

RECEIVED

JUL 03 2017

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

DEPT. OF WATER RESOURCES
SOUTHERN REGION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. **APPLICANT(S)** Royal Fork Restaurant Corp Phone (208) 322-5600

2. **MAILING ADDRESS** 911 E. Winding Creek Dr STE 150 City Eagle

State ID Zip 83616 Email jim@mongosgrill.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 37-55; 37-56; 37-257; 37-258; 37-309; 37-487; 37-488; 37-489; 37-490; 37-492;
37-13215 and 37-21488

- ☐ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 21.3 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

[illegible]

6. 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:

Screw head gates on both diversions for controlling works. Upper diversion has a 7'1" ramp flume and lower diversion has a 3' submerged orifice.

- b. Who owns the property at the point(s) of diversion? Royal Fork

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

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

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and 1/4 1/4 of section information. The Map Tool, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent James D. Chamber Print name and title if applicable Date 6/23/17

Signature of applicant or authorized agent _____ Print name and title if applicable _____ Date _____

9. **FEE** - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by DM Date 7-3-2017

Fee paid \$1290- Date 7-3-2017 Received by DM Receipt # 5036208

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 - confidential information is held by fiscal only)

in addition to \$810- pd 6-8-2017 / 5036168

6/19/2017

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

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Comments:

Dates and Other Information

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
37-55 ,37-56 ,37-257 ,37-258 ,37-492		457.0

SubCase:

N/A

Water Supply Bank:

N/A

6/19/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 2083225600

Tributary
CAMAS CREEK

Volume

SOLDIER CREEK	SWSWNE	Sec. 21, Twp 01N, Rge 14E,	CAMAS County
SOLDIER CREEK	SESESW	Sec. 16, Twp 01N, Rge 14E,	CAMAS County

			NE		NW				SW				SE						
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	14E	21	4.0	35.0	33.0	35.0									39.0	38.0	38.0	34.0	256.0
01N	14E	22							17.0	14.0	40.0	40.0	39.0	39.0					189.0

POU Total Acres: 445.0

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/19/2017

such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

Dates and Other Information

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
37-55 ,37-56 ,37-257 ,37-258 ,37-492		457.0

SubCase:

N/A

Water Supply Bank:

N/A

6/19/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 2083225600

Status: Active

Tributary
CAMAS CREEK

Volume

Sec. 21, Twp 01N, Rge 14E, CAMAS County
Sec. 16, Twp 01N, Rge 14E, CAMAS County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	14E	21	4.0	35.0	33.0	35.0									39.0	38.0	38.0	34.0	256.0
01N	14E	22							17.0	14.0	40.0	40.0	39.0	39.0					189.0

POU Total Acres: 445.0

1.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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.	K06	This right is limited to the irrigation of 108 acres within the place of use described above in a single irrigation season.
4.	E56	The rights listed below are limited to the irrigation of a combined total of 445 acres in a single irrigation season. Combined Right Nos.: 37-55, 37-56, 37-257, 37-258, and 37-492.
5.	C27	This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that

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such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

Dates and Other Information

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
37-55 ,37-56 ,37-257 ,37-258 ,37-492		457.0

SubCase:

N/A

Water Supply Bank:

N/A

6/19/2017

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such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

Dates and Other Information

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
37-55 ,37-56 ,37-257 ,37-258 ,37-492		457.0

SubCase:

N/A

Water Supply Bank:

N/A

6/19/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 2083225600

Status: Active

Tributary
CAMAS CREEK

Volume

Sec. 21, Twp 01N, Rge 14E, CAMAS County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	14E	28	36.0	38.0	38.0	40.0													152.0

POU Total Acres: 152.0

1. 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.
2. C27 This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S

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Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
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6/19/2017

Water Right 37-487

Owner Type **Name and Address**
Current Owner ROYAL FORK RESTAURANT CORP
 911 E WINDING CREEK DR STE 150
 EAGLE, ID 83616
 2083225600

Priority Date: 9/1/1883

Basis: Decreed

Status: Active

Source **Tributary**
SOLDIER CREEK CAMAS CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	1.000 CFS	
	Total Diversion		1.000 CFS	

Source and Point(s) of Diversion

SOLDIER CREEK SWSWSE Sec. 16, Twp 01N, Rge 14E, CAMAS County

Place Of Use

IRRIGATION within CAMAS 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	
01N	14E	27						1.0	32.0	18.0	38.0	39.0	38.0	37.0					203.0

POU Total Acres: 203.0

Conditions of Approval:

1. 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 203 acres in a single irrigation season. Combined Right Nos.: 37-487, 37-488, and 37-489.
3. C27 This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

Dates and Other Information

Decreed Date: 9/24/2010

Civil Case Number: 39576

IDAHO DEPARTMENT OF WATER RESOURCES
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Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

Rate

Volume

Acres

203.0

37-487 ,37-488 ,37-489

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
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Water Right 37-488

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 2083225600

Priority Date: 5/15/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.800 CFS	
	<u>Total Diversion</u>		0.800 CFS	

Source and Point(s) of Diversion

SOLDIER CREEK	SWSWSE	Sec. 16, Twp 01N, Rge 14E, CAMAS County
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Place Of Use

IRRIGATION within CAMAS 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	
01N	14E	27						1.0	32.0	18.0	38.0	39.0	38.0	37.0					203.0

POU Total Acres: 203.0

Conditions of Approval:

1. 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 203 acres in a single irrigation season. Combined Right Nos.: 37-487, 37-488, and 37-489.
3. C27 This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

1. chahn 1/27/2015 fixed typo in name
The original claims had "Restaurant" spelled as "Restuarant" which made queries inaccurate.

IDAHO DEPARTMENT OF WATER RESOURCES
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6/19/2017

Dates and Other Information

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

Rate

Volume

Acres

203.0

37-487 ,37-488 ,37-489

SubCase:

N/A

Water Supply Bank:

N/A

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Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

Rate

Volume

Acres

203.0

37-487 ,37-488 ,37-489

SubCase:

N/A

Water Supply Bank:

N/A

6/19/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 2083225600

Status: Active

Tributary
CAMAS CREEK

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/15	10/31	3.200 CFS
Total Diversion		3.200 CFS

Volume

SOLDIER CREEK **SESESW** Sec. 16, Twp 01N, Rge 14E, CAMAS County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	14E	26					6.0	39.0	31.0	14.0	15.0	20.0	20.0	15.0					160.0

1.	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.
2.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3.	E56	The rights listed below are limited to the irrigation of a combined total of 429 acres in a single irrigation season. Combined Right Nos.: 37-490 and 37-21488.
4.	C27	This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

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6/19/2017

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

Rate

Volume

Acres

429.0

37-490 ,37-21488

SubCase:

N/A

Water Supply Bank:

N/A

6/19/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 2083225600

Status: Active

Tributary
CAMAS CREEK

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/15	10/31	3.200 CFS
Total Diversion		3.200 CFS

Volume

SOLDIER CREEK	SESESW	Sec. 16, Twp 01N, Rge 14E,	CAMAS County
SOLDIER CREEK	SWSWNE	Sec. 21, Twp 01N, Rge 14E.	CAMAS County

IRRIGATION within CAMAS County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	14E	21	4.0	35.0	33.0	35.0									39.0	38.0	38.0	34.0	256.0
01N	14E	22							17.0	14.0	40.0	40.0	39.0	39.0					189.0

POU Total Acres: 445.0

1.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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.	K06	This right is limited to the irrigation of 266 acres within the place of use described above in a single irrigation season.
4.	E56	The rights listed below are limited to the irrigation of a combined total of 445 acres in a single irrigation season. Combined Right Nos.: 37-55, 37-56, 37-257, 37-258, and 37-492.
5.	C27	This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that

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such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

Dates and Other Information

Decreed Date: 9/24/2010

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Water District Number: 37C

Mitigation Plan: False

Combined Use Limits

Rate

Volume

Acres

457.0

37-55 ,37-56 ,37-257 ,37-258 ,37-492

SubCase:

N/A

Water Supply Bank:

N/A

6/19/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 2083225600

Status: Active

Tributary
CAMAS CREEK

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/15	10/31	1.600 CFS
Total Diversion		1.600 CFS

Volume

SOLDIER CREEK **SWSWSE** **Sec. 16, Twp 01N, Rge 14E, CAMAS County**

IRRIGATION within CAMAS County

[illegible]

POU Total Acres: 80.0

1.	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.
2.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3.	C27	This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

1. nvandyke 1/20/2011 WR Termination/Status Change
This right a combination of a portions of pre-SRBA rights 37-220 and 37-221.

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Dates and Other Information

Decreed Date: 9/24/2010

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Water District Number: 37C

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
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Water Right 37-21488

Owner Type **Name and Address**
Current Owner ROYAL FORK RESTAURANT CORP
 911 E WINDING CREEK DR STE 150
 EAGLE, ID 83616
 2083225600

Priority Date: 5/14/1883

Basis: Decreed

Status: Active

Source **Tributary**
SOLDIER CREEK CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	3.100 CFS	
	<u>Total Diversion</u>		3.100 CFS	

Source and Point(s) of Diversion

SOLDIER CREEK SESESW Sec. 16, Twp 01N, Rge 14E, CAMAS County

Place Of Use

IRRIGATION within CAMAS 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	
01N	14E	23											36.0	13.0					49.0
01N	14E	26		21.0	3.0		40.0	40.0	4.9	4.1									113.0
01N	14E	35					39.0			40.0	40.0					39.0			158.0

POU Total Acres: 320.0

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. E56 The rights listed below are limited to the irrigation of a combined total of 429 acres in a single irrigation season. Combined Right Nos.: 37-490 and 37-21488.
4. C27 This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

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1. manders 8/29/2006 rec
Portion of claim from 37-846 disallowed.
2. chahn 1/27/2015 typo in name
The original claims had "Restaurant" spelled as "Restuarant" which made queries inaccurate.

Dates and Other Information

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37C
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
37-490 ,37-21488		429.0

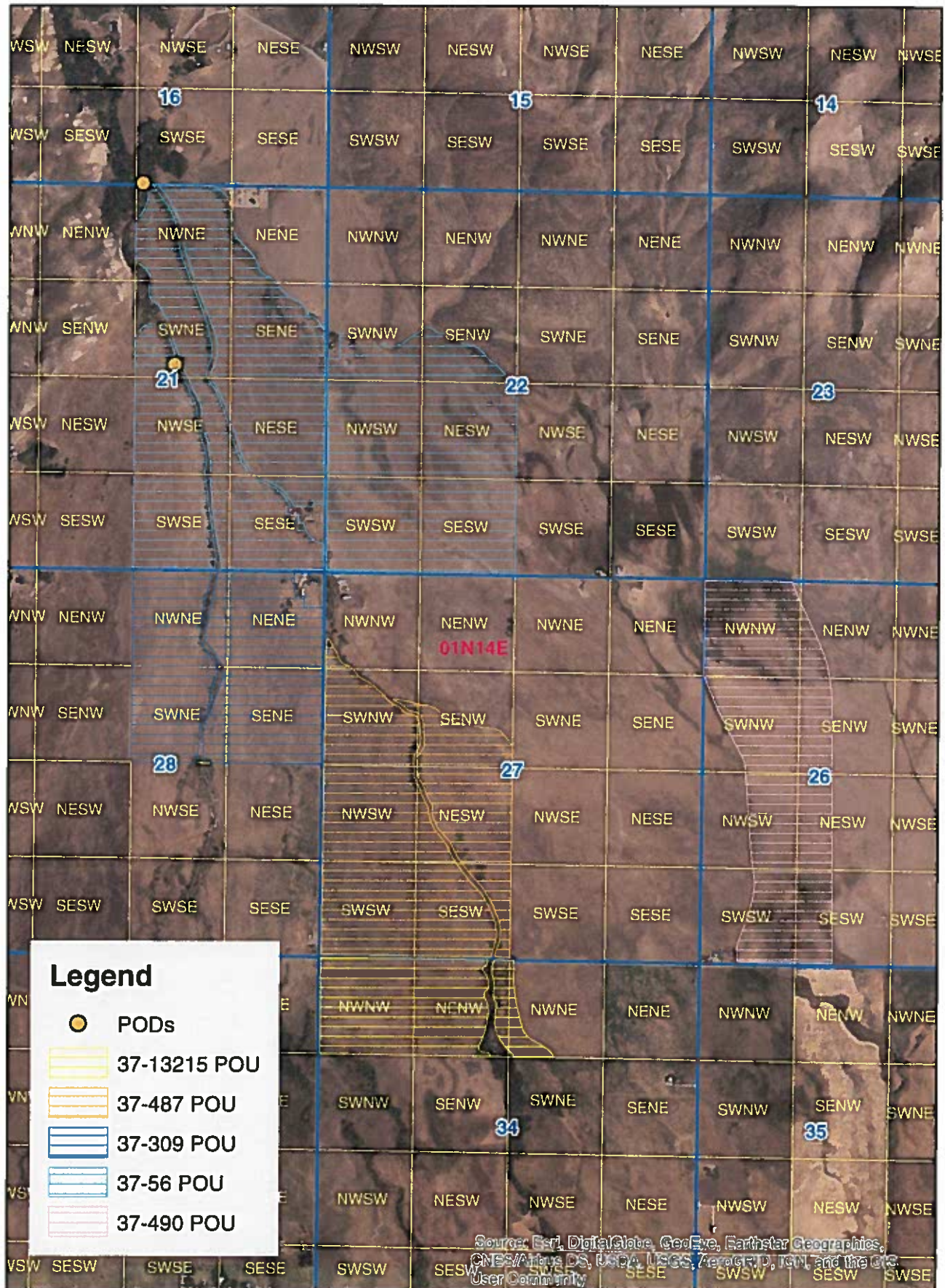
SubCase:

N/A

Water Supply Bank:

N/A

Corrected PODs



TRANSFER 81745

Corrected PODs



TRANSFER 81745

No. C 85768	Due no later than Jan 31, 2017 Annual Report Form		2. Registered Agent and Address (NO PO BOX)				
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE			JERRY L CAVEN 911 E WINDING CREEK DR SUITE #150 EAGLE ID 83616				
	1. Mailing Address: Correct in this box if needed. ROYAL FORK RESTAURANT CORPORATION JERRY L CAVEN 911 E WINDING CREEK DR SUITE #150 EAGLE ID 83616		3. <u>New</u> Registered Agent Signature:*				
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).							
Office Held	Name	Street or PO Address	City	State	Country	Postal Code	
TREASURER	JAMES D CHAMBERS	911 E WINDING CREEK DR SUITE #150	EAGLE	ID	USA	83616	
DIRECTOR	JERRY L CAVEN	911 E WINDING CREEK DR SUITE #150	EAGLE	ID	USA	83616	
5. Organized Under the Laws of: ID C 85768		6. Annual Report must be signed.* Signature: James D Chambers Name (type or print): James D Chambers Date: 01/31/2017 Title: VP / CFO					
Processed 01/31/2017		* Electronically provided signatures are accepted as original signatures.					

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 08 2017

DEPT OF WATER RESOURCES
NORTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT - POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) Royal Fork Restaurant Corp Phone (208) 322-5600

2. MAILING ADDRESS 911 E Winding Creek Dr STE 150 City Eagle

State Id Zip 83616 Email jim@mangosgrill.com

☒ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☒ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right. If no land is conveyed, additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☒ The water right(s) claims were divided as specifically identified in a deed, contract, or other conveyance document.

☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☒ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 37-309, 37-21488, 37-490, 37-13215,
37-487, 37-488, 37-489

☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, Water Right Transfers, Step 1, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 14.1 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION - Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☒ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, Water Right Transfers, Online Resources.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
✓		SE	SE	SW	16	01N	14E	Camas	Soldier Creek	Soldier 7 A0019606
✓		SW	SW	NE	21	01N	14E	Camas	Soldier Creek	Soldier 10 A0019609

6. 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:

Screw head gates on both diversions for controlling works.
Soldier 7 has a 7'1" Ramp flume & Soldier 10 has a 3' sub. orifice

- b. Who owns the property at the point(s) of diversion? Royal Fork
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

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

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Successor Designation form.
☐ If yes, the individual owner or designated lessee must complete, sign and attach an Idaho Form W-9.
(Disregard if these items are not the true owner and has not changed.)

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and 1/4 1/4 of section information. The Map Tool, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Jamie D. Chambers
Signature of applicant or authorized agent

Jamie D. Chambers
Print name and title if applicable

5/30/17
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. FEE - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by DM

Date 6-8-2017

Fee paid \$810 - Date 6-8-2017

Received by DM

Receipt # 5036168

Preliminary review by _____

Date _____

Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 - confidential information is held by fiscal only)

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/16/2017

WATER RIGHT NO. 37-21488

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 (208)322-5600
Original Owner	GEORGE W WELLS SOLDIER, ID 83327
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303 (208) 736-9300

Priority Date: 05/14/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	3.1 CFS	
Total Diversion			3.1 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK|SESESW|Sec. 16|Township 01N|Range 14E|CAMAS County

Needs lower
added

Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	14E	23		SWSW	36		SESW	13						
		26		NWNE	21		SWNE	3						
				NENW	40		NWNW	40		SWNW	4.9		SENW	4.1
		35		NENW	39		SENW	40						
				NESW	40									
				NWSE	39									

Total Acres: 320

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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.
2. C18
3. E56 The rights listed below are limited to the irrigation of a combined total of 429 acres in a single irrigation season. Combined Right Nos.: 37-490 and 37-21488.
This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
4. C27

Dates:

Licensed Date:

Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S
Owner Name Connector:
Water District Number: 37C
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Combined Acres Limit: 429
Combined Volume Limit:
Combined Rate Limit:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

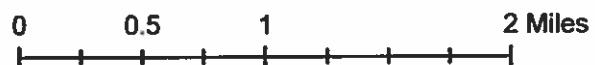
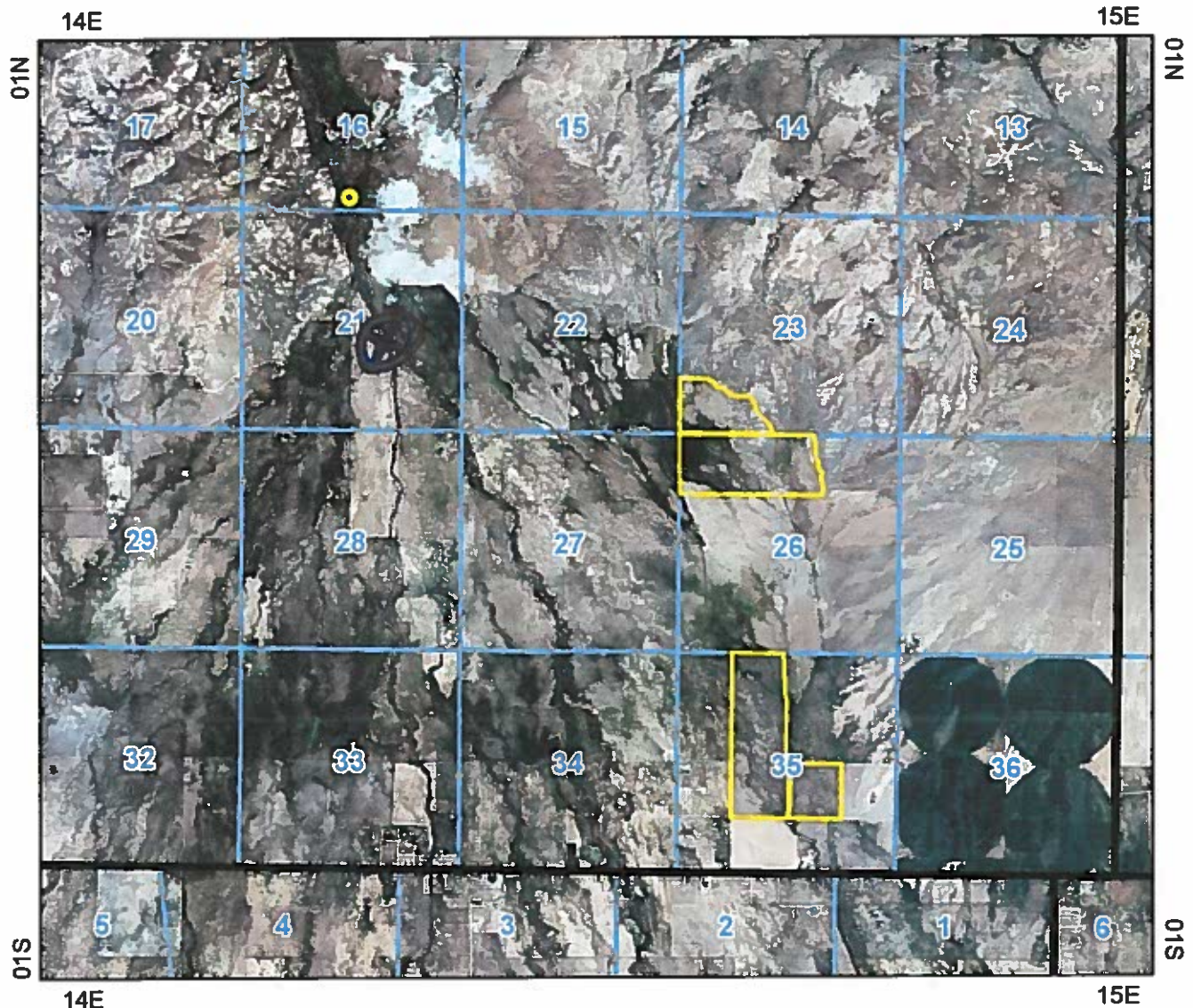
Close

State of Idaho
Department of Water Resources

Water Right
37-21488

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2017

WATER RIGHT NO. 37-309

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 (208)322-5600
Original Owner	R R POND
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303 (208) 736-9300

Priority Date: 06/02/1883
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	3.2 CFS	
Total Diversion			3.2 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK|SWSWNE|Sec. 21|Township 01N|Range 14E|CAMAS County

Needs upper
added

Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	14E	28		NENE	36		NWNE	38		SWNE	38		SENE	40

Total Acres: 152

Conditions of Approval:

1. 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.
This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right
2. C27 pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Dates:

Licensed Date:

Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 37C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:
Cary Act Number:
Mitigation Plan: False

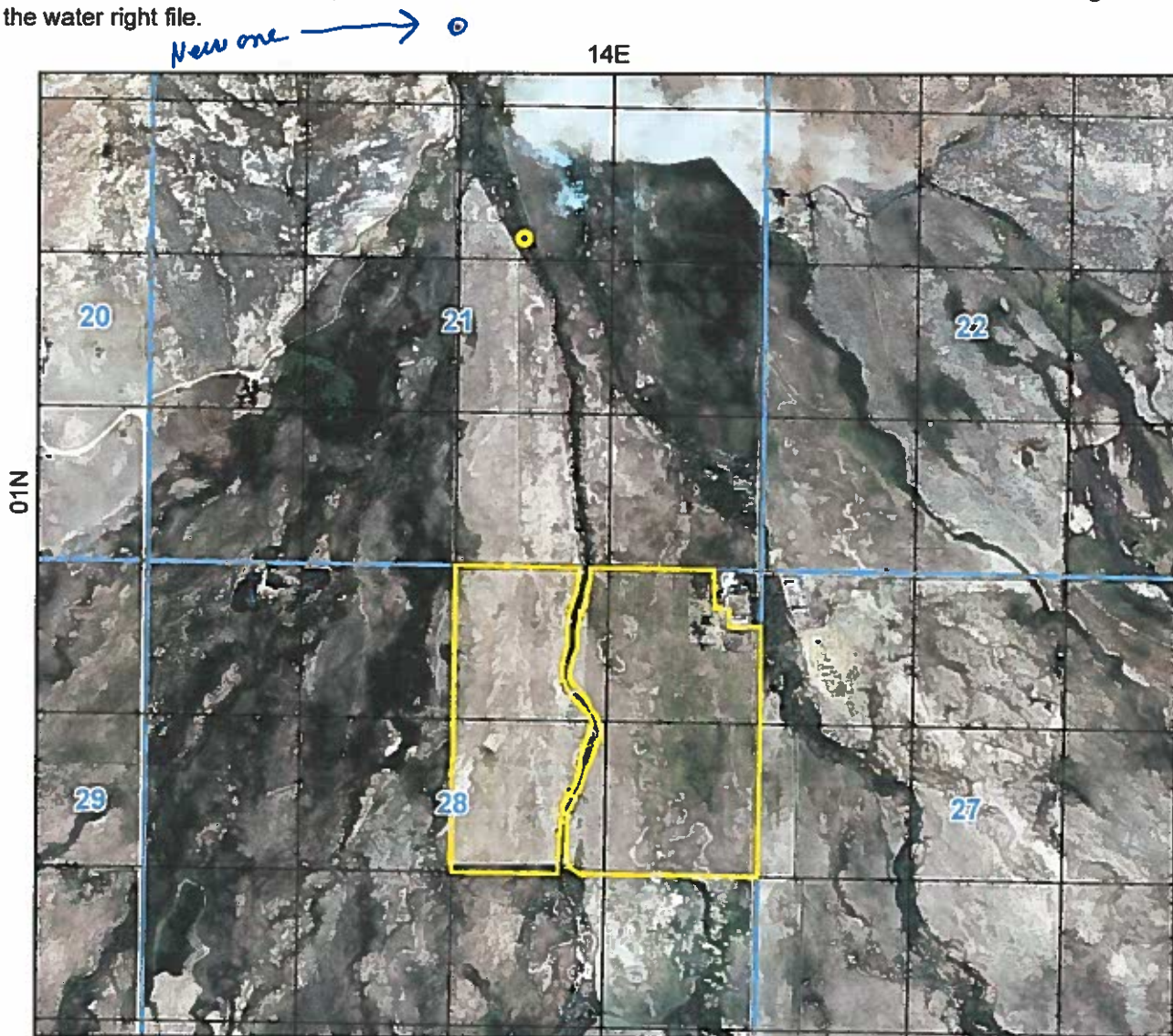
Close

State of Idaho
Department of Water Resources

Water Right 37-309

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.175 0.35 0.7 Miles



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2017

WATER RIGHT NO. 37-490

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 (208)322-5600
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Original Owner	AMANDA M MINK
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303 (208) 736-9300

Priority Date: 05/14/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	3.2 CFS	
Total Diversion			3.2 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK|SESESW|Sec. 16|Township 01N|Range 14E|CAMAS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	14E	26		NENW	6		NWNW	39		SWNW	31		SENW	14
				NESW	15		NWSW	20		SWSW	20		SESW	15

Total Acres: 160

Conditions of Approval:

1. 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.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. E56 The rights listed below are limited to the irrigation of a combined total of 429 acres in a single irrigation season. Combined Right Nos.: 37-490 and 37-21488.
This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right
4. C27 pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Dates:

Licensed Date:

Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S
Owner Name Connector:
Water District Number: 37C
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Combined Acres Limit: 429
Combined Volume Limit:
Combined Rate Limit:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

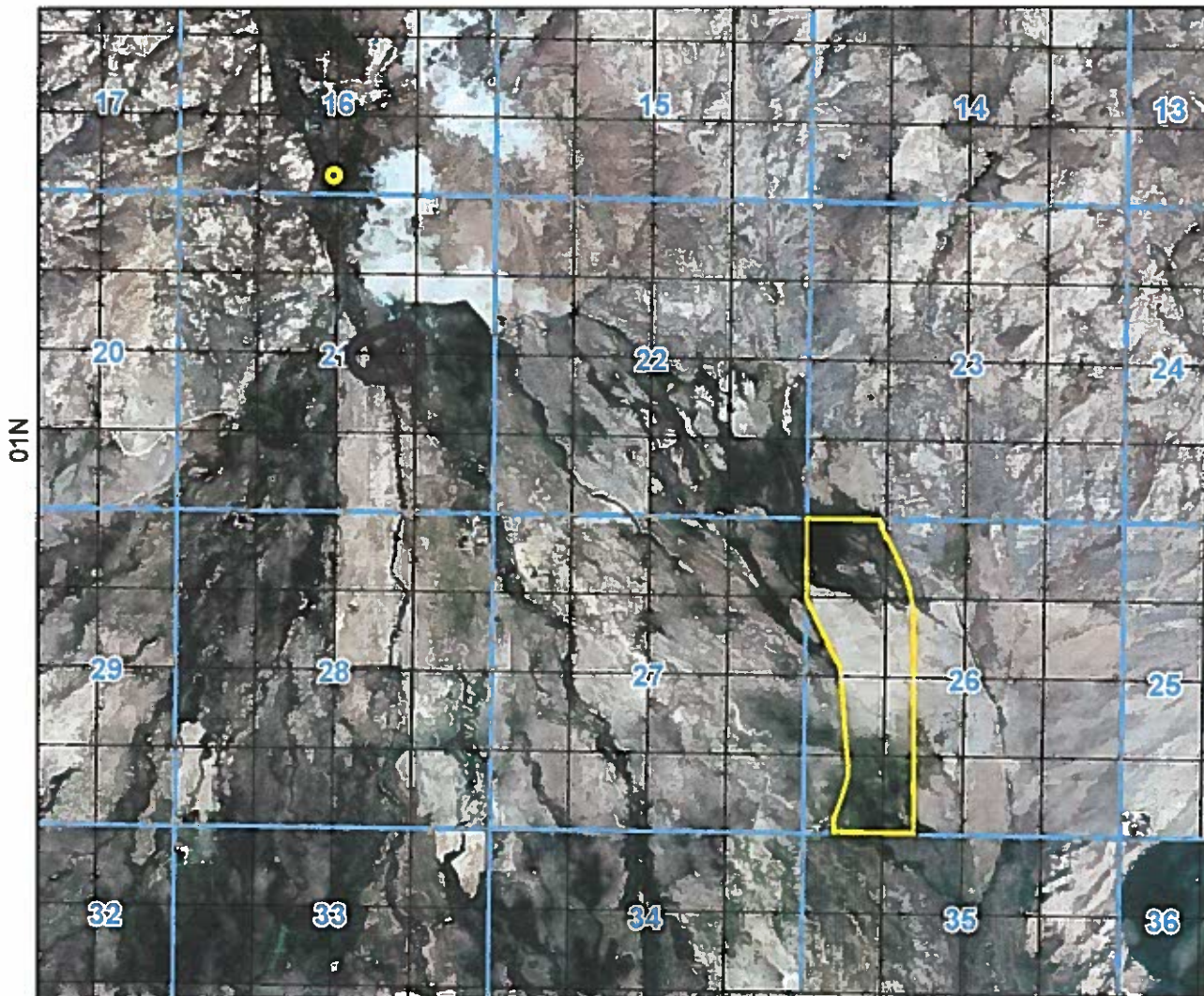
State of Idaho
Department of Water Resources

Water Right
37-490

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

14E



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

0 0.375 0.75 1.5 Miles



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2017

WATER RIGHT NO. 37-13215

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 (208)322-5600
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Original Owner	ELLEN FINCH
Original Owner	JOHN FINCH
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303 (208) 736-9300

Priority Date: 06/30/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	1.6 CFS	
Total Diversion			1.6 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK|SWSE|Sec. 16|Township 01N|Range 14E|CAMAS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01N	14E	34		NWNE	6									
				NENW	35		NWNW	39						

Total Acres: 80

Conditions of Approval:

1. 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.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right
3. C27 pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Dates:

Licensed Date:

Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:
Water District Number: 37C
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

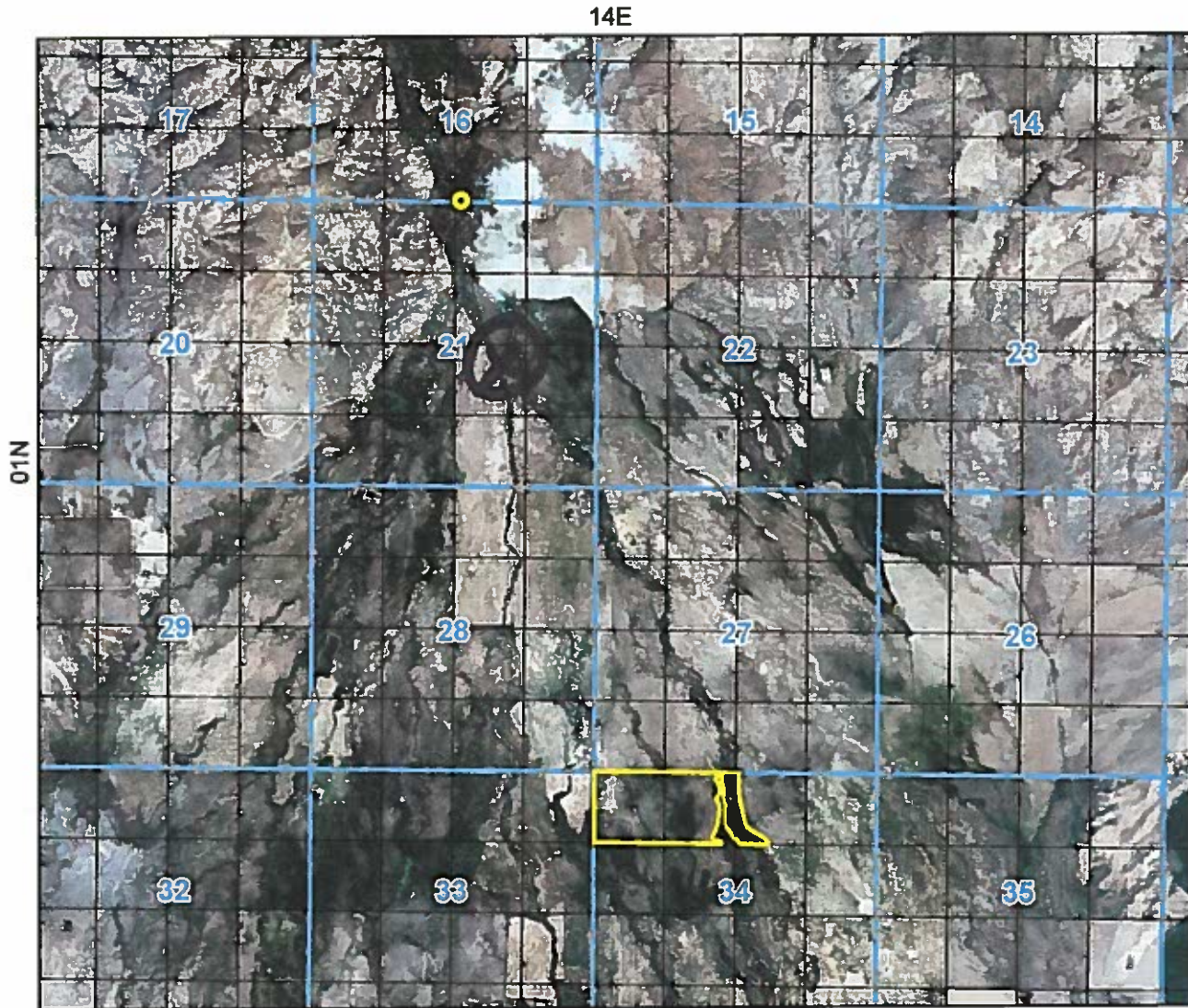
Close

State of Idaho
Department of Water Resources

Water Right
37-13215

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.4 0.8 1.6 Miles



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2017

WATER RIGHT NO. 37-487

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 (208)322-5600
Original Owner	MRS JAMES W MC CANN
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303 (208) 736-9300

Priority Date: 09/01/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	1 CFS	
Total Diversion			1 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK|SWSWSE|Sec. 16|Township 01N|Range 14E|CAMAS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	14E	27		NWNW	1		SWNW	32		SEnw	18			
				NESW	38		NWSW	39		SWSW	38		SESW	37

Total Acres: 203

Conditions of Approval:

1. 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 203 acres in a single irrigation season. Combined Right Nos.: 37-487, 37-488, and 37-489.
This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right
3. C27 pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Dates:

Licensed Date:

Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 37C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 203

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

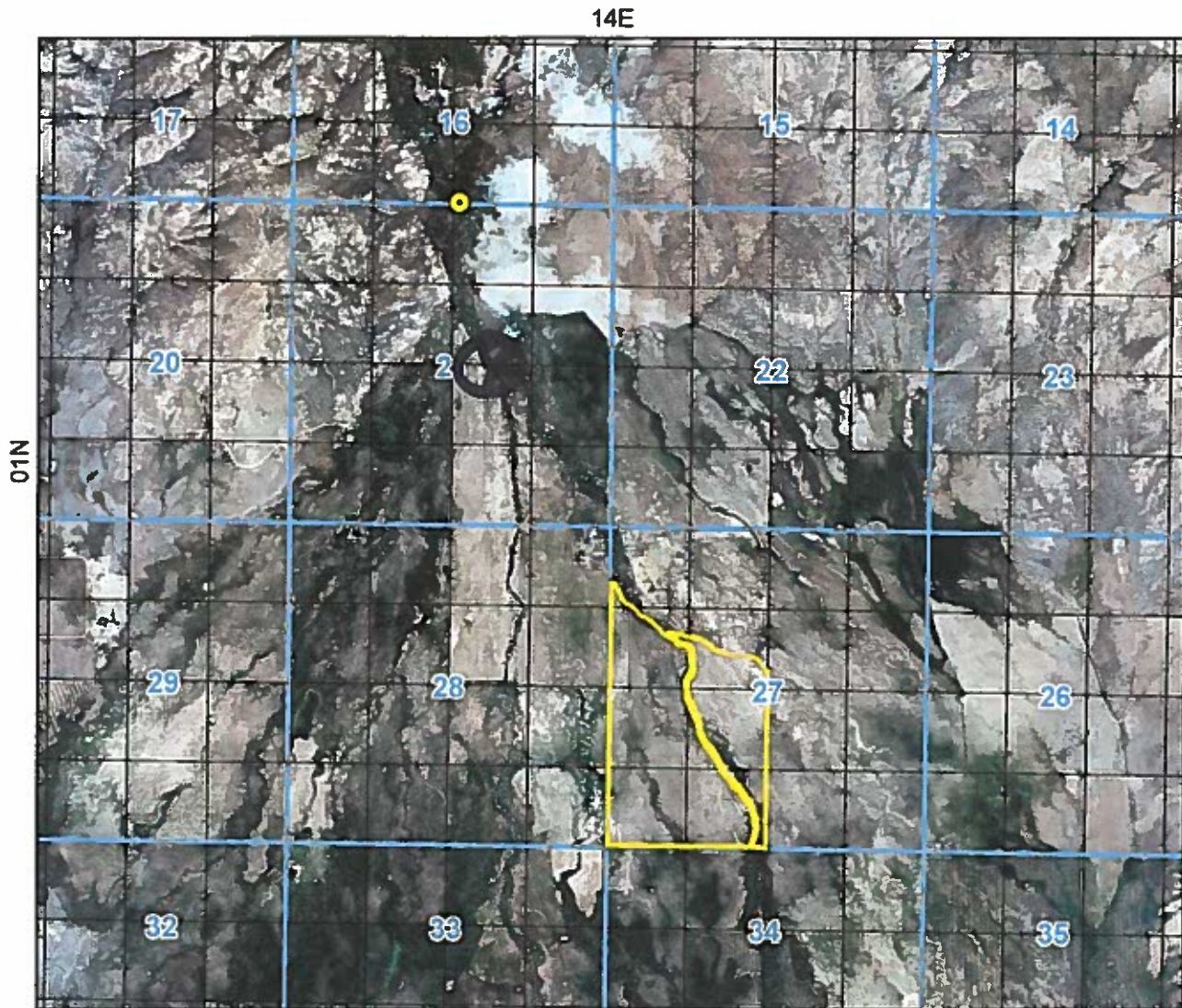
Close

State of Idaho
Department of Water Resources

Water Right 37-487

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.375 0.75 1.5 Miles



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2017

WATER RIGHT NO. 37-488

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 (208)322-5600
Original Owner	MRS JAMES W MC CANN
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303 (208) 736-9300

Priority Date: 05/15/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.8 CFS	
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK|SWSWSE|Sec. 16|Township 01N|Range 14E|CAMAS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01N	14E	27		NWNW	1		SWNW	32		SEnw	18			
				NESW	38		NWSW	39		SWSW	38		SESW	37

Total Acres: 203

Conditions of Approval:

1. 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 203 acres in a single irrigation season. Combined Right Nos.: 37-487, 37-488, and 37-489.
This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1.A or 1.B. If the holder of this right seeks to change the right
3. C27 pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Dates:

Licensed Date:

Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 37C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 203

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

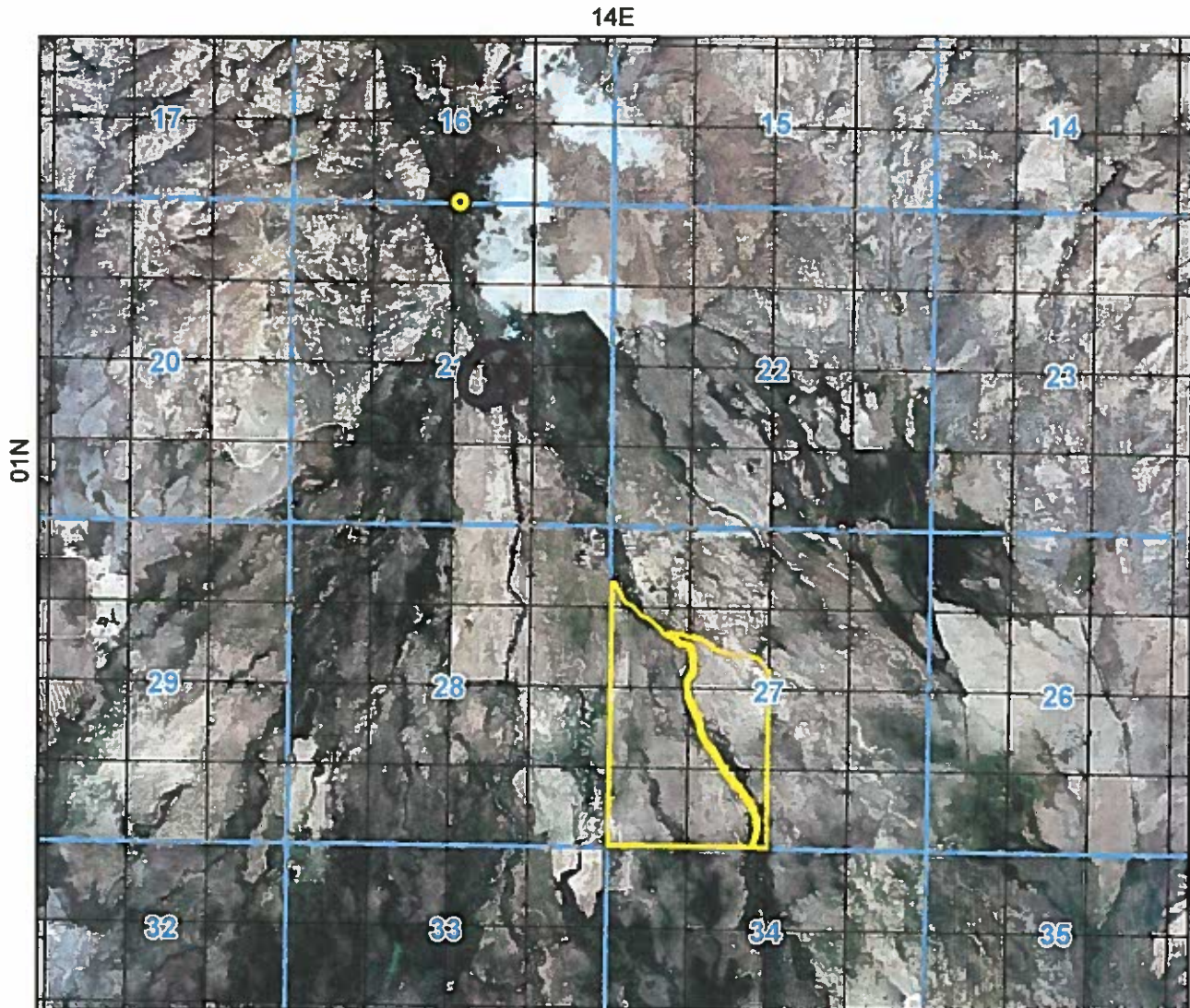
Close

State of Idaho
Department of Water Resources

Water Right 37-488

IRRIGATION

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

0 0.375 0.75 1.5 Miles



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2017

WATER RIGHT NO. 37-489

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROYAL FORK RESTAURANT CORP 911 E WINDING CREEK DR STE 150 EAGLE, ID 83616 (208)322-5600
Original Owner	JOHN W MINEAR
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303 (208) 736-9300

Priority Date: 06/01/1898

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK|SWSWSE|Sec. 16|Township 01N|Range 14E|CAMAS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	14E	27		NWNW	1		SWNW	32		SENW	18			
				NESW	38		NWSW	39		SWSW	38		SESW	37

Total Acres: 203

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Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 37C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 203

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

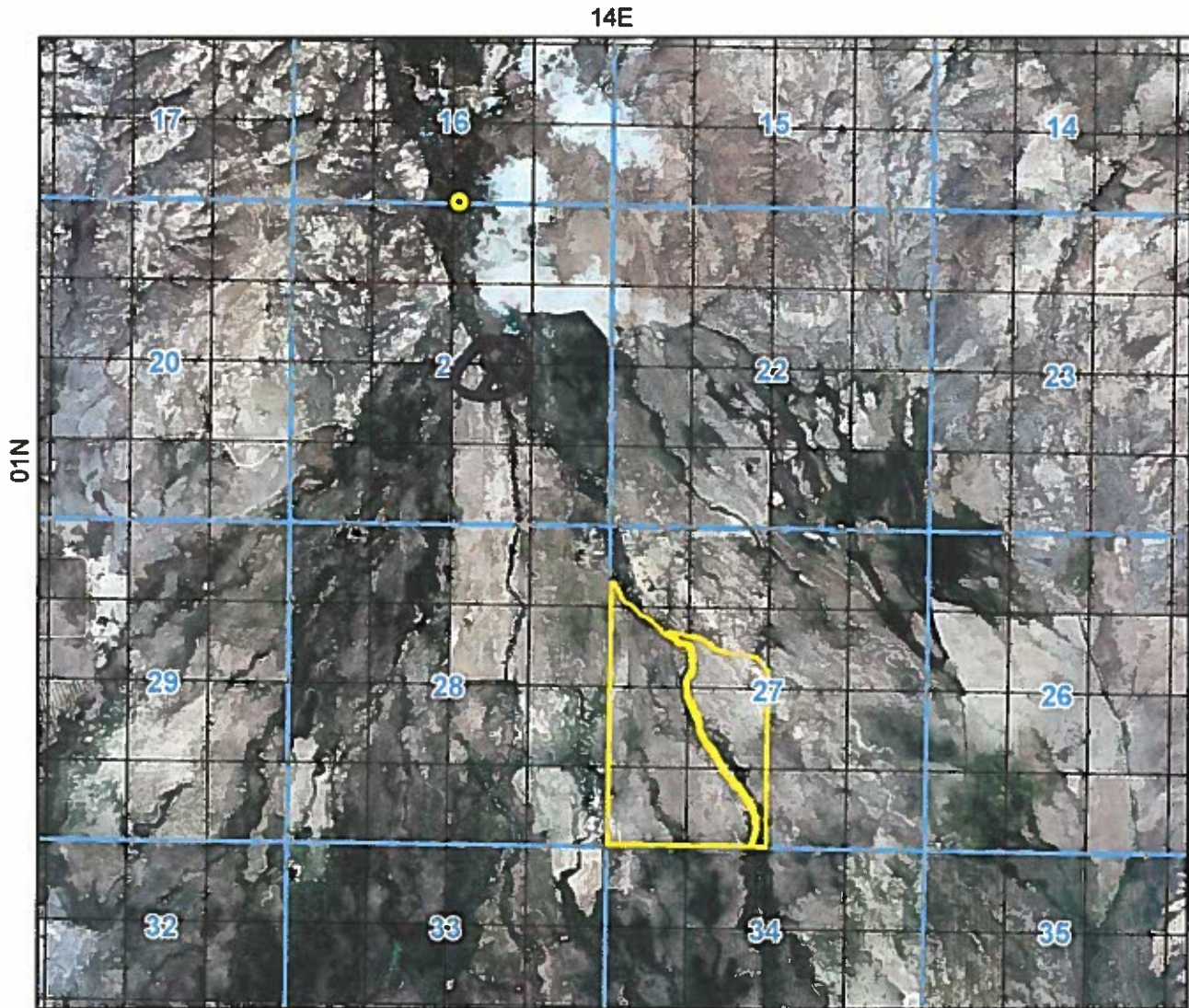
Close

State of Idaho
Department of Water Resources

Water Right
37-489

IRRIGATION

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

0 0.375 0.75 1.5 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 14, 2017

ROYAL FORK RESTAURANT CORP
911 E WINDING CREEK DR STE 150
EAGLE, ID 83616

RE: Transfer No. 81745
Water Right No(s). 37-13215, 37-21488, 37-257, 37-258, 37-309, 37-487, 37-488,
37-489, 37-490, 37-492, 37-55, 37-56

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

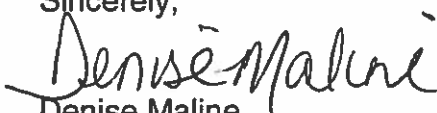
A legal notice of the application has been prepared and is scheduled for publication in the **CAMAS COURIER on 7/19/2017 and 7/26/2017**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **August 7, 2017**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,


Denise Maline
Administrative Assistant

cc: D.L. Evans Bank



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 14, 2017

RUSTY KRAMER
WATER DISTRICT #37B
246B S HWY 46
FAIRFIELD, ID 83327

RE: Transfer No. 81745
Water Right No(s): 37-13215, 37-21488, 37-257, 37-258, 37-309, 37-487, 37-488,
37-489, 37-490, 37-492, 37-55, 37-56

Dear Rusty:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the water master, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Friday, July 14, 2017 10:37 AM
To: Camas Courier
Subject: LEGAL NOTICE - ROYAL FORK RESTAURANT
Attachments: Camas Courier cover letter.docx; Camas Courier Ad.doc

Attached please find (1) legal notice being submitted for publication on July 19th & 26th, 2017. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline

Administrative Assistant

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 736-3033

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 14, 2017

LEGAL NOTICE DEPARTMENT
CAMAS COURIER
PO BOX 339
FAIRFIELD, ID 83327

RE: Transfer No. 81745
Water Right No(s): 37-13215, 37-21488, 37-257, 37-258, 37-309, 37-487, 37-488, 37-489,
37-490, 37-492, 37-55, 37-56

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before August 7, 2017. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81745**

ROYAL FORK RESTAURANT CORP, 911 E WINDING CREEK DR, STE 150, EAGLE, ID 83616; has filed Application No. 81745 for changes to the following water rights within CAMAS County(s): Right No(s). 37-13215, 37-21488, 37-257, 37-258, 37-309, 37-487, 37-488, 37-489, 37-490, 37-492, 37-55, 37-56; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes changing the recorded point of diversion (POD) and/or adding a POD to twelve Soldier Creek water rights (21.3 cfs total) to authorize the same two existing points of diversion on all twelve water rights. All PODs are located approximately 4.4 to 4.9 miles north and 0.2 to 0.4 miles west of the intersection of Soldier Rd and Hwy 20 in Fairfield.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before **August 7, 2017**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on July 19th & 26th, 2017

MEMORANDUM

Date: July 11, 2017
To: Transfer 81745 File
From: William Mills
Re: Transfer Proposal

Application for transfer proposes changing the recorded point of diversion (POD) and/or adding a POD to twelve Soldier Creek water rights (21.3 cfs total) to authorize the same two existing points of diversion on all twelve water rights. All PODs are located approximately 4.4 to 4.9 miles north and 0.2 to 0.4 miles west of the intersection of Soldier Rd and Hwy 20 in Fairfield.

Overlap analysis finds no other water rights are diverted from recorded and proposed PODs. Points of diversion and places of use are located in Water District 37B and watermaster comments will be solicited.

MEMORANDUM

Date: July 11, 2017
To: Transfer 81745
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #81745 were based on the on the current transfer fee schedule and included \$2100.00 for the 21.3 cfs being transferred in the application. (\$810.00 paid receipt S036168 and \$1,290.00 paid receipt No.S036208).

RECEIVED

JUL 03 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

Jim,

Here is the new application that needs dated and signed. I also need a check made out to IDWR for \$1,290.00 as discussed at our June 19th meeting.

There is one other minor issue with this transfer, D.L. Evans Bank holds a security interest on all these water rights. The Department requires applicants or their representative to provide the Department with a letter from the bank consenting to the proposed changes when there is a security interest on water rights in transfers. So, we'll need a written statement from the bank prior to approving the transfer. You or someone from Royal Fork can either call or send them a letter explaining what is proposed for this transfer (#81745) and request they provide written consent for the proposed changes either to you or to us at southern region to include with the transfer application package.

Their address is:

DL Evans Bank

PO Box 87

Twin Falls ID 83303

Thank you for your patience,

Rusty Kramer

Rusty 1

D.L. Evans is releasing their security interest in the water rights. They will expedite the process but if we need a letter sooner they will accomodate

Jim

*\$1,290 - received 7-3-2017
AM 5036208*