

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 37-20805
Date Received:
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CINDY L HINOJOSA Phone: (208) 788-6777
PO BOX 6855
KETCHUM ID 83340

2. Date of Priority: 12/14/1974

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	18E	28	NE NE	BLAINE	

5. Description of diverting works:

well, pump and sprinklers

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.08	14.4

7. Total Quantity Appropriated is:

0.08 C.F.S. and/or 14.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	18E	28	NE	NE	IRRIGATION	4.1
						Section Acres 4.1
						Total Acres 4.1

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

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

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

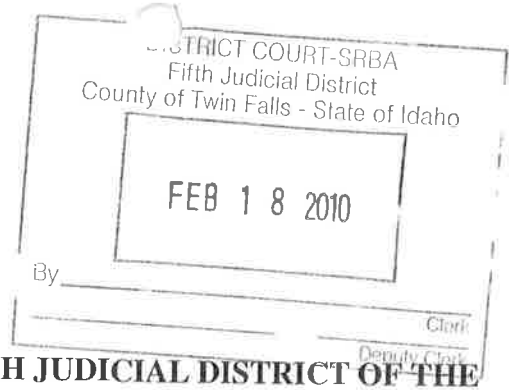
The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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 this water right in the ongoing Snake River Basin Adjudication.

15. Basis of Claim: License

COPY



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Subcase No. 37-20805

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 2/17/10


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2-18, 2009, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Matthew Marks
PO Box 2169
Hailey ID 83333

Cindy Hinojosa
PO Box 6855
Ketchum ID 83340



Signature of person or attorney mailing the form

01/25/2010

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

RIGHT NUMBER: 37-20805

NAME AND ADDRESS: MATTHEW MARKS
PO BOX 2169
HAILEY ID 83333

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS
14.40 AFY

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

PRIORITY DATE: 12/14/1974

POINT OF
DIVERSION:

T01N R18E S28 NENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.080 CFS 14.40 AFY

The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than April 21, 2003.

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S28 NENE 4.10
4.1 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

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

February 18, 2010

MATTHEW MARKS
PO BOX 2169
HAILEY ID 83333

RE: SRBA Claim(s) 37-20805

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: Cindy Hinojosa



Title:

Date: 01-25-2010

Scale: 1 inch = 2000 feet

File:

Tract 1: 7.283 Acres: 317256 Sq Feet: Closure = s47.2456w 0.01 Feet: Precision = 1/400847: Perimeter = 2817 Feet

001=/ne,28,1n,18e

004=s89.5646w 933.83

007=n89.5449e 804.35

002=/s01.1101e 999.54

005=s25.3136e 346.51

008=n44.5751w 440.84

003=/s89.5526w 827.73

006=n89.5449e 291.69



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

January 25, 2010

MATTHEW MARKS
PO BOX 2169
HAILEY ID 83333

RE: Notice of Change In Water Right Ownership
SRBA Claim Nos. 37-20805

Dear Mr. Marks:

I am in receipt of the Notice of Change of Water Right Ownership you recently submitted. Because the Snake River Basin Adjudication Court has not yet decreed this claim, no fee is due to process the owner change. I am herein returning your check no. 1976 in the amount of \$25.00.

You will receive under separate cover confirmation the change has been completed. Thank you and should you have any questions please feel free to give me a call.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

RECEIVED

JAN 25 2010

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split(s)	Water Right No(s).	Adjudication Claim No(s).	Split(s)
37-20805		Yes			

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

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

OR

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

3. Name and Address of Former
Owner/Claimant(s)

Cindy L. Hinojosa

P.O. Box 6855

Ketchum, ID 83340

4. New Owner/Claimant(s)

Matthew Marks

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 2169

City, State and ZIP Code

Hailey, ID 83333

New Telephone Number

(208) 369-1632

Email: Matthew.j.marks@yahoo.com

SCANNED
MAR 01 2010

5. Date you acquired the property _____
6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

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

7. Signature(s) of New Owner(s) or Claimant(s)  (title if applicable)
- _____ (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____	Date _____	Receipt Amt. _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ A.J.	Date _____	WR _____ Date _____

Instrument # 574168

HAILEY, BLAINE, IDAHO
01-12-2010 15:16:31 No. of Pages: 2
Recorded for: AMERITITLE KETCHUM
JOLYNN DRAGE Fee: \$6.00
Ex-Officio Recorder Deputy: mpp
Electronically Recorded by Simplifile

SPECIAL WARRANTY DEED

Order No.: AT-58826

FOR VALUE RECEIVED

Fannie Mae, an Idaho Corporation

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

 **MATTHEW J. MARKS, A SINGLE MAN**
whose current address is

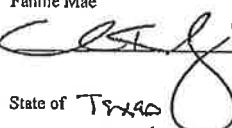
the grantee(s), the following described premises, in Blaine County, Idaho, TO WIT:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that no encumbrances were initiated during the ownership of the undersigned nor is the undersigned aware of any such.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 11/23/09

Fannie Mae
 **CHRISTOPHER IRBY**
Assistant Secretary

State of Texas }
County of Dallas } ss.

On this 23rd day of November, 2009, before me, a Notary Public in and for said state, personally appeared CHRISTOPHER IRBY known to me to be the Assistant Secretary of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he/she/they executed the foregoing in said Corporation name and acknowledged to me that said corporation executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public for the State of Texas
Residing at: Day
Commission Expires



SCANNED
MAR 10 2010

ORDER NO. 58826

EXHIBIT " A "

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 28: A parcel of land located in the N $\frac{1}{2}$ NE $\frac{1}{4}$, more particularly described as follows:

COMMENCING at the Northeast corner of said section; thence
Along the Easterly boundary of said section S. 01° 11' 01" E., 999.54 feet to
a found rebar marking the Northeast corner of TL 6527; thence
Along common boundary between TL 4966 & TL 6527, S. 89° 55' 26" W.,
827.73 feet to a found rebar marking the Northeast corner of TL 5959, also
being the REAL POINT OF BEGINNING; thence
Along common boundary between TL 4966 & TL 5959, S. 89° 56' 46" W.,
933.83 feet to a found rebar marking the Northwest corner of TL 5959, also
being the Northeast corner of Lot 4 of the Hillside Ranch Subdivision as
recorded at the office of the Blaine County Records Office; thence
along the Easterly boundary of said Lot 4, S. 25° 31' 36" E., 346.51 feet
to the Southerly boundary of said N $\frac{1}{2}$ NE $\frac{1}{4}$; thence
N. 89° 54' 49" E., 291.69 feet to a found rebar marking the Southwest
corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence
Along the Southerly boundary of said N $\frac{1}{2}$ NE $\frac{1}{4}$, N. 89° 54' 49" E., 804.35
feet; thence
Along the common boundary between TL 5959 & TL 6527, N. 44° 57' 51" W.,
440.84 feet to the REAL POINT OF BEGINNING.

TOGETHER WITH a 60 foot easement for ingress and egress more
particularly described as follows:

COMMENCING at the Northeast corner of said Section 28; thence
S. 00° 53' 23" E., along the East line of said Section, 1,131.81 feet; thence
S. 45° 12' 00" W., along the Northwestern right-of-way of an existing
county road, 495.16 feet, to THE TRUE POINT OF BEGINNING; thence
N. 44° 48' 00" W., 410.00 feet; thence
S. 89° 47' 12" E., 84.87 feet; thence
S. 44° 48' 00" E., 350.00 feet, to the Northwestern right-of-way of said
county road; thence
S. 45° 12' 00" W., 60.00 feet, to the TRUE POINT OF BEGINNING.

SCANNED
MAR 01 2010

TL 6988

ARB 9

TL 5959
7019

7 (Lot D)

TL 6527

WELL ON THIS LOT

6 (LOTA)

TL 5505

TL 5958

PLEIN
37752

ROW
E.L.M.
WD#311979

E.L.M.
~WD#208082

TL
4976

"This sketch is made solely for the purpose of assisting in locating the premises. The Company assumes no liability for alleged loss or damage which may result from reliance on this map."

(Lot C)

(Lot B)

TL 4975

Arb. 11

SCANNED
MAR 07 2010

"This sketch is made solely for the purpose of assisting in locating the premises. The Company assumes no liability for alleged loss or damage which may result from reliance on this map."

21/2
28/2

HILLSIDE RANCH SUBDIVISION

575

TL 5959

TL 6527

109

113

439

110

105

HILLSIDE RANCH SUBDIVISION II
AMENDED

101

LEWALT ROAD

ROAD

597
SCANNED
MAY 11 2013

5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70170

This is to certify that: CINDY L HINOJOSA
PO BOX 6855
KETCHUM ID 83340
(208)788-6777

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

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-7407	AJC/License	12/14/1974	0.51 cfs	86 af	N/A	24.4	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>
37-7407	YES	YES	NO	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>
37-7407	37-20805	0.08 cfs	14.4 af	N/A	4.1	37-20804	0.43 cfs	71.7 af	N/A	20.3
COMBINED										
TOTALS		0.08 cfs	14.4 af	N/A	4.1		0.43 cfs	71.7 af	N/A	20.3

Detailed Water Right Description(s) attached

Dated this 21 day of April, 2003

For 
Chief, Water Allocation Bureau

11/21/2006

**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: 12/13/2006

Water right number: 37-20805

CINDY L HINOJOSA

PO BOX 6855

KETCHUM ID 83340

Telephone Number: (208)788-6777

RECEIVED
DEC 07 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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: 12/1/06

SIGNATURE:

Cindy Hinojosa

Please print your name:

CINDY Hinojosa

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC - 5 2006

11/28/2006

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

RIGHT NUMBER: 37-20805

NAME AND ADDRESS: CINDY L HINOJOSA
PO BOX 6855
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS
14.400 AFY

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

PRIORITY DATE: 12/14/1974

POINT OF DIVERSION:

T01N R18E S28 NENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.080 CFS 14.40 AFY

The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than April 21, 2003.

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S28 NENE 4.10

4.1 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

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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

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



Idaho Department of Water Resources

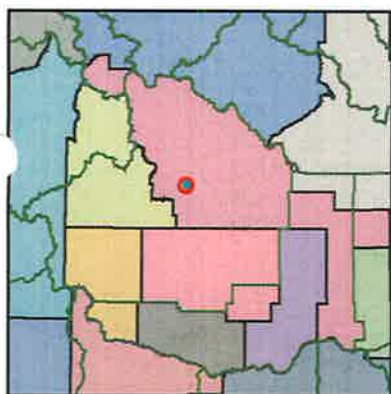
SRBA Recommendation:

37-20805

(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 C. Skinner
On Tuesday, November 28, 2006
1987/88 Aerial Photography

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70170**

This is to certify that: CINDY L HINOJOSA
PO BOX 6855
KETCHUM ID 83340
(208)788-6777

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

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-7407	AJC/License	12/14/1974	0.51 cfs	86 af	N/A	24.4	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>
37-7407	YES	YES	NO	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>
37-7407	37-20805	0.08 cfs	14.4 af	N/A	4.1	37-20804	0.43 cfs	71.7 af	N/A	20.3
COMBINED										
TOTALS		0.08 cfs	14.4 af	N/A	4.1		0.43 cfs	71.7 af	N/A	20.3

Detailed Water Right Description(s) attached

Dated this 21 day of April, 2003

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20804
As Modified by Transfer No. 70170

In accordance with the approval of Transfer No. 70170, Water Right No. 37-20804 is now described as follows.

Right Holder: KATHI WAGNER And
ROBERT WAGNER
PO BOX 182
BELLEVUE ID 83313

Priority Date: December 14, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to	12/31	0.02 CFS	0.6 AF
IRRIGATION	04/15 to	10/15	0.41 CFS	71.1 AF
			0.43 CFS	71.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENE Sec. 28 Twp 01N Rge 18E BLAINE 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
01N 18E 28			7.3	13.0													20.3

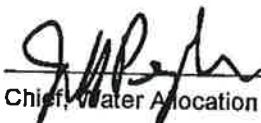
Total Acres: 20.3

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 21 day of April, 20 03

For  Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20805
As Modified by Transfer No. 70170

In accordance with the approval of Transfer No. 70170, Water Right No. 37-20805 is now described as follows.

Right Holder: CINDY L HINOJOSA
PO BOX 6855
KETCHUM ID 83340

Priority Date: December 14, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	0.08 CFS	14.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 28 Twp 01N Rge 18E BLAINE 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
01N	18E	28	4.1																4.1
Total Acres: 4.1																			

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

WATER RIGHT NO. 37-20805
As Modified by Transfer No. 70170

CONDITIONS OF APPROVAL

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of 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 21 day of April, 20 03

For 
Chief, Water Allocation Bureau

T70170

TOIN, R18E, S28

