

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 37-20366
Date Received: 2/3/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WILLIAM A SIMON Phone: (208)764-2324
PO BOX 364
FAIRFIELD ID 83327

2. Date of Priority: 07/27/1953

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	15E	5	NW NW SE	CAMAS	

5. Description of diverting works:

Two wells

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	1.75	

7. Total Quantity Appropriated is:
1.75 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01S	15E	5	SE	SE		IRRIGATION	37.5
			SE	NE		IRRIGATION	37
			NW	NE		IRRIGATION	19
			NE	NE		IRRIGATION	3
			SW	NE		IRRIGATION	39
			NW	SE		IRRIGATION	31.5
			SW	SE		IRRIGATION	38.5
			NE	SE		IRRIGATION	30.5
						Section Acres	236
						Total Acres	236

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-2539.

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

15. Basis of Claim: License

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: A37-02539

Date Received: 10/18/1989

Receipt No: 4004957

Received By: JPC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHIRLEY M. SIMON 208-764-2324
Address: P.O. BOX 364
FAIRFIELDX, ID 83327

AND/OR

Name: WILLIAM A. SIMON 208-764-2324
Address: P.O. BOX 364
FAIRFIELD, ID 83327

2. Date of Priority: JUL 27, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	15E	5	NW	NW	SE		CAMAS

5. Description of diverting works:
2 WELLS, 490' 330'DEEP 18" 16" CASING NO MOTOR AND 150HP. RESPECT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.020		

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

8. Total consumptive use is 685.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A37-02539

Page 1

Date: 10/18/89

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	15E	5	NE		NE		IRR	18.0
			NW		NE		IRR	19.0
			SW		NE		IRR	40.0
			SE		NE		IRR	39.0
			NE		SE		IRR	39.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	39.0

Section Acres 274.0

Total Acres 274.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
NONE

14. Remarks:
TRANS. 2770.

15. Basis of Claim: LICENSE
Water Right Number: 24327

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): William A. Simon Date: Oct 18, 1989

Date: _____

State of Idaho)
County of Camar) SS.

Subscribed and sworn (or affirmed) before me this 18 day

of Oct 19 89

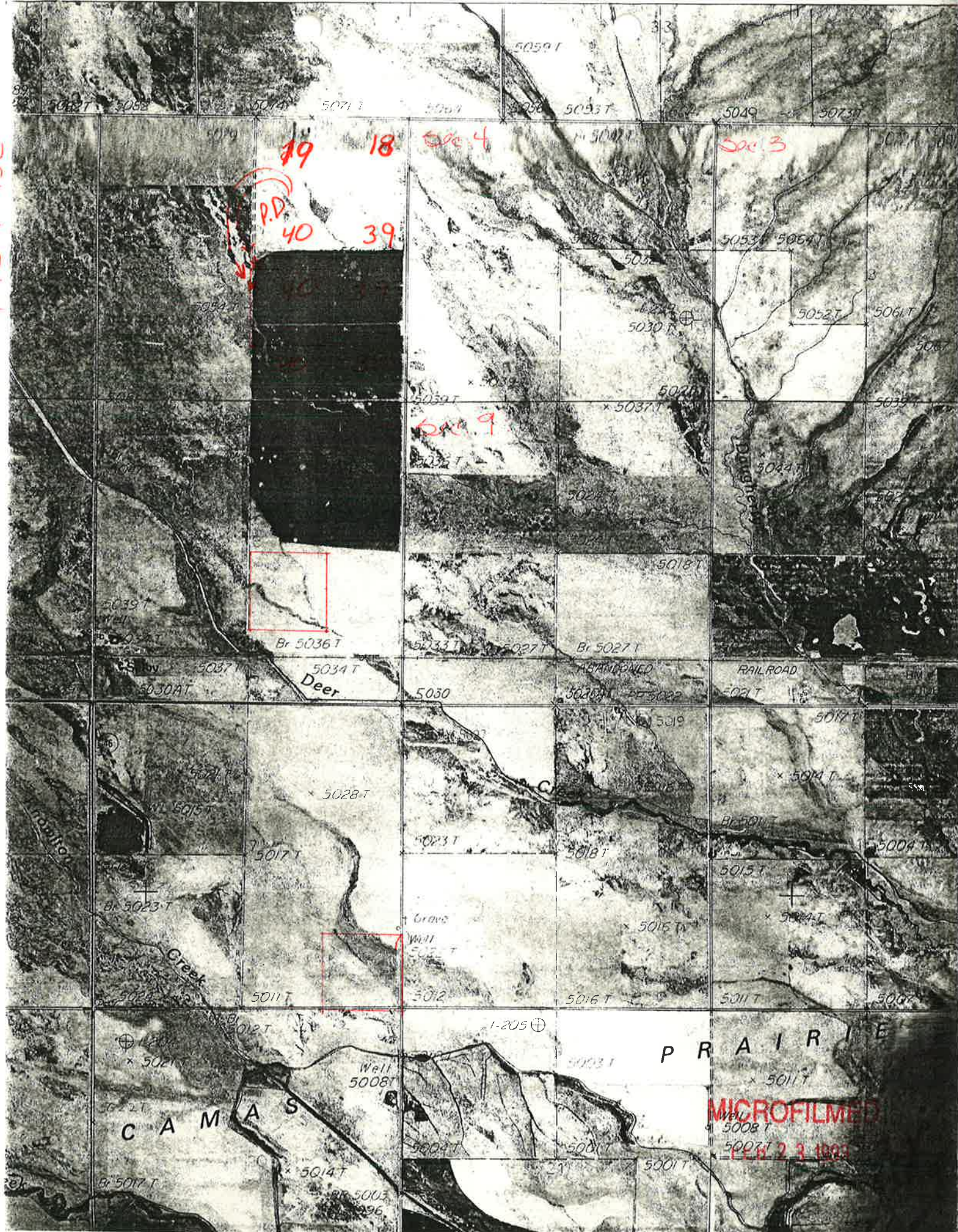
John Paul Cooper
Notary Public

Seal

Residing at Burns, Id

My Commission Expires 4/2/94

TIB RISE



Water Right Number - 37-02539

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 24327

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

*** C - CURRENT OWNER ***
SIMON

WILLIAM A.

1 - P.O. BOX 364

2 -

3 -

City- FAIRFIELD

State- ID Zip- 83327

Phone -

*** O - ORIGINAL OWNER ***
SIMON

W. D.

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - +
07/27/1953

+ - - - Region - - - +
17

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

+ - - - - Source - - - - - +
GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

01S 15E 5 NW SE (25) CAMAS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 2.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +

2.020

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

01S	15E	5	NE NE		20.0	01	IRRIGATION	(25) CAMAS
01S	15E	5	NW NE		20.0	01	IRRIGATION	(25) CAMAS
01S	15E	5	SW NE		40.0	01	IRRIGATION	(25) CAMAS
01S	15E	5	SE NE		40.0	01	IRRIGATION	(25) CAMAS
01S	15E	5	NE SE		40.0	01	IRRIGATION	(25) CAMAS
01S	15E	5	NW SE		40.0	01	IRRIGATION	(25) CAMAS
01S	15E	5	SW SE		40.0	01	IRRIGATION	(25) CAMAS
01S	15E	5	SE SE		40.0	01	IRRIGATION	(25) CAMAS

Total Acres: 280.0

+ - Diversion Means -

+ - Non-Irrigation Use -

FEB 23 1993 MICROFILMED

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/08/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 05/15/1979	Appl Received	- 00/00/0000	Transfer/Amended	- T
Decree Date	- 00/00/0000				

MICROFILMED
FEB 23 1993

11/01/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 21, 2006

Water right number: 37-20366

WILLIAM A SIMON

PO BOX 364

FAIRFIELD ID 83327

Telephone Number: (208)764-2324

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

11/12/06

SIGNATURE:

William A Simon

Please print your name:

Simon

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (800)451-4129

03/30/2006

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

RIGHT NUMBER: 37-20366

NAME AND ADDRESS: WILLIAM A SIMON
PO BOX 364
FAIRFIELD ID 83327

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.750 CFS

The rights listed below are limited to a total combined annual diversion volume of 641.5 af. Combined Right Nos.: 37-20364 & 37-20366.

The rights listed below are limited to a total combined diversion rate of 2.32 cfs. Combined Right Nos.: 37-20364, 37-20366, & 37-20368.

PRIORITY DATE: 07/27/1953

POINT OF DIVERSION:

T01S R15E S5 NWNWSE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 11/01

QUANTITY
1.750 CFS

PLACE OF USE:

IRRIGATION Within CAMAS County

T01S R15E S05	NENE	3.00	T01S R15E S05	NWNE	19.00
T01S R15E S05	SWNE	39.00	T01S R15E S05	SENE	37.00
T01S R15E S05	NESE	30.50	T01S R15E S05	NWSE	31.50
T01S R15E S05	SWSE	38.50	T01S R15E S05	SESE	37.50

236 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



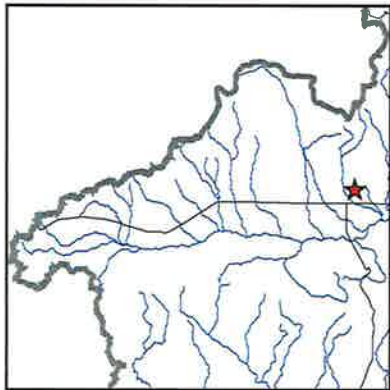
Idaho Department of Water Resources

Adjudication Claim:

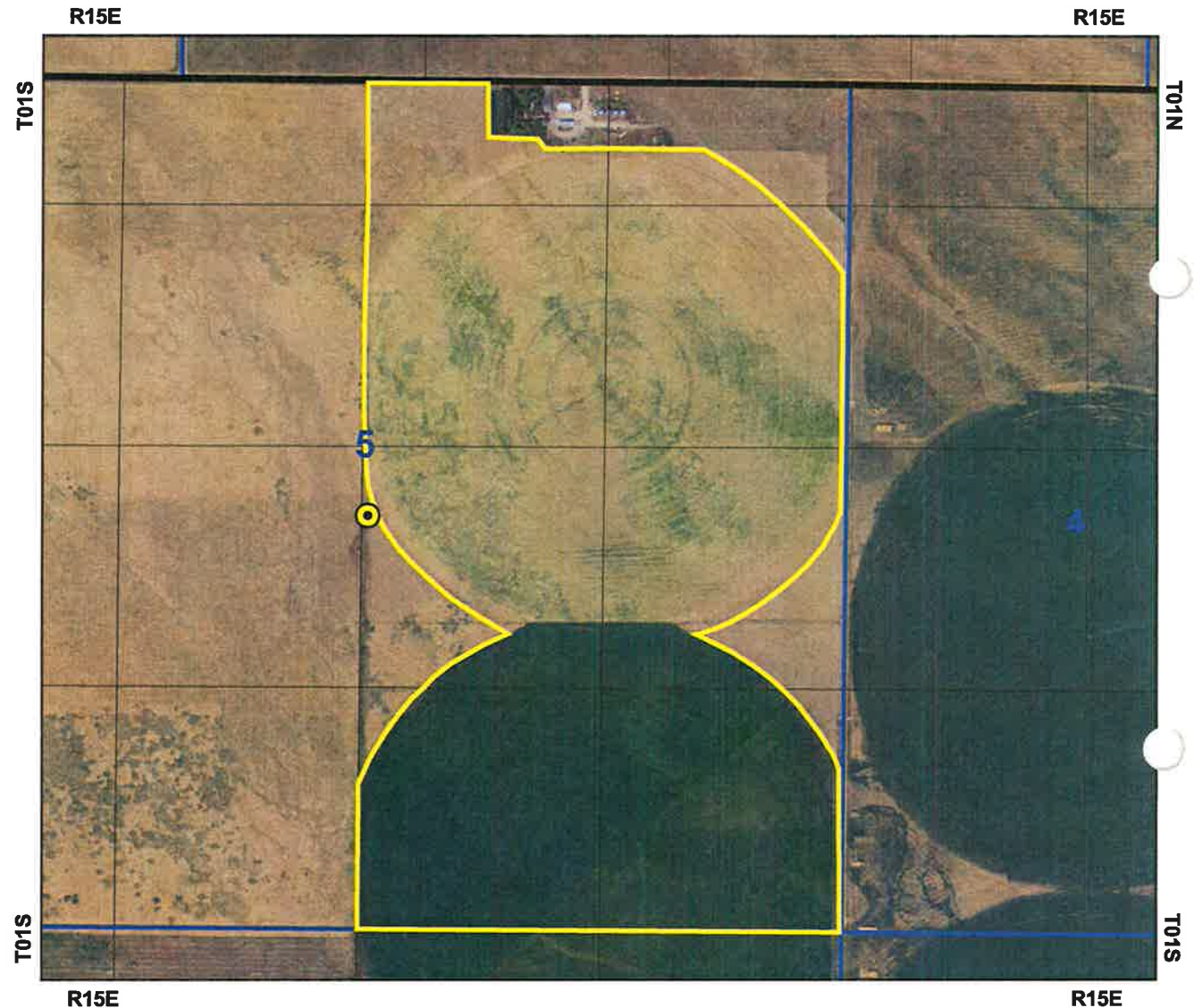
37-20366

Legend

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



Camas County
IDWR Basin 37



0 0.25 0.5 Miles



Prepared by M. Anders
On Thursday, March 30, 2006
2004 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-20366

Background Data

- Source is Groundwater
- Water right files indicate:
 - Water rights:
 - 37-2539 originally licensed for 2.02 cfs on 274 acres was split into:
 - 37-20366 for 1.75 cfs on 236 acres
 - 37-20367 for 0.27 cfs on 38 acres
 - SRBA claims:
 - 37-20366 claimed 1.75 cfs on 236 acres
 - 37-20367 claimed 0.27 cfs on 254 acres
 - **37-2539 is fully claimed**

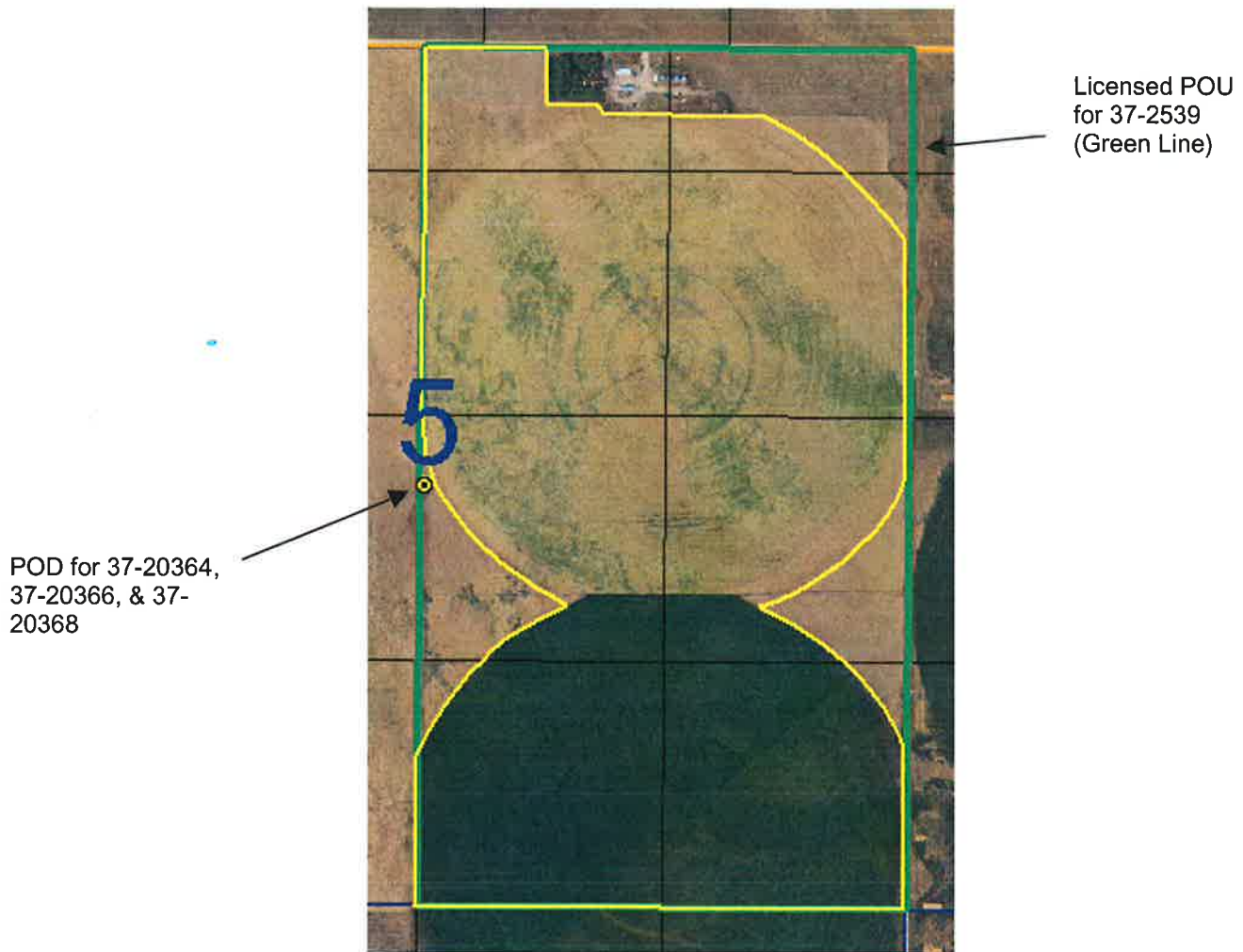
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

2004 Aerial Photo



Notes

T1S R15E Section 5

- Found 235 acres
- POD digitized based on license documents

- Data used for review: 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

RECEIVED

SEP 13 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68866

Department of Water Resources
Southern Region

This is to certify that: WILLIAM A SIMON And/Or SHIRLEY M SIMON
PO BOX 364
FAIRFIELD ID 83327
(208)764-2324

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
37-2539	AJC/License	07/27/1953	2.02 cfs	N/A		274.0	GROUND WATER
37-7288A	AJC/License	10/01/1973	1.89 cfs	N/A		206.0	GROUND WATER
37-7288B	AJC/License	10/01/1973	0.87 cfs	N/A		57.0	GROUND WATER
37-7528	AJC/License	09/27/1976	0.83 cfs	N/A		253.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-2539	YES	YES	YES	NO	NO	NO
37-7288A	NO	NO	YES	NO	NO	NO
37-7288B	YES	YES	YES	NO	NO	NO
37-7528	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-2539	37-20367	0.27 cfs	115.1 af	38.0	254.0	37-20366	1.75 cfs	N/A	N/A	236.0
37-7288A	37-7288A	1.89 cfs	618.0 af	206.0	254.0		N/A	N/A		N/A
37-7288B	37-20369	0.06 cfs	12.0 af	4.0	254.0	37-20368	0.81 cfs	159.0 af	N/A	53.0
37-7528	37-20365	0.10 cfs	42.7 af	31.0	254.0	37-20364	0.73 cfs	N/A	N/A	222.0
TOTALS		2.23 cfs	747.5 af	248.0	254.0		2.32 cfs	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 12th day of September, 2002

[Signature]
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-7288A
As Modified by Transfer No. 68866

In accordance with the approval of Transfer No. 68866, Water Right No. 37-7288A is now described as follows.

Right Holder: SHIRLEY M SIMON
PO BOX 364
FAIRFIELD ID 83327

And/Or

WILLIAM A SIMON
PO BOX 364
FAIRFIELD ID 83327

Priority Date: 10/01/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.89 CFS	618.0 AF
			1.89 CFS	618.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals					
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE						
01S 15E 8	8.0	8.0	40.0	40.0														40.0	40.0	39.0	39.0	254.0

Total Acres: 254

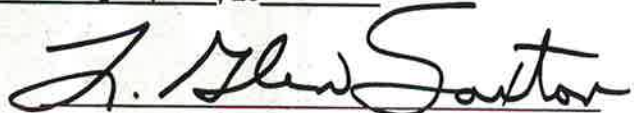
WATER RIGHT NO. 37-7288A
As Modified by Transfer No. 68866

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 206 acres within the place of use described above in a single irrigation season.
2. Rights 37-7088A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed the irrigation of 248 acres in a single irrigation season.
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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of September, 2002



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20366
As Modified by Transfer No. 68866

In accordance with the approval of Transfer No. 68866, Water Right No. 37-20366 is now described as follows.

Right Holder: WILLIAM A SIMON
PO BOX 364
FAIRFIELD ID 83327

Priority Date: 07/27/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	1.75 CFS	
		1.75 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSE Sec. 5 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 15E 5	3.0	19.0	39.0	37.0									30.5	31.5	38.5	37.5	236.0

Total Acres: 236

CONDITIONS OF APPROVAL

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

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of September, 2002


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20367
As Modified by Transfer No. 68866

In accordance with the approval of Transfer No. 68866, Water Right No. 37-20367 is now described as follows.

Right Holder: SHIRLEY M SIMON
PO BOX 364
FAIRFIELD ID 83327

And/Or

WILLIAM A SIMON
PO BOX 364
FAIRFIELD ID 83327

Priority Date: 07/27/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.27 CFS	115.1 AF
			0.27 CFS	115.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 15E 8	8.0	8.0	40.0	40.0									40.0	40.0	39.0	39.0	254.0

Total Acres: 254

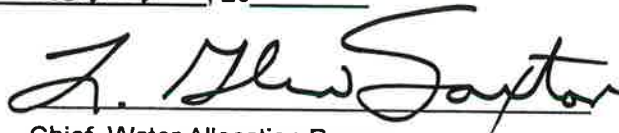
WATER RIGHT NO. 37-20367
As Modified by Transfer No. 68866

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 38 acres within the place of use described above in a single irrigation season.
2. Rights 37-20365 and 37-20367 when combined shall not exceed a total annual maximum diversion volume of 117.5 af at the field headgate, and the irrigation of 38 acres.
3. Rights 37-20365, 37-20367, and 37-20369 when combined shall not exceed a total diversion rate of 0.34 cfs.
4. Rights 37-7088A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed the irrigation of 248 acres in a single irrigation season.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of September, 2002


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20368
As Modified by Transfer No. 68866

In accordance with the approval of Transfer No. 68866, Water Right No. 37-20368 is now described as follows.

Right Holder: WILLIAM A SIMON And/Or SHIRLEY M SIMON
PO BOX 364
FAIRFIELD ID 83327
(208)764-2324

Priority Date: 10/01/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.81 CFS	159.0 AF
			0.81 CFS	159.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSE Sec. 5 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 15E 8	26.0	27.0															53.0

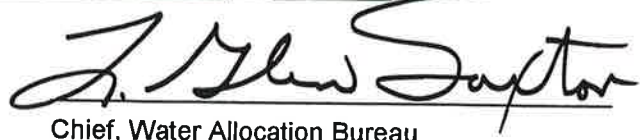
Total Acres: 53

CONDITIONS OF APPROVAL

1. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
2. Rights 37-20364, 37-20366 and 37-20368 when combined shall not exceed a total diversion rate of 2.32 cfs.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of September, 2002


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20364
As Modified by Transfer No. 68866

In accordance with the approval of Transfer No. 68866, Water Right No. 37-20364 is now described as follows.

Right Holder: WILLIAM A SIMON
PO BOX 364
FAIRFIELD ID 83327

Priority Date: 09/27/1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	0.73 CFS	
		0.73 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSE Sec. 5 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 15E 5		8.0	39.0	37.0									30.5	31.5	38.5	37.5	222.0

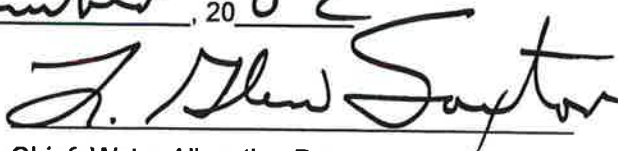
Total Acres: 222

CONDITIONS OF APPROVAL

1. This right when combined with 37-20366 shall not exceed a total annual maximum diversion volume of 641.5 af at the field headgate.
2. Rights 37-20364, 37-20366 and 37-20368 when combined shall not exceed a total diversion rate of 2.32 cfs.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of September, 2002


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20369
As Modified by Transfer No. 68866

In accordance with the approval of Transfer No. 68866, Water Right No. 37-20369 is now described as follows.

Right Holder: SHIRLEY M SIMON
PO BOX 364
FAIRFIELD ID 83327

AND

WILLIAM A SIMON
PO BOX 364
FAIRFIELD ID 83327

Priority Date: 10/01/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.06 CFS	12.0 AF
			0.06 CFS	12.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 15E 8	8.0	8.0	40.0	40.0									40.0	40.0	39.0	39.0	254.0

Total Acres: 254

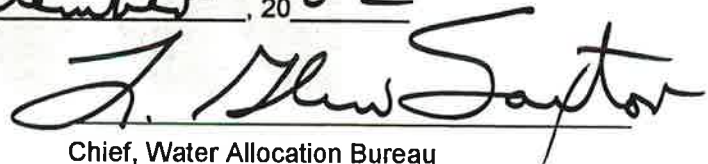
WATER RIGHT NO. 37-20369
As Modified by Transfer No. 68866

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4 acres within the place of use described above in a single irrigation season.
2. Rights 37-20365, 37-20367, and 37-20369 when combined shall not exceed a total diversion rate of 0.34 cfs.
3. Rights 37-7088A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed the irrigation of 248 acres in a single irrigation season.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of September, 2002


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20365
As Modified by Transfer No. 68866

In accordance with the approval of Transfer No. 68866, Water Right No. 37-20365 is now described as follows.

Right Holder: SHIRLEY M SIMON
 PO BOX 364
 FAIRFIELD ID 83327

AND

WILLIAM A SIMON
 PO BOX 364
 FAIRFIELD ID 83327

Priority Date: 09/27/1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.10 CFS	42.7 AF
			0.10 CFS	42.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S	15E	8	8.0	8.0	40.0	40.0									40.0	40.0	39.0	39.0	254.0

Total Acres: 254

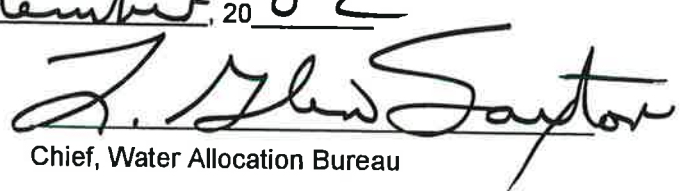
WATER RIGHT NO. 37-20365
As Modified by Transfer No. 68866

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 31 acres within the place of use described above in a single irrigation season.
2. Rights 37-20365 and 37-20367 when combined shall not exceed a total annual maximum diversion volume of 117.5 af at the field headgate, and the irrigation of 38 acres.
3. Rights 37-20365, 37-20367, and 37-20369 when combined shall not exceed a total diversion rate of 0.34 cfs.
4. Rights 37-7088A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed the irrigation of 248 acres in a single irrigation season.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of September, 2002


Chief, Water Allocation Bureau