

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81895**

This is to certify that: **PETER TRUST LP**
2300 W SAHARA AVE STE 530
LAS VEGAS, NV 89102

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-22969	WR/DECREED	5/1/1883	1.290 cfs	N/A	N/A	28.8	BIG WOOD RIVER
37-8102	WR/LICENSE	5/11/1983	0.200 cfs	18.8 af	N/A	5.0	GROUND WATER
37-8446	WR/LICENSE	11/12/1988	0.080 cfs	8.8 af	N/A	2.5	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-22969	NO	NO	YES	NO	NO	NO
37-8102	NO	YES	YES	YES	NO	NO
37-8446	YES	YES	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-22969	37-22969	1.290 cfs	N/A	28.8	40.7	N/A	N/A	N/A	N/A	N/A
37-8102	37-8102	0.200 cfs	18.8 af	5.0	40.7	N/A	N/A	N/A	N/A	N/A
37-8446	37-23075	0.010 cfs	1.4 af	0.4	40.7	37-8446	0.070 cfs	7.4 af	N/A	2.1
COMBINED TOTALS		1.500 cfs	N/A	34.2	40.7		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 28th day of December, 2017.



Southern Region Manager

Transfer No. 81895

WATER RIGHT NO. 37-8102**As Modified by Transfer No. 81895**

In accordance with the approval of Transfer No. 81895, Water Right No. 37-8102 is now described as follows:

Right Holder: PETER TRUST LP
2300 W SAHARA AVE STE 530
LAS VEGAS, NV 89102

Priority Date: 5/11/1983

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	4/01	to 11/01	0.160 cfs	0.3 af
DOMESTIC	1/01	to 12/31	0.040 cfs	1.0 af
FIRE PROTECTION	1/01	to 12/31	0.200 cfs	
IRRIGATION	4/15	to 10/15	0.100 cfs	17.5 af
			0.200 cfs	18.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 5	Twp 02N Rge 18E	BLAINE County
GROUND WATER	SENE	Sec 5	Twp 02N Rge 18E	BLAINE County
GROUND WATER	SENE	Sec 5	Twp 02N Rge 18E	BLAINE County

PLACE OF USE: COMMERCIAL

			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										X							

PLACE OF USE: DOMESTIC

			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	5													X				

PLACE OF USE: IRRIGATION

			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							1.4			6.4							7.8
02N	18E	5			0.1	6.4									26.4				32.9

Right Acre Limit: 5.0
POU Total Acres: 40.7

WATER RIGHT NO. 37-8102
As Modified by Transfer No. 81895

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.0 acres within the authorized place of use in a single irrigation season.
2. Rights 37-8102, 37-22969 and 37-23075 when combined shall not exceed the irrigation of 34.2 acres.
3. Rights 37-8102, 37-22969 and 37-23075 are limited to the irrigation of a specific 34.2 acres within the 40.7 acre place of use authorized by this right in a single irrigation season. The specific 34.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 34.2 acres to be irrigated within the 40.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
5. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gage station meet or exceed the minimum stream flows established by state action.
8. This right does not grant any right-of-way or easement across the land of another.
9. Commercial use is for two riding arenas.
10. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
11. Domestic use is for 1 home and stockwater. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-8446

As Modified by Transfer No. 81895

In accordance with the approval of Transfer No. 81895, Water Right No. 37-8446 is now described as follows:

Right Holder: PETER TRUST LP
2300 W SAHARA AVE STE 530
LAS VEGAS, NV 89102

RIVER GROVE FARM
C/O E PARRY THOMAS
PO BOX 642
SUN VALLEY, ID 83353

Priority Date: 11/12/1988

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

0.070 cfs

0.070 cfs

Diversion Volume

7.4 af

7.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESENE

Sec 5 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			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							0.8										0.8
02N	18E	5				1.3													1.3

POU Total Acres: 2.1

CONDITIONS OF APPROVAL

1. Irrigation use under this right is authorized only in connection with a domestic use.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81895

WATER RIGHT NO. 37-8446
As Modified by Transfer No. 81895

CONDITIONS OF APPROVAL

5. Place of use is located within Lot 6, Flying Heart Ranch No. 1 Subdivision (RP001700000060).



WATER RIGHT NO. 37-23075**As Modified by Transfer No. 81895**

In accordance with the approval of Transfer No. 81895, Water Right No. 37-23075 is now described as follows:

Right Holder: PETER TRUST LP
2300 W SAHARA AVE STE 530
LAS VEGAS, NV 89102

Priority Date: 11/12/1988

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

0.010 cfs

0.010 cfs

Diversion Volume

1.4 af

1.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENE

Sec 5 Twp 02N Rge 18E BLAINE County

GROUND WATER SENE

Sec 5 Twp 02N Rge 18E BLAINE County

GROUND WATER SENE

Sec 5 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			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							1.4				6.4						7.8
02N	18E	5			0.1	6.4									26.4				32.9

Right Acre Limit: 0.4

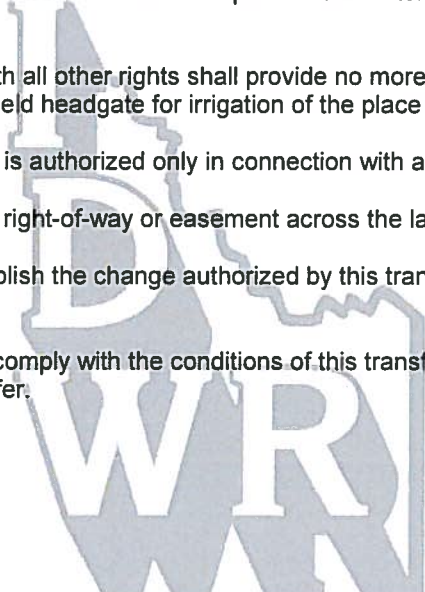
POU Total Acres: 40.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 0.4 acres within the authorized place of use in a single irrigation season.
2. Rights 37-8102, 37-22969 and 37-23075 when combined shall not exceed the irrigation of 34.2 acres.
3. Rights 37-8102, 37-22969 and 37-23075 are limited to the irrigation of a specific 34.2 acres within the 40.7 acre place of use authorized by this right in a single irrigation season. The specific 34.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 34.2 acres to be irrigated within the 40.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

WATER RIGHT NO. 37-23075
As Modified by Transfer No. 81895

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
 5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
 6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
 7. Irrigation use under this right is authorized only in connection with a domestic use.
 8. This right does not grant any right-of-way or easement across the land of another.
 9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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WATER RIGHT NO. 37-22969

As Modified by Transfer No. 81895

In accordance with the approval of Transfer No. 81895, Water Right No. 37-22969 is now described as follows:

Right Holder: PETER TRUST LP
2300 W SAHARA AVE STE 530
LAS VEGAS, NV 89102

Priority Date: 5/1/1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

BENEFICIAL USE
IRRIGATION

From 04/15 **to** 10/31

Diversion Rate
1.290 cfs
1.290 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG WOOD RIVER SENE Sec 5 Twp 02N Rge 18E BLAINE County
BIG WOOD RIVER SWNE Sec 5 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			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							1.4				6.4						7.8
02N	18E	5			0.1	6.4									26.4				32.9

Right Acre Limit: 28.8
POU Total Acres: 40.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28.8 acres within the authorized place of use in a single irrigation season.
2. Rights 37-8102, 37-22969 and 37-23075 when combined shall not exceed the irrigation of 34.2 acres.
3. Rights 37-8102, 37-22969 and 37-23075 are limited to the irrigation of a specific 34.2 acres within the 40.7 acre place of use authorized by this right in a single irrigation season. The specific 34.2 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 34.2 acres to be irrigated within the 40.7 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

WATER RIGHT NO. 37-22969

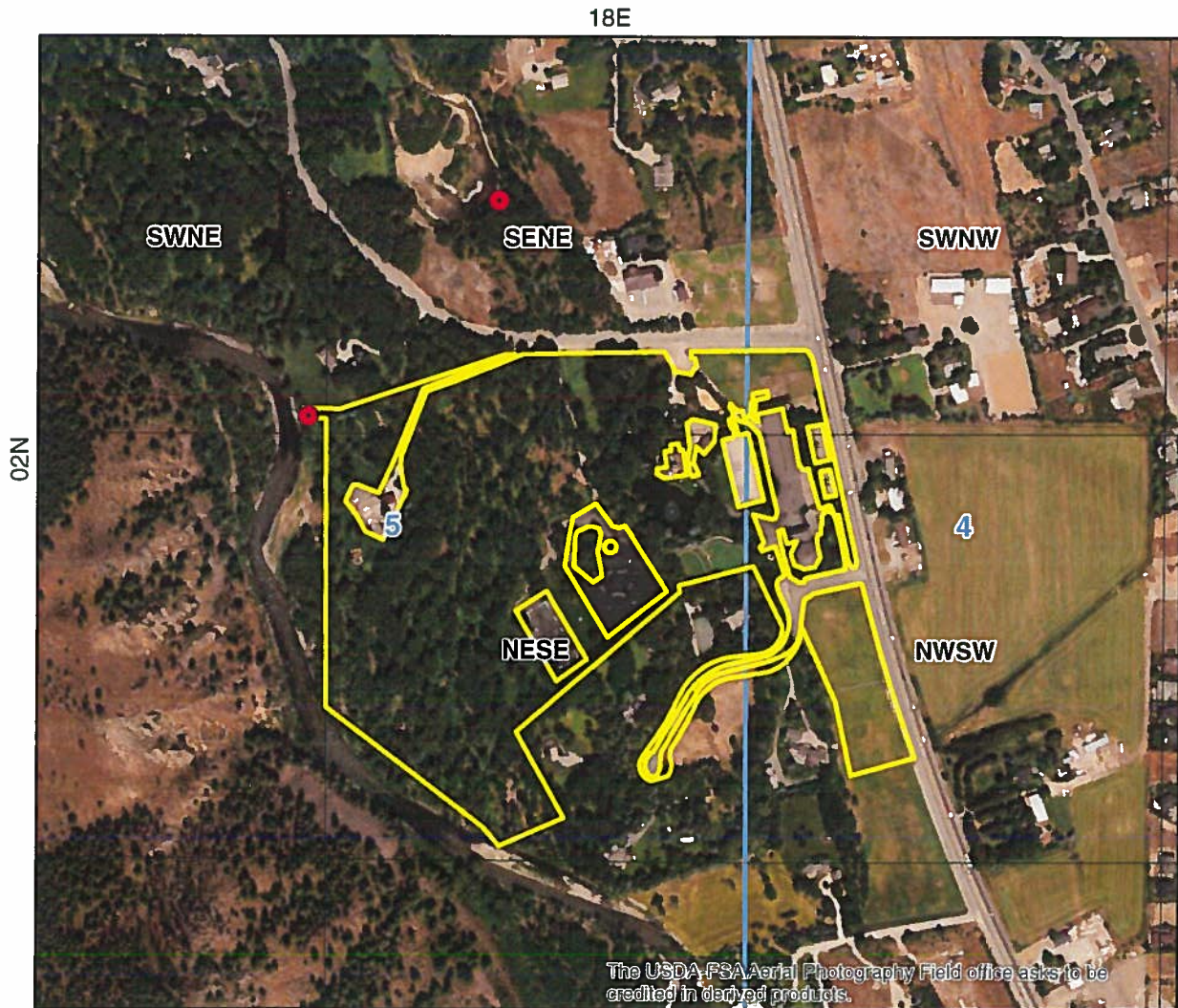
As Modified by Transfer No. 81895

CONDITIONS OF APPROVAL

4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
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. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

State of Idaho
Department of Water Resources
Attachment to Transfer # 81895
37-22969

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.05 0.1 0.2 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer # 81895
37-8102 & 37-23075

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.05 0.1 0.2 Miles

