

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 37-22040
Date Received: 12/19/2006
Receipt No:
Received By:

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

1. Name of Claimant(s)

MAXINE MOLYNEUX Phone: (208)788-2552
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX Phone: (208)788-2552
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

2. Date of Priority: 03/24/1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	18E	12	SE SW	BLAINE	
01S	18E	1	SE NW 3	BLAINE	

5. Description of diverting works:

Headgate & Bypass Canal

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.04	

7. Total Quantity Appropriated is:
0.04 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	18E	1	SE	NW	3	IRRIGATION	1.7
			NE	SW		IRRIGATION	2.2
Section Acres						3.9	
Total Acres						3.9	

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:

Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

After specific notification by the Department, the right holder shall measure the ground water 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.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.

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.

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 RIGHT IS A COMBINATION OF OLD RIGHT NOS. 37-30011B AND 37-30011C.

The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total

diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.

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.

This right is a split from former right 37-20893.

15. Basis of Claim: Decreed

RECEIVED

MAR 07 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
 Southern Region

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-20886			37-20891		
37-20887			37-20892		
37-20888			37-20893		
37-20889					
37-20890					

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 usually attached to your deed or on file with the county).

OR

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 **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) A.W. MOLYNEUX, MAXINE MOLYNEUX, WILLIAM L. MOLYNEUX, JOHN I. MOLYNEUX, KRISTY M. MOLYNEUX
1174 GANNETT ROAD, BELLEVUE, ID 83313
4. New Owner/Claimant(s) STEVEN SCHMID, KATHRYN SCHMID
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 205 9TH AVE NORTH
- City, State and ZIP Code TWIN FALLS ID 83301
- New Telephone Number (208) 734 8277
5. Date you acquired the property FEB 14, 2005

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

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

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

Stephen E Schell

Kathryn G. Schmid

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.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

AFTER RECORDING MAIL TO:

Stephen Schmid and Kathryn Schmid
205 9th Ave. North
Twin Falls, ID 83301

Instrument # 516212

HAILEY, BLAINE, IDAHO

2005-02-10

02:45:00 No. of Pages: 3

Recorded for : FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

mp

WARRANTY DEED

File No.: **104543-TF (ga)**

Date: **January 31, 2005**

For Value Received, **A. W. Molyneux and Maxine Molyneux, husband and wife, as to an undivided 70% interest and William L. Molyneux, a single man, as to an undivided 10.25% interest and John I. Molyneux and Kristy M. Molyneux, husband and wife, as to an undivided 19.75% interest**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Stephen Schmid and Kathryn Schmid, husband and wife**, hereinafter called the Grantee, whose current address is **205 9th Ave. North, Twin Falls, ID 83301**, the following described premises, situated in **Blaine County, Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 01/31/2005

Warranty Deed
- continued

File No.: 104543-TF (ga)

A. W. Molyneux
A. W. Molyneux

Maxine Molyneux
Maxine Molyneux

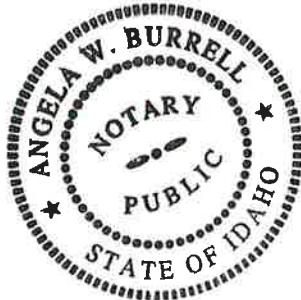
William L. Molyneux
William L. Molyneux

John I. Molyneux
John I. Molyneux

Kristy M. Molyneux
Kristy M. Molyneux

STATE OF Idaho)
COUNTY OF Blaine)
1st

On this **Second** day of February, 2005, before me, a Notary Public in and for said State, personally appeared **A. W. Molyneux and Maxine Molyneux and William L. Molyneux and John I. Molyneux and Kristy M. Molyneux**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Angela W. Burrell
Notary Public for the State of Idaho

Residing

at:

My

Hailey, ID

Commission

Expires:

8/7/08

EXHIBIT A

A parcel of land located within Section 1, Township 1 South, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

COMMENCING at a 5/8-inch rebar by P.L.S. 907 marking the northwest corner of U.S. Government Lot 3, said Section 1, which point is the REAL POINT OF BEGINNING;

Thence S. 89°39'45" E., 953.50 feet along the North boundary of said Section 1 to a 5/8-inch rebar by P.L.S. 3621 marking the northeast corner of old Tax Lot 1395 at the West boundary of Idaho State Highway No. 75;

Thence 110.31 feet along said Highway boundary and around a curve to the right with a radius of 3,776.63 feet, a central angle of 1°40'25", a tangent of 55.16 feet and a long chord of 110.31 feet that bears S. 7°11'12" W.;

Thence N. 81°58'36" W., 80.67 feet;

Thence 871.53 feet around a curve to the right with a radius of 3,736.63 feet, a central angle of 13°21'49", a tangent of 437.75 feet and a long chord of 869.56 feet that bears S. 14°44'05" W.;

Thence S. 21°33'35" W., 1,716.80 feet along a line of 120 feet westerly and parallel with the centerline of Idaho State Highway No. 75 to the West boundary of SE $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 1;

Thence N. 0°11'34" W. 539.65 feet along the West boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1 to a 5/8-inch rebar by P.L.S. 907 marking the Southwest corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1;

Thence continuing N. 0°11'34" W., 1,334.93 feet along the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1 to a 5/8-inch rebar by P.L.S. 907 marking the Southwest corner of said U.S. Government Lot 3;

Thence N. 0°07'28" W., 666.88 feet along the West boundary of said U.S. Government Lot 3 to the POINT OF BEGINNING.

John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Shelley M. Davis



John A. Rosholt
jar@idahowaters.com

113 Main Avenue West, Suite 303
Twin Falls, ID 83301-6167
(208) 733-0700 telephone
(208) 735-2444 facsimile
jar@idahowaters.com

205 North 10th Street Suite 520
Post Office Box 2139
Boise, ID 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

February 1, 2005

Dr. Steve Schmid
205 9th Ave. N.
Twin Falls, ID 83301

Re: Irrigation Water Rights
28 Acres SENW, and NESW,
Section 1, T. 01 S., R. 18 E. B.M.
Blaine County, Idaho

Dear Dr. Schmid:

At the request of Jim Herrett, we have examined the records of the Idaho Department of Water Resources (IDWR) pertaining to eight (8) Snake River Basin Adjudication (SRBA) Claim Reports numbered consecutively as 37-20886 through 37-20893, all reported to represent varying amounts of water with varying priorities which have been transferred to the subject 28-acre parcel as above described and as shown on Exhibit A.

Each of the adjudication claim reports suggests a diversion of surface water from the Big Wood River in the SE1/4 SW1/4 of Section 12, T. 01N, R. 18E.B.M. in Blaine County, into the Bypass Canal where it is rediverted into the Baseline Canal in the SENW of Section 25 or into the Dittoe Ditch in the SWSW of Section 25, T.1N, R.18E.B.M. where it is "allowed to sink to mitigate for the use of groundwater" under each of the eight recommended claim reports. The rights total 1.31 CFS.

The total permitted diversion from the wells located in Lot 3 (SE1/4 NW1/4) of Section 1, T.01S., R. 18E.B.M. of the subject property pursuant to these 8 rights is .56 CFS, which is 28 miner's inches of water. A miner's inch is 9 gallons per minute, and is the statutorily permitted amount of constant flow per acre for irrigation in Idaho. These rights also limit the diversion of said .56 CFS to times when an equivalent amount of water is available for diversion from Wood River pursuant to the most senior of the 8 rights. The use of the water is also limited to the period of April 15th to October 15th each year and to an annual total diversion volume of 98 acre feet, which totals 3.5 acre feet per acre for 28 acres, the recognized amount for beneficial use for irrigation for a season in Blaine County.

The transfer of these 8 SRBA recommended rights to the 28 acres of the subject parcel was approved on May 16, 1903 (Exhibit B). They all appear to be listed properly in the approved transfer. Since IDWR is required to look at all aspects when considering a transfer, an approval of a transfer indicates that the rights are in good standing.

We have found evidence of the original transfer of the rights from surface water to groundwater in 1999. The transfer order for Transfer #70147 dated May 16, 2003, validated the 8 rights in all respects. None could have been forfeited since the May 16, 2003 date. We thus conclude that appropriate permissions exist to get the Wood River water to the location where it is allowed to sink. We have made no effort to determine average deliveries to the parcel in the past because such data on deliveries prior to Transfer #70147 would not represent the present situation.

If you purchase the parcel, you should file a Notice of Change in water right ownership with IDWR (Exhibit C).

While these rights will be recommended by IDWR for inclusion in the Basin 37 Decree of the SRBA Court, in the near future you will receive an inquiry from IDWR asking if you agree with the rights as reported. As part of a later public notice process, it's possible that someone with a water right could argue that they would be impacted and injured if your rights are to be so decreed. While possible, it's highly unlikely because of IDWR's recent approval of Transfer #70147.

Lastly, no opinion can obviously be given by the undersigned respecting the future availability of water under these rights. In normal years the priority of these rights should supply the necessary mitigation water to divert the .56 CFS to a total of 98 acre feet per irrigation season for use on the parcel.

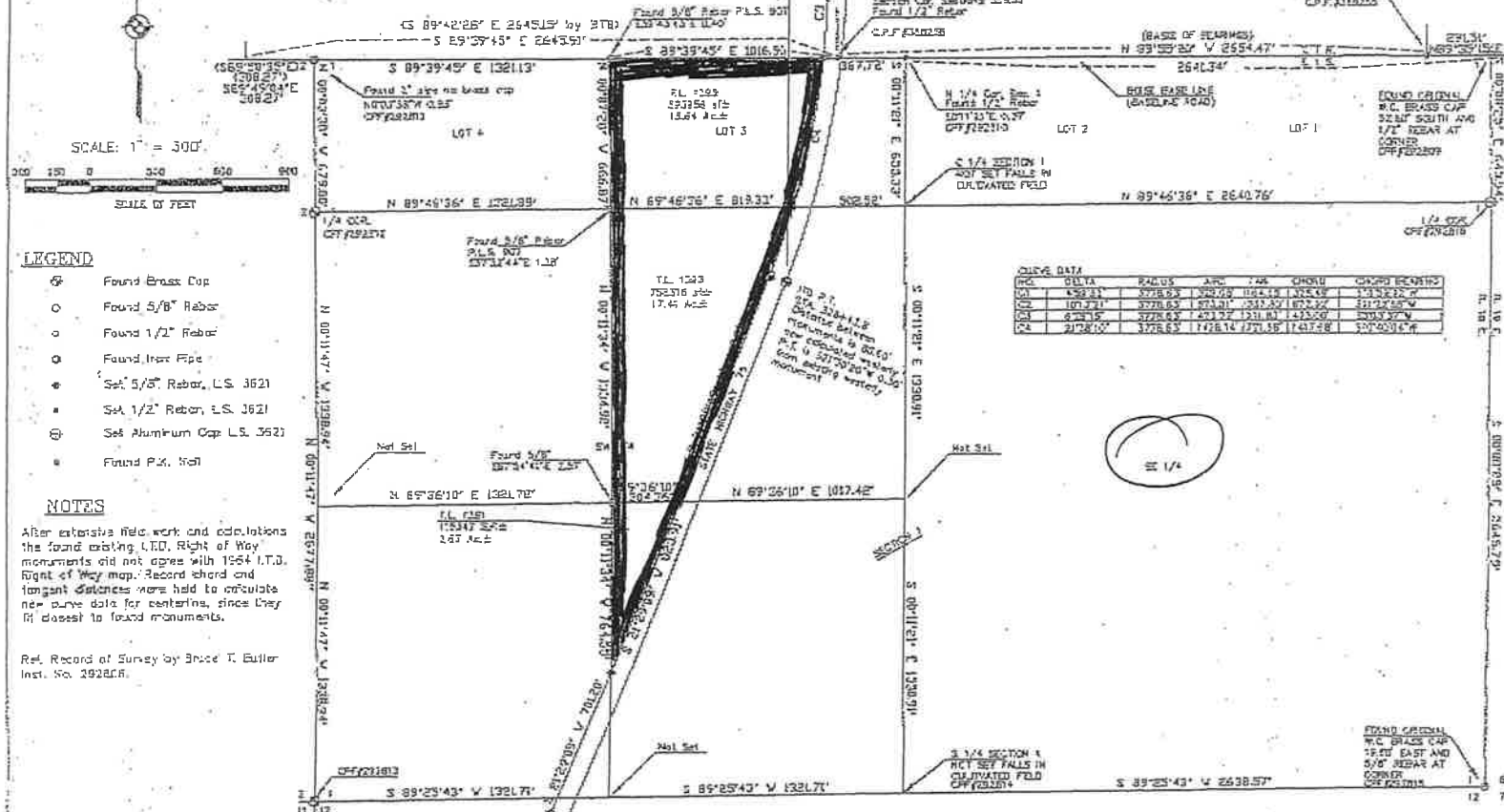
There has been five straight years of drought. 2004 was an exceptionally short water year. From the 8 rights, there is .33 CFS of 83, .14 CFS of 84, and .13 CFS of 85. Therefore, before July 7th you could have diverted the full .56 CFS from the well but after the 7th to July 12th, only .47 CFS. After the 12th of July, only .33 CFS till it was cut August 13th.

Respectively,

BARKER, ROSHOLT & SIMPSON

By /s/ John A. Rosholt
John A. Rosholt

RECORD OF SURVEY FOR
BILL MOLYNEUX
 LOCATED WITHIN
 SECTION 1, T.16S., R.18E., S.M., BLAINE COUNTY, IDAHO
 JUNE 1998



COUNTY RECORDER'S CERTIFICATE

STATE OF IDAHO } ss #15327
 COUNTY OF BLAINE }
 This is to certify that foregoing plat was filed in the
 office of the Recorder of Blaine County, Idaho on this 12
 day of June 1998, at 3:55 P.M., and duly recorded in the
 Record of Survey Book _____ at page _____.

D.K. Stearns for Mary Green
 Ex-officio Recorder

CERTIFICATE OF SURVEYOR

I hereby certify that I am a Registered Land Surveyor
 in the State of Idaho and that this map is a true and
 accurate representation of a survey done under my
 direct supervision.

RICHARD D. FOSBURY P.L.S. 3623

RECORD OF SURVEY FOR
 BILL MOLYNEUX
 BLAINE ENGINEERING, INC.
 BLAINE, IDAHO

SHEET 1 OF 1

Job No. 4500 JMC

SCHEDULE A

Date of Policy: **2-10-2005 at 2:45 PM**

Policy No.: **104543-TF**

Policy Amount: **\$338,000.00**

Premium: **\$1,290.50**

1. Name of Insured:

Stephen Schmid and Kathryn Schmid

2. The estate or interest in the land which is covered by this policy is:

fee Simple

3. Title to the estate or interest in the land is vested in:

Stephen Schmid and Kathryn Schmid, husband and wife

4. The Land referred to in this Policy is described as:

A parcel of land located within Section 1, Township 1 South, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

COMMENCING at a 5/8-inch rebar by P.L.S. 907 marking the northwest corner of U.S. Government Lot 3, said Section 1, which point is the REAL POINT OF BEGINNING;

Thence S. 89°39'45" E., 953.50 feet along the North boundary of said Section 1 to a 5/8-inch rebar by P.L.S. 3621 marking the northeast corner of old Tax Lot 1395 at the West boundary of Idaho State Highway No. 75;

Thence 110.31 feet along said Highway boundary and around a curve to the right with a radius of 3,776.63 feet, a central angle of 1°40'25", a tangent of 55.16 feet and a long chord of 110.31 feet that bears S. 7°11'12" W.;

Thence N. 81°58'36" W., 80.67 feet;

Thence 871.53 feet around a curve to the right with a radius of 3,736.63 feet, a central angle of 13°21'49", a tangent of 437.75 feet and a long chord of 869.56 feet that bears S. 14°44'05" W.;

Thence S. 21°33'35" W., 1,716.80 feet along a line of 120 feet westerly and parallel with the centerline of Idaho State Highway No. 75 to the West boundary of SE¼SW¼, said Section 1;

Thence N. 0°11'34" W. 539.65 feet along the West boundary of said SE¼SW¼, Section 1 to a 5/8-inch rebar by P.L.S. 907 marking the Southwest corner of the NE¼SW¼, Section 1;

Thence continuing N. 0°11'34" W., 1,334.93 feet along the West boundary of said NE¼SW¼, Section 1 to a 5/8-inch rebar by P.L.S. 907 marking the Southwest corner of said U.S. Government Lot 3;

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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 37-20893
Date Received:
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

A W MOLYNEUX Phone: (208)788-2552
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX Phone: (208)788-2552
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

2. Date of Priority: 03/24/1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
01N	18E	12	SE	SW		BLAINE	
01S	18E	1	SE	NW	3	BLAINE	

5. Description of diverting works:

Headgate & Bypass Canal

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.28	

7. Total Quantity Appropriated is:
0.28 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	18E	1	SE	NW	3	IRRIGATION	12
			NE	SW		IRRIGATION	16
						Section Acres	28
						Total Acres	28

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 IS A COMBINATION OF OLD RIGHT NOS. 37-30011B AND 37-30011C.

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.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.

After specific notification by the Department, the right holder shall measure the ground water 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.

Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.

The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.

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: Decreed

COPY

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
FEB 23 2009
By _____ Clerk
Deputy Clerk

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

In Re SRBA

Case No. 39576

Subcase No: 37-22026, 37-22028,
37-22030, 37-22032, 37-22034,
37-22036, 37-22038, 37-22040

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER 74959

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership

☒ Point of Diversion

☐ Period of Use

☐ Split of Water Right

☒ Place of Use

☐ Nature of Use

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: 2/20/09


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/23, 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 W Fort St MSC 033
Boise ID 83724

A W Molyneux
Maxine Molyneux
1174 Gannett-Picabo Rd
Bellevue ID 83313



Signature of person or attorney mailing the form

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

RIGHT NUMBER: 37-22026

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:

BIG WOOD RIVER

Tributary:

MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.010 CFS

0.000 AFY

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cfs.

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

The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE: 05/31/1887

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.010 CFS

~~MITIGATION~~

~~04/15 10/31~~

~~0.010 CFS~~

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

PLACE OF USE:

IRRIGATION

within BLAINE County

T01N R18E S36 NESW 40.0
T01N R18E S36 NWSW 40.0
T01N R18E S36 SWSW 38.0
T01N R18E S36 SESW 39.0
T01S R18E S01 Lot 2 SWNE 19.0
T01S R18E S01 Lot 1 SENE 19.0
T01S R18E S01 Lot 3 SENW 5.0
T01S R18E S01 NESW 20.0
T01S R18E S01 SESW 35.0
T01S R18E S01 NESE 40.0
T01S R18E S01 NWSE 40.0
T01S R18E S01 SWSE 40.0
T01S R18E S01 SESE 39.0
T01S R18E S12 NENE 38.0
T01S R18E S12 NWNE 40.0
T01S R18E S12 NENW 38.0
T01S R18E S12 NWNW 8.0
T01S R18E S12 SWNW 13.0
T01S R18E S12 SENW 40.0

~~T01S R18E S01 Lot 3 SENW 1.7~~

~~T01S R18E S01 NESW 2.2~~

~~3.9 ACRES TOTAL~~

591 ACRES TOTAL

~~MITIGATION Same as IRRIGATION~~

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E. ~~where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this 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 - Decreed

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.

This right is a split from former right 37-20886.

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.

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions. ~~of Big Wood River water for mitigation.~~

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

RIGHT NUMBER: 37-22028

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:

BIG WOOD RIVER

Tributary:

MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.030 CFS

0.000 APY

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

The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cf.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE: 05/15/1892

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSNW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.030 CFS

~~MITIGATION~~

~~04/15 10/31~~

~~0.030 CFS~~

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

PLACE OF USE:

IRRIGATION

within BLAINE County

T01N R18E S36 NESW 40.0

T01N R18E S36 NWSW 40.0

T01N R18E S36 SWSW 38.0

T01N R18E S36 SESW 39.0

T01S R18E S01 Lot 2 SWNE 19.0

T01S R18E S01 Lot 1 SENE 19.0

T01S R18E S01 Lot 3 SENW 5.0

~~T01S R18E S01 Lot 3 SENW 1.7~~

T01S R18E S01 NESW 20.0

~~T01S R18E S01 NESW 2.2~~

T01S R18E S01 SESW 35.0

T01S R18E S01 NESE 40.0

3.9 ACRES TOTAL

T01S R18E S01 NWSE 40.0

T01S R18E S01 SWSE 40.0

T01S R18E S01 SESE 39.0

T01S R18E S12 NENE 38.0

T01S R18E S12 NWNE 40.0

T01S R18E S12 NENW 38.0

T01S R18E S12 NWNW 8.0

T01S R18E S12 SWNW 13.0

T01S R18E S12 SENW 40.0

591 ACRES TOTAL

MITIGATION Same as IRRIGATION

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, ~~where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this 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 - Decreed

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

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.

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 right is a split from former right 37-20887.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions ~~of Big Wood River water for mitigation.~~

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

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

RIGHT NUMBER: 37-22030

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:

BIG WOOD RIVER

Tributary:

MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.060 CFS

0.000 AFY

~~The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.~~

~~Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cfs. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.~~

~~The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.~~

PRIORITY DATE: 05/31/1887

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.060 CFS

~~MITIGATION~~

~~04/15 10/31~~

~~0.060 CFS~~

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

PLACE OF USE:

IRRIGATION

within BLAINE County

T01N R18E S36 NESW 40.0
T01N R18E S36 NWSW 40.0
T01N R18E S36 SWSW 38.0
T01N R18E S36 SESW 39.0
T01S R18E S01 Lot 2 SWNE 19.0
T01S R18E S01 Lot 1 SENE 19.0
T01S R18E S01 Lot 3 SENW 5.0
T01S R18E S01 NESW 20.0
T01S R18E S01 SESW 35.0
T01S R18E S01 NESE 40.0
T01S R18E S01 NWSE 40.0
T01S R18E S01 SWSE 40.0
T01S R18E S01 SESE 39.0
T01S R18E S12 NENE 38.0
T01S R18E S12 NWNE 40.0
T01S R18E S12 NENW 38.0
T01S R18E S12 NWNW 8.0
T01S R18E S12 SWNW 13.0
T01S R18E S12 SENW 40.0

~~T01S R18E S01 Lot 3 SENW 1.7~~

~~T01S R18E S01 NESW 2.2~~

3.9 ACRES TOTAL

591 ACRES TOTAL

MITIGATION Same as IRRIGATION

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it ~~shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-20888.

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.

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

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

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions of Big Wood River water for mitigation.

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

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

RIGHT NUMBER: 37-22032

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313
MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:

BIG WOOD RIVER

Tributary:

MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.020 CFS

0.000 AFY

The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

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

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cfs.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE:

05/15/1885

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.020 CFS

~~MITIGATION~~

~~04/15 10/31~~

~~0.020 CFS~~

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

PLACE OF USE:

IRRIGATION

within BLAINE County

T01N R18E S36 NESW 40.0
T01N R18E S36 NWSW 40.0
T01N R18E S36 SWSW 38.0
T01N R18E S36 SESW 39.0
T01S R18E S01 Lot 2 SWNE 19.0
T01S R18E S01 Lot 1 SENE 19.0
T01S R18E S01 Lot 3 SENW 5.0
T01S R18E S01 NESW 20.0
T01S R18E S01 SESW 35.0
T01S R18E S01 NESE 40.0
T01S R18E S01 NWSE 40.0
T01S R18E S01 SWSE 40.0
T01S R18E S01 SESE 39.0
T01S R18E S12 NENE 38.0
T01S R18E S12 NWNE 40.0
T01S R18E S12 NENW 38.0
T01S R18E S12 NWNW 8.0
T01S R18E S12 SWNW 13.0
T01S R18E S12 SENW 40.0

~~T01S R18E S01 Lot 3 SENW 1.7~~
~~T01S R18E S01 NESW 2.2~~

591 ACRES TOTAL

~~MITIGATION Same as IRRIGATION~~

~~3.9 ACRES TOTAL~~

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

~~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.~~

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it ~~shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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 right is a split from former right 37-20889.

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.

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

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions. ~~of Big Wood River water for mitigation.~~

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

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

RIGHT NUMBER: 37-22034

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:
BIG WOOD RIVER

Tributary:
MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.020 CFS

0.000 AFY

~~Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cfs. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.~~

~~The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.~~

~~The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.~~

PRIORITY DATE: 06/30/1884

POINT OF DIVERSION:

~~T01N R18E S12 NWSESW Within BLAINE County~~

~~T01N R18E S25 NWSNW Rediversion Within BLAINE County~~

~~T01N R18E S25 NESWSW Rediversion Within BLAINE County~~

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/15 10/31	0.020 CFS
MITIGATION	04/15 10/31	0.020 CFS

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

PLACE OF USE:

IRRIGATION

within BLAINE County

<u>T01N R18E S36 NESW 40.0</u>	
<u>T01N R18E S36 NWSW 40.0</u>	
<u>T01N R18E S36 SWSW 38.0</u>	
<u>T01N R18E S36 SESW 39.0</u>	
<u>T01S R18E S01 Lot 2 SWNE 19.0</u>	
<u>T01S R18E S01 Lot 1 SENE 19.0</u>	
<u>T01S R18E S01 Lot 3 SENW 5.0</u>	
<u>T01S R18E S01 NESW 20.0</u>	~~T01S R18E S01 Lot 3 SENW 1.7~~
<u>T01S R18E S01 SESW 35.0</u>	~~T01S R18E S01 NESW 2.2~~
<u>T01S R18E S01 NESE 40.0</u>	
<u>T01S R18E S01 NWSE 40.0</u>	
<u>T01S R18E S01 SWSE 40.0</u>	
<u>T01S R18E S01 SESE 39.0</u>	
<u>T01S R18E S12 NENE 38.0</u>	
<u>T01S R18E S12 NWNW 40.0</u>	
<u>T01S R18E S12 NENW 38.0</u>	
<u>T01S R18E S12 NWNW 8.0</u>	
<u>T01S R18E S12 SWNW 13.0</u>	
<u>T01S R18E S12 SENW 40.0</u>	

3.9 ACRES TOTAL

591 ACRES TOTAL

MITIGATION Same as IRRIGATION

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

~~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.~~

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it ~~shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

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.

This right is a split from former right 37-20890.

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

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions. ~~of Big Wood River water for mitigation.~~

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

RIGHT NUMBER: 37-22036

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:

BIG WOOD RIVER

Tributary:

MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.010 CFS

0.000 AFY

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cfs. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE: 06/15/1891

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.010 CFS

~~MITIGATION~~

~~04/15 10/31~~

~~0.010 CFS~~

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

PLACE OF USE:

IRRIGATION

within BLAINE County

T01N R18E S36 NESW 40.0
T01N R18E S36 NWSW 40.0
T01N R18E S36 SWSW 38.0
T01N R18E S36 SESW 39.0
T01S R18E S01 Lot 2 SWNE 19.0
T01S R18E S01 Lot 1 SENE 19.0
T01S R18E S01 Lot 3 SENW 5.0
T01S R18E S01 NESW 20.0
T01S R18E S01 SESW 35.0
T01S R18E S01 NESE 40.0
T01S R18E S01 NWSE 40.0
T01S R18E S01 SWSE 40.0
T01S R18E S01 SESE 39.0
T01S R18E S12 NENE 38.0
T01S R18E S12 NWNE 40.0
T01S R18E S12 NENW 38.0
T01S R18E S12 NWNW 8.0
T01S R18E S12 SWNW 13.0
T01S R18E S12 SENW 40.0

~~T01S R18E S01 Lot 3 SENW 1.7~~

~~T01S R18E S01 NESW 2.2~~

~~3.9 ACRES TOTAL~~

591 ACRES TOTAL

MITIGATION Same as IRRIGATION

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, ~~where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this 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 - Decreed

This right is a split from former right 37-20891.

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.

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.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions. ~~of Big Wood River water for mitigation.~~

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

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

RIGHT NUMBER: 37-22038

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:

BIG WOOD RIVER

Tributary:

MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.010 CFS

0.000 AFY

The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

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

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cfs.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.010 CFS

~~MITIGATION~~

~~04/15 10/31~~

~~0.010 CFS~~

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

PLACE OF USE:

IRRIGATION within BLAINE County

<u>T01N R18E S36 NESW 40.0</u>	
<u>T01N R18E S36 NWSW 40.0</u>	
<u>T01N R18E S36 SWSW 38.0</u>	
<u>T01N R18E S36 SESW 39.0</u>	
<u>T01S R18E S01 Lot 2 SWNE 19.0</u>	
<u>T01S R18E S01 Lot 1 SENE 19.0</u>	
<u>T01S R18E S01 Lot 3 SENW 5.0</u>	
<u>T01S R18E S01 NESW 20.0</u>	~~T01S R18E S01 Lot 2 SENW 1.7~~
<u>T01S R18E S01 SESW 35.0</u>	~~T01S R18E S01 NESE 2.2~~
<u>T01S R18E S01 NESE 40.0</u>	
<u>T01S R18E S01 NWSE 40.0</u>	
<u>T01S R18E S01 SWSE 40.0</u>	
<u>T01S R18E S01 SESE 39.0</u>	
<u>T01S R18E S12 NENE 38.0</u>	
<u>T01S R18E S12 NWNE 40.0</u>	
<u>T01S R18E S12 NENW 38.0</u>	
<u>T01S R18E S12 NWNW 8.0</u>	
<u>T01S R18E S12 SWNW 13.0</u>	
<u>T01S R18E S12 SENW 40.0</u>	

~~3.9 ACRES TOTAL~~

591 ACRES TOTAL

~~MITIGATION Same as IRRIGATION~~

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it ~~shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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.

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 right is a split from former right 37-20892.

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

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions. ~~of Big Wood River water for mitigation.~~

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

RIGHT NUMBER: 37-22040

NAME AND ADDRESS:

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE:

Source:

BIG WOOD RIVER

Tributary:

MALAD RIVER

~~Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.~~

QUANTITY:

0.040 CFS

0.000 AFY

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed a total diversion rate of 0.18 cfs.

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

The rights listed below are limited to a total combined diversion rate of 27.59 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at

PRIORITY DATE:

03/24/1883

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

~~T01S R18E S1 Lot 3 SENW Within BLAINE County~~

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.040 CFS

~~MITIGATION~~

~~04/15 10/31~~

~~0.040 CFS~~

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

PLACE OF USE:

IRRIGATION within BLAINE County

T01N R18E S36 NESW 40.0
T01N R18E S36 NWSW 40.0
T01N R18E S36 SWSW 38.0
T01N R18E S36 SESW 39.0
T01S R18E S01 Lot 2 SWNE 19.0
T01S R18E S01 Lot 1 SENE 19.0
T01S R18E S01 Lot 3 SENW 5.0
T01S R18E S01 NESW 20.0
T01S R18E S01 SESW 35.0
T01S R18E S01 NESE 40.0
T01S R18E S01 NWSE 40.0
T01S R18E S01 SWSE 40.0
T01S R18E S01 SESE 39.0
T01S R18E S12 NENE 38.0
T01S R18E S12 NWNE 40.0
T01S R18E S12 NENW 38.0
T01S R18E S12 NWNW 8.0
T01S R18E S12 SWNW 13.0
T01S R18E S12 SENW 40.0

~~T01S R18E S01 Lot 3 SENW 1.7~~

~~T01S R18E S01 NESW 2.2~~

3.9 ACRES TOTAL

591 ACRES TOTAL

MITIGATION Same as IRRIGATION

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, 37-20593, 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040.

Rights 37-22026, 37-22028, 37-22030, 37-22032, 37-22034, 37-22036, 37-22038 and 37-22040 when combined shall not exceed the irrigation of 3.9 acres in a single irrigation season.

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

~~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.~~

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E. ~~where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-20893.

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

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.

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

~~After specific notification by the Department, the right holder shall measure the ground water 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.~~

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions. ~~of Big Wood River water for mitigation.~~



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

February 23, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

A W MOLYNEUX
MAXINE MOLYNEUX
1174 GANNETT PICABO RD
BELLEVUE ID 83313

RE: SRBA Claim(s) 37-22026, 37-22028, 37-22030, 37-22032,
37-22034, 37-22036, 37-22038, 37-22040

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

02/14/2007

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

RIGHT NUMBER: 37-22040

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
GROUND WATER TRIBUTARY: BIG WOOD RIVER

Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

QUANTITY: 0.040 CFS

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T01N R18E S12 SESW Within BLAINE County
T01N R18E S25 NWSNW Rediversion Within BLAINE County
T01N R18E S25 NESWSW Rediversion Within BLAINE County
T01S R18E S1 SENW Lot 3 Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MITIGATION	04/15 10/31	0.040 CFS
IRRIGATION	04/15 10/31	0.040 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01S R18E S01 Lot 3 SENW 1.70 T01S R18E S01 NESW 2.20

MITIGATION same as IRRIGATION

3.9 ACRES TOTAL

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

02/14/2007

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

After specific notification by the Department, the right holder shall measure the ground water 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.

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 right is a split from former right 37-20893.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.

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.

02/15/2007

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

RIGHT NUMBER: 37-22040

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
GROUND WATER TRIBUTARY: BIG WOOD RIVER

Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

QUANTITY: 0.040 CFS

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T01N R18E S12 SESW Within BLAINE County

T01N R18E S25 NWSNW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

T01S R18E S1 SENW Lot 3 Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MITIGATION	04/15 10/31	0.040 CFS
IRRIGATION	04/15 10/31	0.040 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R18E S01 Lot 3 SENW	1.70	T01S R18E S01	NESW	2.20
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3.9 ACRES TOTAL

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

02/15/2007

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

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.

Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

After specific notification by the Department, the right holder shall measure the ground water 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.

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 right is a split from former right 37-20893.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.

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.

12/27/2006

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

RIGHT NUMBER: 37-22040

NAME AND ADDRESS: MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER
GROUND WATER

TRIBUTARY: MALAD RIVER
TRIBUTARY: BIG WOOD RIVER

Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

QUANTITY: 0.040 CFS

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed a total diversion rate of 0.56 cfs and a total annual maximum diversion volume of 98.0 af at the well head.

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T01N R18E S12 SESW Within BLAINE County

T01N R18E S25 NWSEW Rediversion Within BLAINE County

T01N R18E S25 NESWSW Rediversion Within BLAINE County

T01S R18E S1 SENW Lot 3 Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.040 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R18E S01 Lot 3 SENW	1.70	T01S R18E S01	NESW	2.20
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3.9 ACRES TOTAL

The use of ground water under rights 37-22026, 37-22027, 37-22028, 37-22029, 37-22030, 37-22031, 37-22032, 37-22033, 37-22034, 37-22035, 37-22036, 37-22037, 37-22038, 37-22039, 37-22040 and 37-22041 when combined shall not exceed the irrigation of 28 acres.

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

12/27/2006

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

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

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After specific notification by the Department, the right holder shall measure the ground water 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.

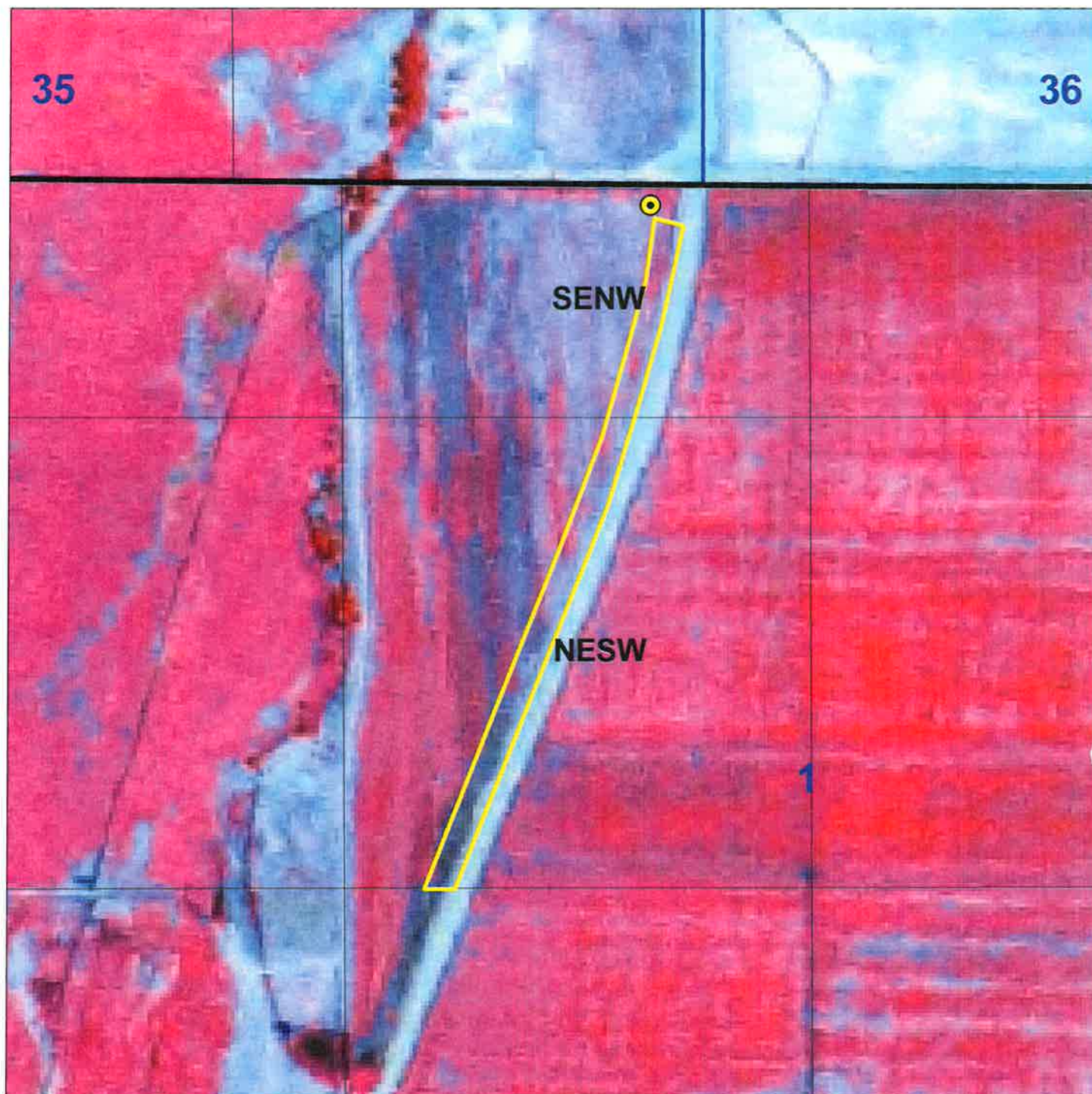
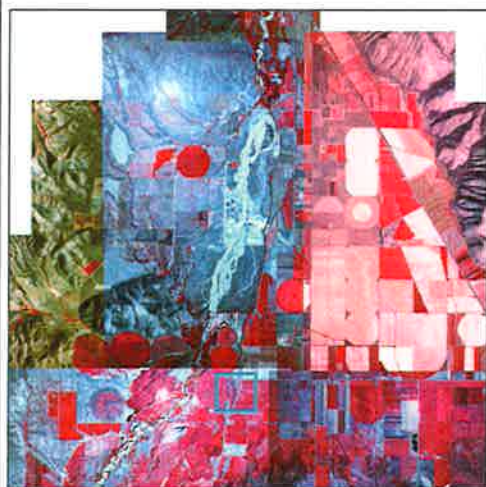
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Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

37-22040





Idaho Department of Water Resources

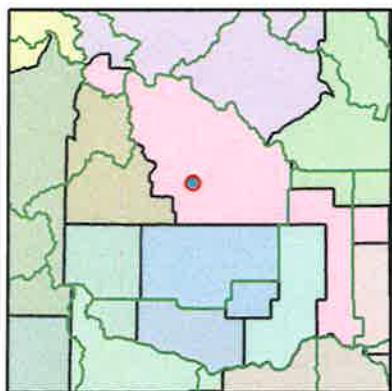
SRBA Recommendation:

37-22040

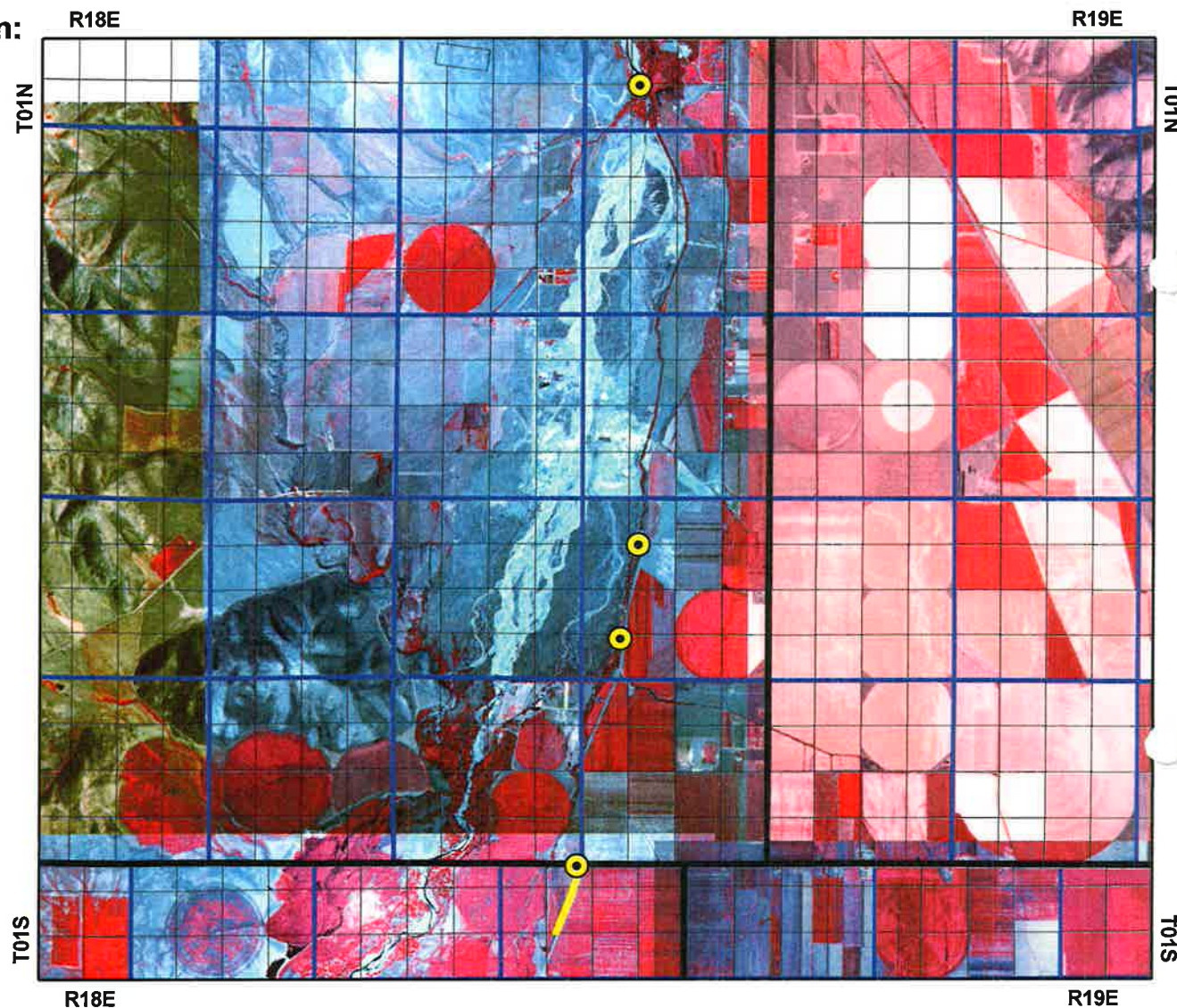
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 2 4 Miles

Prepared by T. Fawcett
On Wednesday, December 27, 2006
1987/88 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70147

This is to certify that: A W MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313
 (208)788-2552

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>
37-105D	AJC/Decreed	05/31/1887	0.03 cfs	N/A		12.0	GROUND WATER
37-106F	AJC/Decreed	05/15/1892	0.09 cfs	N/A		12.0	GROUND WATER
37-182B	AJC/Decreed	05/31/1887	0.17 cfs	N/A		12.0	GROUND WATER
37-20594	AJC/Decreed	06/30/1884	0.06 cfs	N/A		12.0	GROUND WATER
37-20595	AJC/Decreed	06/30/1884	0.08 cfs	N/A		16.0	GROUND WATER
37-20596	AJC/Decreed	06/15/1891	0.01 cfs	N/A		12.0	GROUND WATER
37-883B	AJC/Decreed	05/15/1885	0.06 cfs	N/A		12.0	GROUND WATER
37-30000K	AJC/Decreed	03/24/1883	0.02 cfs	N/A		12.0	GROUND WATER
37-30011B	AJC/Decreed	03/24/1883	0.12 cfs	N/A		12.0	GROUND WATER
37-105E	AJC/Decreed	05/31/1887	0.04 cfs	N/A		16.0	GROUND WATER
37-106G	AJC/Decreed	05/15/1892	0.12 cfs	N/A		16.0	GROUND WATER
37-182C	AJC/Decreed	05/31/1887	0.23 cfs	N/A		16.0	GROUND WATER
37-20597	AJC/Decreed	06/15/1891	0.02 cfs	N/A		16.0	GROUND WATER
37-883C	AJC/Decreed	05/15/1885	0.07 cfs	N/A		16.0	GROUND WATER
37-30000L	AJC/Decreed	03/24/1883	0.03 cfs	N/A		16.0	GROUND WATER
37-30011C	AJC/Decreed	03/24/1883	0.16 cfs	N/A		16.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Combine</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-105D	YES	NO	YES	NO	NO	NO
37-106F	YES	NO	YES	NO	NO	NO
37-182B	YES	NO	YES	NO	NO	NO
37-20594	YES	NO	YES	NO	NO	NO
37-20595	YES	YES	YES	NO	NO	NO
37-20596	YES	NO	YES	NO	NO	NO
37-883B	YES	NO	YES	NO	NO	NO
37-30000K	YES	NO	YES	NO	NO	NO
37-30011B	YES	NO	YES	NO	NO	NO

37-105E	YES	YES	YES	NO	NO	NO
37-106G	YES	YES	YES	NO	NO	NO
37-182C	YES	YES	YES	NO	NO	NO
37-20597	YES	YES	YES	NO	NO	NO
37-883C	YES	YES	YES	NO	NO	NO
37-30000L	YES	YES	YES	NO	NO	NO
37-30011C	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	Combined No.	Combined Portion	Portion Volume	Portion Acres	Combined Right	Total Combined Rate	Total Combined Acres
37-105D	37-20886	0.03 cfs	N/A	12.0	37-20886	0.07cfs	28
37-105E	37-20886	0.04 cfs	N/A	16.0			
37-106F	37-20887	0.09 cfs	N/A	12.0	37-20887	0.21 cfs	28
37-106G	37-20887	0.12 cfs	N/A	16.0			
37-182B	37-20888	0.17 cfs	N/A	12.0	37-20888	0.40 cfs	28
37-182C	37-20888	0.23 cfs	N/A	16.0			
37-883B	37-20889	0.06 cfs	N/A	12.0	37-20889	0.13 cfs	28
37-883C	37-20889	0.07 cfs	N/A	16.0			
37-20594	37-20890	0.06 cfs	N/A	12.0	37-20890	0.14 cfs	28
37-20595	37-20890	0.08 cfs	N/A	16.0			
37-20596	37-20891	0.01 cfs	N/A	12.0	37-20891	0.03 cfs	28
37-20597	37-20891	0.02 cfs	N/A	16.0			
37-30000K	37-20892	0.02 cfs	N/A	12.0	37-20892	0.05 cfs	28
37-30000L	37-20892	0.03 cfs	N/A	16.0			
37-30011B	37-20893	0.12 cfs	N/A	12.0	37-20893	0.28 cfs	28
37-30011C	37-20893	0.16 cfs	N/A	16.0			
COMBINED							
TOTALS		1.31 cfs	N/A	28		1.31 cfs**	28

** Diversion from Ground Water limited to 0.56 cfs and 98.0 afa.

Detailed Water Right Description(s) attached

Dated this 16 day of May, 2003

For  Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20893
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20893 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: March 24, 1883

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	10/15	0.28 CFS
			0.28 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S	18E	1																	28.0
											12.0	16.0							
											L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

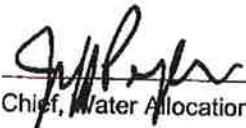
WATER RIGHT NO. 37-20893
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03


for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20892
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20892 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: March 24, 1883

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	10/15	0.05 CFS
			0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S	18E	1																	28.0

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20892
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
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7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003

for  Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20890
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20890 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: June 30, 1884

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/15	0.14 CFS
			0.14 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S	18E	1									12.0				16.0				28.0
											L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20890
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03


for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20886
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20886 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 31, 1887

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/15	0.07 CFS
			0.07 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S 18E 1								12.0									28.0
							L 3										

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20886

As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003

For  _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20891
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20891 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: June 15, 1891

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/15	0.03 CFS
			0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S	18E	1									12.0	16.0							28.0
											L3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20891
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003

For  _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20890
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20890 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: June 30, 1884

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	10/15	0.14 CFS
			0.14 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S	18E	1									12.0	16.0							28.0
											L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20890
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003

For  _____
Chgo, Water Allocation Bureau

WATER RIGHT NO. 37-20887
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20887 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 15, 1892

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	10/15	0.21 CFS
			0.21 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S	18E	1																	28.0
											12.0	16.0							
											L3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20887
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03


For Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20889
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20889 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 15, 1885

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	10/15	0.13 CFS
			0.13 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S	18E	1																	28.0
							12.0				16.0								
							L 3												

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20889
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is reddiverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20889
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20889 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 15, 1885

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/15	0.13 CFS
			0.13 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S	18E	1																	28.0
							12.0				16.0								
							L 3												

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20889
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03


for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20892
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20892 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: March 24, 1883

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/15	0.05 CFS
			0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S 18E 1									12.0	16.0							28.0
									L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20892

As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is reddiverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003


For Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20891
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20891 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: June 15, 1891

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/15	0.03 CFS
			0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S	18E	1									12.0	16.0							28.0
											L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20891
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003


for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20888
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20888 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 31, 1887

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to 10/15	0.40 CFS
		0.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S	18E	1																	28.0
											12.0	16.0							
											L3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20888
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is reddiverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03


for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20888
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20888 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 31, 1887

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/15	0.40 CFS
			0.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S 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	
01S	18E	1									12.0	16.0							28.0
											L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20888
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is rediverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003

For  Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20886
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20886 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 31, 1887

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/15	0.07 CFS
			0.07 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S	18E	1																	28.0
											12.0				16.0				
											L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20886
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is reddiverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03


for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20893
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20893 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: March 24, 1883

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	10/15	0.28 CFS
			0.28 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S	18E	1									12.0				16.0				28.0
											L 3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20893
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is reddiverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 20 03

For  Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20887
As Modified by Transfer No. 70147

In accordance with the approval of Transfer No. 70147, Water Right No. 37-20887 is now described as follows.

Right Holder: A W MOLYNEUX And
 MAXINE MOLYNEUX
 1174 GANNETT PICABO RD
 BELLEVUE ID 83313

Priority Date: May 15, 1892

Source: BIG WOOD RIVER
 GROUND WATER

Tributary: MALAD RIVER
 BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/15	0.21 CFS
			0.21 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SESW	Sec. 12 Twp 01N	Rge 18E	BLAINE County
GROUND WATER	L3 (SENW)	Sec. 1 Twp 01S	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	
01S	18E	1																	28.0
											12.0				16.0				
											L3								

Total Acres: 28

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion of Big Wood River water for mitigation.
3. After specific notification by the Department, the right holder shall measure the ground water 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.
4. Diversion of ground water is limited to those times water is available for diversion under this right and priority from the Big Wood River and is actually diverted into the bypass Canal for mitigation purposes.

WATER RIGHT NO. 37-20887
As Modified by Transfer No. 70147

CONDITIONS OF APPROVAL

5. Water is diverted from the Big Wood River into the Bypass Canal where it is reddiverted into either the Baseline Canal in the SENW Sec. 25 or into the Dittoe Ditch in the SWSW Sec. 25, T1N, R18E, where it shall remain undelivered and allowed to sink to mitigate for the use of ground water under this right.
6. The use of ground water under rights 37-20886, 37-20887, 37-20888, 37-20889, 37-20890, 37-20891, 37-20892 and 37-20893 when combined shall not exceed a total diversion rate of 0.56 cfs, a total annual maximum diversion volume of 98.0 af at the well head, and the irrigation of 28 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
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.

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 16 day of May, 2003


For Chief, Water Allocation Bureau