

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. \_\_\_\_\_

MAY 09 2022

## MINIMUM REQUIREMENTS CHECKLIST

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

Department of Water Resources  
Eastern Region

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at [idwr.idaho.gov](http://idwr.idaho.gov).

Name of Applicant(s) Randy and Peggy PehrsonCheck whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A \* Means the item is always required and must be included with the application.

- ☒ \* Completed Application for Transfer of Water Right form, Part 1.
- ☒ \* Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ \* Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ \* Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ \* Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. \*\*
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).\*\*  
\*\* Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <https://idwr.idaho.gov/water-rights/transfers/resources/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ \* #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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MAY 09 2022

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Department of Water Resources  
Eastern Region

Name of Applicant(s) Randy Pehrson and Peggy Pehrson

Phone 208-589-7417

Mailing address 4445 Beverland Lane, Mackay, ID 83251

Email rdpehrson@yahoo.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative \_\_\_\_\_

Phone \_\_\_\_\_

Mailing address \_\_\_\_\_

Email \_\_\_\_\_

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☐ Send original correspondence to the applicant and copies to the representative.

☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Randy Pehrson  
Signature of Applicant or Authorized Representative

Randy Pehrson owner  
Print Name and Title if applicable

5/5/22  
Date

Peggy Pehrson  
Signature of Applicant or Authorized Representative

Peggy Pehrson owner  
Print Name and Title if applicable

5/5/22  
Date

### A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_

2. Is this a transfer for changes pursuant to Idaho Code §42-221.0.8?  
 If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.

7278

We would like to combine water right 34-733 with water rights 34-550B, 34-551B, 34-~~77B~~, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571 and 34-13874 to create a 568.4-acre combined place of use. Ground water rights 34-2407 and 34-7160 will be used to irrigate 462 acres within the larger 568.4-acre place of use.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT

### PART 1 Continued

**B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

| 1.                                                           | Right Number | Amount<br>(cfs/ac-ft) | Nature of Use | Period of Use | Source & Tributary    |
|--------------------------------------------------------------|--------------|-----------------------|---------------|---------------|-----------------------|
| <input checked="" type="checkbox"/> <input type="checkbox"/> | 34-733       | 1.44 cfs              | Irrigation    | 5/1 to 10/15  | Big Lost River (1886) |
| <input checked="" type="checkbox"/> <input type="checkbox"/> | 34-550B      | 2.50 cfs              | Irrigation    | 5/1 to 10/15  | Pass Creek (1903)     |
| <input checked="" type="checkbox"/> <input type="checkbox"/> |              | 0.12 cfs              | Stockwater    | 1/1 to 12/31  |                       |
| <input checked="" type="checkbox"/> <input type="checkbox"/> | 34-551B      | 1.50 cfs              | Irrigation    | 5/1 to 10/15  | Pass Creek (1907)     |
| <input checked="" type="checkbox"/> <input type="checkbox"/> |              | 0.12 cfs              | Stockwater    | 1/1 to 12/31  |                       |
| <input checked="" type="checkbox"/> <input type="checkbox"/> | 34-727B      | 0.80 / 120.0          | Irrigation    | 5/1 to 10/15  | Pass Creek (1883)     |
| <input checked="" type="checkbox"/> <input type="checkbox"/> |              | 0.02 cfs              | Stockwater    | 1/1 to 12/31  |                       |
| <input checked="" type="checkbox"/> <input type="checkbox"/> | 34-2407      | 3.33 / 1071           | Irrigation    | 4/1 to 10/31  | Ground Water          |
| <input checked="" type="checkbox"/> <input type="checkbox"/> | 34-7160      | 1.92 / 546            | Irrigation    | 4/1 to 11/1   | Ground Water          |

Total authorized under rights 13.49 cfs and/or \_\_\_\_\_ acre-feet.

2. Total amount of water proposed to be transferred or changed 7.88 cubic feet per second and/or \_\_\_\_\_ acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

| New ? | Lot | ¼ | ¼ | ¼ | Sec | Twp | Rge | County | Source | Local name or tag # |
|-------|-----|---|---|---|-----|-----|-----|--------|--------|---------------------|
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| Twp                              | Rge | Sec | NE ¼ |       |      |    | NW ¼  |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Acre Totals |
|----------------------------------|-----|-----|------|-------|------|----|-------|----|----|----|------|----|----|----|------|----|----|----|-------------|
|                                  |     |     | NE   | NW    | SW   | SE | NE    | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |             |
| 06N                              | 25E | 2   |      | 44    | 38   |    | 34    |    | 36 | 38 | 40   |    |    | 40 |      | 40 | 40 |    | 350         |
|                                  |     |     |      | Lot 2 |      |    | Lot 3 |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     | 11  |      | 40    | 34.4 |    | 40    |    |    | 34 |      |    |    |    | 34   | 36 |    |    | 218.4       |
|                                  |     |     |      |       |      |    |       |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |       |      |    |       |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |       |      |    |       |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |       |      |    |       |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |       |      |    |       |    |    |    |      |    |    |    |      |    |    |    |             |
| Total Acres (for irrigation use) |     |     |      |       |      |    |       |    |    |    |      |    |    |    |      |    |    |    | 568.4       |



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 1 Continued**

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

All points of diversion are equipped with measuring devices and are monitored by Water District 34.

- b. Who owns the property at the point(s) of diversion? N/A Points of diversion will not change.

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes,** ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A All water rights are remaining on the same contiguous farm. No water rights are being moved off of property.

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? **If yes,** ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

No change to number of irrigated acres. Proposed place of use reflects current irrigation system.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

In addition to listed water rights, storage from Big Lost River Irrigation District is used to irrigate the proposed place of use.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- |                          |                                     |                                                                                               |
|--------------------------|-------------------------------------|-----------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | undergone a period of five or more consecutive years of non-use,                              |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently leased to the Water Supply Bank,                                                    |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently used in a mitigation plan limiting the use of water under the right, or             |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

### A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

### B. CHANGES IN NATURE OF USE (WaterBalance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

### C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

N/A

#### FOR DEPARTMENT USE ONLY

Transfer contains \_\_\_\_\_ pages and \_\_\_\_\_ attachments.

Received by \_\_\_\_\_ Date \_\_\_\_\_ Preliminary check by \_\_\_\_\_ Date \_\_\_\_\_

Fee paid 1060.00 Date 5/9/22 Receipted by M Pettis Receipt # E048117

Add'l fee paid \_\_\_\_\_ Date \_\_\_\_\_ Receipted by \_\_\_\_\_ Receipt # \_\_\_\_\_

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

5/2/2022

**Water Right 34-733**

**Owner Type**      **Name and Address**  
Current Owner      RANDY D PEHRSON  
4445 BEVERLAND LN  
MACKAY, ID 83251-4435

Current Owner      PEGGY PEHRSON  
4445 BEVERLAND LN  
MACKAY, ID 83251-4435

**Priority Date:** 7/21/1886

**Basis:** Decreed

**Status:** Active

**Source**  
BIG LOST RIVER

**Tributary**  
SINKS

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 5/01                          | 10/15            | 1.440 CFS                    |                      |
|                              | <b><u>Total Diversion</u></b> |                  | 1.440 CFS                    |                      |

**Source and Point(s) of Diversion:**

BIG LOST RIVER      SENWNW      Sec. 34, Twp 07N, Rge 24E, CUSTER County

**Place Of Use:**

IRRIGATION within CUSTER County

|     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE   |      |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|------|------|----|----|--------|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW | SE |        |
| 06N | 25E | 11  |    |    |    |    |    |    |    |    |    |    |    |    | 40.0 | 32.4 |    |    | 72.4   |

POU Total Acres: 72.4

**Conditions of Approval:**

1.      S34      THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2.      C18      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.
3.      WATER IS DELIVERED THROUGH THE BURNETT DITCH. PROPERTY IS ALSO KNOWN AS THE LESLIE WARD WELFARE FARM.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

**Water Right 34-550B**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 2/3/1903

**Basis:** Decreed

**Status:** Active

**Source**

PASS CREEK

**Tributary**

BIG LOST RIVER

**Beneficial Use**

IRRIGATION  
STOCKWATER

**From**

5/01

**To**

10/15

**Diversion Rate**

2.500 CFS

**Volume**

0.120 CFS

**Total Diversion**

2.500 CFS

**Source and Point(s) of Diversion:**

PASS CREEK

NWSWNE

Sec. 23, Twp 07N, Rge 25E, BUTTE County

**Place of Use:**

IRRIGATION within BUTTE, CUSTER Counties

|     |     |     | NE |            |      |    | NW         |    |    |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|----|------|------|----|----|------|----|------|------|----|--------|
| Twp | Rng | Sec | NE | NW         | SW   | SE | NE         | NW | SW | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    |    | 35.0 | 39.0 |    |    | 39.0 |    | 40.0 | 40.0 |    | 308.0  |
| 06N | 25E | 11  |    | 40.0       | 38.0 |    | 39.0       |    |    | 37.0 |      |    |    |      |    |      |      |    | 154.0  |

Right Acre Limit: 125.00  
POU Total Acres: 462.0

STOCKWATER within BUTTE, CUSTER Counties

|     |     |     | NE |    |    |    | NW      |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|---------|----|----|----|----|----|----|----|----|----|----|----|--------|
| Twp | Rng | Sec | NE | NW | SW | SE | NE      | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 06N | 25E | 2   |    |    |    |    | X<br>L3 |    |    | X  | X  |    |    | X  |    |    |    |    |        |
| 06N | 25E | 11  |    |    |    |    | X       |    |    | X  |    |    |    |    |    |    |    |    |        |

**Conditions of Approval:**

1. X27 This right is limited to the irrigation of 125 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 34-550B, 34-551B, 34-10238 and 34-13570 when combined shall not exceed a total diversion rate of 5.00 cfs, a total annual maximum diversion volume of 1617 af at the field headgate, and the irrigation of 462 acres.
3. X35 Rights 34-550B, 34-551B, 34-727B, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

- |     |     |                                                                                                                                                                                                                                                                                                             |
|-----|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4.  | N15 | The appropriator is entitled to the quantity of water described for stock water purposes at a point of measurement where the delivery ditch enters the place of use described.                                                                                                                              |
| 5.  | N05 | The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.                                                                                                                                                                                                          |
| 6.  | N08 | The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.                                                                                                                                                                                  |
| 7.  | F05 | Right No. 34-551B, 34-10238 and 34-13570 are also diverted through the point of diversion described above.                                                                                                                                                                                                  |
| 8.  | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.                                                                                                                                                                                                                 |
| 9.  | S34 | The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the director of the Idaho Department of Water Resources.                                                               |
| 10. | T19 | 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014. |

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

**Water Right 34-551B**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 5/8/1907

**Basis:** Decreed

**Status:** Active

**Source**

PASS CREEK

**Tributary**

BIG LOST RIVER

**Beneficial Use**

IRRIGATION  
STOCKWATER

**From**

5/01

**To**

10/15

**Diversion Rate**

1.500 CFS

**Volume**

1/01

12/31

0.120 CFS

**Total Diversion**

1.500 CFS

**Source and Point(s) of Diversion:**

PASS CREEK

NWSWNE

Sec. 23, Twp 07N, Rge 25E, BUTTE County

**Place of Use:**

STOCKWATER within BUTTE, CUSTER Counties

| Twp | Rng | Sec | NE |    |    |    | NW      |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|---------|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE      | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 06N | 25E | 2   |    |    |    |    | X<br>L3 |    |    | X  | X  |    |    | X  |    |    |    |    |        |
| 06N | 25E | 11  |    |    |    |    | X       |    |    | X  |    |    |    |    |    |    |    |    |        |

IRRIGATION within BUTTE, CUSTER Counties

| Twp | Rng | Sec | NE |            |      |    | NW         |    |    |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|----|------|------|----|----|------|----|------|------|----|--------|
|     |     |     | NE | NW         | SW   | SE | NE         | NW | SW | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    |    | 35.0 | 39.0 |    |    | 39.0 |    | 40.0 | 40.0 |    | 308.0  |
| 06N | 25E | 11  |    | 40.0       | 38.0 |    | 39.0       |    |    | 37.0 |      |    |    |      |    |      |      |    | 154.0  |

Right Acre Limit: 75.00  
POU Total Acres: 462.0

**Conditions of Approval:**

1. X27 This right is limited to the irrigation of 75 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 34-550B, 34-551B, 34-10238 and 34-13570 when combined shall not exceed a total diversion rate of 5.00 cfs, a total annual maximum diversion volume of 1617 af at the field headgate, and the irrigation of 462 acres.
3. X35 Rights 34-550B, 34-551B, 34-727B, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

- |     |     |                                                                                                                                                                                                                                                                                                             |
|-----|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4.  | N15 | The appropriator is entitled to the quantity of water described for stock water purposes at a point of measurement where the delivery ditch enters the place of use described.                                                                                                                              |
| 5.  | N05 | The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.                                                                                                                                                                                                          |
| 6.  | N08 | The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.                                                                                                                                                                                  |
| 7.  | F05 | Right No.34-550B, 34-10238 and 34-13570 are also diverted through the point of diversion described above.                                                                                                                                                                                                   |
| 8.  | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.                                                                                                                                                                                                                 |
| 9.  | S34 | The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the director of the Idaho Department of Water Resources.                                                               |
| 10. | T19 | 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014. |

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/29/2022

**Water Right 34-727B**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 6/1/1883

**Basis:** Decreed

**Status:** Active

**Source**

PASS CREEK

**Tributary**

BIG LOST RIVER

**Beneficial Use**

IRRIGATION  
STOCKWATER

**From**

05/01  
01/01

**To**

10/15  
12/31

**Diversion Rate**

0.800 CFS  
0.020 CFS  
**Total Diversion** 0.800 CFS

**Volume**

120.0 AF  
  
120.0 AF

**Source and Point(s) of Diversion:**

PASS CREEK

SWSWNE

Sec. 23, Twp 07N, Rge 25E, BUTTE County

**Place of Use:**

STOCKWATER within BUTTE County

|     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 06N | 25E | 2   |    |    | X  |    |    |    | X  | X  |    |    |    |    |    |    |    |    |        |

IRRIGATION within BUTTE County

|     |     |     | NE |            |      |    | NW         |    |      |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|------|------|------|----|----|------|----|------|------|----|--------|
| Twp | Rng | Sec | NE | NW         | SW   | SE | NE         | NW | SW   | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    | 34.0 | 35.0 | 39.0 |    |    | 39.0 |    | 40.0 | 40.0 |    | 342.0  |
| 06N | 25E | 11  |    | 40.0       | 38.0 |    | 39.0       |    |      | 37.0 |      |    |    |      |    |      |      |    | 154.0  |

Right Acre Limit: 40.00  
POU Total Acres: 496.0

**Conditions of Approval:**

1. R05 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. 34
2. R43 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(s).
3. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

4. A totalizing measuring device of a type approved by IDWR must be installed and permanently maintained as a part of the diverting works under this right. As an alternative, the total volume assumed to be diverted may be accumulated from the first day Pass Creek water is diverted, and the volume will continuously accumulate at the flow rate of 0.80 cfs until the entire 120 AF has been diverted, at which time this right will no longer be delivered.
5. X27 This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
6. X35 Rights 34-727B, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 1.80 cfs and the irrigation of 496 acres.
7. X35 Rights 34-550B, 34-551B, 34-727B, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571, and 34-13874 when combined shall not exceed a total diversion rate of 12.05 cfs, and the irrigation of 496 acres.
8. T07 The right holder shall accomplish the change authorized by this transfer within 1 year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
11. N15 The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/29/2022

**Water Right 34-2407**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 3/27/1961

**Basis:** Decreed

**Status:** Active

**Source**

GROUND WATER

**Tributary**

**Beneficial Use**

IRRIGATION

**From**

4/01

**To**

10/31

**Diversion Rate**

3.330 CFS

**Volume**

1,071.0 AF

**Total Diversion**

3.330 CFS

1,071.0 AF

**Source and Point(s) of Diversion:**

GROUND WATER

NWSENW

Sec. 2, Twp 06N, Rge 25E, BUTTE County

GROUND WATER

SWSESW

Sec. 2, Twp 06N, Rge 25E, BUTTE County

**Place of Use:**

IRRIGATION within BUTTE County

| Twp | Rng | Sec | NE |            |      |    | NW         |    |    |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|----|------|------|----|----|------|----|------|------|----|--------|
|     |     |     | NE | NW         | SW   | SE | NE         | NW | SW | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    |    | 35.0 | 39.0 |    |    | 32.0 |    | 40.0 | 40.0 |    | 301.0  |
| 06N | 25E | 11  |    |            |      |    | 5.0        |    |    |      |      |    |    |      |    |      |      |    | 5.0    |

POU Total Acres: 306.0

**Conditions of Approval:**

1. X35 Rights 34-550B, 34-551B, 34-727B, 34-13874, 34-10238, 34-13570, 34-13571, 34-2407, and 34-7160 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.
2. R05 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. 34.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
4. 214 Prior to the diversion and use of water under Transfer approval 79312, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

- |    |     |                                                                                                                                                                                                                                                                                                      |
|----|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 5. | R59 | 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 place of use.                                                                                                                                                 |
| 6. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.                                                                                                                                                                               |
| 7. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.                                                                                                                                                            |
| 8. | T19 | Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014. |

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/29/2022

**Water Right 34-7160**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 2/21/1981

**Basis:** Decreed

**Status:** Active

**Source**

GROUND WATER

**Tributary**

**Beneficial Use**

IRRIGATION

**From**

4/01

**To**

11/01

**Diversion Rate**

1.920 CFS

**Volume**

546.0 AF

**Total Diversion**

1.920 CFS

546.0 AF

**Source and Point(s) of Diversion:**

GROUND WATER

SWSESW

Sec. 2, Twp 06N, Rge 25E, BUTTE County

GROUND WATER

NWSENW

Sec. 2, Twp 06N, Rge 25E, BUTTE County

**Place of Use:**

IRRIGATION within CUSTER County

| Twp | Rng | Sec | NE |      |      |    | NW   |    |    |      | SW |    |    |     | SE |    |    |    | Totals |
|-----|-----|-----|----|------|------|----|------|----|----|------|----|----|----|-----|----|----|----|----|--------|
|     |     |     | NE | NW   | SW   | SE | NE   | NW | SW | SE   | NE | NW | SW | SE  | NE | NW | SW | SE |        |
| 06N | 25E | 2   |    |      |      |    |      |    |    |      |    |    |    | 7.0 |    |    |    |    | 7.0    |
| 06N | 25E | 11  |    | 35.0 | 38.0 |    | 39.0 |    |    | 37.0 |    |    |    |     |    |    |    |    | 149.0  |

POU Total Acres: 156.0

**Conditions of Approval:**

1. X35 Rights 34-550B, 34-551B, 34-727B, 34-13874, 34-10238, 34-13570, 34-13571, 34-2407, and 34-7160 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.
2. R05 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. 34.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
4. 214 Prior to the diversion and use of water under Transfer approval 79312, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

- |    |     |                                                                                     |
|----|-----|-------------------------------------------------------------------------------------|
| 5. | R59 | 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 place of use.              |
| 6. | T07 | The right holder shall accomplish the change authorized by this transfer within     |
|    |     | one year of the date of this approval.                                              |
| 7. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause |
|    |     | for the Director to rescind approval of the transfer.                               |
| 8. | T19 | Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin               |
|    |     | Adjudication court in the final unified decree entered 08/26/2014.                  |

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/29/2022

**Water Right 34-10238**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 6/1/1883

**Basis:** Decreed

**Status:** Active

**Source**

PASS CREEK

**Tributary**

BIG LOST RIVER

**Beneficial Use**

IRRIGATION  
STOCKWATER

**From**

5/01

**To**

10/15

**Diversion Rate**

1.000 CFS

0.120 CFS

**Total Diversion**

1.000 CFS

**Volume**

**Source and Point(s) of Diversion:**

PASS CREEK

NWSWNE

Sec. 23, Twp 07N, Rge 25E, BUTTE County

**Place of Use:**

IRRIGATION within BUTTE, CUSTER Counties

| Twp | Rng | Sec | NE |            |      |    | NW         |    |    |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|----|------|------|----|----|------|----|------|------|----|--------|
|     |     |     | NE | NW         | SW   | SE | NE         | NW | SW | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    |    | 35.0 | 39.0 |    |    | 39.0 |    | 40.0 | 40.0 |    | 308.0  |
| 06N | 25E | 11  |    | 40.0       | 38.0 |    | 39.0       |    |    | 37.0 |      |    |    |      |    |      |      |    | 154.0  |

Right Acre Limit: 160.00  
POU Total Acres: 462.0

STOCKWATER within BUTTE, CUSTER Counties

| Twp | Rng | Sec | NE |    |    |    | NW      |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|---------|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE      | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 06N | 25E | 2   |    |    |    |    | X<br>L3 |    |    | X  | X  |    |    | X  |    |    |    |    |        |
| 06N | 25E | 11  |    |    |    |    | X       |    |    | X  |    |    |    |    |    |    |    |    |        |

**Conditions of Approval:**

1. X27 This right is limited to the irrigation of 160 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 34-550B, 34-551B 34-10238 and 34-13570 when combined shall not exceed a total diversion rate of 5.00 cfs, a total annual maximum diversion volume of 1617 af at the field headgate, and the irrigation of 462 acres.
3. X35 Rights 34-550B, 34-551B, 34-727B, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

- |     |     |                                                                                                                                                                                                                                                                                                             |
|-----|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4.  | F05 | Right No.34-550B, 34-551B and 34-13570 are also diverted through the point of diversion described above.                                                                                                                                                                                                    |
| 5.  | N05 | The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.                                                                                                                                                                                                          |
| 6.  | N08 | The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.                                                                                                                                                                                  |
| 7.  | P29 | This right is a combination of old Right Nos. 34-726 and 34-731.                                                                                                                                                                                                                                            |
| 8.  | S34 | The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the director of the Idaho Department of Water Resources.                                                               |
| 9.  | N15 | The appropriator is entitled to the quantity of water described for stock water purposes at a point of measurement where the delivery ditch enters the place of use described.                                                                                                                              |
| 10. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.                                                                                                                                                                                                                 |
| 11. | T19 | 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014. |

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/29/2022

**Water Right 34-13570**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 5/1/1970

**Basis:** Decreed

**Status:** Active

**Source**

PASS CREEK

**Tributary**

BIG LOST RIVER

**Beneficial Use**

IRRIGATION

**From**

5/01

**To**

10/15

**Diversion Rate**

1.500 CFS

**Volume**

**Total Diversion**

1.500 CFS

**Source and Point(s) of Diversion:**

PASS CREEK

NWSWNE

Sec. 23, Twp 07N, Rge 25E, CUSTER County

**Place of Use:**

IRRIGATION within BUTTE, CUSTER Counties

| Twp | Rng | Sec | NE |            |      |    | NW         |    |    |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|----|------|------|----|----|------|----|------|------|----|--------|
|     |     |     | NE | NW         | SW   | SE | NE         | NW | SW | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    |    | 35.0 | 39.0 |    |    | 39.0 |    | 40.0 | 40.0 |    | 308.0  |
| 06N | 25E | 11  |    | 40.0       | 38.0 |    | 39.0       |    |    | 37.0 |      |    |    |      |    |      |      |    | 154.0  |

POU Total Acres: 462.0

**Conditions of Approval:**

1. F05 Right No. 34-550B, 34-551B and 34-10238 are also diverted through the point of diversion described above.
2. X35 Rights 34-550B, 34-551B, 34-10238 and 34-13570 when combined shall not exceed a total diversion rate of 5.00 cfs, a total annual maximum diversion volume of 1617 af at the field headgate, and the irrigation of 462 acres.
3. X35 Rights 34-550B, 34-551B, 34-727B, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.
4. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the director of the Idaho Department of Water Resources.
5. T19 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/29/2022

**Water Right 34-13571**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 5/1/1971

**Basis:** Decreed

**Status:** Active

**Source**

BIG LOST RIVER

**Tributary**

SINKS

**Beneficial Use**

IRRIGATION

**From**

5/01

**To**

10/15

**Diversion Rate**

1.800 CFS

**Volume**

**Total Diversion**

1.800 CFS

**Source and Point(s) of Diversion:**

BIG LOST RIVER

SENWNW

Sec. 34, Twp 07N, Rge 24E, CUSTER County

**Place of Use:**

IRRIGATION within BUTTE, CUSTER Counties

| Twp | Rng | Sec | NE |            |      |    | NW         |    |      |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|------|------|------|----|----|------|----|------|------|----|--------|
|     |     |     | NE | NW         | SW   | SE | NE         | NW | SW   | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    | 34.0 | 35.0 | 39.0 |    |    | 39.0 |    | 40.0 | 40.0 |    | 342.0  |
| 06N | 25E | 11  |    | 40.0       | 38.0 |    | 39.0       |    |      | 37.0 |      |    |    |      |    |      |      |    | 154.0  |

POU Total Acres: 496.0

**Conditions of Approval:**

1. X35 Rights 34-727B, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 1.80 cfs.
2. X35 Rights 34-550B, 34-551B, 34-727B, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.
3. F01 Water is delivered through the Burnett Ditch.
4. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the director of the Idaho Department of Water Resources.
5. 205 The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
6. T19 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

**Water Right 34-13874**

**Owner Type**

Current Owner  
Current Owner

**Name**

RANDY D PEHRSON  
PEGGY PEHRSON

**Priority Date:** 7/21/1886

**Basis:** Decreed

**Status:** Active

**Source**

BIG LOST RIVER

**Tributary**

SINKS

**Beneficial Use**

IRRIGATION  
STOCKWATER

**From**

05/01

**To**

10/15

**Diversion Rate**

1.000 CFS

**Volume**

0.120 CFS

**Total Diversion**

1.000 CFS

**Source and Point(s) of Diversion:**

BIG LOST RIVER

SENWNW

Sec. 34, Twp 07N, Rge 24E, CUSTER County

**Place of Use:**

STOCKWATER within BUTTE County

|     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 06N | 25E | 2   |    |    | X  |    |    |    | X  | X  |    |    |    |    |    |    |    |    |        |

IRRIGATION within BUTTE, CUSTER Counties

|     |     |     | NE |            |      |    | NW         |    |      |      | SW   |    |    |      | SE |      |      |    | Totals |
|-----|-----|-----|----|------------|------|----|------------|----|------|------|------|----|----|------|----|------|------|----|--------|
| Twp | Rng | Sec | NE | NW         | SW   | SE | NE         | NW | SW   | SE   | NE   | NW | SW | SE   | NE | NW   | SW   | SE |        |
| 06N | 25E | 2   |    | 40.5<br>L2 | 35.0 |    | 39.5<br>L3 |    | 34.0 | 35.0 | 39.0 |    |    | 39.0 |    | 40.0 | 40.0 |    | 342.0  |
| 06N | 25E | 11  |    | 40.0       | 38.0 |    | 39.0       |    |      | 37.0 |      |    |    |      |    |      |      |    | 154.0  |

Right Acre Limit: 50.00  
POU Total Acres: 496.0

**Conditions of Approval:**

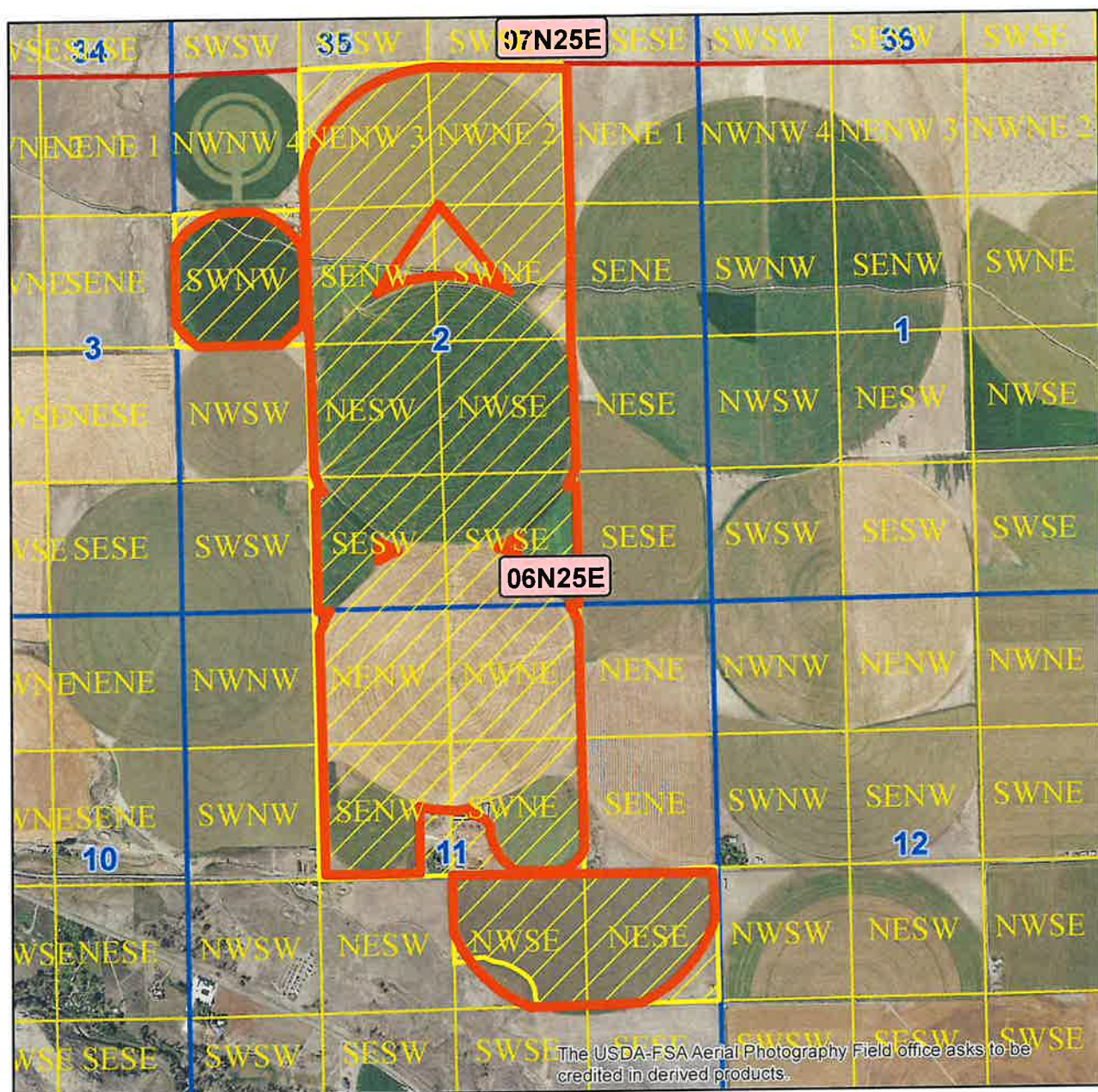
1. X35 Rights 34-727B and 34-13874 when combined shall not exceed the irrigation of 90 acres.
2. X35 Rights 34-727B, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 1.80 cfs.
3. X35 Rights 34-550B, 34-551B, 34-727B, 34-2407, 34-7160, 34-10238, 34-13570, 34-13571 and 34-13874 when combined shall not exceed a total diversion rate of 12.05 cfs and the irrigation of 496 acres.
4. F01 Water is delivered through the Burnett Ditch.
5. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/29/2022**

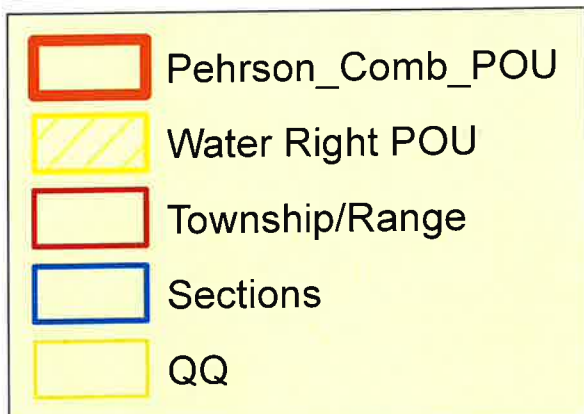
- |     |     |                                                                                                                                                                                                                                                                                                             |
|-----|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 6.  | N05 | The quantity of water under this right for stockwater use shall not exceed 13,00 gallons per day.                                                                                                                                                                                                           |
| 7.  | N15 | The appropriator is entitled to the quantity of water described for stock water purposes at a point of measurement where the delivery ditch enters the place of use described.                                                                                                                              |
| 8.  | S34 | The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the director of the Idaho Department of Water Resources.                                                               |
| 9.  | P29 | This right is split from right 34-10237 which was a combination of old Right Nos. 34-725 and 34-730.                                                                                                                                                                                                        |
| 10. | C05 | Right includes accomplished change in place of use pursuant to section 42-1425, Idaho Code.                                                                                                                                                                                                                 |
| 11. | T19 | 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014. |

# Proposed Combined Place of Use (568.4 acres)



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

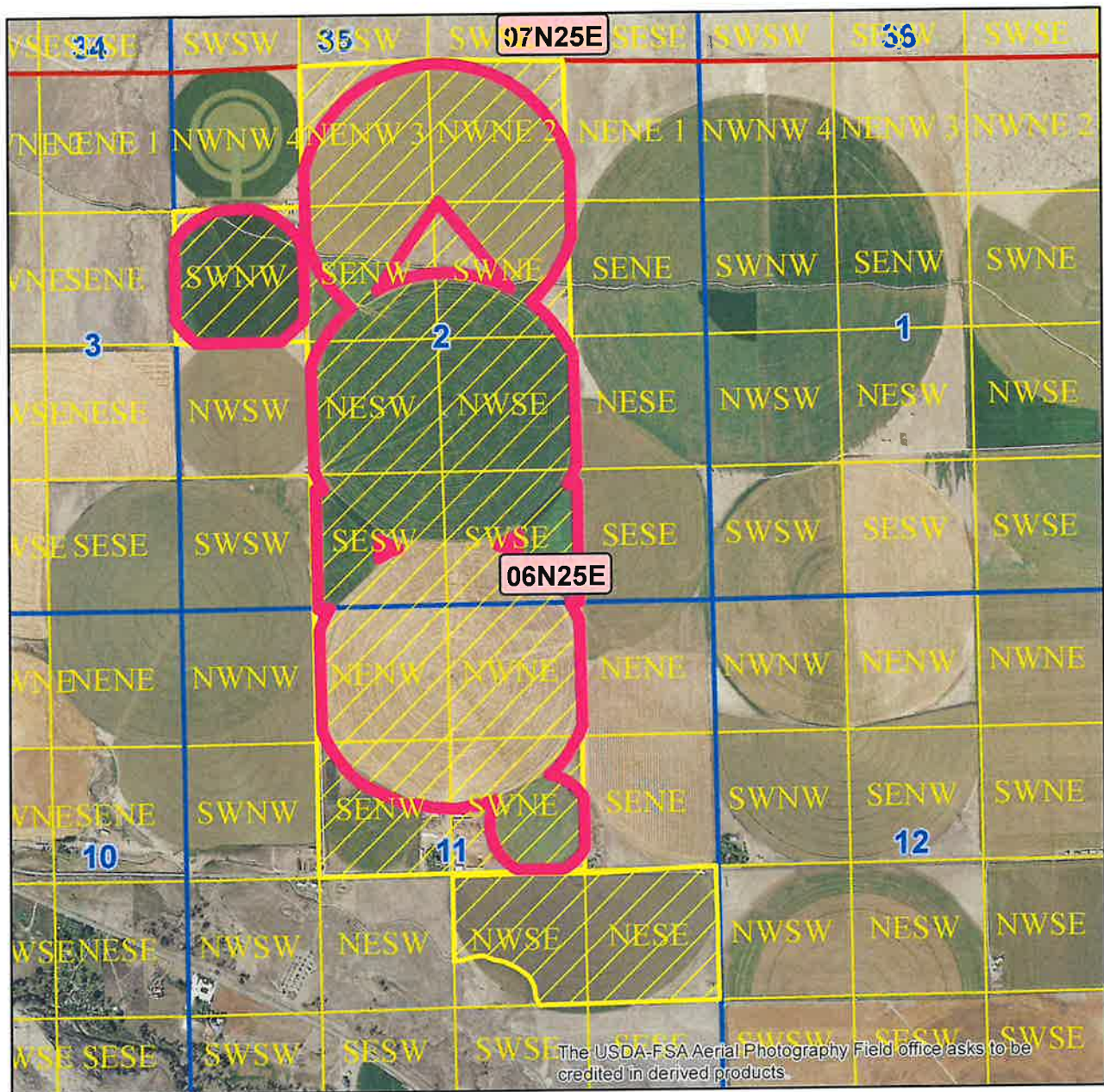
2013 Imagery



0 1,000 2,000 4,000 Feet

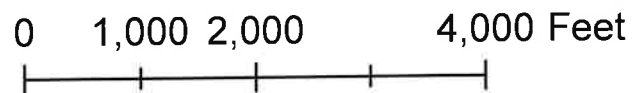
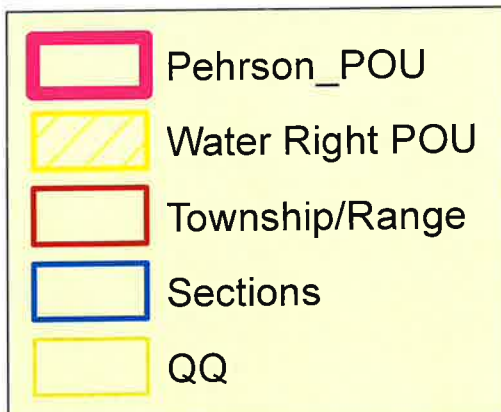


# Initial Irrigated Acres for Ground Water Rights 34-2407 and 34-7160 (462 acres)



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

2013 Imagery



## Calculation of Filing Fee – Portions of Water Rights Being Changed

- 1.15 cfs**      The current place of use for water rights 34-550B, 34-551B, 34-10238 and 34-13570 covers 462 acres. These rights are limited to a diversion rate of 5.00 cfs. The proposed place of use covers 568.4 acres. After analyzing the change in each quarter-quarter, 106.4 acres of the place of use will change. Therefore 1.15 cfs of these combined rights will change ( $106.4 \text{ acres} / 462 \text{ acres} \times 5.00 \text{ cfs} = 1.15 \text{ cfs}$ ).
- 0.53 cfs**      The current place of use for water rights 34-727B, 34-13571 and 34-13874 covers 496 acres. These rights are limited to a diversion rate of 3.60 cfs. The proposed place of use covers 568.4 acres. After analyzing the change in each quarter-quarter, 72.4 acres of the place of use will change. Therefore, 0.26 cfs of these combined rights will change ( $72.4 \text{ acres} / 496 \text{ acres} \times 3.60 \text{ cfs} = 0.53 \text{ cfs}$ ).
- 1.44 cfs**      The current place of use for water right 34-733 covers 72.4 acres. The proposed place of use covers 568.4 acres. Therefore, the entire right will be changed.
- 2.84 cfs**      The current place of use for water right 34-2407 covers 306 acres. The proposed place of use covers 568.4 acres. This right authorizes a diversion rate of 3.33 cfs. After analyzing the change in each quarter-quarter, 261.4 acres of the place of use will change. Therefore, 2.84 cfs of this right will change ( $261.4 \text{ acres} / 306 \text{ acres} \times 3.33 \text{ cfs}$ ).
- 1.92 cfs**      The current place of use for water right 34-7160 covers 156 acres. The proposed place of use covers 568.4 acres. Therefore, the entire right will be changed.

**Total amount changed = 7.88 cfs**

## MEMORANDUM

**Date:** June 6, 2022  
**To:** Transfer 86303  
**From:** James Cefalo  
**Re:** Legal Notice Not Required

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.