

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Water Right 37-23095**

1/3/2018

|                          |                                                                                                                         |
|--------------------------|-------------------------------------------------------------------------------------------------------------------------|
| <b><u>Owner Type</u></b> | <b><u>Name and Address</u></b>                                                                                          |
| Current Owner            | WELDON & MARILYN J WANKIER LIVING TRUST<br>PO BOX 194<br>SUN VALLEY, ID 83353<br>(208) 928-7879                         |
| Original Owner           | PETER TRUST LP<br>2300 W SAHARA AVE STE 530<br>LAS VEGAS, NV 89102<br>(702) 920-2800                                    |
| Representative           | BROCKWAY ENGINEERING PLLC<br>CHARLES E BROCKWAY<br>2016 N WASHINGTON ST STE 4<br>TWIN FALLS, ID 83301<br>(208) 736-8543 |

**Priority Date:** 5/1/1883

**Basis:** Decreed

**Status:** Active

|                      |                         |
|----------------------|-------------------------|
| <b><u>Source</u></b> | <b><u>Tributary</u></b> |
| BIG WOOD RIVER       | MALAD RIVER             |

|                              |                               |                  |                              |                      |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| <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                   | 04/15                         | 10/31            | 0.080 CFS                    |                      |
|                              | <b><u>Total Diversion</u></b> |                  | 0.080 CFS                    |                      |

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

|                |      |                                         |
|----------------|------|-----------------------------------------|
| BIG WOOD RIVER | SWNE | Sec. 5, Twp 02N, Rge 18E, BLAINE County |
| BIG WOOD RIVER | SENE | Sec. 5, Twp 02N, Rge 18E, BLAINE County |

**Place Of Use**

IRRIGATION within BLAINE 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 |        |
| 02N | 18E | 4   |    |    |    |    |    |    |    |    |    | 0.6 |    |    |     |    |    |    | 0.6    |
| 02N | 18E | 5   |    |    |    |    |    |    |    |    |    |     |    |    | 1.2 |    |    |    | 1.2    |

POU Total Acres: 1.8

**Conditions of Approval:**

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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

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- approval, this water right is within State Water District No. 37.
- |    |     |                                                                                                                                                                                                                                                                                                                                            |
|----|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4. | 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.                                                                                                                                                                                                  |
| 5. | 004 | This right does not grant any right-of-way or easement across the land of another.                                                                                                                                                                                                                                                         |
| 6. |     | This right shall provide no more than 0.03 cfs per acre at the field headgate for irrigation of the lands in the place of use whenever sprinkler methods of irrigation are used.                                                                                                                                                           |
| 7. | 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 8. | X60 | Place of use is located within Lot 5, River Grove Ranch Subdivision.                                                                                                                                                                                                                                                                       |

**Comments:**

- |                                                 |          |          |             |
|-------------------------------------------------|----------|----------|-------------|
| 1.                                              | jhersley | 1/3/2018 | split right |
| Split from 37-22255 due to change in ownership. |          |          |             |
| 2.                                              | jhersley | 1/3/2018 | POD         |
| Updated Shape                                   |          |          |             |
| 3.                                              | jhersley | 1/3/2018 | POU         |
| Updated Shape                                   |          |          |             |

**Dates and Other Information**

Decreed Date: 8/30/2011  
Civil Case Number: 39576  
Judicial District: FIFTH  
State or Federal: S  
Water District Number: 37  
Mitigation Plan: False

**Combined Use Limits**

N/A

**SubCase:**

N/A

**Water Supply Bank:**

N/A