

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 37-21433
Date Received: 3/2/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

BLAINE COUNTY SCHOOL DISTRICT #61 Phone: (208)5788-5000

118 W BULLION ST
HAILEY ID USA 83333

2. Date of Priority: 10/28/1969

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	10	NW NW SE	BLAINE	

5. Description of diverting works:

WELL, DEEP WELL TURBINE PUMP, 100 HP MOTOR, MAINLINE SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.19	36.1

7. Total Quantity Appropriated is:
0.19 C.F.S. and/or 36.1 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	10	NW SE	IRRIGATION	10.6
				Section Acres	10.6
				Total Acres	10.6

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:

THIS CLAIM IS BASED ON THE PROVISIONS OF IDAHO CODE 42-1426 ALLOWING ENLARGEMENT IN USE WITHOUT AN INCREASE IN RATE OF DIVERSION. THE ENLARGEMENT CLAIMED IS IN THE SEASON OF USE AND THE ANNUAL VOLUME DIVERTED UNDER THE PARENT RIGHT (37-2741) WHICH HAS SINCE BEEN SPLIT BY TRANSFER 70522 SO THE PORTION OWNED BY CLAIMANT IS 37-20903. THE EXPANDED ELEMENTS ARE THE PRESENTLY RECOGNIZED STANDARD SEASON OF USE 4-15 TO 10-31 AND ANNUAL DIVERSION VOLUME 3.5 AFA. THE PRIORITY DATE CLAIMED IS ONE DAY AFTER THE LICENSE ISSUANCE DATE FOR THE PARENT RIGHT.

15. Basis of Claim: Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

3-3-05

James Speck
Speck & Aanestad
PO BOX 987
Ketchum ID 83340

RE: School District Claim, 37-21433

Dear Jim:

We have received and I have data entered the claim for BCSD61. As requested I have returned a stamped copy of the original filing and also included the receipt for fees and a data entry printout.

I direct your attention to the data entry printout and the elements in Item 6. Simplification of the season, rates of flow and claimed volume was applied for clarity. Your excellent explanation in the remark describing the purpose of the claim was preserved and will focus the reviewing agent's attention to the issues.

It is noted that the claimed point of diversion and place of use do not correspond with the transferred 37-20903 – the right which 37-21433 enlarges. In the event that this claim is deemed legitimate and is affirmatively recommended in whole or in part in the SRBA then the elements for the three rights will be conformed to be consistent (e.g. this claim will be included in the permissible place of use and describe the same wells).

Please let me know if there are any errors or if you have any questions.

Sincerely,

Douglas Jones, P. E.
Water Rights Supervisor
Southern Adjudication Unit

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

RECEIVED

MAR 02 2005

Department of Water Resources
Southern Region

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Ident Number 37-21433
Date Received 3/2/05
Receipt Number 5027408

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): Blaine County School District No. 61
Phone: (208) 578-5000
Mailing Address: 118 W. Bullion St.
Hailey, ID 83333

2. Date of Priority: October 28, 1969

3. Source of water supply (a) ground water
which is tributary to (b)

4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
2N	18E	10	NW	NW	SE		Blaine

Additional points of diversion if any:

5. Description of existing diversion works: Well, deep well turbine pump, 100 hp electric motor, mainline, sprinklers.

COPY

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
irrigation	April 15	May 31	0.19 cfs
irrigation	October 2	October 31	0.19 cfs
irrigation	April 15	October 31	36.1 AF

7. Total Quantity Claimed: 0.19 cfs/36.1 AF

8. Non-irrigation uses: None

9. Place of use:

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>TOTALS</u>
2N	18E	10																10.6	10.6

TOTALS

10.6

10. Place of use is located in Blaine County.

11. Do you own the property listed above as place of use? Yes

12. Describe any other water rights used at the same place and for the same purposes as described above?
37-20903

13. **Remarks:** This claim is based on the provisions of Idaho Code Section 42-1426 allowing enlargement in use without an increase in rate of diversion. The enlargement claimed is in the season of use and the annual volume diverted under the parent right (37-2741) which has since been split by Transfer No. 70522 so the portion owned by Claimant is 37-20903. The expanded elements are the presently recognized standard season of use (April 15 to October 31) and annual diversion volume (3.5 AF/acre). The priority date of the enlargement is one day after the license issuance date for the parent right (37-2741).

Last Name: Blaine County School District No. 61

37-2741 Expansion Claim.wpd

Ident No. _____

2/11/05

MAP OF PROJECT

(Show clearly the point of diversion, place of use, section number, township and range number)

Scale: 2 inches equals 1 mile

SEE EXHIBIT A

Last Name: Blaine County School District No. 61
37-2741 Expansion Claim.wpd

CCFY

Ident No. _____

2/11/05

14. **Basis of Claim:** Beneficial use

IDWR Water Right Number:

Court:

Case Number:

Decree Date:

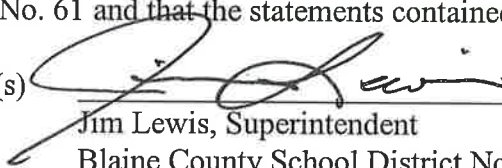
Plaintiff v. Defendant:

15. 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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - .

[For organizations] I do solemnly swear or affirm that I am the superintendent of Blaine County School District No. 61, that I have signed the foregoing document in the space below in such capacity on behalf of the Blaine County School District No. 61 and that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s)

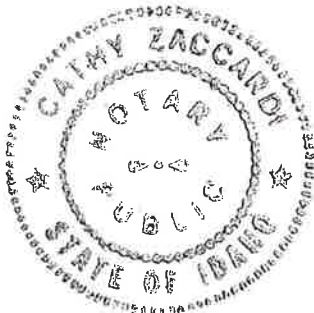

Jim Lewis, Superintendent
Blaine County School District No. 61

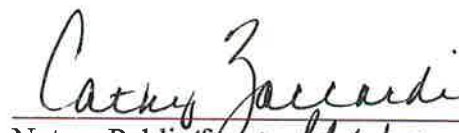
Date

2/23/05

State of Idaho)
) ss.
County of Blaine)

Subscribed and sworn before me this 23rd day of February, 2005.




Notary Public for Idaho
Residing at Blaine County, Idaho
Commission Expires 1-11-11

COPY

Last Name: Blaine County School District No. 61

37-2741 Expansion Claim.wpd

Ident No. _____

2/11/05

16. Notice of Appearance:

Notice is hereby given that I, James P. Speck, will be acting as attorney at law of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to the address listed below.

Signature: _____



James P. Speck, Esq., ISB # 2067
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
Telephone (208) 726-4421
Facsimile (208) 726-0752

Dated this 28 day of February, 2005.

Last Name: Blaine County School District No. 61
37-2741 Expansion Claim.wpd

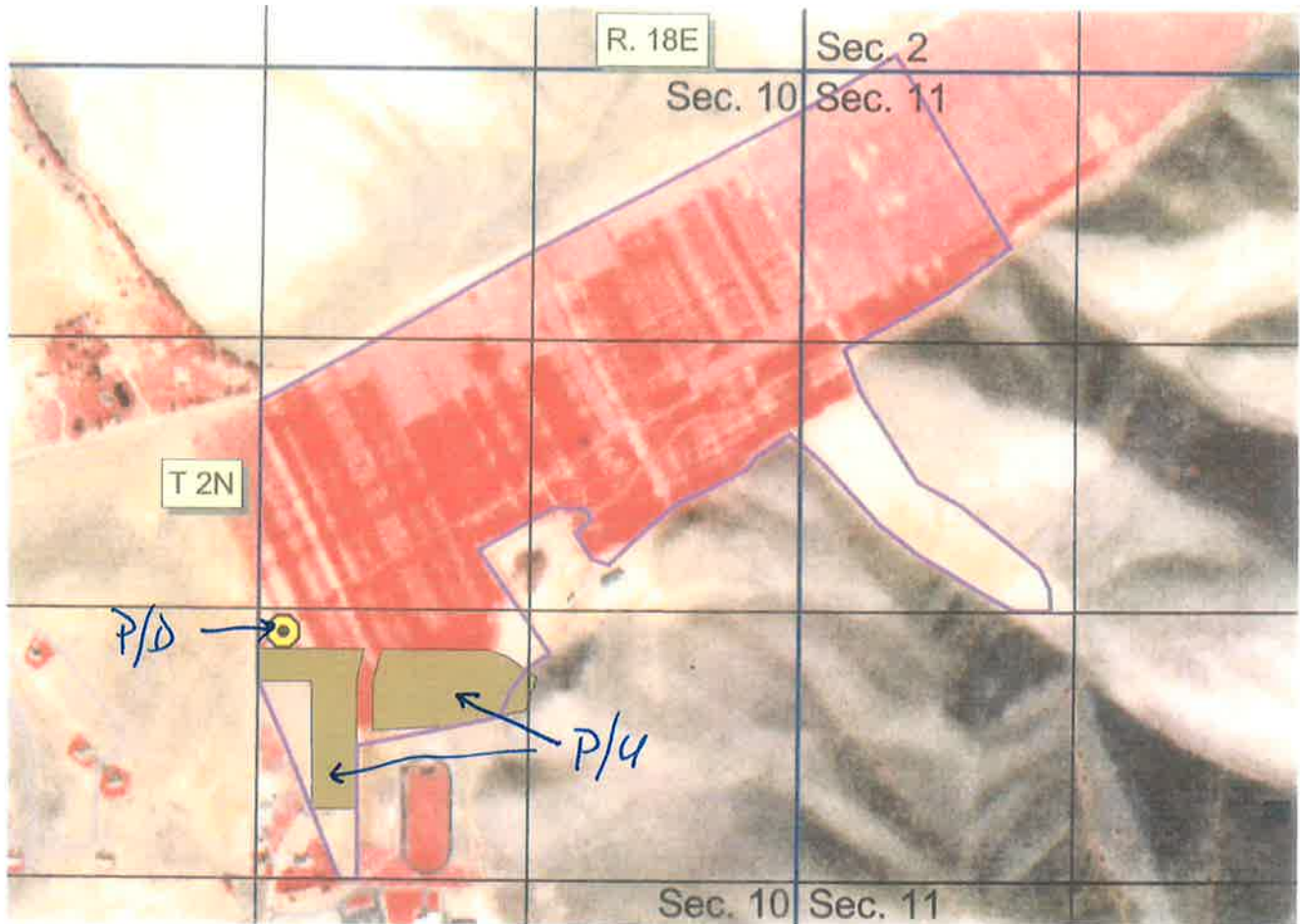
COPY

Ident No. _____

2/11/05

IDAHO DEPARTMENT OF WATER RESOURCES

APP FOR TRANSFER - Blaine Co. School Dist.



Section Lines



Quarter/Quarter Lines

General Location: Mouth of Quigley Canyon NE of Hailey



Land Irrigated Under 37-2741 Since 1983 142 ac
(Not Subject to Acreage Forfeiture)



Land Bought From Quigley Ranch In 2001 - 11.1 ac



Existing Irrigation Well



Prepared By J E Stanton 12-11-2002 1986/87 NAPP Data
T70522

EXHIBIT A

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jimspeck@cox-internet.com
DOUGLAS J. AANESTAD
aanestad@cox-internet.com

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

February 28, 2005

RECEIVED

MAR 02 2005

Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301

**Re: Blaine County School District No. 61;
SRBA Claim for Expansion of Water Right 37-20903**

Dear Allen:

Enclosed you will find the original and one copy of a Notice of Claim to be filed in the SRBA for Blaine County School District No. 61. This claim is for the enlargement of the season of use and annual volume diverted under Water Right No. 37-20903 which is that portion of Water Right 37-2741 acquired by the District from Quigley Canyon Ranch. Quigley has filed a very similar claim for its remaining portion of that parent water right.

I have also enclosed a check payable to the Department for the \$50 filing fee and am requesting that the late filing fee be waived. Please advise me as soon as possible of your decision on that request and, if necessary, we will immediately forward the additional check.

Kindly have your secretary receipt date-stamp the copy of this Notice of Claim and return it to me in the postage prepaid, self-addressed envelope included for that purpose. If you have any questions please call me. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

James P. Speck

JPS/jef

Enclosures

cc: Jim Lewis w/encl.
John Gaeddert w/encl.

12/22/2006

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

RIGHT NUMBER: 37-21433

NAME AND ADDRESS: BLAINE COUNTY SCHOOL DISTRICT #61
118 W BULLION ST
HAILEY ID 83333

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.190 CFS
36.100 AFY

PRIORITY DATE: 10/28/1969

POINT OF DIVERSION:

T02N R18E S10 NWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.190 CFS
37.10 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S10 NWSE 10.60

10.6 ACRES TOTAL

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21433 V1

WATER RIGHT NUMBER: 37-21433 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	SPECK & AANESTAD JAMES P SPECK PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Current Owner	BLAINE COUNTY SCHOOL DISTRICT #61 118 W BULLION ST HAILEY, ID 83333

Priority Date: 10/28/1969

Basis: License

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.190 CFS	37.10 AF
<u>Total Diversion:</u>		0.190 CFS	36.10 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 10, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S10 NWSE 10.6

Total Acres: 10.6

Conditions of Approval:

1. P11 No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.
2. P01 No lawful appropriation shown.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21433 V1

Comments:

1. Vmusic 12/22/2006 BASIS FOR DISALLOWAL

Comment: THIS IS ENLARGEMENT OF THE SEASON OF USE AND AF HEADGATE REQUIREMENT OF LICENSED SPLIT 37-20903 [SPLIT FROM 37-2741]. CLAIM STATES PRIORITY DATE CLAIMED OF 10/20/1969 IS DAY AFTER PRIORITY DATE OF LICENSE 37-2741. HOWEVER LICENSED P DATE IS 7/21/1966. REASONS FOR DISALLOWAL: [1] BENEFICIAL USE COULD NOT DATE FROM P DATE CLAIMED BECAUSE THE STANDARDS HAD NOT YET CHANGED. [2] THE CHANGES SOUGHT WOULD UNLAWFULLY ENLARGE THE QUANTITY ELEMENT OF THE ORIGINAL RIGHT [3] CLAIMANT HAS SUFFICIENT SURFACE WATER RTS TO SUPPLY WATER IN THE EARLY AND LATE SEASON [4] A CONDITION OF 37-20903 IS THE SHOULDER REMARK ALLOWING IRRIGATION DURING THE STANDARD SEASON SOUGHT BY THIS CLAIM.

2. Vmusic 12/22/2006 DISALLOWAL CONDITION

Comment: USED NO LAWFUL APPROPRIATION BECAUSE ENLARGEMENT OF SEASON OF USE AND AF WOULD UNLAWFULLY ENLARGE THE QUANTITY ELEMENT UNDER 42-1426. HOWEVER, NO B/U FOUND COULD BE USED.

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/22/2006 11:51:03 AM	Vmusic			Disallowed
Priority Date	12/22/2006 11:51:22 AM	Vmusic			Disallowed
POD	12/22/2006 11:51:36 AM	Vmusic			Disallowed
Source	12/22/2006 11:51:52 AM	Vmusic			Disallowed
POU	12/22/2006 11:52:04 AM	Vmusic			Disallowed
Use	12/22/2006 11:53:50 AM	Vmusic			Disallowed
Season	12/22/2006 11:54:16 AM	Vmusic			Disallowed
Quantity	12/22/2006 11:54:38 AM	Vmusic			Disallowed
Summary			12/22/2006	Vmusic	Disallowed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	11/3/2006 4:59:21 PM	CFRITSCH	Bulk Copy
Contacts	12/22/2006 11:51:04 AM	Vmusic	(No) 1. Do you want to schedule an appointment?
General	12/22/2006 11:51:22 AM	Vmusic	Comment for 1: DESKTOP REVIEW (No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (No) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21433 V1

POD	12/22/2006 11:51:37 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	12/22/2006 11:51:52 AM	Vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	12/22/2006 11:52:04 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	12/22/2006 11:53:51 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (No) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (No) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	12/22/2006 11:54:16 AM	Vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21433 V1

Quantity	12/22/2006 11:54:39 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (No) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?
Summary	12/22/2006 11:57:44 AM	Vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 4. Is any portion of the claim be recommended? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

Water Supply Bank:

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 37-21433**

12/22/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-191	Claim	02N	18E	10	NW	SE		IRRIGATION	31/37	J D SPRING CREEK RANCH LLC
905A	Claim	02N	18E	10	NW	SE		IRRIGATION	4.6/4.6	WAYNE H TINGEY
7693	Claim	02N	18E	10	NW	SE		IRRIGATION	29/300	QUIGLEY GREEN OWNER LLC
11143	Claim	02N	18E	10	NW	SE		IRRIGATION	4.6/4.6	LARUE B TINGEY
19736	Claim	02N	18E	10	NW	SE		IRRIGATION	33/322	QUIGLEY GREEN OWNER LLC
20902	Claim	02N	18E	10	NW	SE		IRRIGATION	16.4/113.4	QUIGLEY GREEN OWNER LLC
20903	Claim	02N	18E	10	NW	SE		IRRIGATION	14.2/33.5	BLAINE COUNTY SCHOOL DISTRICT #
21349	Claim	02N	18E	10	NW	SE		IRRIGATION	16.4/113.4	JOHN BURKE
21433	Claim	02N	18E	10	NW	SE		IRRIGATION	10.6/10.6	BLAINE COUNTY SCHOOL DISTRICT #
-905	Water Right	02N	18E	10	NW	SE		IRRIGATION		EARL W FOX
1209	Water Right	02N	18E	10	NW	SE		IRRIGATION		FRANK DRAKE
7693	Water Right	02N	18E	10	NW	SE		IRRIGATION	29/300	FREDERICK E JUDD
8821	Water Right	02N	18E	10	NW	SE		IRRIGATION	14.2/33.5	BLAINE COUNTY SCHOOL DISTRICT #
2784	Water Right	02N	18E	10	NW	SE		IRRIGATION STORAGE	33/154	JOHN C FOX
2784A	Claim	02N	18E	10	NW	SE		IRRIGATION FROM STORAGE	29/154	QUIGLEY GREEN OWNER LLC
11143	Claim	02N	18E	10	NW	SE		COMMERCIAL		LARUE B TINGEY
11143	Claim	02N	18E	10	NW	SE		DOMESTIC		LARUE B TINGEY

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-21433

WATER RIGHT NUMBER: 37-21433

Dealtowed

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLAINE COUNTY SCHOOL DISTRICT #61 118 W BULLION ST HAILEY, ID 83333

Priority Date: 10/28/1969 *?*
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.190 CFS	36.10 AF
	<u>Total Diversion:</u>	0.190 CFS	36.10 AF

Location of Point(s) of Diversion
GROUND WATER NW1/4NW1/4SE1/4 Sec. 10, Twp 02N, Rge 18E, B.M.
BLAINE County

Place of Use
IRRIGATION Within BLAINE County
T02N R18E S10 NWSE 10.6
Total Acres: 10.6

Conditions of Approval:

- THIS CLAIM IS BASED ON THE PROVISIONS OF IDAHO CODE 42-1426 ALLOWING EXLARGEMENT IN USE WITHOUT AN INCREASE IN RATE OF DIVERSION. THE ENLARGEMENT CLAIMED IS IN THE SEASON OF USE AND THE ANNUAL VOLUME DIVERTED UNDER THE PARENT RIGHT (37-2741) WHICH HAS SINCE BEEN SPLIT BY TRANSFER 70522 SO THE PORTION OWNED BY CLAIMANT IS 37-20903. THE EXPANDED ELEMENTS ARE THE PRESENTLY RECOGNIZED STANDARD SEASON OF USE 4-15 TO 10-31 AND ANNUAL DIVERSION VOLUME 3.5 AFA. THE PRIORITY DATE CLAIMED IS ONE DAY AFTER THE LICENSE ISSUANCE DATE FOR THE PARENT RIGHT.

Remarks:

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2741

WATER RIGHT NUMBER: 37-2741

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN C FOX PO BOX 116 HAILEY, ID 83333

Priority Date: 07/21/1966
Basis: License
Status: Active Transferred

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31		
IRRIGATION	6/01 to 10/01	2.220 CFS	372.00 AF
	<u>Total Diversion:</u>	2.220 CFS	372.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 10, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S10	NENE	22.0	T02N R18E S10	NWNE	4.0
T02N R18E S10	SWNE	37.0	T02N R18E S10	SENE	28.0
T02N R18E S10	NWNW	33.0			

Total Acres: 124

STOCKWATER same as IRRIGATION

Conditions of Approval:

Remarks:

Comments:

1. pskaggs 6/19/2003 10:33:33 AM Approved Transfer 70522
Comment: Approved transfer 70522 is associated with all or part of this Right and the following records.
Water Right 37-8821 0.8 cfs 80.2 afa 33.5 total acres
Claim 37-20902 2.01 cfs 340.2 afa 113.4 total acres
Claim 37-20903 0.19 cfs 31.8 afa 33.5 total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED*****TRANSFER NO. 70522**

This is to certify that: BLAINE COUNTY SCHOOL DISTRICT #61
118 W BULLION ST
HAILEY ID 83333
(208)788-2296

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>
37-2741	AJC/License	07/21/1966	2.20 cfs	372.0 af	N/A	124.0	GROUND WATER
37-8821	WR/License	05/24/1993	0.80 cfs	80.2 af	N/A	22.9	GROUND WATER

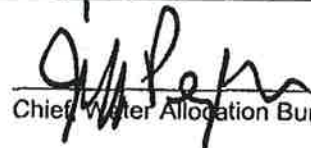
Purpose of Transfer (Changes Proposed)

<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>
37-2741	YES	NO	YES	YES	NO	NO
37-8821	NO	NO	YES	YES	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>
37-2741	37-20903	0.19 cfs	31.8 af	10.6	33.5	37-20902	2.01 cfs	340.2 af	N/A	113.4
37-8821	37-8821	0.80 cfs	80.2 af	22.9	33.5		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.99 cfs	112.0 af	N/A	33.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7 day of July, 20 03For  Chief Water Allocation Bureau

MICROFILMED

SCANNED

JUL 7 1 2003

WATER RIGHT NO. 37-20902
As Modified by Transfer No. 70522

In accordance with the approval of Transfer No. 70522, Water Right No. 37-20902 is now described as follows.

Right Holder: QUIGLEY CANYON RANCH LLP
 C/O STONEY BURKE
 PO BOX 326
 SUN VALLEY ID 83353

Priority Date: July 21, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.12 CFS	
IRRIGATION	06/01 to	10/01	2.01 CFS	340.2 AF
			2.01 CFS	340.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSE Sec. 10 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
02N 18E 10	24.0	4.0	37.0	28.0									16.4				109.4
02N 18E 11					1.0	3.0											4.0

Total Acres: 113.4

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 7 day of July, 20 03

For 
 Chief, Water Allocation Bureau

MICROFILMED

JUL 26 2003

SCANNED

JUL 21 2003

WATER RIGHT NO. 37-20903
As Modified by Transfer No. 70522

In accordance with the approval of Transfer No. 70522, Water Right No. 37-20903 is now described as follows.

Right Holder: BLAINE COUNTY SCHOOL DISTRICT #61
 118 W BULLION ST
 HAILEY ID 83333

Priority Date: July 21, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	06/01	10/01	0.19 CFS	31.8 AF
			0.19 CFS	31.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSE Sec. 10 Twp 02N Rge 18E BLAINE County

GROUND WATER NESWSE Sec. 10 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 18E 10													.1	14.2	7.9		22.2
02N 18E 15	9.2	2.1															11.3

Total Acres: 33.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.6 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 37-8821 and 37-20903 shall not exceed 0.99 cfs, nor total combined annual volume of 112.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

MICROFILMED

FILED
 JUL 21 2003

WATER RIGHT NO. 37-20903
As Modified by Transfer No. 70522

CONDITIONS OF APPROVAL

5. After specific notification by the Department, the right holder shall measure the diversion 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. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 and 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 before 6/1 and after 10/1 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.
7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. 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 7 day of July, 2003


for Chief, Water Allocation Bureau

MICROFILMED

JUL 21 2003

WATER RIGHT NO. 37-8821
As Modified by Transfer No. 70522

In accordance with the approval of Transfer No. 70522, Water Right No. 37-8821 is now described as follows.

Right Holder: BLAINE COUNTY SCHOOL DISTRICT #61
 118 W BULLION ST
 HAILEY ID 83333

Priority Date: May 24, 1993

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	0.80 CFS	80.2 AF
			0.80 CFS	80.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSE Sec. 10 Twp 02N Rge 18E BLAINE County

GROUND WATER NESWSE Sec. 10 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 18E 10													.1	14.2	7.9		22.2
02N 18E 15	9.2	2.1															11.3

Total Acres: 33.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 22.9 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 37-8821 and 37-20903 shall not exceed 0.99 cfs, nor total combined annual volume of 112.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of licensing, this water right is within State Water District No. 37.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

MICROFILMED SCANNED
 JUL 21 2003

WATER RIGHT NO. 37-8821
As Modified by Transfer No. 70522

CONDITIONS OF APPROVAL

5. After specific notification by the Department, the right holder shall measure the diversion 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. Use of water under this right may be affected by an agreement between the parties in connection with the original license.
7. The right holder shall mitigate for the diversion and use of water under this right in the following manner:
 - A. Diversion and use of water shall occur only at those times when water is available to fill Snake River Basin Adjudication Claim 37-21114 (a portion of Right 37-577).
 - B. The right holder shall maintain control of 0.60 cfs (23 acres) of Snake River Basin Adjudication Claim 37-21114 (or the decreed water right based on Claim 37-21114), which shall remain in the Big Wood River as mitigation for the diversion of ground water under this right.
 - C. In the event that Claim 37-21114 is not confirmed in the Snake River Basin Adjudication, the right holder shall provide an alternate source of mitigation water or shall cease diverting water under this right.
8. 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.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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 7 day of July, 20 03


for Chief, Water Allocation Bureau

MICRO
JUL 21 2003

SCANNED
JUL 21 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70522

This is to certify that: BLAINE COUNTY SCHOOL DISTRICT #61
118 W BULLION ST
HAILEY ID 83333
(208)788-2296

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>
37-2741	AJC/License	07/21/1966	2.20 cfs	372.0 af	N/A	124.0	GROUND WATER
37-8821	WR/License	05/24/1993	0.80 cfs	80.2 af	N/A	22.9	GROUND WATER

Purpose of Transfer (Changes Proposed)

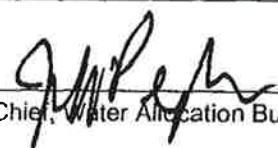
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-2741	YES	NO	YES	YES	NO	NO
37-8821	NO	NO	YES	YES	NO	NO

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>
37-2741	37-20903	0.19 cfs	31.8 af	10.6	33.5	37-20902	2.01 cfs	340.2 af	N/A	113.4
37-8821	37-8821	0.80 cfs	80.2 af	22.9	33.5		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.99 cfs	112.0 af	N/A	33.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19 day of June, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED

SCANNED
JUL 21 2003

WATER RIGHT NO. 37-20902
As Modified by Transfer No. 70522

In accordance with the approval of Transfer No. 70522, Water Right No. 37-20902 is now described as follows.

Right Holder: QUIGLEY CANYON RANCH LLP
C/O STONEY BURKE
PO BOX 326
SUN VALLEY ID 83353

Priority Date: July 21, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.12 CFS	
IRRIGATION	04/01 to	11/01	2.01 CFS	340.2 AF
			2.01 CFS	340.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSE Sec. 10 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 18E 10	24.0	4.0	37.0	28.0											16.4	109.4	
02N 18E 11					1.0	3.0										4.0	

Total Acres: 113.4

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 19 day of June, 20 03

For 
Chief Water Allocation Bureau

MICRO...

SCANNED
JUL 21 2003

WATER RIGHT NO. 37-20903
As Modified by Transfer No. 70522

In accordance with the approval of Transfer No. 70522, Water Right No. 37-20903 is now described as follows.

Right Holder: BLAINE COUNTY SCHOOL DISTRICT #61
 118 W BULLION ST
 HAILEY ID 83333

Priority Date: July 21, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	06/01	10/01	0.19 CFS	31.8 AF
			0.19 CFS	31.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSE Sec. 10 Twp 02N Rge 18E BLAINE County

GROUND WATER NESWSE Sec. 10 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	10													.1	14.2	7.9		22.2
02N	18E	15	9.2	2.1															11.3

Total Acres: 33.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.6 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 37-8821 and 37-20903 shall not exceed 0.99 cfs, nor total combined annual volume of 112.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

MICROFILMED

SCANNED

JUL 21 2003

WATER RIGHT NO. 37-20903
As Modified by Transfer No. 70522

CONDITIONS OF APPROVAL

5. After specific notification by the Department, the right holder shall measure the diversion 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. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 and 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 before 6/1 and after 10/1 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.
7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. 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 19 day of June, 20 03


For Chief, Water Allocation Bureau

MICRO

SCANNED

JUN 21 2003

WATER RIGHT NO. 37-8821
As Modified by Transfer No. 70522

In accordance with the approval of Transfer No. 70522, Water Right No. 37-8821 is now described as follows.

Right Holder: BLAINE COUNTY SCHOOL DISTRICT #61
 118 W BULLION ST
 HAILEY ID 83333

Priority Date: May 24, 1993

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to 10/31	0.80 CFS	80.2 AF
		0.80 CFS	80.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSE Sec. 10 Twp 02N Rge 18E BLAINE County

GROUND WATER NESWSE Sec. 10 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 18E 10													.1	14.2	7.9		22.2
02N 18E 15	9.2	2.1															11.3

Total Acres: 33.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 22.9 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 37-8821 and 37-20903 shall not exceed 0.99 cfs, nor total combined annual volume of 112.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of licensing, this water right is within State Water District No. 37.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

MICRO...

2003 2 2 1007

SCANNED

JUN 21 2003

WATER RIGHT NO. 37-8821
As Modified by Transfer No. 70522

CONDITIONS OF APPROVAL

5. After specific notification by the Department, the right holder shall measure the diversion 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. Use of water under this right may be affected by an agreement between the parties in connection with the original license.
7. The right holder shall mitigate for the diversion and use of water under this right in the following manner:
 - A. Diversion and use of water shall occur only at those times when water is available to fill Snake River Basin Adjudication Claim 37-21114 (a portion of Right 37-577).
 - B. The right holder shall maintain control of 0.60 cfs (23 acres) of Snake River Basin Adjudication Claim 37-21114 (or the decreed water right based on Claim 37-21114), which shall remain in the Big Wood River as mitigation for the diversion of ground water under this right.
 - C. In the event that Claim 37-21114 is not confirmed in the Snake River Basin Adjudication, the right holder shall provide an alternate source of mitigation water or shall cease diverting water under this right.
8. 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.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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 19 day of June, 20 03

For 
Chief, Water Allocation Bureau

MICROSCOPY

SCANNED
JUL 21 2003

State of Idaho

WATER LICENSE

Water License No. G-33032/37-2741 Priority July 21, 1966 Amount 2.22 c.f.s.

THIS IS TO CERTIFY, that JOHN C. FOX
 of Hailey, Idaho, made application for a permit to appropriate the public waters of
 the State of Idaho, dated July 21, 1966; that Permit G-33032/37-2741 was issued pursuant
 to said application; that the proposed works were completed on or about March 7, 1969,
 with a storage for carrying capacity of 2.22 c.f.s., said works consisting of
well, pump, motor and sprinkler system; and that on March 7, 1969
 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 372
 acre feet per season, with a maximum rate of diversion of 2.22 cubic feet per second of the waters
 of ground-water, tributary of _____,
 for the purpose of Irrigation from June 1 to October 1;
 and for Stockwater from January 1 to December 31; and for
 _____ from _____ to _____; and that the use
 of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
 mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
 located in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, T. 2 N, R. 18 E, B.M., and
 other additional points _____, in the County of
Blaine; and that the amount of water to which such right is
 entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
 used for said purposes and shall not exceed 372 acre feet per year.

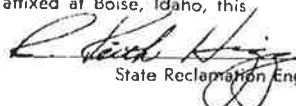
Description and location of place of use

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>2 N</u>	<u>18 E</u>	<u>10</u>	<u>22</u>	<u>1</u>	<u>37</u>	<u>28</u>	<u>33</u>												<u>124</u>

Total number of acres irrigated 124

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
 as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

27th day of October, 19 69.

 State Reclamation Engineer

37 2741

 33032
 37-2741
 plat
 jws