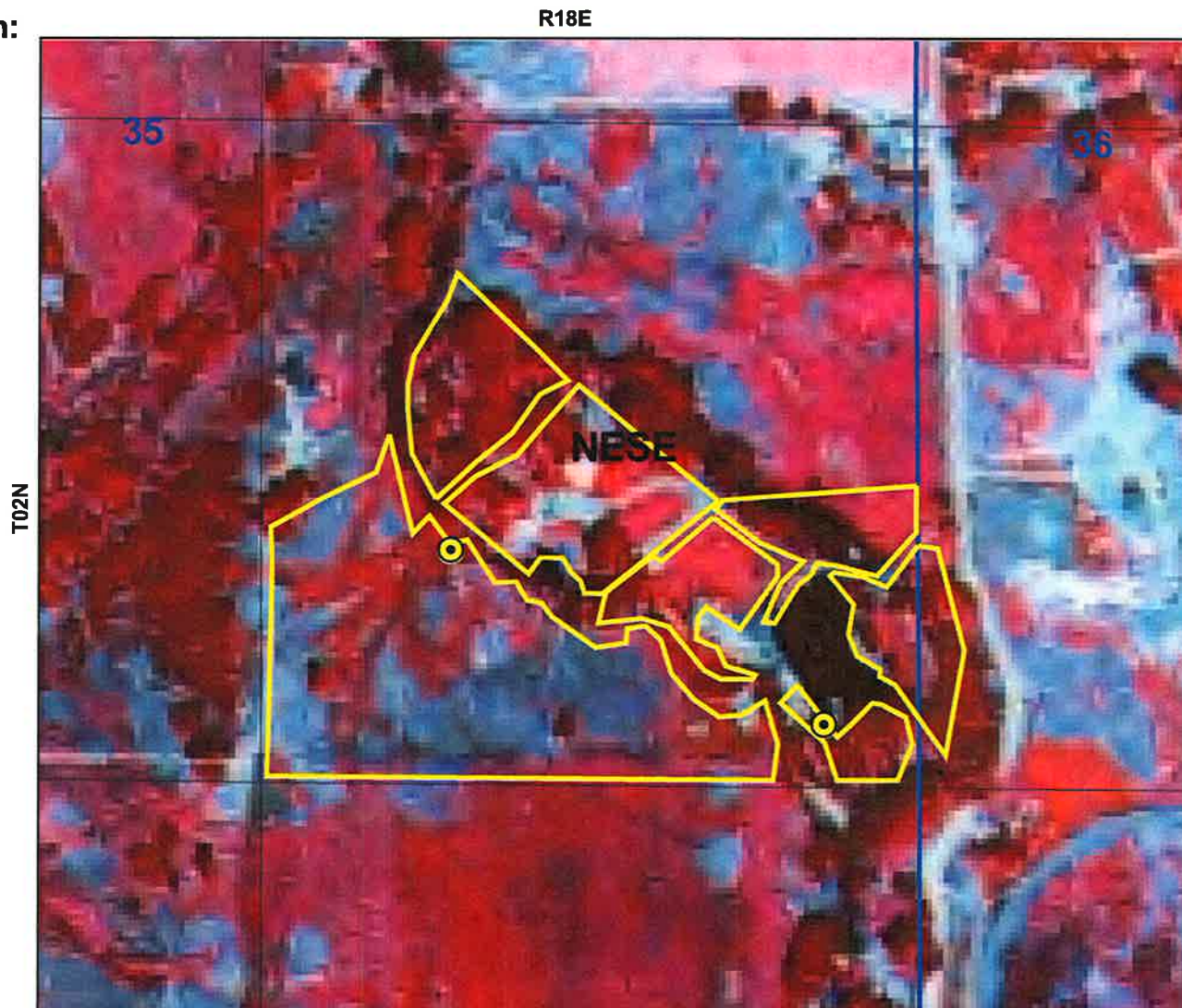
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by E. NORQUES
On Tuesday, October 3, 2006
1987/88 Aerial Photography



Idaho Department of Water Resources

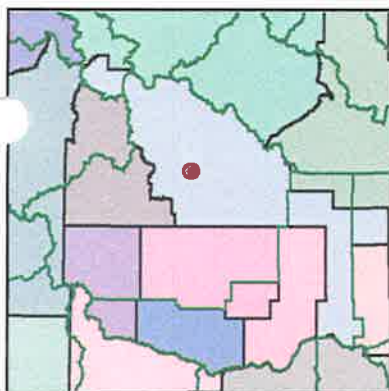
SRBA Recommendation:

37-713D

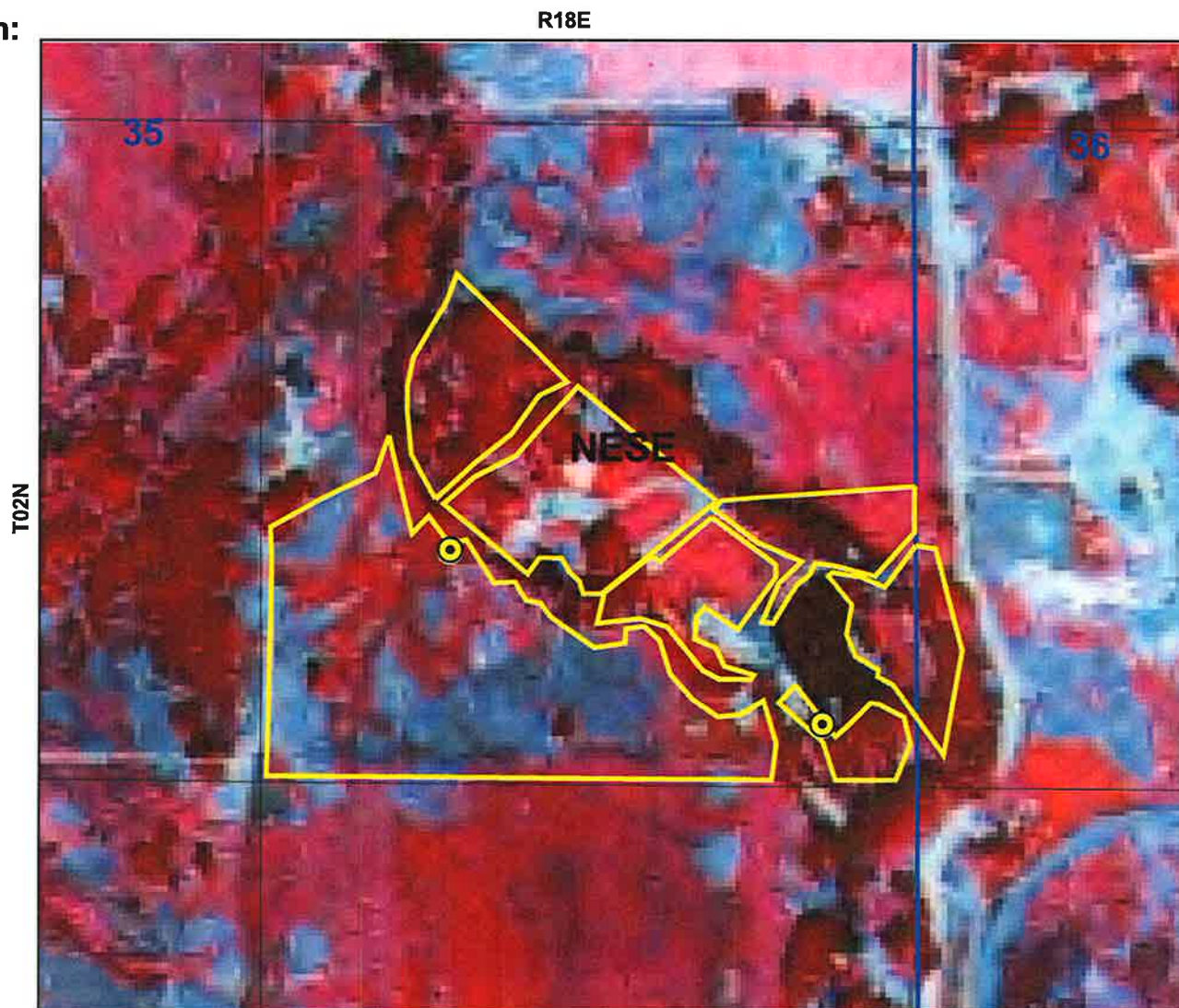
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by E. NORQUES
On Tuesday, October 3, 2006
1987/88 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 3762
WATER RIGHT NO. 37-00713D

RECEIVED

JUN 29 1994

Department of Water Resources
Southern Region Office

This is to certify that: **RALPH GIRTON**
RT 1 BOX 40
BELLEVUE ID 833130000

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>
IRRIGATION	04/15 to 10/15	0.50 CFS	87.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BROADFORD SLOUGH	BIG WOOD RIVER

Priority: 06/10/1880

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 35, Township 02N, 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>
02N	18E	35	NESE 21	SESE 4		25
Total number of acres irrigated:						25

CONDITIONS/REMARKS:

1. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.

See T. 5019

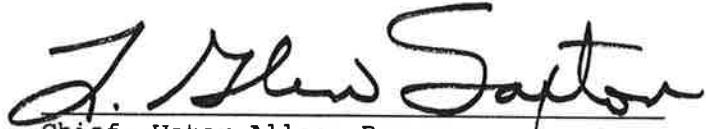
27-00713D

TRANSFER NO. 3762
WATER RIGHT NO. 37-00713D

CONDITIONS/REMARKS:

6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 20th day of June, 1994.


Chief, Water Alloc. Bureau

MEMORANDUM

TO: File 37-00713

FROM: Sharla 

DATE: June 1, 1994

RE: Transfer Review (No. 3762)

The above referenced transfer proposes to change the place of use under a portion of this right. It appears ~~to~~ Mr. Girton plans to sell Cal-Pacifico in the future. The remaining 5 acres under the right will remain in the name of Cal-Pacifico and on the adjudication claim a total of 74 acres are irrigated with this remaining portion of the right. The legality of the increase in acres under the presumption statute will have to be handled in the adjudication process.

Proof of ownership was submitted in the form of a tax roll. This document does not specifically show the acres involved, however, this right is currently in the name of Cal-Pacifico and Mr. Girton is the owner of this entity. A protest was received from the Friends of the Big Wood River. This protest was received after the protest date and correspondence was sent by Loren Holmes on 10/18/91 notifying them that the protest could not be considered valid because of the untimely receipt.

The transfer can be approved with the following conditions:

- T07 The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 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.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
- R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- R25 This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3762APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Ralph Ginton Phone 788-2953 or 4367
Post Office address Rt, 1 Box 40, Bellevue, ID 83313

A. PURPOSE OF TRANSFER

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 Make the best water right appurtenant to my property prior to sale of Cal-Pacifico Ranch, which I own.

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

1. Right Number 713 Priority 6-10-1880 Amount (cfs/ac-ft) 0.50 cfs Nature of Use Irrig. Period of Use 4-1 to 11-1
2. Total amount of water being transferred 0.50 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Broadford Slough tributary to Big Wood R.
4. Point(s) of-Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	35	2N	18E	R/tine	Cal-Pacifico #42-P1 Pump

5. 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	
2N	18E	35													21			42	25

Total acres 25
 37-00213 Part, T# 3762
 T#

PART 1**6. General Information:**

a. Description of diversion system Existing pump & pipeline from Bradford Slough to sprinklers.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Will continue to be irrigated with other rights as claimed in SRBA.

d. Remarks:

* Water will actually be used on 74 acres in Sec. 35 & Sec. 2 as claimed in SRBA
Claim A37-00315B & other Cal-Pacific claims. Applicant owns Cal-Pacific.

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 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00713A Decreed to Cal-Pacifico Ranch
in case of S.C. Frost, Et. Al. vs. Alturas Water Company, Et. Al.
dated 12-12-1908 in Fourth District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 756, 2645 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Broadford Slough tributary to Big Wood R.
4. Date or priority 6-10-1880

5. Water is used for the following purpose:

amount 1.0 cfs for Irrig. purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
1		NE	NE	2	1N	18E	Blaine	
		SE	SE	35	2N	"	"	

8. 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	2	11 13	12 14		3													30

Total acres 30

9. Describe any other water rights used for the same purpose as described above None

PART 2

Transfer No. _____

10. 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 _____

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 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	35	2N	18E	B/line	

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	2	171 13	172 12															25

Total acres 25**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	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	2		172 2															5

Total acres 5

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2 (Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-00713A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Broadford Slough tributary to Big Wood R.

4. Date or priority 6-10-1880

5. Water is used for the following purpose:

amount 1.00 cfs for Irrig. purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	35	2N	18E	Blaine	Cal-Pacific #42-P1 Pump
1	SE	NE	NE	2	1N	18E	"	" #42-P2 Pump

8. 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	
2N	18E	35	41	43	44	45									4		10	35	49
1N	18E	2	41	43		45													50

Total acres 99

9. Describe any other water rights used for the same purpose as described above _____

A37-00315A, 00686A, 00688D, 00688E

PART 2

Transfer No. _____

10. 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 _____

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 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	35	2N	18E	Blaine	#42-P1 Pump

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	2	41 13	42 12															25

Total acres 25

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

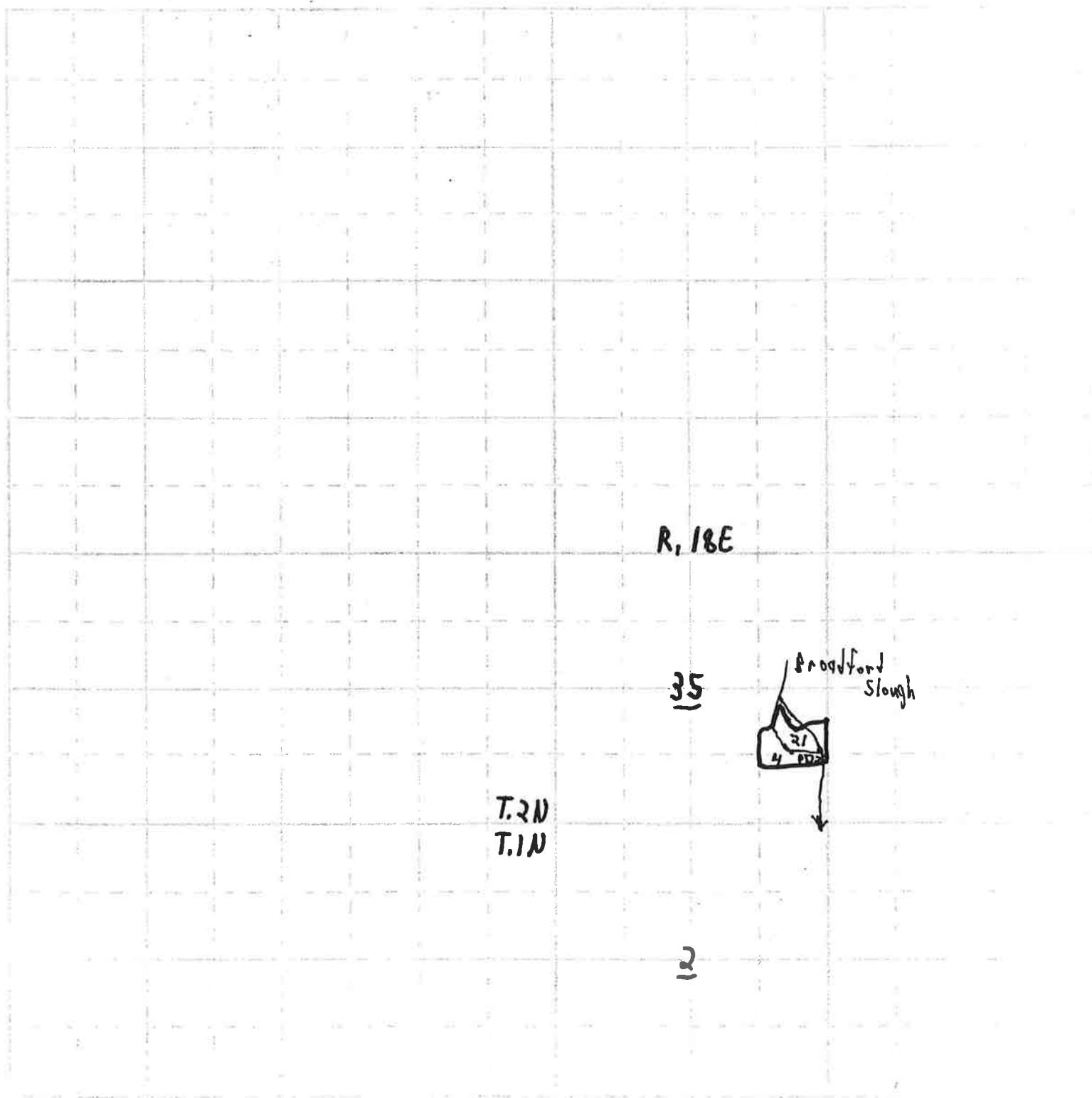
3. Lands irrigated or place of use:

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	
2N	18E	35													4		10	35	49
1N	18E	2		42 3		33													25

Total acres 74

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ 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.

(Signature of Applicant)

Subscribed and sworn to before me this _____ day of _____, 19 _____.

(Notary Public)

My commission expires _____

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 0 attachments

Received by <u>J. E. Stanton</u>	Date <u>7-27-90</u>	Protest filed by _____
Prelim. check by <u>J. E. Stanton</u>	Fee <u>\$50. 5012519</u>	_____
Received by <u>J. E. Stanton</u>	Date <u>7-27-90</u>	_____
Published in <u>Wood River Journal</u>	Copies of protest forwarded by _____	_____
Pub. dates <u>10/10 & 10/17/90</u>	Hearing held by _____ Date _____	_____
Watermaster recommendation requested on <u>10/2/90</u>	Recommended for ☒ approval ☐ denial	_____
_____ rec'd. <u>10/10/90</u>	by <u>[Signature]</u>	_____

Copy of transfer sent to lien holder _____

RECEIVED

NOV 8 1990

Department of Water Resources
Southern Region Office

COMPUTER ASSISTED TAX SYSTEM

PAGE 700

DATE 11/13/89 TIME 1611212A

TAX ROLL BY NAME

PARCEL KEY	NAME/ADDRESS	LEGAL DESCRIPTION	MARKET VALUE	GROSS SPECIALS	TAX AMOUNT
RP H04420000030 A	GIRTON, RALPH W	ALBPORT HANGER	79691		1146.82 GR TAX
1-01	1300 QUAIL ST SUITE 208				
3397 I	NEWPORT BEACH, CA 92660				
			79691		1146.82 TOTAL
					573.41 HALF
RP K07650001060 A	GIRTON, RALPH W	EDELWEISS	41828		641.64 GR TAX
3-02 I	1300 QUAIL ST #208	UNIT 106 B #011301			
6716 I	NEWPORT BEACH, CA 92660				
			41828		641.64 TOTAL
					220.82 HALF
RP 003550000030 A	GIRTON, RALPH W	KRIEGER-PETERSON SUB	240913		1722.08 GR TAX
13-00 I	RT. 1 BOX 40	LOT 3	50000HM		
12456 I	24800 BELLEVUE RD B3313				
			190913		1722.08 TOTAL
					861.04 HALF
RP 003550000020 A	GIRTON, RALPH W	KRIEGER-PETERSON SUB	125426		688.86 GR TAX
13-00 I	1300 QUAIL STREET, #208	LOT 2	49058HM		
12455 I	NEWPORT BEACH, CA 92660				
			76368		688.86 TOTAL
					344.43 HALF
RP 504200000130 A	GIRTON, RUTH J	ELKHORN VILLAGE SUB #1	45000		541.38 GR TAX
2-00 I	612 HARBOR ISLAND DRIVE	LOT 13			
	NEWPORT BEACH, CA 92660				
			45000		541.38 TOTAL
					270.69 HALF
			186353		1880.90 GR TAX

RECEIVED

DEC 11 2006

SPECK & AANESTAD

RECEIVED

DEC 21 2006

DEPARTMENT OF
WATER RESOURCES

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, Idaho 83340
Telephone: (208) 726-4421
Facsimile: (208) 726-0752
Email: jim@speckandaanestad.com

Attorneys for Ralph W. and Kandi L. Girton 1999 Revocable Trust

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

NOTICE OF SUBSTITUTION
OF COUNSEL

TO: CLERK OF THE COURT AND ALL PARTIES

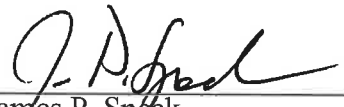
YOU ARE HEREBY NOTIFIED that Ralph W. and Kandi L. Girton 1999 Revocable Trust has substituted James P. Speck, of the law firm of Speck & Aanestad, A Professional Corporation, as attorney of record in the place and stead of Gary D. Slette of the law firm Robertson & Slette with respect to its Notices of Claim 37-315C and 37-713D.

YOU ARE FURTHER NOTIFIED that all papers and documents in said action are to be served on James P. Speck.

DATED this 5 day of December, 2006.

SPECK & AANESTAD
A Professional Corporation

By


James P. Speck

NOTICE OF SUBSTITUTION OF COUNSEL - 1

SCANNED

DEC 21 2006

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CONSENT

I, Gary D. Slette of the law firm Robertson & Slette do hereby consent to the substitution of James P. Speck, of the law firm of Speck & Aanestad, A Professional Corporation, as attorney of record for Ralph W. and Kandi L. Girton 1999 Revocable Trust in the above-entitled action.

DATED this 7 day of December 2006.

ROBERTSON & SLETTE

By 

Gary D. Slette

CERTIFICATE OF SERVICE

I hereby certify that on the 14 day of December, 2006, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

Chief, Natural Resources Division
Office of the Attorney General, State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice
Environmental and Natural Resources
Division
550 West Fort Street
Box 33
Boise, ID 83724

☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid

Gary D. Slette
Robertson & Slette
P.O. Box 1906
Twin Falls, ID 83303-1906

☐ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid


JAMES P. SPECK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5019
WATER RIGHT NO(S). 37-00315D/37-00713D

DEC 18 1997

This is to certify that: RALPH GIRTON
RT 1 BOX 40
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. 37-00315D :			
IRRIGATION	04/15 to 10/15	0.50 CFS	67.6 AF
Priority: 06/01/1885			
Right No. 37-00713D :			
IRRIGATION	04/15 to 10/15	0.42 CFS	67.6 AF
RECREATION STORAGE	01/01 to 12/31		3.0 AF
FIRE PROTECTION ST	01/01 to 12/31		3.0 AF
AESTHETIC STORAGE	01/01 to 12/31		3.0 AF
Priority: 06/10/1880			
SUBTOTAL:		0.42 CFS	70.6 AF
TOTAL:		** * 0.92 CFS	* 70.6 AF

SOURCE
BROADFORD SLOUGH

TRIBUTARY OF
BIG WOOD RIVER

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 35, Township 02N, 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>
02N	18E	35	NESE	18.7		18.7
		36	NWSW	0.6		0.6
Total number of acres irrigated:						* 19.3

CONDITIONS OF APPROVAL AND REMARKS

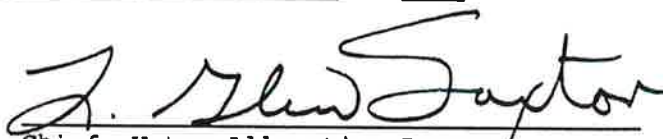
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

TRANSFER NO. 5019
WATER RIGHT NO(S). 37-00315D/37-00713D

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- * 7. Rights 37-00315D and 37-00713D when combined shall not exceed a total diversion rate of 0.92 cfs, a total annual diversion volume of 70.6 af, and the irrigation of 19.3 acres.
- ** 8. The portion of Rights 37-00315D and 37-00713D used for conveyance losses is 0.10 cfs.
9. The Director retains jurisdiction of Right 37-00713D to require streamflow augmentation or other action determined to be appropriate to protect prior surface water or ground water rights should pond loss be determined to exceed 0.08 cfs.
10. Two points of diversion are located within NESE, S35, T02N, R18E.

Dated this 12th day of December, 1997.


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILES 37-00315A & 37-00713D

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER 5019

DATE: December 11, 1997

=====

Transfer 5019 was originally filed to change a point of diversion and consolidate the use under all or Right 37-00713D and a portion of Right 37-00315A, splitting the right into parts C and D. Upon further review by region staff, the transfer application was amended to include an existing storage uses developed on the same system and parcel of land.

Region staff confirmed ownership, extent and location of irrigation use, excess flow analysis and adjustments to final recommendations. (See Allen Merritt's Memo of 11-06-97.) The change in point of diversion relocates the pump on the applicant's property. The storage uses reflect the previous development of the pond adequately compensated for by the reduction of irrigated acres and the rate of diversion. All changes have been completed and no new physical changes will occur through this approval.

Recommended conditions include watermaster control, multiple points of diversion/measuring & lockable devices, irrigation overlap, combined limits, conveyance portion, future mitigation and standard transfer conditions.

RECEIVED

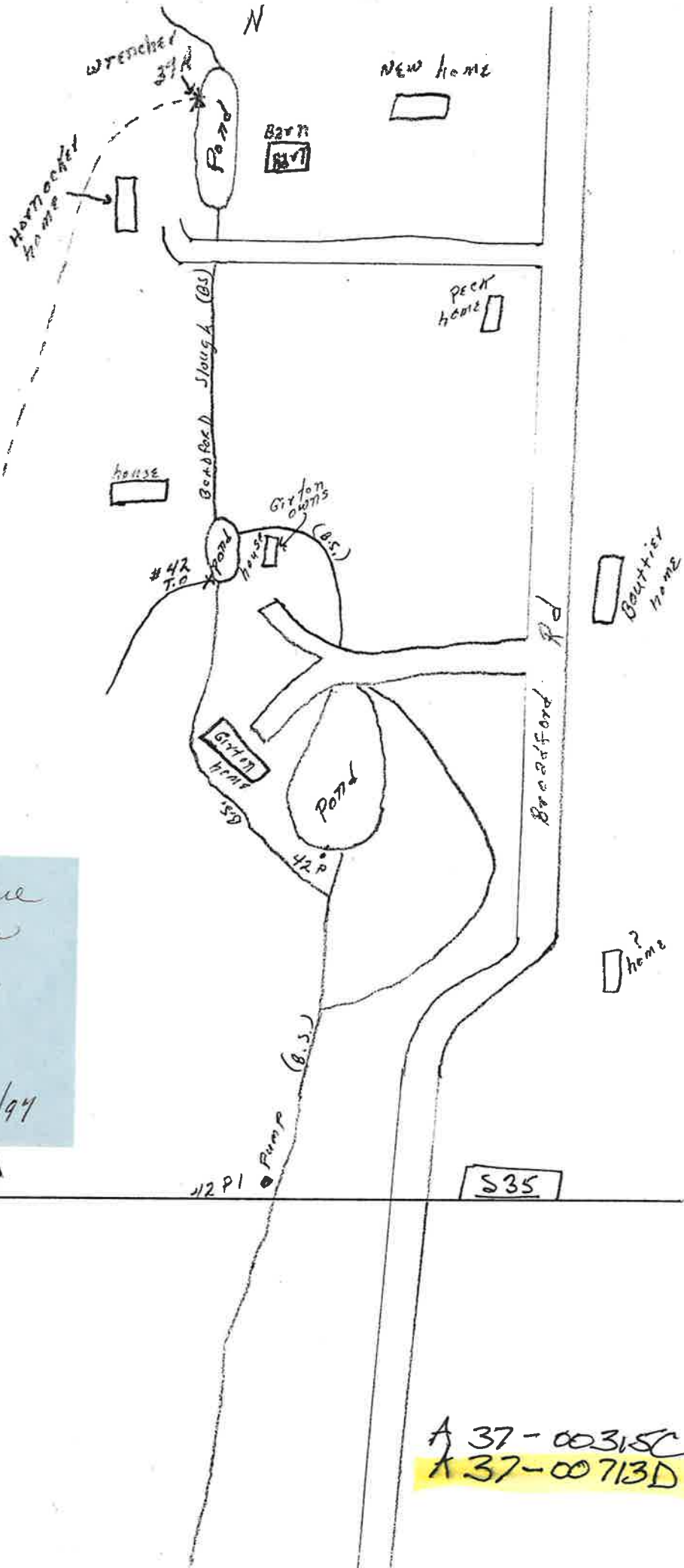
FEB 24 1997

Department of Water Resources
Southern Region

BAKER
POND

These 2 maps are
what you said you
needed on Ralph
Girton's system.
CW 2/21/97

Ralph Girton's System
per Lee Peterson, Watermaster



A 37-00315C
A 37-00713D

R. 18 E.

2726
3435

3536
21

3435
32

Ralph Burton

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

✓ *Carter*
Southern AJ

TRANSFER NO. 3762
WATER RIGHT NO. *A*37-00713D

This is to certify that: **RALPH GIRTON**
RT 1 BOX 40
BELLEVUE ID 833130000

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>
IRRIGATION	04/15 to 10/15	0.50 CFS	87.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BROADFORD SLOUGH	BIG WOOD RIVER

Priority: 06/10/1880

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 35, Township 02N, 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>
02N	18E	35	NESE 21	SESE 4		25
Total number of acres irrigated:						25

CONDITIONS/REMARKS:

- *1. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.

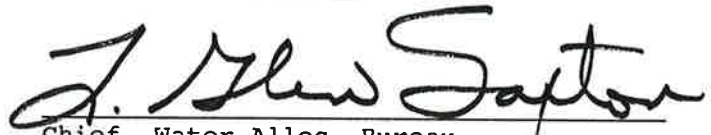
NOV 28 1996

TRANSFER NO. 3762
WATER RIGHT NO. 37-00713D

CONDITIONS/REMARKS:

6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 20th day of June, 1994.


Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3762

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Ralph Gorton Phone 788-2953 or 4367Post Office address Rt. 1 Box 40, Bellevue, ID 83313

A. PURPOSE OF TRANSFER

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 Make the best water right appurtenant to my property prior to sale of Cal-Pacific Ranch, which I own.

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

1. Right Number 713 Priority 6-10-1880 Amount (cfs/ac-ft) 0.50 cfs Nature of Use Irrig. Period of Use 4-1 to 11-1
2. Total amount of water being transferred 0.50 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Broadford Slough tributary to Big Wood R.
4. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	35	2N	18E	R/line	Cal-Pacific #42-P1 Pump

5. 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	
2N	18E	35													21			42	25

Total acres 25

NOV 28 1998

1# 37-00213 Part, T# 3762

PART 1

6. General Information:

a. Description of diversion system Existing pump & pipeline from Bradford Slough to sprinklers.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Will continue to be irrigated with other rights as claimed in SRBA.

d. Remarks:

* Water will actually be used on 74 acres in Sec. 35 & Sec. 2 as claimed in SRBA
Claim A37-00315B & other Cal-Pacific claims. Applicant owns Cal-Pacific.

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 _____

NOV 28 1986

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00713A Decreed to Cal-Pacific Ranch
in case of S.C. Frost, Et. Al. vs. Alturas Water Company, Et. Al.
dated 12-12-1908 in Fourth District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 756, 2645 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Broadford Slough tributary to Big Wood R.
4. Date or priority 6-10-1880

5. Water is used for the following purpose:

amount 1.0 cfs for Irrig. purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>1</u>		<u>NE</u>	<u>NE</u>	<u>2</u>	<u>1N</u>	<u>18E</u>	<u>Blaine</u>	
		<u>SE</u>	<u>SE</u>	<u>35</u>	<u>2N</u>	<u>"</u>	<u>"</u>	

8. 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	
<u>1N</u>	<u>18E</u>	<u>2</u>	<u>11</u> <u>13</u>	<u>12</u> <u>14</u>		<u>3</u>													<u>30</u>

Total acres 30

9. Describe any other water rights used for the same purpose as described above None

NOV 28 1996

10. 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 _____

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 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	35	2N	18E	Blaine	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	18E	2	171 13	172 12															25

Total acres 25**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: *

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	18E	2		172 2															5

Total acres 5

NOV 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-00713A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Broadford Slough tributary to Big Wood R.

4. Date or priority 6-10-1880

5. Water is used for the following purpose:

amount 1.00 cfs for Irrig. purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	35	2N	18E	Blaine	Cal-Pacif:co #42-P1 Pump
1	SE	NE	NE	2	1N	18E	"	" #42-P2 Pump

8. 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	
2N	18E	35	41	42	43	44									4		10	35	49
1N	18E	2	41	42	43	44													50

Total acres 99

9. Describe any other water rights used for the same purpose as described above

A37-00315A, 00686A, 00688D, 00688E

NOV 28 1996

10. 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 _____

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 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	35	2N	18E	Blairstown	#42-P1 Pump

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	18E	2	41 13	42 12															25

Total acres 25**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 0.50 cfs for Irrig. purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

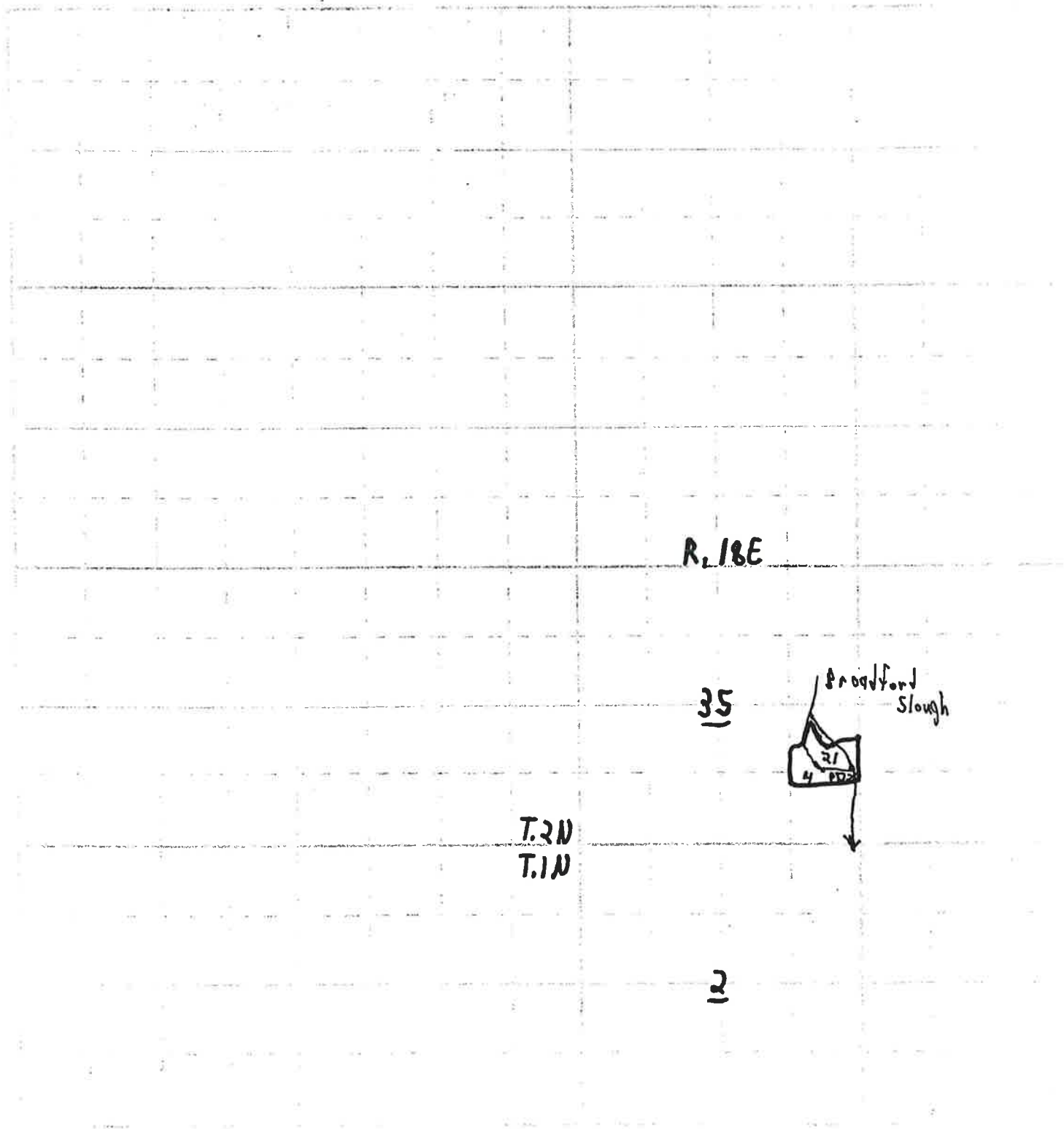
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	18E	35													4		10	35	49
1N	18E	2		42 2		23													25

Total acres 74

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

NOV 28 1996

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ 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.

(Signature of Applicant)

Subscribed and sworn to before me this _____ day of _____, 19 _____.

(Notary Public)

My commission expires _____

FOR DEPARTMENT USE ONLYTransfer contains 8 pages and 0 attachmentsReceived by J. E. Ellenton Date 7-27-90 Protest filed by _____Prelim. check by J. E. Ellenton Fee \$50. 5012519 _____Receipted by J. E. Ellenton Date 7-27-90 _____Published in Wood River Journal Copies of protest forwarded by _____Pub. dates 10/10 & 10/17/90 Hearing held by _____ Date _____Watermaster recommendation requested on 10/2/90 Recommended for ☒ approval ☐ denial_____ rec'd. 10/10/90 by J. E. Ellenton

Copy of transfer sent to lien holder _____

NOV 28 1996

RECEIVED

NOV 8 1990

Department of Water Resources
Southern Region Office

POOR ORIGINAL

COMPUTER ASSISTED TAX SYSTEM

PAGE 700

DATE	TIME	TAX ID BY NAME	ABST	MARKET VALUE	GROSS	SPECIALS	TAX AMOUNT
11/13/90	1611212A						
PARCEL KEY	NAME/ADDRESS	LEGAL DESCRIPTION					
RP H04A2000030 A	GIRTON, RALPH W	ATPORT HANGER	70691				1146.82 GR TAX
1-01	1300 QUAIL ST SUITE 208						
3397 I	NEWPORT BEACH, CA 92660						
			70691				1146.82 TOTAL
							573.41 HALF
RP K07650081069 A	GIRTON, RALPH W	EDELWEISS	41828				441.64 GR TAX
3-02 I	1300 QUAIL ST #208	UNIT 106 B .011301					
6716 I	NEWPORT BEACH, CA 92660						
			41828				441.64 TOTAL
							220.82 HALF
RP 003550000030 A	GIRTON, RALPH W	KRIEGER-PETERSON SUB	240913				1722.08 GR TAX
13-00 I	RT. 1 BOX 40	LOT 3	50000HM				
12456 I	BELLEVUE ID 63313						
			190913				1722.08 TOTAL
							861.04 HALF
RP 003550000020 A	GIRTON, RALPH W	KRIEGER-PETERSON SUB	125426				688.86 GR TAX
13-00 I	1300 QUAIL STREET, #208	LOT 2	49058HM				
12455 I	NEWPORT BEACH, CA 92660						
			76368				688.86 TOTAL
							344.43 HALF
RP S0A200000130 A	GIRTON, RUTH J	ELKHORN VILLAGE SUB #1	45000				541.38 GR TAX
2-00 I	612 HARBOR ISLAND DRIVE	LOT 13					
	NEWPORT BEACH, CA 92660						
			45000				541.38 TOTAL
							270.69 HALF
			155363				1880.90 GR TAX



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 28, 1994

JAMES P SPECK, ESQUIRE
PO BOX 987
KETCHUM ID 83340

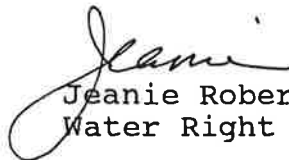
RE: AMENDED/SPLIT CLAIM - ADJUDICATION CLAIM NO. A37-00713A

Mr. Speck;

Pursuant to the notification that you are representing the claimant(s) on the above referenced Adjudication Claim(s), please find the enclosed copy of claim #A37-00713D. I have split claim #A37-00713A into parts C and D as pursuant to approved Transfer No. 3762.

If you should have any questions, feel free to give me a call at the office.

Sincerely,


Jeanie Robertson
Water Right Agent

/jr

NOV 28 1996

Water Right Number - R37-00713D

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
SPECK

JAMES P

1 - PO BOX 987
2 -
3 -
City- KETCHUM
Phone - 208-726-4421

State- ID Zip- 83340

*** C - CURRENT OWNER ***
GIRTON

RALPH

1 - RT 1 BOX 40
2 -
3 -
City- BELLEVUE
Phone - 208-788-2953

State- ID Zip- 83313

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/10/1880 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BROADFORD SLOUGH BIG WOOD RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
02N 18E 35 SE SE (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.500 87.50

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.500 87.50 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
02N 18E 35 NE SE 21.0 01 IRRIGATION (13) BLAINE
02N 18E 35 SE SE 4.0 01 IRRIGATION (13) BLAINE

Total Acres: 25.0

+ - - Diversion Means - CAL-PACIFICO #42-P1 PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
TRANS. 2645.
DECREEED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

05/13/95 2:00 PM

Water right number - R37-00713D

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.
PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH
THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,
ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED
PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM
THE DECREE.

OWNERSHIP CHANGED 7/30/90 BY JG.

PURSUANT TO APPROVED TRANSFER NO. 3762:

1. A LOCKABLE DEVICE SUBJECT TO THE APPROVAL OF THE DEPARTMENT
SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT
WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE
DIVERSION.
2. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
WATERMASTER OF STATE WATER DISTRICT NO. 37.
3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.
4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED
WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
5. 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.
6. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS
CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY
THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.
- R02 - A lockable device subject to the approval of the Department
- shall be maintained on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion.
- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 37.

+ - - - - Decree Plaintiff - - - +

S. C. FROST, ET. AL.

+ - - - - Decree Defendant - - - +

ALTURAS WATER COMPANY, ET. AL.

+ - Decree Date - +

00/00/0000

+ - - - - Comments - - - - - +

Date: 12/27/1994 User Id: JROBERTS Subject: AMENDED/SPLIT/TRANSFER

This claim is a portion of A37-00713A which was split and amended pursuant to approved Transfer No. 3762. jr

+ - - Audit Fields - - +

12/27/94 JROBERTS

NOV 28 1996

Water right number - R37-00713D

Prefix Translation: RESEARCH

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/19/1988	Last Amended Date	- 12/27/1994	Temporary Right	- P
		Receipt Number	- C003993	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- D
				Notice of Error Flag	-

NOV 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Region Adj.

TRANSFER OF WATER RIGHT

JUN 29 1994

Department of Water Resources
Southern Region Office

TRANSFER NO. 3762
WATER RIGHT NO. 37-00713D

This is to certify that: **RALPH GIRTON**
RT 1 BOX 40
BELLEVUE ID 833130000

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>
IRRIGATION	04/15 to 10/15	0.50 CFS	87.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BROADFORD SLOUGH	BIG WOOD RIVER

Priority: 06/10/1880

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 35, Township 02N, 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>
02N	18E	35	NESE 21	SESE 4		25
Total number of acres irrigated:						25

CONDITIONS/REMARKS:

1. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.

MICROFILMED
OCT 24 1994

TRANSFER NO. 3762
WATER RIGHT NO. 37-00713D

CONDITIONS/REMARKS:

6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 20th day of June, 1994.

J. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED
OCT 24 1994