

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80658**

This is to certify that: **GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC**
C/O SUN COUNTRY MANAGEMENT
PO BOX 1932
KETCHUM, ID 83340

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>
37-2627C	WR/DECREED	12/9/1959	1.150 cfs	183.6 af	N/A	39.3	GROUND WATER
37-2632	WR/DECREED	3/29/1960	2.300 cfs	402.5 af	N/A	97.0	GROUND WATER
37-8854	WR/LICENSE	2/20/1996	0.440 cfs	N/A	N/A	22.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

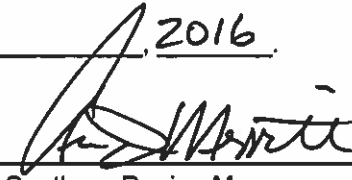
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-2627C	NO	NO	NO	YES	NO	NO
37-2632	NO	NO	NO	YES	NO	NO
37-8854	NO	NO	NO	YES	NO	NO

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>
37-2627C	37-2627C	1.150 cfs	183.6 af	N/A	39.3	N/A	N/A	N/A	N/A	N/A
37-2632	37-2632	2.300 cfs	402.5 af	N/A	97.0	N/A	N/A	N/A	N/A	N/A
37-8854	37-8854	0.440 cfs	103.4 af	N/A	22.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		3.890 cfs	689.5 af	N/A	158.3		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 12th day of April, 2016.


 Southern Region Manager

SUPPORT DATA

Transfer No. 80658

IN FILE # 37-2627C

WATER RIGHT NO. 37-8854**As Modified by Transfer No. 80658**

In accordance with the approval of Transfer No. 80658, Water Right No. 37-8854 is now described as follows:

Right Holder: GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC
C/O SUN COUNTRY MANAGEMENT
PO BOX 1932
KETCHUM, ID 83340

Priority Date: 2/20/1996

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DOMESTIC	1/01	to 12/31	0.310 cfs	26.4 af
IRRIGATION	4/15	to 10/15	0.440 cfs	77.0 af
			0.440 cfs	103.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	SWNE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	NESE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	NWSE	Sec 18 Twp 03N Rge 18E	BLAINE County

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	
03N	18E	18	X	X	X	X				X					X	X	X	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	
03N	18E	18	2.0	3.5	6.2	4.3				0.6					2.7	2.5	0.1	0.1	22.0

POU Total Acres: 22.0

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
3. Domestic use is for 44 homes. Irrigation of lawn, garden and landscaping associated with the homes is authorized under the irrigation component of this right.

Transfer No. 80658

WATER RIGHT NO. 37-8854

As Modified by Transfer No. 80658

CONDITIONS OF APPROVAL

4. The irrigation under this right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed.
5. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Place of use is located within Lots 1-44, Golden Eagle Ranch Subdivision.
9. 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.
10. The right holder shall maintain totalizing measuring devices 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).
11. This right does not grant any right-of-way or easement across the land of another.
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. 37-2632**As Modified by Transfer No. 80658**

In accordance with the approval of Transfer No. 80658, Water Right No. 37-2632 is now described as follows:

Right Holder: GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC
C/O SUN COUNTRY MANAGEMENT
PO BOX 1932
KETCHUM, ID 83340

Priority Date: 3/29/1960

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
AESTHETIC STORAGE	01/01	to 12/31		142.0 af
DIVERSION TO STORAGE	01/01	to 12/31	2.300 cfs	
FIRE PROTECTION STORAGE	01/01	to 12/31		142.0 af
IRRIGATION	04/15	to 10/31	1.940 cfs	339.5 af
RECREATION STORAGE	01/01	to 12/31	2.300 cfs	142.0 af
				402.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	SWNE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	NESE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	NWSE	Sec 18 Twp 03N Rge 18E	BLAINE County

PLACE OF USE: AESTHETIC STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	18	X	X	X										X	X			

PLACE OF USE: FIRE PROTECTION STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	18	X	X	X										X	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	
03N	18E	7												8.4					8.4
03N	18E	18	13.8	22.2	17.9	9.2	4.2			1.5					9.9	9.4	0.3	0.2	88.6

POU Total Acres: 97.0

Transfer No. 80658

WATER RIGHT NO. 37-2632**As Modified by Transfer No. 80658****PLACE OF USE: RECREATION STORAGE**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	18	X	X	X										X	X			

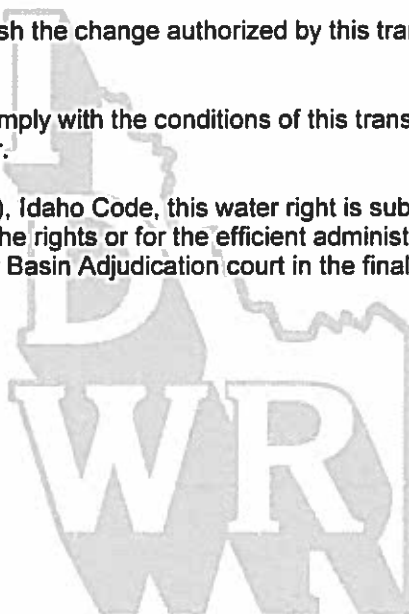
CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. Rights 37-153A, 37-00154C, 37-00364D, 37-02627C, 37-02632, 37-08854, 37-14260A, 37-20749 and 37-22060 when combined shall not exceed the irrigation of 172.5 acres; 90.8 acres in the Golden Eagle Subdivision Phase I, and 81.7 acres in the Golden Eagle Subdivision Phase II.
3. To the extent that waste water from Clear Creek enters the Golden Eagle Ranch pond system, the amount diverted under the following rights shall be reduced accordingly: Rights nos. 37-153A, 37-154C, 37-364D, 37-2627C, 37-2632, 37-8854, 37-14260A, 37-20749 and 37-22060.
4. At the end of each irrigation season the right holder shall measure the remaining volume in the storage ponds. Any year that the storage volume drops below 79.0 af, irrigation the following year shall be reduced by 1.0 acre for every 3.5 af required to increase the volume to 79.0 af.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. 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.
8. The right holder shall maintain, in each storage pond, water level gauges for determining the difference in storage from full stage.
9. The right holder shall maintain totalizing measuring devices 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).
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
11. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 37-2632
As Modified by Transfer No. 80658

CONDITIONS OF APPROVAL

12. A tabular analysis of the intended extent of overlap of the places of use for water right numbers 37-154C, 37-364D, 37-2627C, 37-2632, 37-8854, 37-14260A, 37-20749, and 37-22060 involved in prior administrative proceedings is contained in a document prepared by Brockway Engineering, PLLC, entitled "Golden Eagle Ranch POU Overlap Analysis", dated 3/29/2011, revised 12/16/2011, which will be maintained in IDWRs records for reference in future administrative proceedings.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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.



WATER RIGHT NO. 37-2627C**As Modified by Transfer No. 80658**

In accordance with the approval of Transfer No. 80658, Water Right No. 37-2627C is now described as follows:

Right Holder: GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC
C/O SUN COUNTRY MANAGEMENT
PO BOX 1932
KETCHUM, ID 83340

Priority Date: 12/9/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
AESTHETIC STORAGE	01/01	to 12/31		144.0 af
DIVERSION TO STORAGE	01/01	to 12/31	1.150 cfs	46.0 af
FIRE PROTECTION STORAGE	01/01	to 12/31		144.0 af
IRRIGATION	04/15	to 10/31	0.790 cfs	137.6 af
RECREATION STORAGE	01/01	to 12/31	1.150 cfs	144.0 af
				183.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	SWNE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	NESE	Sec 18 Twp 03N Rge 18E	BLAINE County
GROUND WATER	NWSE	Sec 18 Twp 03N Rge 18E	BLAINE County

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	7												X		X	X	X	
03N	18E	18	X	X			X												

PLACE OF USE: FIRE PROTECTION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	7												X		X	X	X	
03N	18E	18	X	X			X												

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	7												3.8			24.2	2.6	30.6
03N	18E	18					8.7												8.7

POU Total Acres: 39.3

Transfer No. 80658

WATER RIGHT NO. 37-2627C**As Modified by Transfer No. 80658****PLACE OF USE: RECREATION STORAGE**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	7												X		X	X	X	
03N	18E	18	X	X			X												

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. Rights 37-153A, 37-00154C, 37-00364D, 37-02627C, 37-02632, 37-08854, 37-14260A, 37-20749 and 37-22060 when combined shall not exceed the irrigation of 172.5 acres; 90.8 acres in the Golden Eagle Subdivision Phase I, and 81.7 acres in the Golden Eagle Subdivision Phase II.
3. To the extent that waste water from Clear Creek enters the Golden Eagle Ranch pond system, the amount diverted under the following rights shall be reduced accordingly: Rights nos. 37-153A, 37-154C, 37-364D, 37-2627C, 37-2632, 37-8854, 37-14260A, 37-20749 and 37-22060.
4. At the end of each irrigation season the right holder shall measure the remaining volume in the storage ponds. Any year that the storage volume drops below 98.0 af, irrigation the following year shall be reduced by 1.0 acre for every 2.5 af required to increase the volume to 98.0 af.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. 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.
8. The rightholder shall maintain, in each storage pond, water level gauges for determining the difference in storage from full stage.
9. The right holder shall maintain totalizing measuring devices 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).
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 37-2627C

As Modified by Transfer No. 80658

CONDITIONS OF APPROVAL

11. The diversion and use of water described in 37-2627C may be subject to additional conditions and limitations agreed to by the protestant of Transfer 5045 and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
12. This right does not grant any right-of-way or easement across the land of another.
13. A tabular analysis of the intended extent of overlap of the places of use for water right numbers 37-154C, 37-364D, 37-2627C, 37-2632, 37-8854, 37-14260A, 37-20749, and 37-22060 involved in prior administrative proceedings is contained in a document prepared by Brockway Engineering, PLLC, entitled "Golden Eagle Ranch POU Overlap Analysis", dated 3/29/2011, revised 12/16/2011, which will be maintained in IDWRs records for reference in future administrative proceedings.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 No. 80658
37-8854

This map depicts the DOMESTIC 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 0.1 0.2 0.4 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer No. 80658
37-8854

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.



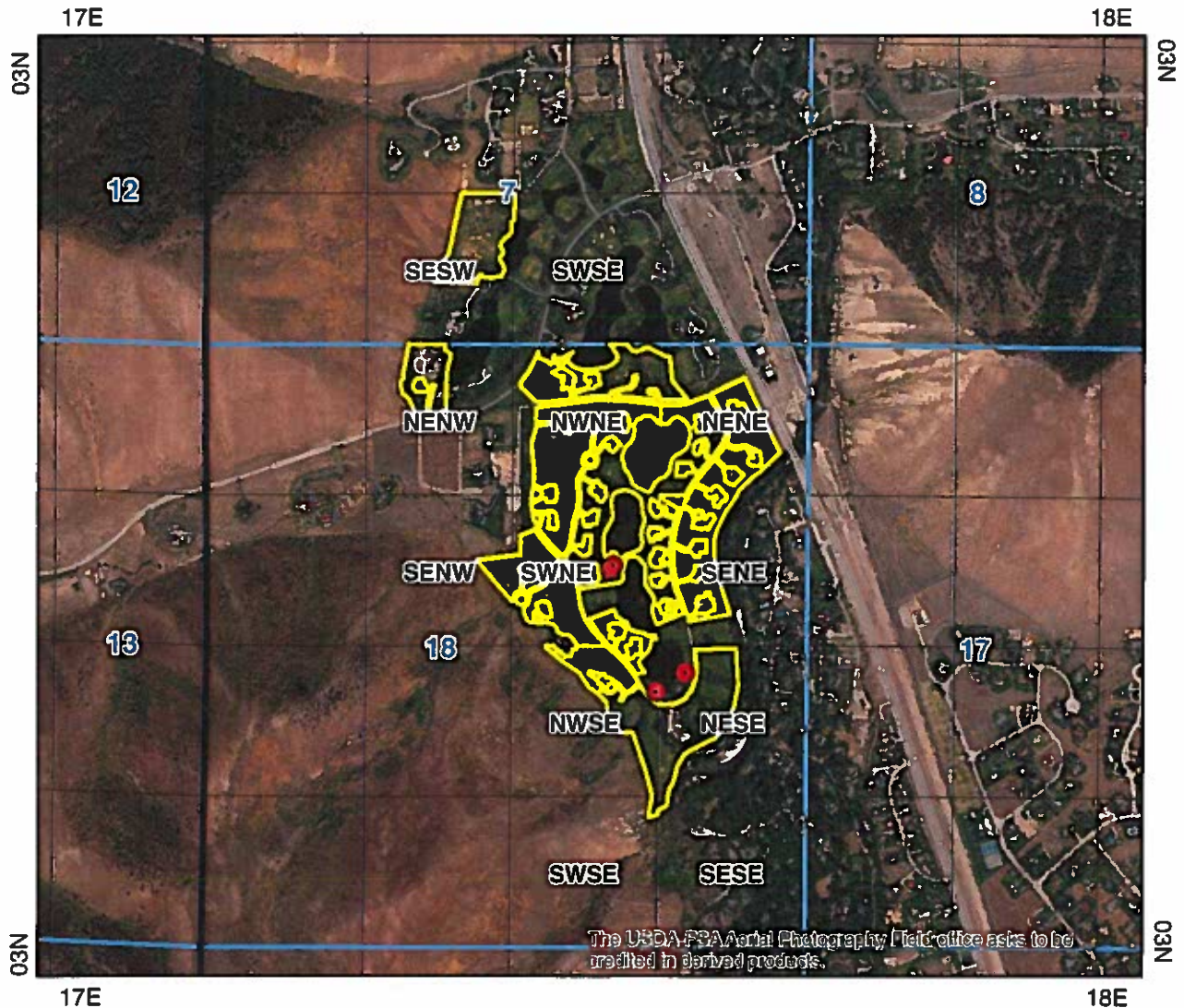
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.1 0.2 0.4 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer No. 80658
37-2632

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 0.175 0.35 0.7 Miles

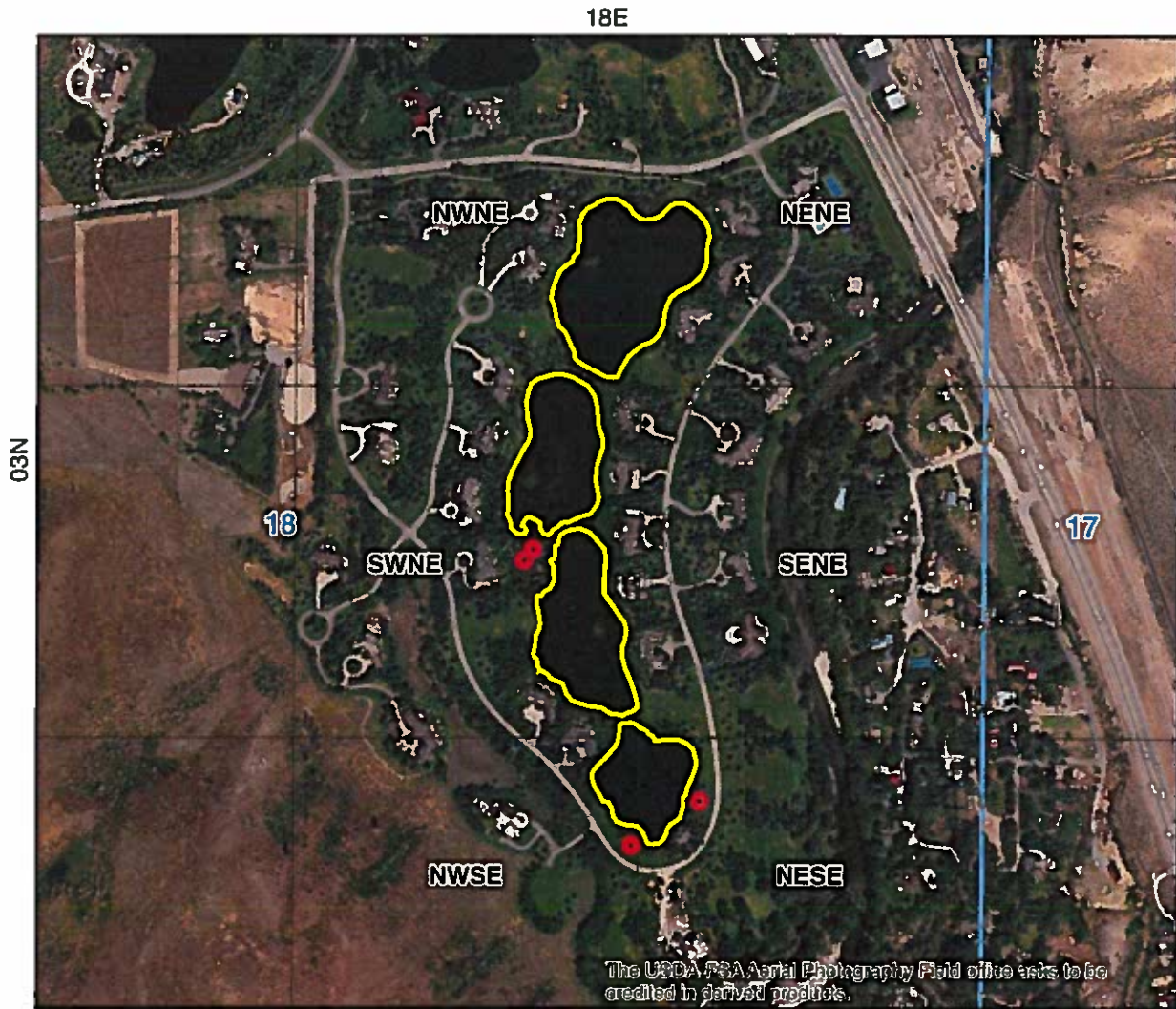


State of Idaho
Department of Water Resources

Attachment to Transfer No. 80658

37-2632

This map depicts the AESTHETIC STORAGE, RECREATION STORAGE & FIRE PROTECTION STORAGE 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.



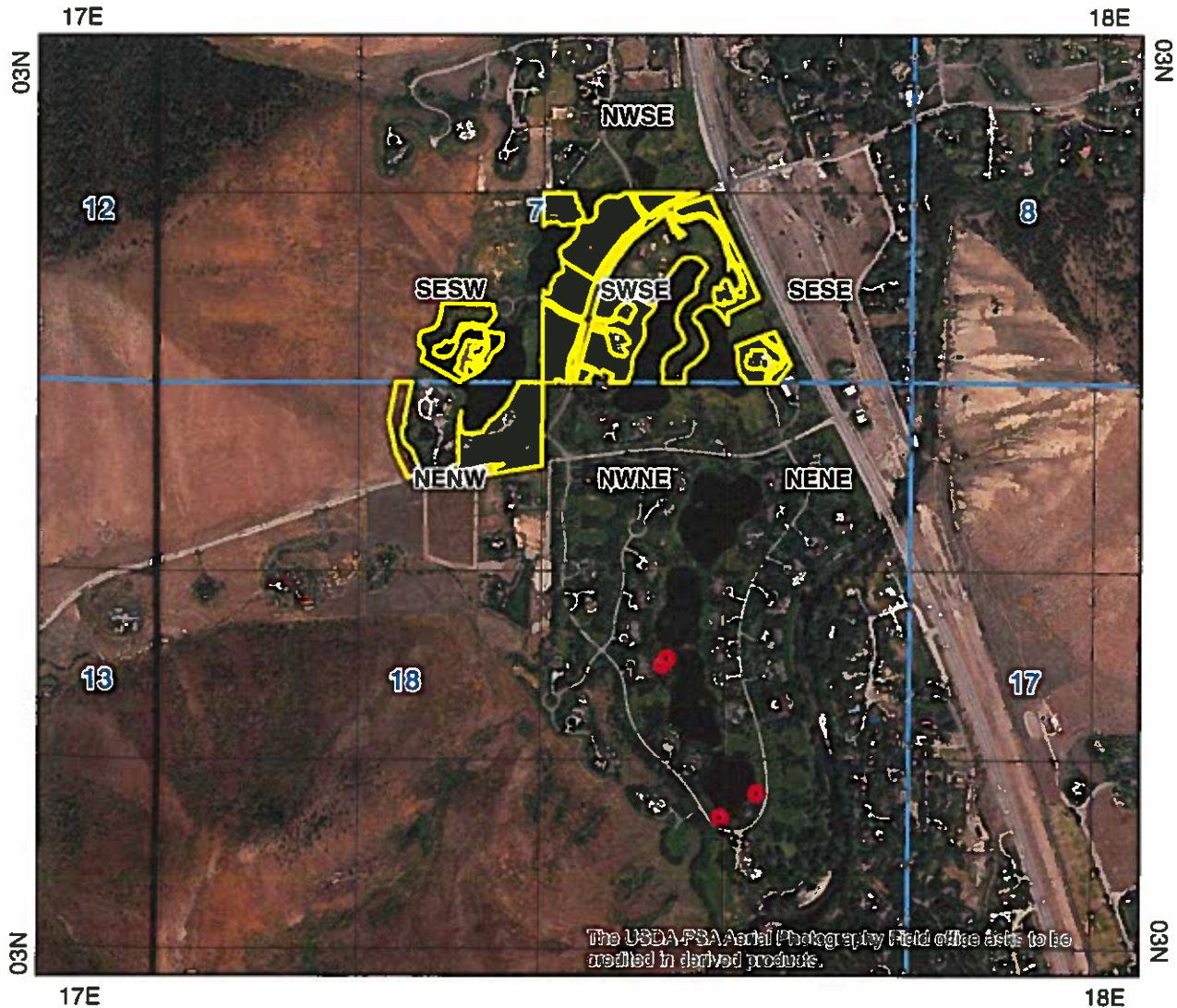
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.075 0.15 0.3 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer No. 80658
37-2627C

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.



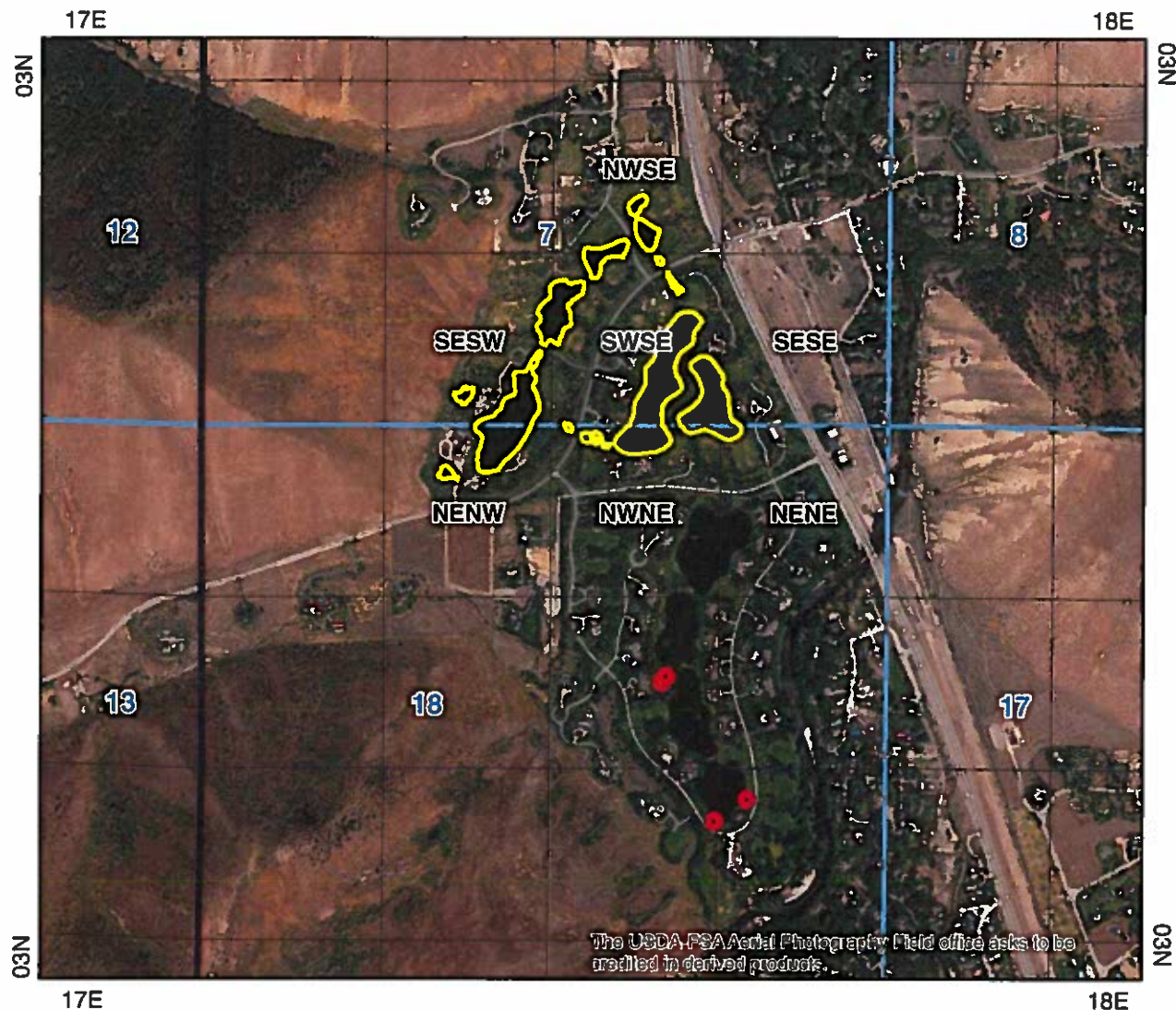
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.15 0.3 0.6 Miles

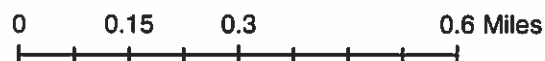


State of Idaho
Department of Water Resources

This map depicts the AESTHETIC STORAGE, RECREATION STORAGE & FIRE PROTECTION STORAGE 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.



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



-  Point of Diversion
 Place Of Use Boundary
 Townships
 PLS Sections





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

April 12, 2016

GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC
C/O SUN COUNTRY MANAGEMENT
PO BOX 1932
KETCHUM ID 83340

Re: Transfer No: 80658
Water Right No(s): 37-2627C, 37-2632, 37-8854

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208)736-3033.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen Merritt". The signature is stylized with a large, sweeping initial "A" and a cursive "Merritt".

Allen Merritt
Southern Regional Manager

Enclosure

cc:

BROCKWAY ENGINEERING PLLC
C/O ZACH LATHAM
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301

KEVIN LAKEY WATER MASTER
WATER DISTRICT 37
107 W 1ST ST
SHOSHONE ID 83352

CERTIFICATE OF SERVICE

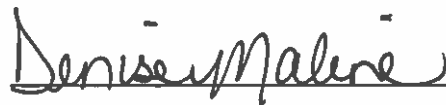
I hereby certify that on April 12, 2016 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 80658
Water Right No(s): 37-2627C, 37-2632, 37-8854

GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC
C/O SUN COUNTRY MANAGEMENT
PO BOX 1932
KETCHUM ID 83340

BROCKWAY ENGINEERING PLLC
C/O ZACH LATHAM
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301

KEVIN LAKEY WATER MASTER *Via e-mail*
WATER DISTRICT 37
107 W 1ST ST
SHOSHONE ID 83352

A handwritten signature in cursive script, reading "Denise Maline", is written over a horizontal line.

Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was held)

The accompanying order is a **Preliminary Order** issued by the Idaho Department of Water Resources (Department) pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and brief as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of the order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The hearing officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding to the Director. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have fourteen (14) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, request for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECEIVED

FEB 29 2016

COPY OF NOTICE

AFFIDAVIT of PUBLICATION

State of Idaho
County of BlainePam MorrisDEPT OF WATER RESOURCES
SOUTHERN REGION

Pam Morris, being the first publisher,
sworn, deposes and says that she is the printer (publisher) of the Idaho Mountain Express, a newspaper published every week in Ketchum, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues
in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 17 day of

Feb., 20 16, and the date of the last publication was

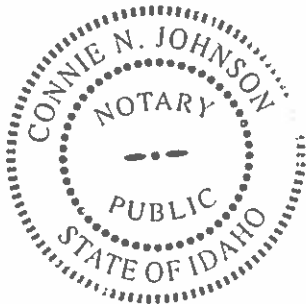
on the 24 day of Feb., 20 16

Pam Morris

Subscribed and sworn to before me this 24 day of

Feb., 20 16.

Connie N. Johnson
NOTARY PUBLIC



RESIDING AT HAILEY, IDAHO
MY COMMISSION EXPIRES ON 7/10/2018

IDAHO MOUNTAIN EXPRESS

P.O. Box 1013

Ketchum, Idaho 83340

COST OF PUBLICATION

Number of Picas per Line 11.5

Number of Lines in Notice 49

Number of Insertions 2

49 Lines tabular at 45.08 9.0 cents/pica

49 Lines straight at 39.45 8.0 cents/pica

49 Subsequent lines at 84.53 7.0 cents/pica

TOTAL COST \$84.53

✓ OK
DM 3/3/2016

Legal Notice
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR/Twin Falls
BILL TO

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 80658

GOLDEN EAGLE RANCH
HOMEOWNERS ASSN INC, C/O
SUN COUNTRY MANAGEMENT, PO
BOX 1932, KETCHUM, ID 83340;
has filed Application No. 80658 for
changes to the following water rights
within BLAINE County(s): Right No(s).
37-2627C, 37-2632, 37-8854; to see a
full description of these rights and the
proposed transfer, please see [www.idwr.
idaho.gov/apps/wr/QueryNewTransfers/
QueryNewTransfers.aspx](http://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
proposes adding a new point of diversion
to three ground water irrigation
and storage rights. The transfer proposes
diverting up to 3.89 cfs from the
proposed point of diversion and three
existing wells for irrigation and storage
within the Golden Eagle Subdivision.
The new point of diversion is located
approximately 5.0 miles North and 2.1
miles West of the City of Hailey in the
Golden Eagle Subdivision.

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 March 7, 2016.
The protestant must also send a copy
of the protest to the applicant.

GARY SPACKMAN, Director

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IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

State of Idaho
Department of Water Resources
Transfer of Water Right(s)
RECOMMENDATION FORM

RECEIVED
FEB 16 2016
DEPT OF WATER RESOURCES
SOUTHERN REGION

Transfer Application No.: 80658 **Water Right No(s):** 37-2627C, 37-2632, 37-8854

Transfer Applicant's Name: GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC
C/O SUN COUNTRY MANAGEMENT
PO BOX 1932
KETCHUM, ID 83340

Recommendation:

- a) X I do not oppose approval of this application.
- b) I do not oppose approval of this application if it is conditioned as follows:
- c) I oppose approval of this application for the following reasons:
- d) Additional comments:

Dated this 16th day of February, 2016

Water District No. 37

Kevin Lakey

Water Master's Signature

Kevin Lakey

Printed Name

LEGAL NOTICES

SUN VALLEY AIR SERVICE BOARD
QUARTERLY FINANCIAL REPORT
4TH QUARTER - SEPTEMBER 30, 2015

FUND	ADOPTED BUDGET	PERSONNEL	OPERATING & ADM EXPENSES	CAPITAL OUTLAY	% EXP.	RECEIPTS
SV AIR SERVICE BOARD	1,955,052		1,953,272		99.9%	2,257,493

CITIZENS ARE INVITED TO INSPECT THE DETAILED SUPPORTING RECORDS OF THE ABOVE FINANCIAL STATEMENTS.

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FEB. 17, 2016

cal aspects of water in the Wood River Valley and a general understanding of hydrogeological issues.

Experience in the Wood River Valley – specifically with other large stake holders and attorneys – is preferable. Applicants should be prepared to discuss any potential conflicts of interest with other existing clients.

Proposals should include a brief summary of legal qualifications specific to water law and include personnel who would be assigned to the project and an hourly billing rate sheet for personnel.

The Galena Ground Water District consists of all irrigation ground water right holders in the northern section of Blaine County, Idaho. The District was formed pursuant to Idaho Code 42-5203 on the 16th day of November, 2015.

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FEB. 10 & 17, 2016

SUMMARY OF HAILEY ORDINANCE NO. 1194

The following is a summary of the principal provisions of Ordinance No. 1194 of the City of Hailey, Idaho, duly passed and adopted February 8, 2016, by the City Council and Mayor of the City of Hailey:

AN ORDINANCE OF THE CITY OF HAILEY AMENDING CHAPTER 12.14, SPECIAL EVENTS, OF THE HAILEY MUNICIPAL CODE, BY AMENDING SECTION 12.14.020 TO ADD THE DEFINITION OF HAILEY ARENA, BY AMENDING SECTION 12.14.030 TO INCLUDE EVENTS AT THE HAILEY ARENA AS SPECIAL EVENTS, BY AMENDING SECTION 12.14.040 TO REQUIRE EVENTS AT THE HAILEY ARENA TO RECEIVE A SPECIAL EVENT PERMIT, TO REQUIRE A PARKING PLAN FOR SPECIAL EVENTS AND TO REVISE APPLICATION PROCEDURES FOR SPECIAL EVENTS; BY AMENDING SECTION 12.14.050 TO CLARIFY WHICH STANDARDS AND REQUIREMENTS APPLY TO EVENTS AT THE HAILEY ARENA, BY AMENDING SECTION 12.14.070 TO PROVIDE PER DIEM FEES FOR HAILEY ARENA EVENTS, TO AUTHORIZE THE CITY TO LIMIT USE OF AMENITIES IN THE HAILEY ARENA AND TO ALLOW THE POLICE CHIEF TO ESTABLISH THE NUMBER OF OFFICERS FOR A HAILEY ARENA EVENT; BY AMENDING SECTION 12.14.080 TO REQUIRE A RENTAL AGREEMENT FOR A HAILEY ARENA EVENT AND TO ENLARGE THE PERIOD OF TIME FOR AMPLIFIED SOUND FOR LARGE EVENTS AND HAILEY ARENA EVENTS; BY PROVIDING FOR A REPEALER CLAUSE, BY PROVIDING FOR A SEVERABILITY CLAUSE AND BY PROVIDING AN EFFECTIVE DATE AFTER PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW. Hailey Ordinance No. 1194 amends Hailey's Municipal Code, as follows:

Section 1 amends Section 12.14.020 of the Hailey Municipal Code to add the definition of Hailey Arena.

Section 2 amends Section 12.14.030 to include an event at the Hailey Arena as a special event.

Section 3 amends Section 12.14.040 of the Hailey Municipal Code to a) require an event at the Hailey Arena to receive a recommendation for approval or denial of a special event permit by the administrator and then approval by the city council, b) require an application for an event at the Hailey Arena to be filed at least 60 days before the event,

c) eliminate the requirement of showing the number of people attending a special event by one hour intervals, d) require an estimate of the number of trash receptacles and/or dumpsters and portable toilets and a statement providing notice to businesses and owners on any street proposed to be closed, only when applicable, e) require a parking plan, f) eliminate the need for a security plan to show the number of security staff and their qualifications, and g) exclude events at the Hailey Arena from the exemption for administrative approval for a special event.

Section 4 amends Section 12.14.050 of the Hailey Municipal Code to control dumpster and bathroom services at the Hailey Arena in accordance with the Hailey Arena event rental agreement and to allow more than two events at the Hailey Arena during any month.

Section 5 amends Section 12.14.070 of the Hailey Municipal Code to require events at the Hailey Arena to pay per diem fees, to authorize the city to limit the use of amenities at the Hailey Arena and to allow the Hailey Police Chief to determine the number of officers required to attend an event at the Hailey Arena.

Section 6 amends Section 12.14.080 of the Hailey Municipal Code to require an applicant to execute a Hailey Arena rental agreement and to allow the use of amplified sound until 11:00 o'clock p.m. during large events or Hailey Arena events.

Section 7 provides for a repealer clause. **Section 8** provides for a severability clause.

Section 9 provides for an effective date of the ordinance.

The full text of Ordinance No. 1194 is available at Hailey City Hall at 115 South Main Street, Suite H, Hailey, Idaho 83333 and will be provided to any citizen upon request during regular business hours.

CERTIFICATION OF CITY ATTORNEY

I, the undersigned Attorney at Law, as attorney for the City of Hailey, Idaho, hereby certify that I have read the foregoing summary of Ordinance No. 1194 of the City of Hailey, that I have compared it to the full text of Ordinance No. 1194, and that in my opinion, the above summary is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated this 8th day of February, 2016.

Ned Williamson, Hailey City Attorney

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FEB. 17, 2016

ANNOUNCEMENT FOR REQUESTS FOR PRICE PROPOSALS FOR THE SALE OF REAL PROPERTY

Blaine County School District No. 61 will accept price proposals for the Sale of Real Property located at 31 Lucky Lane, Carey, Idaho.

Minimum Price Proposals of \$130,000 will be received by the School District Office until 10:00 a.m. Mountain Standard Time, March 1, 2016. Price Proposals will be addressed to:

Mike Chatterton
Blaine County School District No. 61
118 West Bullion Street
Hailey, ID 83333
(208) 578-5012
mchatterton@blaineschools.org

For information visit Blaine County School District website under Finance and Request for Proposals. To review the appraisal and ask questions, contact Mike Chatterton (208) 578-5012.

BLAINE COUNTY SCHOOL DISTRICT NO. 61

By: /s/ Amanda LaChance
Clerk of the Board

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IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE

CITY OF HAILEY, 115 S MAIN ST. HAILEY, ID. 83333 and HAILEY CEMETERY MAINTENANCE DISTRICT, PO BOX 4515, HAILEY, ID. 83333 have filed an Extension of Time to Avoid Forfeiture for water right 37-22019, with a priority date of 3/29/1961 from Ground Water in the amount of 9.37 cfs and 1701.0 ac for 486.0 acres. Water right 37-22019 was partially decreed on April 1, 2010. The extension is requested to avoid loss of the water right due to non-use. The City and Cemetery District are negotiating ownership and the City of Hailey will eventually be part of a transfer to add this right to the City owned distribution system. Water right 37-22019 is appurtenant to 486.0 acres of land located in Township 02N, Range 18E, Sections 10, 14, 15, 22 and 23 in Blaine County. For additional information concerning the property location, contact IDWR State Office at (208) 287-4800, or search under <http://www.idwr.idaho.gov/apps/ExtSearch/WRA/Search/WRAD/Search.aspx>. Protests may be submitted based on the criteria of Idaho Code §42-203A. Any protest against the approval of the proposed application must be filed with the Department of Water Resources, State Office, 322 E Front St., PO Box 83720, Boise, Idaho, 83720-0098 together with a protest fee of \$25.00 for each application on or before 03/07/2016. The protestant must also send a copy of the protest to the applicant.

Gary Spackman, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 80658

GOLDEN EAGLE RANCH HOMEOWNERS ASSN INC, C/O SUN COUNTRY MANAGEMENT, PO BOX 1932, KETCHUM, ID 83340: has filed Application No. 80658 for changes to the following water rights within BLAINE County(s): Right No(s). 37-2627C, 37-2632, 37-8854; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/QueryNewTransfer/QueryNewTransfer.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes adding a new point of diversion to three ground water irrigation and storage rights. The transfer proposes diverting up to 3.89 cfs from the proposed point of diversion and three existing wells for irrigation and storage within the Golden Eagle Subdivision. The new point of diversion is located approximately 5.0 miles North and 2.1 miles West of the City of Hailey in the Golden Eagle Subdivision.

For additional information con-

cerning 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, 850 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before March 7, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

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IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

LEGAL NOTICE OF ADVERTISEMENT FOR SALE AT PUBLIC AUCTION

The public is notified that a sale of certain personal property shall occur as provided pursuant to Idaho Code Section 55-2306(3) to satisfy a lien claim based on an obligation owed by RYAN CROFTS whose last known address is 431 SHOSHONE DRIVE, HAILEY, ID 83333.

The sale shall occur at 10:00 o'clock a.m. on the 27TH day of FEBRUARY, 2016, at Valley Self Store, 1041 Airport Way, Hailey, Idaho 83333.

The property to be sold is the contents of a storage unit at Valley Self Store and is generally described as: personal effects.

DATED this 1st day of FEBRUARY, 2016.

VALLEY SELF STORE
By Lien Claimant

PUBLISH
IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

LEGAL NOTICE OF ADVERTISEMENT FOR SALE AT PUBLIC AUCTION

The public is notified that a sale of certain personal property shall occur as provided pursuant to Idaho Code Section 55-2306(3) to satisfy a lien claim based on an obligation owed by ZACH COTTRILL whose last known address is PO BOX 3028, HAILEY, ID 83333.

The sale shall occur at 10:00 o'clock a.m. on the 27TH day of FEBRUARY, 2016, at Valley Self Store, 1041 Airport Way, Hailey, Idaho 83333.

The property to be sold is the contents of a storage unit at Valley Self Store and is generally described as: personal effects.

DATED this 1st day of FEBRUARY, 2016.

VALLEY SELF STORE
By Lien Claimant

PUBLISH
IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

LEGAL NOTICE OF ADVERTISEMENT FOR SALE AT PUBLIC AUCTION

The public is notified that a sale of certain personal property shall occur as provided pursuant to Idaho Code Section 55-2306(3) to satisfy a lien claim based on an obligation owed by TAMARA MORTENSEN whose last known address is PO BOX 3787, HAILEY, ID 83333.

The sale shall occur at 11:00 o'clock a.m. on the 27TH day of FEBRUARY, 2016, at South Valley Storage, 214 West Spruce Street, Bellevue, Idaho 83313.

The property to be sold is the contents of a storage unit at South Valley Storage and is generally described as: personal effects.

DATED this 1st day of FEBRUARY, 2016.

SOUTH VALLEY STORAGE
By Lien Claimant

PUBLISH
IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

LEGAL NOTICE OF ADVERTISEMENT FOR SALE AT PUBLIC AUCTION

The public is notified that a sale of certain personal property shall occur as provided pursuant to Idaho Code Section 55-2306(3) to satisfy a lien claim based on an obligation owed by KATHY AGNEW whose last known address is 740 SANTA PAULA PLACE, BOISE, ID 83712.

The sale shall occur at 11:00 o'clock a.m. on the 27TH day of FEBRUARY, 2016, at South Valley Storage, 214 West Spruce Street, Bellevue, Idaho 83313.

The property to be sold is the contents of a storage unit at South Valley Storage and is generally described as: personal effects.

DATED this 12TH day of FEBRUARY, 2016.

SOUTH VALLEY STORAGE
By Lien Claimant

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FEB. 17 & 24, 2016

LEGAL NOTICE OF ADVERTISEMENT FOR SALE AT PUBLIC AUCTION

The public is notified that a sale of certain personal property shall occur as provided pursuant to Idaho Code Section 55-2306(3) to satisfy a lien claim based on an obligation owed by LONNIE COLE whose last known address is PO BOX 5885, HAILEY, ID 83333.

The sale shall occur at 11:00 o'clock a.m. on the 27TH day of FEBRUARY, 2016, at South Valley Storage, 214 West Spruce Street, Bellevue, Idaho 83313.

The property to be sold is the contents of a storage unit at South Valley Storage and is generally described as: personal effects.

DATED this 1st day of FEBRUARY, 2016.

SOUTH VALLEY STORAGE
By Lien Claimant

PUBLISH
IDAHO MOUNTAIN EXPRESS
FEB. 17 & 24, 2016

LEGAL NOTICE

NOTICE IS HEREBY GIVEN pursuant to IC §43-324, the Triangle Irrigation District has collected all assessments by the due date of December 20, 2015.

PUBLISH
IDAHO MOUNTAIN EXPRESS
FEB. 17, 2016

LEGAL NOTICE

NOTICE IS HEREBY GIVEN pursuant to IC §43-324, the Triangle Irrigation District has collected all assessments by the due date of December 20, 2015.

PUBLISH
IDAHO MOUNTAIN EXPRESS
FEB. 17, 2016

NOTICES OF TRUSTEE'S SALES

NOTICE OF TRUSTEE'S SALE

On May 25, 2016, at the hour of 11:00 o'clock AM of said day, at Pioneer Title Company, 491 N. Main Street, Ketchum, Idaho, CHARLES C. JUST, ATTORNEY AT LAW, as Successor Trustee, will sell at public auction to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following described real property situated in the County of Blaine, State of Idaho, and described as follows to wit: Lots 8 and 10 in Block 28 of the City of Bellevue, according to the official plat thereof, as recorded in the office of the County Recorder of Blaine County, Idaho.

The Trustee has no knowledge of a more particular description of the above referenced real property, but for purposes of compliance with Section 60-113 Idaho Code, the Trustee has been informed the address of 208 S. 4th St., Bellevue, ID, is sometimes associated with the said real property.

This Trustee's Sale is subject to a bankruptcy filing, a payoff, a reinstatement or any other conditions of which the Trustee is not aware that would cause the cancellation of this sale.