

T4706 MOUNTAIN SPRINGS RANCH

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. 4706

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

Name of applicant San Felipe Ranch Phone (208) 588-3110
Post Office address HC 86 Box 4322, Mackay, Idaho 83251

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. Describe the reason for the proposed changes A portion of the places of use of the following water rights have been sold (44 acres). The intent of this transfer is to consolidate the following water rights onto lands retained: 34-00142, 34-00613B, 34-00612B, 34-00611B. Also a majority of 34-105538 was retained. Buyers of 44 acres kept 0.88 cfs.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|------------------|-------------------|--------------------|-------------------|----------------------|
| <u>34-00142</u> | <u>6/30/1897</u> | <u>2.4 cfs</u> | <u>Irrigation</u> | <u>5-01 to 10-15</u> |
| <u>34-00613B</u> | <u>11/01/1898</u> | <u>.5 cfs</u> | <u>Irrigation</u> | <u>5-01 to 10-15</u> |
| <u>34-00612B</u> | <u>6/01/1886</u> | <u>.8 cfs</u> | <u>Irrigation</u> | <u>5-01 to 10-15</u> |
| <u>34-0611B</u> | <u>6/01/1882</u> | <u>1.5 cfs</u> | <u>Irrigation</u> | <u>5-01 to 10-15</u> |
| <u>34-105538</u> | <u>5/01/1910</u> | <u>5.52</u> | <u>Irrigation</u> | <u>5-01 to 10-15</u> |
2. Total amount of water being transferred 10.72 cubic feet per second and/or 1177.5 acre-feet per annum.
3. Source of water Big Lost River tributary to Sinks
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	sw	se	se	03	8N	22E	Custer	
	NE	NE	SE	11	8N	22E	Custer	
	NW	NE	SE	11	8N	22E	Custer	
	SW	NW	SW	12	8N	22E	Custer	
	SW	NE	NW	13	8N	22E	Custer	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	11									20			15	20	40	30	33	158
8N	22E	12											18						18
8N	22E	13						30	40	23	25	30		30			17		195
8N	22E	14	40	10		30									20				100

PART 1**6. General Information:**a. Description of diversion system Headgate/ditchesb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

There will be no effect, either adverse or beneficial, to those lands
now being irrigated, as this transfer is being accomplished to
accommodate the transfer of ownership of a portion of water right
34-10553. There is no change in the amount of acres irrigated or
amount of water used.

d. Remarks:

As per recommendation of Ernest Carlson, Water Right Supervisor,
Adjudications, Idaho Department of Water Resources.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-00611B on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Lost River tributary to Sinks

4. Date or priority 06/01/1882

5. Water is used for the following purpose:

amount 1.5 cfs for Irrigation purposes from 05/01 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.5 cubic feet per second and/or 1177.5 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SE	03	8N	22E	Custer	
	NE	NE	SE	11	8N	22E	Custer	
	NW	NE	SE	11	8N	22E	Custer	
	SW	NW	SW	12	8N	22E	Custer	
	SW	NE	NW	13	8N	22E	Custer	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	11									20			15	20	40	30	33	158
8N	22E	12											10	25					35
8N	22E	13					25	30	40	25	25	30		30			17		222
8N	22E	14	40	10		30									20				100

Total acres 515

9. Describe any other water rights used for the same purpose as described above _____

34-00142, 34-00613B, 34-00612B, 34-10553A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-00612B on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Lost River tributary to Sinks

4. Date or priority 06/01/1886

5. Water is used for the following purpose:

amount .8 cfs for Irrigation purposes from 05/01 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .8 cfs cubic feet per second and/or 1177.5 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SE	03	8N	22E	Custer	
	NE	NE	SE	11	8N	22E	Custer	
	NW	NE	SE	11	8N	22E	Custer	
	SW	NW	SW	12	8N	22E	Custer	
	SW	NE	NW	13	8N	22E	Custer	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	11									20			15	20	40	30	33	158
8N	22E	12										10	25						35
8N	22E	13					25	30	40	25	25	30		30			17		222
8N	22E	14	40	10		30									20				100

Total acres 515

9. Describe any other water rights used for the same purpose as described above _____

34-00142, 34-00613B, 34-00611B, 34-10553A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-00613B on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Lost River tributary to Sinks

4. Date or priority 11/01/1898

5. Water is used for the following purpose:

amount .5 cfs for Irrigation purposes from 05/01 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .5 cubic feet per second and/or 1177.5 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SE	03	8N	22E	Custer	
	NE	NE	SE	11	8N	22E	Custer	
	NW	NE	SE	11	8N	22E	Custer	
	SW	NW	SW	12	8N	22E	Custer	
	SW	NE	SE	13	8N	22E	Custer	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	11									20			15	20	40	30	33	158
8N	22E	12											10	25					35
8N	22E	13					25	30	40	25	25	30		30			17		222
8N	22E	14	40	10		30									20				100

Total acres 515

9. Describe any other water rights used for the same purpose as described above _____

34-00142, 34-00612B, 34-00611B, 34-10553A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-00142 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Lost River tributary to Sinks

4. Date or priority 06/30/1897

5. Water is used for the following purpose:

amount 2.4 cfs for Irrigation purposes from 05/01 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.4 cubic feet per second and/or 1177.5 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SE	03	8N	22E	Custer	
	NE	NE	SE	11	8N	22E	Custer	
	NW	NE	SE	11	8N	22E	Custer	
	SW	NW	SW	12	8N	22E	Custer	
	SW	NE	NW	13	8N	22E	Custer	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	11									20			15	20	40	30	33	158
8N	22E	12											10	25					35
8N	22E	13					25	30	40	25	25	30		30			17		222
8N	22E	14	40	10		30									20				100

Total acres 515

9. Describe any other water rights used for the same purpose as described above _____

34-00613B, 34-00612B, 34-00611B, 34-10553A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-10553 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Lost River tributary to Sinks

4. Date or priority 05/01/1910

5. Water is used for the following purpose:

amount 6.4 for Irrigation purposes from 05/01 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.4 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SE	3	8N	22E	Custer	
	NE	NE	SE	11	8N	22E	Custer	
	NW	NE	SE	11	8N	22E	Custer	
	SW	NW	SW	12	8N	22E	Custer	
	SW	NW	NW	13	8N	22E	Custer	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	11									20			15	20	40	30	33	158
8N	22E	12											10	25					35
8N	22E	13					25	30	40	25	25	30		30			17		222
8N	22E	14	40	10		30									20				100

Total acres 515

9. Describe any other water rights used for the same purpose as described above _____

34-00142, 34-00611B, 34-00613B, 34-00612B

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?"

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 5.52 for Irrigation purposes from 05/01 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SE	3	8N	22E	Custer	
	NE	NE	SE	11	8N	22E	Custer	
	NW	NE	SE	11	8N	22E	Custer	
	SW	NW	SW	12	8N	22E	Custer	
	SW	NE	NW	13	8N	22E	Custer	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	11									20			15	20	40	30	33	158
8N	22E	12										10	8						18
8N	22E	13						30	40	23	25	30		30			17		195
8N	22E	14	40	10		30									20				100

Total acres 471

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.88 cfs for Irrigation purposes from 05/01 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	SW	12	8N	22E	Custer	

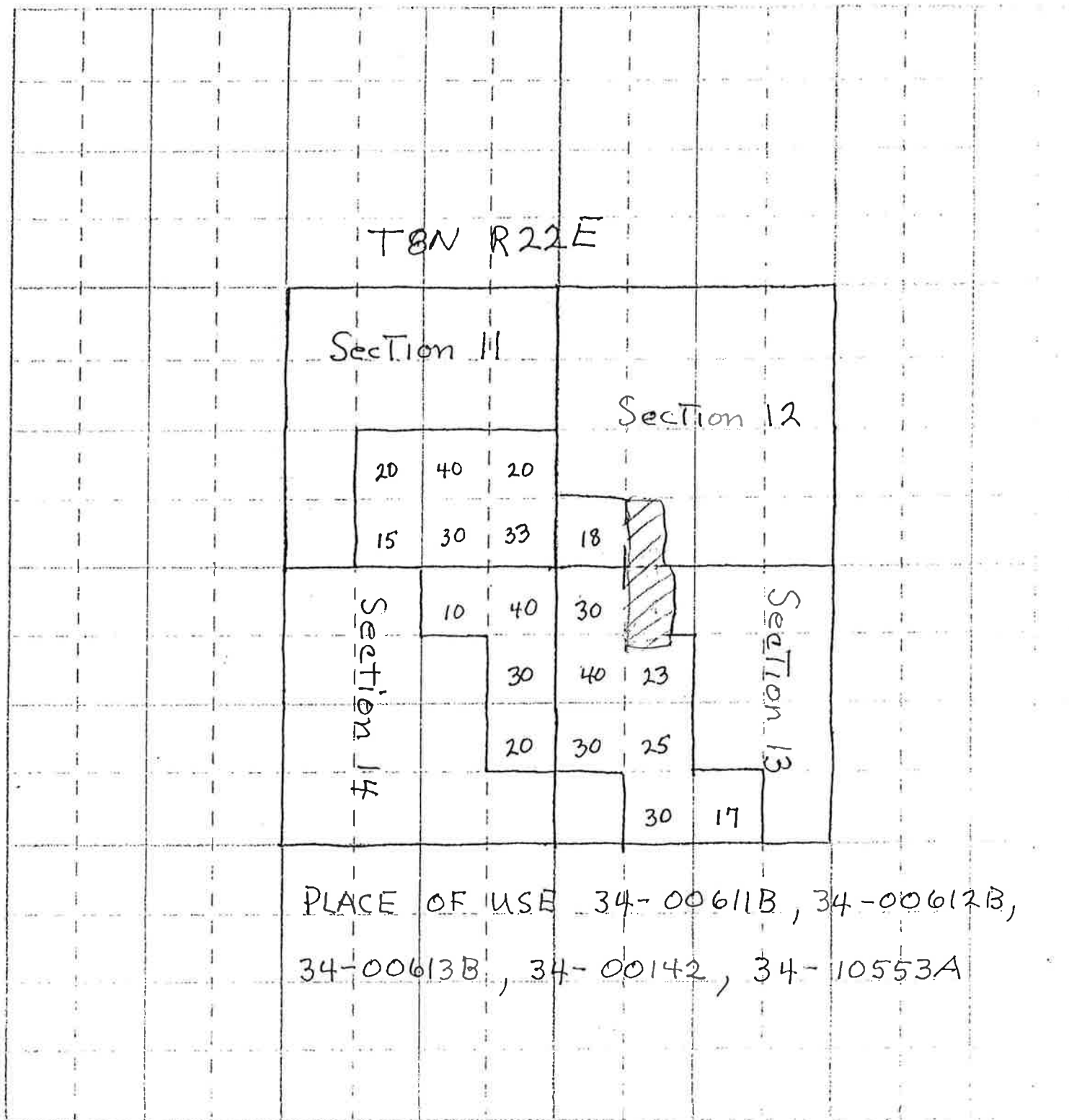
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	22E	12												17					17
		13					25			2									27

Total acres 44

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE ; NONE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

San Felipe Permit by Dan Allen

(Signature of Applicant)

Subscribed and sworn to before me this 23rd day of August, 19 95.

Thomas B Coates

(Notary Public)

My commission expires 5/9/2000

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by WM Date 8/24/95 Protest filed by _____Prelim. check by EC Fee 100⁰⁰ _____Receipted by RB Date 8-24-95 E021445 _____Published in Challis Messenger : State wide Copies of protest forwarded by _____Pub. dates 9-7-94-95 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4706
WATER RIGHT NO(S). 34-00142/34-00611B/34-00612B
34-00613B/34-10553B

RECEIVED

SEP 10 1999

Department of Water Resources
Eastern Region

This is to certify that: MOUNTAIN SPRINGS RANCH LLC
5550 BARTON FLAT RD
MACKAY ID 83251

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 34-00142 : IRRIGATION Priority: 06/30/1897	05/01 to 10/15	2.40 CFS	420.0 AF
Right No. 34-00611B : IRRIGATION Priority: 06/01/1882	05/01 to 10/15	1.50 CFS	262.5 AF
Right No. 34-00612B : IRRIGATION Priority: 06/01/1886	05/01 to 10/15	0.80 CFS	140.0 AF
Right No. 34-00613B : IRRIGATION Priority: 11/01/1898	05/01 to 10/15	0.50 CFS	87.5 AF
Right No. 34-10553B : IRRIGATION Priority: 05/01/1910	05/01 to 10/15	5.52 CFS	1648.5 AF
TOTAL:		* 10.72 CFS	* 1648.5 AF

SOURCE

BIG LOST RIVER
PARSONS CREEK

TRIBUTARY OF

SINKS
BIG LOST RIVER

TRANSFER NO. 4706
 WATER RIGHT NO(S). 34-00142/34-00611B/34-00612B
 34-00613B/34-10553B

LOCATION OF POINT(S) OF DIVERSION:

SWSESE , Sec. 3, Township 08N, Range 22E
 NENESE , Sec. 11, Township 08N, Range 22E
 NWNESE , Sec. 11, Township 08N, Range 22E
 SWNWSW , Sec. 12, Township 08N, Range 22E
 SWNENW , Sec. 13, Township 08N, Range 22E
 CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	22E	11	NESW 20	SESW 15	NESE 20	
			NWSE 40	SWSE 30	SESE 33	158
		12	SWSW 18			18
		13	NWNW 30	SWNW 40	SENW 23	
			NESW 25	NWSW 30	SESW 30	
			SWSE 17			195
		14	NENE 40	NWNE 10	SENE 30	
			NESE 20			100
Total number of acres irrigated:						** 471

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works form all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- * 6. The total instantaneous diversion of water from all points of diversion under Transfer 4706 shall not exceed 10.72 cfs.
- ** 7. Right 34-00142 is limited to the irrigation of 120.0 acres in the place of use described above in a single irrigation season.
- ** 8. Right 34-00611B is limited to the irrigation of 75.0 acres in the place of use described above in a single irrigation season.
- ** 9. Right 34-00612B is limited to the irrigation of 40.0 acres in the place of use described above in a single irrigation season.
- ** 10. Right 34-00613B is limited to the irrigation of 25.0 acres in the place of use described above in a single irrigation season.

TRANSFER NO. 4706
WATER RIGHT NO(S). 34-00142/34-00611B/34-00612B
34-00613B/34-10553B

CONDITIONS OF APPROVAL AND REMARKS

- * ** 11. Rights 34-00142, 34-00611B, 34-00612B, 34-00613B and 34-10553B when combined shall not exceed a total diversion rate of 10.72 cfs, a total annual maximum diversion volume of 1648.5 af at the field headgate, and the irrigation of 471.0 acres.
12. 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 watermaster for Water District 34.

Dated this 3rd day of

September, 1999.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 34-00142, 34-00611B, 34-00612B, 34-00613B & 34-10553

FROM: Pam Skaggs/^{PS}State Office

SUBJECT: Transfer 4706

DATE: September 3, 1999

Transfer 4706 changes the place of use under all of Rights 34-00142, 34-00611B, 34-00612B and 34-00613B, and a portion of Right 34-10553, splitting this right into Parts A & B.

The applicant owned the entire property and sold 44 acres with 0.88 cfs of Right 34-10553. The transfer proposes to change the permissible place of use under the rest of the rights to reflect the remaining 471 irrigated acres, with a small adjustment moving 8 acres from the SESW to the SWSW of Section 12, T08N, R22E to consolidate the acres.

A change of ownership form from the Donahues for the 44 acres will be processed following the approval of this transfer for Right 34-10553A. These rights in the SRBA already reflect a change in ownership to Mountain Springs Ranch LLC as the owner of the 471 irrigated acre parcel of land. Custer County Assessor's office confirmed the chain of ownership of these acres, first to the Donahues and then the remainder to Mountain Spring Ranch LLC.

These rights have been resubmitted to the SRBA court in an amended report to address the irrigation season. Other recommended conditions include measuring devices & lockable controlling works, watermaster control, irrigation overlap, permissible place of use limits, combined right limits and standard transfer conditions.

