

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 80755

RECEIVED
MAR 17 2016
Department of Water Resources
Idaho Region

MINIMUM REQUIREMENTS CHECKLIST

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) Douglas Phillips and Jeannette Phillips; and Joseph Phillips and Elizabeth Phillips

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☒ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

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

80755

Name of Applicant(s) Douglas and Jeannette Phillips; and Joseph and Elizabeth Phillips Phone (208)684-3156/(208)684-3685
Mailing address 904 N 1200 W Blackfoot ID 83221; 774 N 1200 W Blackfoot ID, 83221 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Jeannette Phillips
Elizabeth Phillips
Signature of Applicant or Authorized Representative
Elizabeth Phillips
Joseph O. Phillips
Signature of Applicant or Authorized Representative

Jeannette Phillips
Douglas Phillips
Print Name and Title if applicable
Elizabeth Phillips
Joseph O. Phillips
Print Name and Title if applicable

3/17/16
3/17/16
Date
3/17/16
3/17/16
Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.
- This transfer seeks to change the point of diversion and place of use for a 21 acre portion of water right 35-7930 and combine it with rights 35-4214 and 35-2265 to create a 419 acre place of use. This transfer is being filed in response to a unauthorized water use letter sent on 11/9/2015. The ownership for right 35-7930 will not change.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	35-2265	6.0 cfs	Irrigation	04/01 to 10/31	Ground Water
☒ ☐	35-4214	0.59 cfs	Irrigation	04/01 to 10/31	Ground Water
☐ ☒	35-7930	0.40 cfs	Irrigation	04/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6.40 cfs and/or 1676.0 acre-feet.

2. Total amount of water proposed to be transferred or changed 6.40 cubic feet per second and/or 1676.0 acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NW	NW	NE	13	01S	33E	Bingham	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	33E	13		24.5	16.7	1.5	38.0	30.8	36.8	40	40	16.8	17.0	38.8	23	40	38.9	16.2	419.0
Total Acres (for irrigation use)																			419.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. 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:

Pump to three pivots and some hand lines

- b. Who owns the property at the point(s) of diversion? Douglas and Jeannette Phillips

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

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☒ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: Bank of Commerce C/O Western Ag Credit (35-7930)

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
the 21.0 acres will no longer be irrigated.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

Right 35-2541 and 35-7930 share the same 240.0 acre place of use. The place of use under right 35-2541 will be reduced by 21.0 acres.

- g. 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 leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/14/2016

WATER RIGHT NO. 35-2265

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	W DOUGLAS PHILLIPS ESTATE OF SYBIL O & WILLIAM P PHILLIPS 904 N 1200 W BLACKFOOT, ID 83221 (208)684-3236
Original Owner	WILLIAM PHILLIPS & SONS 904 N 1200 W BLACKFOOT, ID 83221 (208)684-3236

Priority Date: 10/09/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	6 CFS	1416 AFA
Total Diversion			6 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NWNWNE|Sec. 13|Township 01S|Range 33E|BINGHAM County

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IRRIGATION Use:
Acre Limit: 354

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM 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>
01S	33E	13		NWNE	24		SWNE	10						
				NENW	39		NWNW	32		SWNW	39		SENW	40
				NESW	40		NWSW	14		SWSW	14		SESW	38
				NESE	17		NWSE	40		SWSE	38		SESE	13

Total Acres: 398

Conditions of Approval:

1. X27 This right is limited to the irrigation of 354 acres within the place of use described above in a single irrigation season.
2. X35 Rights 35-2265 and 35-4214 when combined shall not exceed a total diversion rate of 6.0 cfs, a total annual maximum diversion volume of 1592 af at the field headgate, and the irrigation of 398 acres.
3. 131 Prior to the diversion and use of water under Transfer approval 71542, the right holder shall install and maintain acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
4. 067 The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
6. R43 The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. T07

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

11.X36 Right 35-04214 is also diverted through the point of diversion described above.

Dates:

Licensed Date:

Decreed Date: 02/15/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

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: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Combined Acres Limit: 398

Combined Volume Limit: 1592

Combined Rate Limit: 6

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](#)

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/14/2016

WATER RIGHT NO. 35-4214

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	W DOUGLAS PHILLIPS ESTATE OF SYBIL O & WILLIAM P PHILLIPS 904 N 1200 W BLACKFOOT, ID 83221 (208)684-3236
Original Owner	WILLIAM PHILLIPS & SONS 904 N 1200 W BLACKFOOT, ID 83221 (208)684-3236

Priority Date: 06/01/1960

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.59 CFS	250 AFA
Total Diversion			0.59 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NWNWNE|Sec. 13|Township 01S|Range 33E|BINGHAM County

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Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	33E	13		NWNE	24		SWNE	10						
				NENW	39		NWNW	32		SWNW	39		SENE	40
				NESW	40		NWSW	14		SWSW	14		SESW	38
				NESE	17		NWSE	40		SWSE	38		SESE	13

Total Acres: 398

Conditions of Approval:

1. X35 Rights 35-2265 and 35-4214 when combined shall not exceed a total diversion rate of 6.0 cfs, a total annual maximum diversion volume of 1592 af at the field headgate, and the irrigation of 398 acres.
2. 131 Prior to the diversion and use of water under Transfer approval 71542, the right holder shall install and maintain acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3. 067 The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
5. R43 The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. X36 Right 35-02265 is also diverted through the point(s) of diversion described above.

Dates:

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Licensed Date:

Decreed Date: 02/15/2002

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: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Combined Acres Limit: 398

Combined Volume Limit: 1592

Combined Rate Limit: 6

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

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/14/2016

WATER RIGHT NO. 35-7930

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELIZABETH H PHILLIPS
Current Owner	JOSEPH PHILLIPS 774 N 1200 W BLACKFOOT, ID 83221 (208)684-3685
Security Interest	THE BANK OF COMMERCE C/O WESTERN AG CREDIT 10980 W SOUTH JORDAN GATEWAY PO BOX 95850 SOUTH JORDAN, UT 84095-0850

Priority Date: 04/10/1998

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.71 CFS	
STOCKWATER	01/01	12/31	0.06 CFS	
Total Diversion			1.71 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESW|Sec. 30|Township 01S|Range 34E|BINGHAM County

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STOCKWATER Use:
Number of stock: 2000

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	34E	30		SWNE	2									
			2	SWNW	2		SENE	2						
				NESW	40	3	NWSW	36	4	SWSW	40		SESW	40
				NWSE	40		SWSE	38						

Place of Use Legal Description: STOCKWATER BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	34E	30		SWNE										
			2	SWNW			SENE							
				NESW		3	NWSW		4	SWSW			SESW	
				NWSE			SWSE							

Total Acres: 240

Conditions of Approval:

1. X36 Right 35-02541 is also diverted through the point of diversion described above.
2. X35 Rights 35-02541 and 35-07930 when combined shall not exceed a total annual maximum diversion volume of 960 af at the field headgate for irrigation purposes, and the irrigation of 240 acres.
3. This right shall not exceed a total annual maximum diversion volume of 7.2 af for stockwater purposes.
4. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Dates:

Licensed Date: 02/15/2002

Decreed Date:

Permit Proof Due Date: 1/1/1991

Permit Proof Made Date: 4/10/1998

Permit Approved Date: 1/15/1981

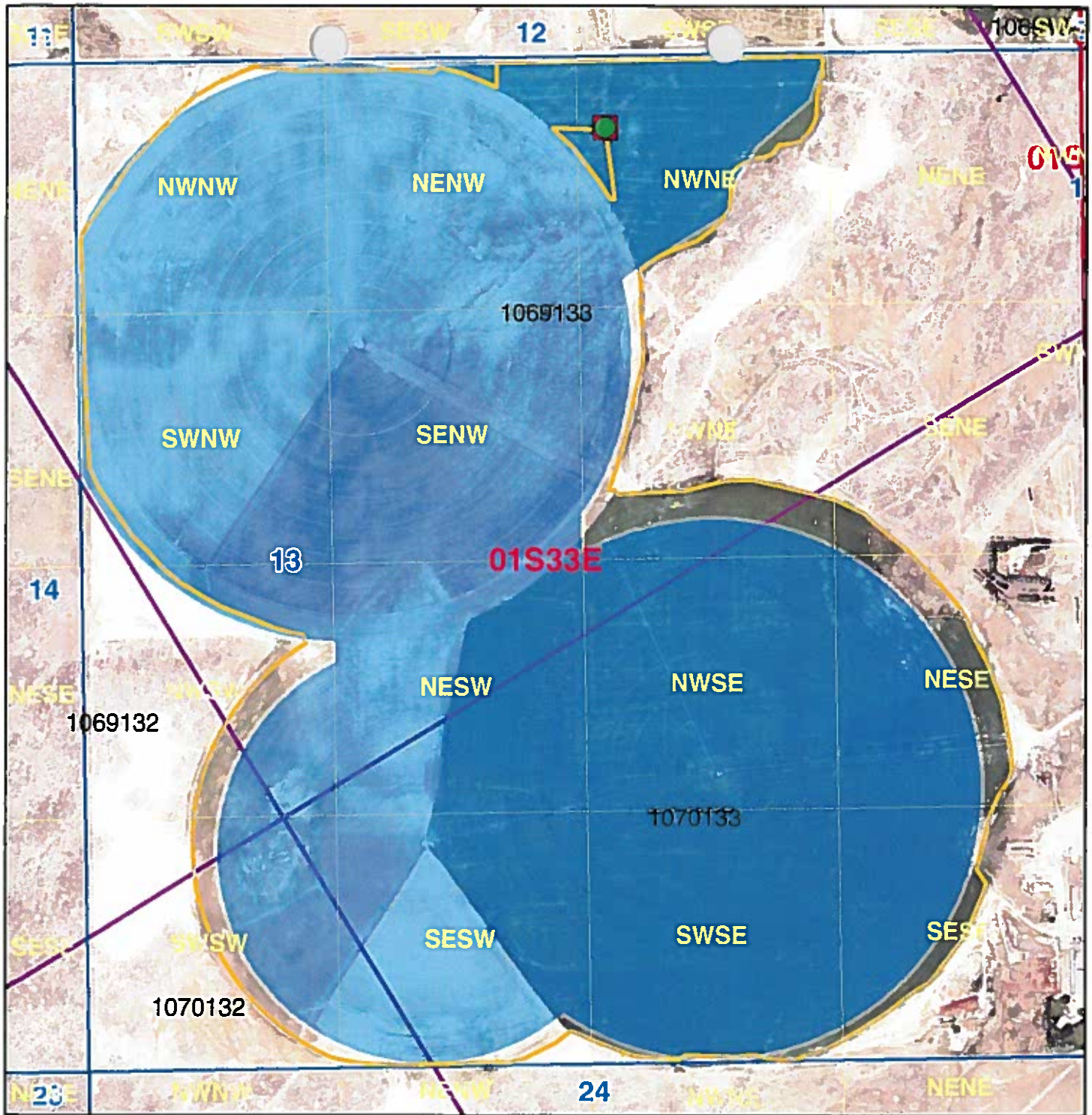
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Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date: 12/09/1980
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal:
Owner Name Connector: AND
Water District Number: 120
Generic Max Rate per Acre: 0.02
Generic Max Volume per Acre: 4
Combined Acres Limit: 240
Combined Volume Limit: 960
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

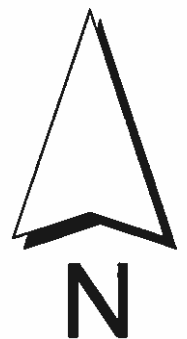
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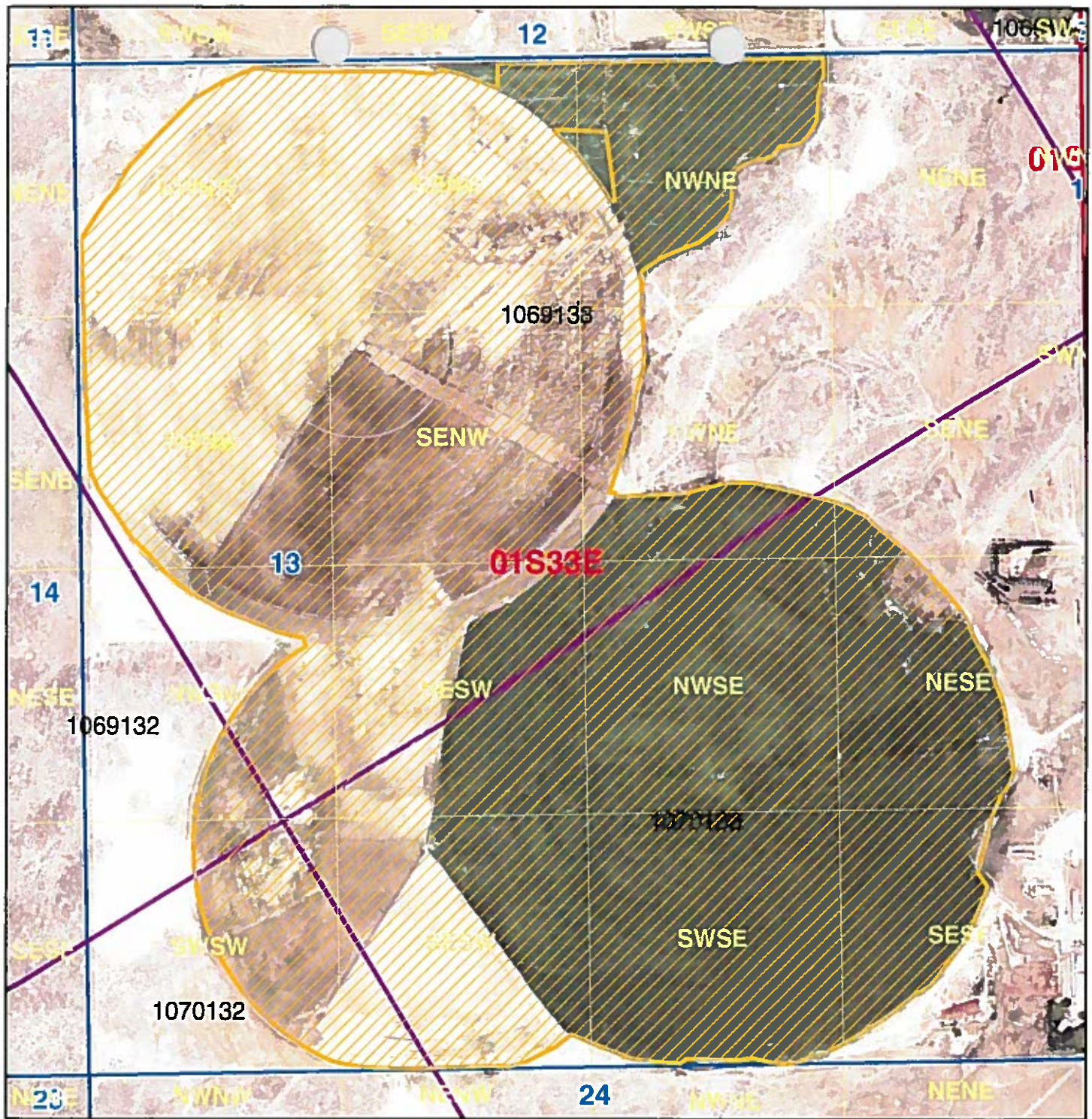
- Proposed Point of diversion 35-2265 35-4214 35-7930
- Current Point of diversion 35-2265 35-4214
- Proposed Place of use 35-2265 35-4214 35-7930
- Current Place of use 35-2265 35-4214
- Township/Range
- Sections
- QQ
- ESPAM2_ModelGrid_06092011

0 360 720 1,440 Feet

1 inch = 753 feet



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 Proposed Place of use_35-2265_35-4214_35-7930_

 Township/Range

 Sections

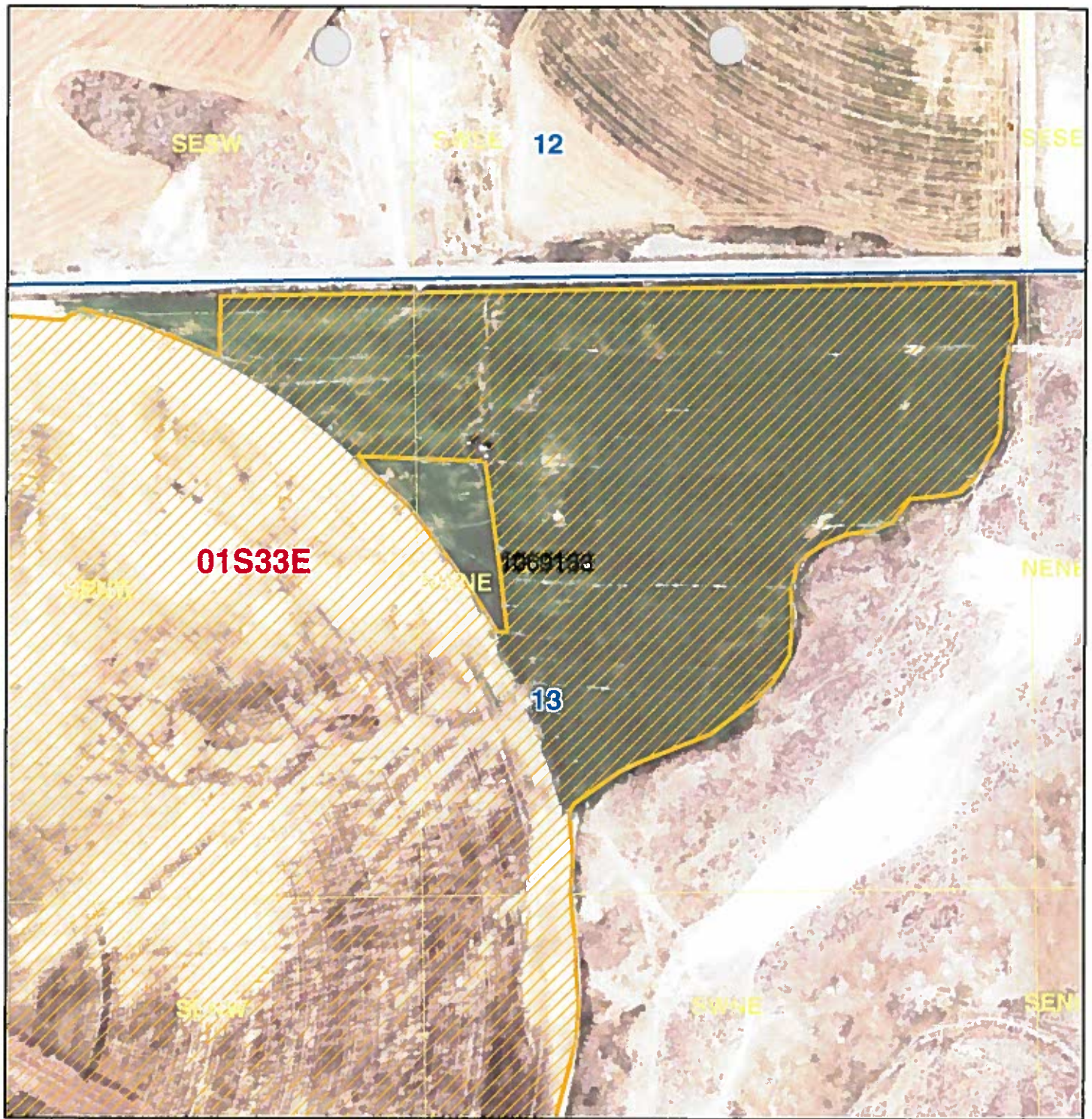
QQ

 ESPAM2_ModelGrid_06092011

0 360 720 1,440 Feet
1 inch = 753 feet



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 Proposed Place of use 35-2265 35-4214 35-7930

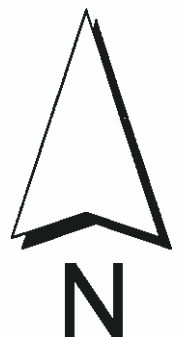
 Township/Range

 Sections

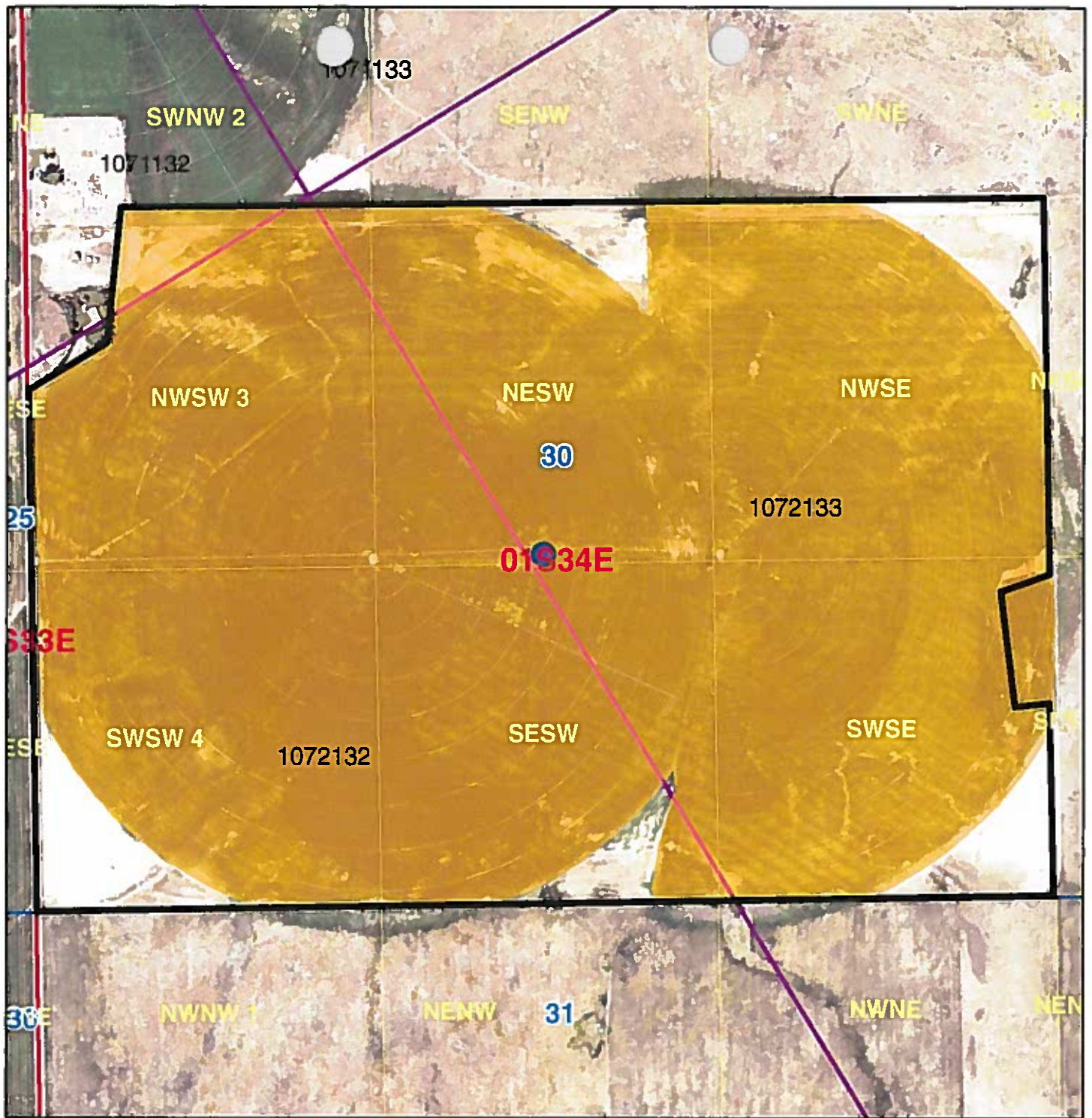
QQ

 ESPAM2_ModelGrid_06092011

0 150 300 600 Feet
1 inch = 309 feet

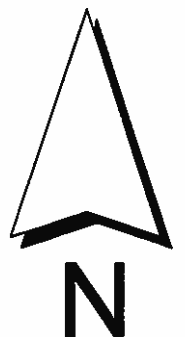


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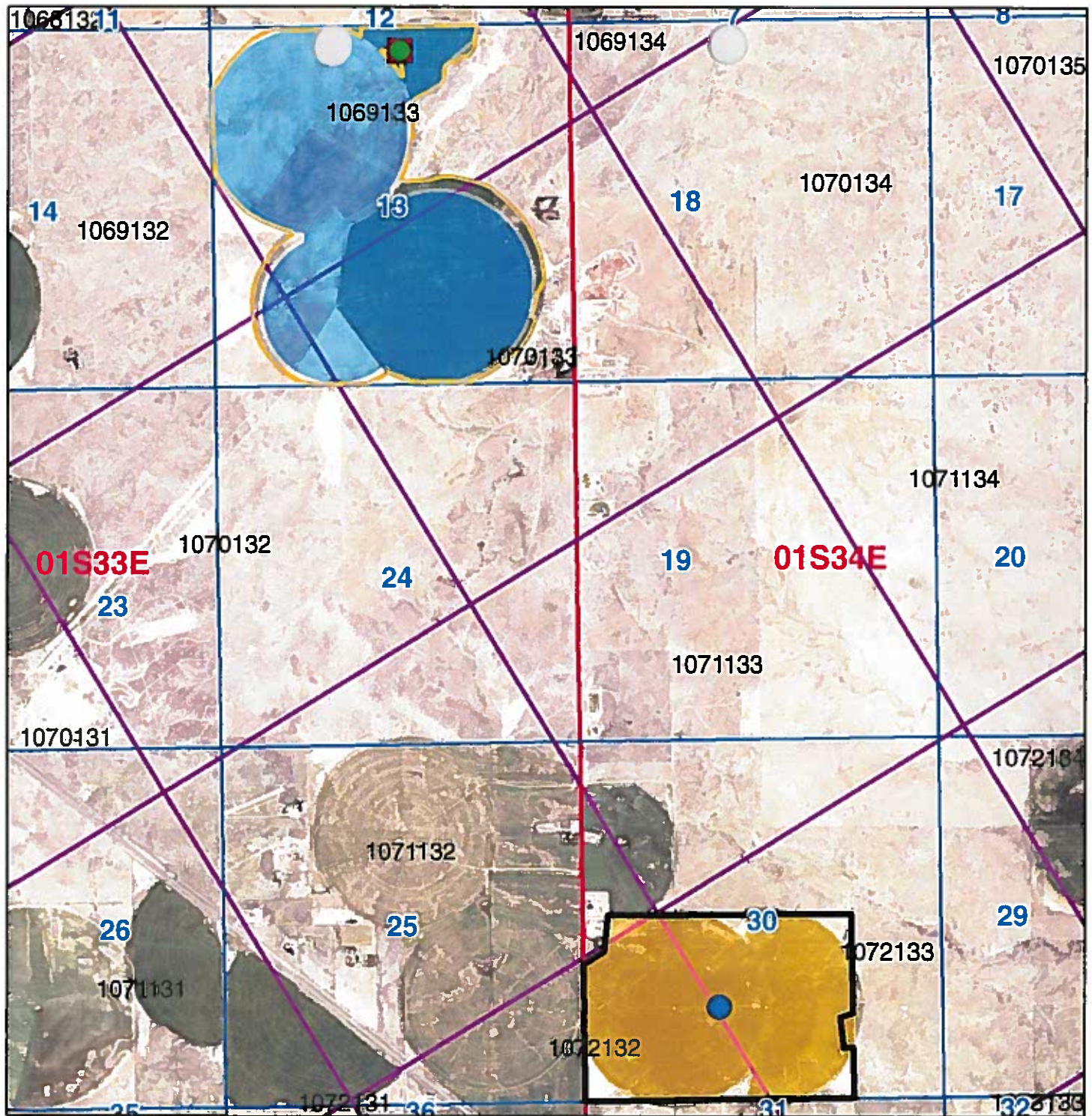


- Current POD 35-7930 35-2541
- Current_place_of_use_35-7930_35-2541
- Remaining place of use 35-7930 35-2541
- Township/Range
- Sections
- QQ
- ESPAM2_ModelGrid_06092011

0 270 540 1,080 Feet
 1 inch = 559 feet

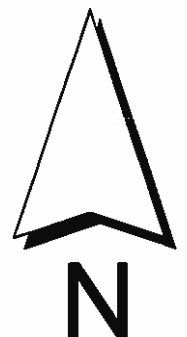


8 0 7 5 5



- Proposed Point of diversion 35-2265 35-4214 35-7930
- Current Point of diversion 35-2265 35-4214
- Current POD 35-7930 35-2541
- Proposed Place of use 35-2265 35-4214 35-7930
- Current Place of use 35-2265 35-4214
- Current place of use 35-7930 35-2541
- Remaining place of use 35-7930 35-2541
- Township/Range
- Sections
- ESPAM2_ModelGrid_06092011

0 1,000 2,000 4,000 Feet
1 inch = 2,108 feet



ENHANCED GROUND-WATER RIGHTS TRANSFER SPREADSHEET

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPARTMENT OF WATER

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

YEAR	1998	TRANSFER NO:
SEASON	SPRING	TRANSFER NAME



ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	69	72		
COLUMN	133	133		

Entering Dates
Enter the starting year and season of the analysis period. (Spring Summer is Jul, Aug, Sep and Oct)
Once you have entered the start date only needs to be updated. Modifying the date does not affect the model.
Entering Well Locations
Enter the row and column local coordinates for the well.
Enter the row and column local coordinates for the well.
Enter the row and column local coordinates for the well.
If the 'FROM2' well is not to be used, enter 0.
If the 'FROM3' well is not to be used, enter 0.
The 'FROM3' well cannot be used if the 'FROM2' well is used.

Running the Model
Once the model cells have been entered, click the 'RUN MODEL' button to get the model output. This prepares the model for the next run.
Getting the Model Output
Once the model has been run, click the 'Get Model Output' button to get the model output.
Entering water use data
All water use should be entered for instructions on multiple wells.
Entering 'TO' Well Projected Water Use
Enter the projected water use for the 'TO' well in the trimester (4-1).
Entering 'FROM' Well 'With Transfer' Water Use
Enter the 'With Transfer' water use for the 'FROM' well in the trimester (4-1).

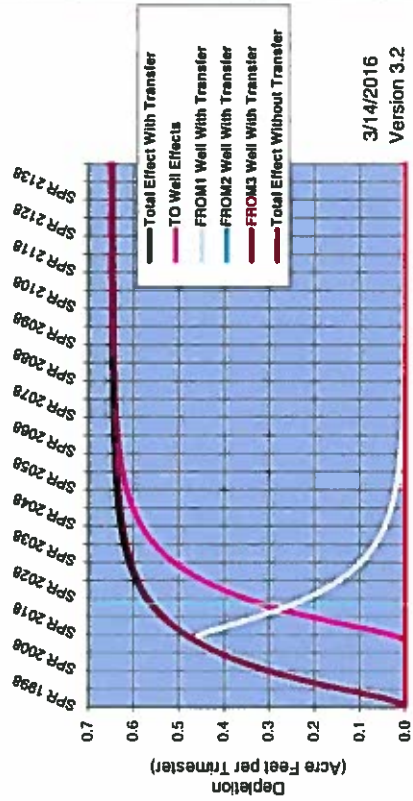
TRIMESTER OF ACTIVITY	TO WELL Protected Use AF/TRIMESTER		FROM1 WELL Without Transfer AF/TRIMESTER		FROM2 WELL Without Transfer AF/TRIMESTER		FROM3 WELL Without Transfer AF/TRIMESTER	
	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1998	0	28	28	0	0	0	0	0
SUM 1998	0	28	28	0	0	0	0	0
WIN 1998	0	28	28	0	0	0	0	0
SPR 1999	0	28	28	0	0	0	0	0
SUM 1999	0	28	28	0	0	0	0	0
WIN 1999	0	28	28	0	0	0	0	0
SPR 2000	0	28	28	0	0	0	0	0
SUM 2000	0	28	28	0	0	0	0	0
WIN 2000	0	28	28	0	0	0	0	0
SPR 2001	0	28	28	0	0	0	0	0
SUM 2001	0	28	28	0	0	0	0	0
WIN 2001	0	28	28	0	0	0	0	0
SPR 2002	0	28	28	0	0	0	0	0
SUM 2002	0	28	28	0	0	0	0	0
WIN 2002	0	28	28	0	0	0	0	0
SPR 2003	0	28	28	0	0	0	0	0
SUM 2003	0	28	28	0	0	0	0	0
WIN 2003	0	28	28	0	0	0	0	0
SPR 2004	0	28	28	0	0	0	0	0
SUM 2004	0	28	28	0	0	0	0	0

WIN 2004	0	28	28	0	0	0	0	With Transfer' water use should cease or be reduced at
SPR 2005	0	28	28	0	0	0	0	
SUM 2005	0	28	28	0	0	0	0	
WIN 2005	0	28	28	0	0	0	0	Entering 'FROM' Well 'Without
SPR 2006	0	28	28	0	0	0	0	The 'Without Transfer' Use for
SUM 2006	0	28	28	0	0	0	0	The projected use should reflect
WIN 2006	0	28	28	0	0	0	0	Enter the 'Without Transfer' wa
SPR 2007	0	28	28	0	0	0	0	for the second 'FROM' well in C
SUM 2007	0	28	28	0	0	0	0	Prior to the expected date of irr
WIN 2007	0	28	28	0	0	0	0	
SPR 2008	0	28	28	0	0	0	0	If only one 'FROM' well is to be
SUM 2008	0	28	28	0	0	0	0	If only two 'FROM' wells are be
WIN 2008	0	28	28	0	0	0	0	Projected water use in the 'TO'
SPR 2009	0	28	28	0	0	0	0	effect to the river reaches caus
SUM 2009	0	28	28	0	0	0	0	
WIN 2009	0	28	28	0	0	0	0	Calculating Effect of the Transf
SPR 2010	0	28	28	0	0	0	0	After all of the above steps hav
SUM 2010	0	28	28	0	0	0	0	of the eleven hydraulically contr
WIN 2010	0	28	28	0	0	0	0	CALCULATE EFFECTS' butto
SPR 2011	0	28	28	0	0	0	0	(the model runs) times the wate
SUM 2011	0	28	28	0	0	0	0	After the multiplication has bee
WIN 2011	0	28	28	0	0	0	0	worksheet. Here one graph is
SPR 2012	0	28	28	0	0	0	0	illustrates the net effects on all
SUM 2012	0	28	28	0	0	0	0	EFFECTS worksheet. See the
WIN 2012	0	28	28	0	0	0	0	
SPR 2013	0	28	28	0	0	0	0	
SUM 2013	0	28	28	0	0	0	0	
WIN 2013	0	28	28	0	0	0	0	
SPR 2014	0	28	28	0	0	0	0	
SUM 2014	0	28	28	0	0	0	0	
WIN 2014	0	28	28	0	0	0	0	
SPR 2015	0	28	28	0	0	0	0	
SUM 2015	0	28	28	0	0	0	0	
WIN 2015	0	28	28	0	0	0	0	
SPR 2016	28	28	28	0	0	0	0	
SUM 2016	28	28	28	0	0	0	0	
WIN 2016	28	28	28	0	0	0	0	
SPR 2017	28	28	28	0	0	0	0	
SUM 2017	28	28	28	0	0	0	0	
WIN 2017	28	28	28	0	0	0	0	
SPR 2018	28	28	28	0	0	0	0	
SUM 2018	28	28	28	0	0	0	0	
WIN 2018	28	28	28	0	0	0	0	
SPR 2019	28	28	28	0	0	0	0	
SUM 2019	28	28	28	0	0	0	0	
WIN 2019	28	28	28	0	0	0	0	

SUM 2053	28	0	28	0	0	0	0	0	0	0	0
WIN 2053	28	0	28	0	0	0	0	0	0	0	0
SPR 2054	28	0	28	0	0	0	0	0	0	0	0
SUM 2054	28	0	28	0	0	0	0	0	0	0	0
WIN 2054	28	0	28	0	0	0	0	0	0	0	0
SPR 2055	28	0	28	0	0	0	0	0	0	0	0
SUM 2055	28	0	28	0	0	0	0	0	0	0	0
WIN 2055	28	0	28	0	0	0	0	0	0	0	0
SPR 2056	28	0	28	0	0	0	0	0	0	0	0
SUM 2056	28	0	28	0	0	0	0	0	0	0	0
WIN 2056	28	0	28	0	0	0	0	0	0	0	0
SPR 2057	28	0	28	0	0	0	0	0	0	0	0
SUM 2057	28	0	28	0	0	0	0	0	0	0	0
WIN 2057	28	0	28	0	0	0	0	0	0	0	0
SPR 2058	28	0	28	0	0	0	0	0	0	0	0
SUM 2058	28	0	28	0	0	0	0	0	0	0	0
WIN 2058	28	0	28	0	0	0	0	0	0	0	0
SPR 2059	28	0	28	0	0	0	0	0	0	0	0
SUM 2059	28	0	28	0	0	0	0	0	0	0	0
WIN 2059	28	0	28	0	0	0	0	0	0	0	0
SPR 2060	28	0	28	0	0	0	0	0	0	0	0
SUM 2060	28	0	28	0	0	0	0	0	0	0	0
WIN 2060	28	0	28	0	0	0	0	0	0	0	0
SPR 2061	28	0	28	0	0	0	0	0	0	0	0
SUM 2061	28	0	28	0	0	0	0	0	0	0	0
WIN 2061	28	0	28	0	0	0	0	0	0	0	0
SPR 2062	28	0	28	0	0	0	0	0	0	0	0
SUM 2062	28	0	28	0	0	0	0	0	0	0	0
WIN 2062	28	0	28	0	0	0	0	0	0	0	0
SPR 2063	28	0	28	0	0	0	0	0	0	0	0
SUM 2063	28	0	28	0	0	0	0	0	0	0	0
WIN 2063	28	0	28	0	0	0	0	0	0	0	0
SPR 2064	28	0	28	0	0	0	0	0	0	0	0
SUM 2064	28	0	28	0	0	0	0	0	0	0	0
WIN 2064	28	0	28	0	0	0	0	0	0	0	0
SPR 2065	28	0	28	0	0	0	0	0	0	0	0
SUM 2065	28	0	28	0	0	0	0	0	0	0	0
WIN 2065	28	0	28	0	0	0	0	0	0	0	0
SPR 2066	28	0	28	0	0	0	0	0	0	0	0
SUM 2066	28	0	28	0	0	0	0	0	0	0	0
WIN 2066	28	0	28	0	0	0	0	0	0	0	0
SPR 2067	28	0	28	0	0	0	0	0	0	0	0
SUM 2067	28	0	28	0	0	0	0	0	0	0	0
WIN 2067	28	0	28	0	0	0	0	0	0	0	0
SPR 2068	28	0	28	0	0	0	0	0	0	0	0
SUM 2068	28	0	28	0	0	0	0	0	0	0	0
WIN 2068	28	0	28	0	0	0	0	0	0	0	0
SPR 2069	28	0	28	0	0	0	0	0	0	0	0
SUM 2069	28	0	28	0	0	0	0	0	0	0	0
WIN 2069	28	0	28	0	0	0	0	0	0	0	0

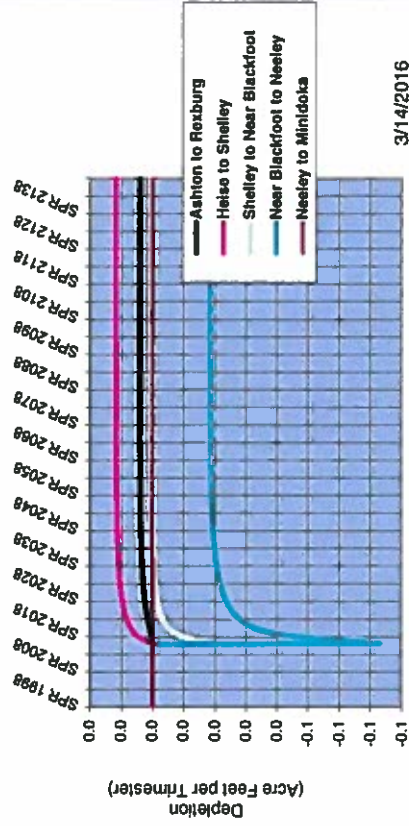
WIN 2086	28	0	28	0	0	0	0	0	0	0	0
SPR 2087	28	0	28	0	0	0	0	0	0	0	0
SUM 2087	28	0	28	0	0	0	0	0	0	0	0
WIN 2087	28	0	28	0	0	0	0	0	0	0	0
SPR 2088	28	0	28	0	0	0	0	0	0	0	0
SUM 2088	28	0	28	0	0	0	0	0	0	0	0
WIN 2088	28	0	28	0	0	0	0	0	0	0	0
SPR 2089	28	0	28	0	0	0	0	0	0	0	0
SUM 2089	28	0	28	0	0	0	0	0	0	0	0
WIN 2089	28	0	28	0	0	0	0	0	0	0	0
SPR 2090	28	0	28	0	0	0	0	0	0	0	0
SUM 2090	28	0	28	0	0	0	0	0	0	0	0
WIN 2090	28	0	28	0	0	0	0	0	0	0	0
SPR 2091	28	0	28	0	0	0	0	0	0	0	0
SUM 2091	28	0	28	0	0	0	0	0	0	0	0
WIN 2091	28	0	28	0	0	0	0	0	0	0	0
SPR 2092	28	0	28	0	0	0	0	0	0	0	0
SUM 2092	28	0	28	0	0	0	0	0	0	0	0
WIN 2092	28	0	28	0	0	0	0	0	0	0	0
SPR 2093	28	0	28	0	0	0	0	0	0	0	0
SUM 2093	28	0	28	0	0	0	0	0	0	0	0
WIN 2093	28	0	28	0	0	0	0	0	0	0	0
SPR 2094	28	0	28	0	0	0	0	0	0	0	0
SUM 2094	28	0	28	0	0	0	0	0	0	0	0
WIN 2094	28	0	28	0	0	0	0	0	0	0	0
SPR 2095	28	0	28	0	0	0	0	0	0	0	0
SUM 2095	28	0	28	0	0	0	0	0	0	0	0
WIN 2095	28	0	28	0	0	0	0	0	0	0	0
SPR 2096	28	0	28	0	0	0	0	0	0	0	0
SUM 2096	28	0	28	0	0	0	0	0	0	0	0
WIN 2096	28	0	28	0	0	0	0	0	0	0	0
SPR 2097	28	0	28	0	0	0	0	0	0	0	0
SUM 2097	28	0	28	0	0	0	0	0	0	0	0
WIN 2097	28	0	28	0	0	0	0	0	0	0	0
SPR 2098	28	0	28	0	0	0	0	0	0	0	0
SUM 2098	28	0	28	0	0	0	0	0	0	0	0
WIN 2098	28	0	28	0	0	0	0	0	0	0	0
SPR 2099	28	0	28	0	0	0	0	0	0	0	0
SUM 2099	28	0	28	0	0	0	0	0	0	0	0
WIN 2099	28	0	28	0	0	0	0	0	0	0	0
SPR 2100	28	0	28	0	0	0	0	0	0	0	0
SUM 2100	28	0	28	0	0	0	0	0	0	0	0
WIN 2100	28	0	28	0	0	0	0	0	0	0	0
SPR 2101	28	0	28	0	0	0	0	0	0	0	0
SUM 2101	28	0	28	0	0	0	0	0	0	0	0
WIN 2101	28	0	28	0	0	0	0	0	0	0	0
SPR 2102	28	0	28	0	0	0	0	0	0	0	0
SUM 2102	28	0	28	0	0	0	0	0	0	0	0
WIN 2102	28	0	28	0	0	0	0	0	0	0	0
SPR 2103	28	0	28	0	0	0	0	0	0	0	0

Hydrologic Response--Ashton to Rexburg
Customer Name:
Transfer No:



3/14/2016
Version 3.2

Net Transfer Effect Above Milner
(Total Effect With Transfer - Total Effect Without Transfer)

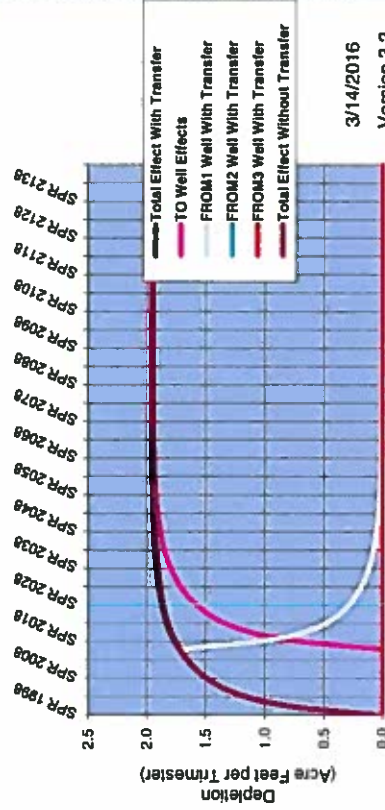


3/14/2016
Version 3.2

Customer Name:

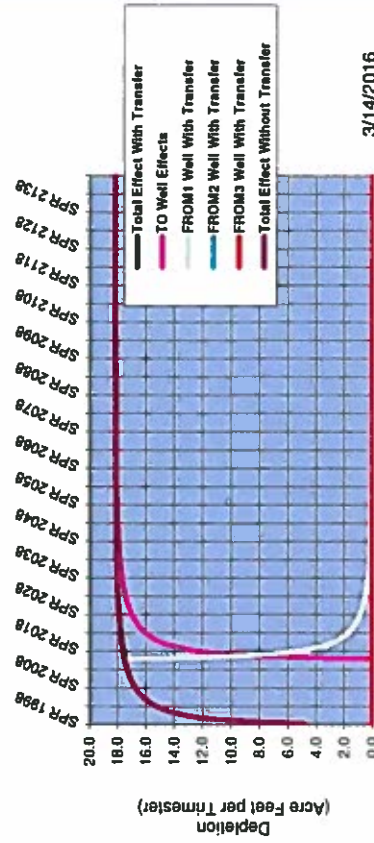
Transfer No:

Hydrologic Response--Heise to Shelley
Customer Name:
Transfer No:



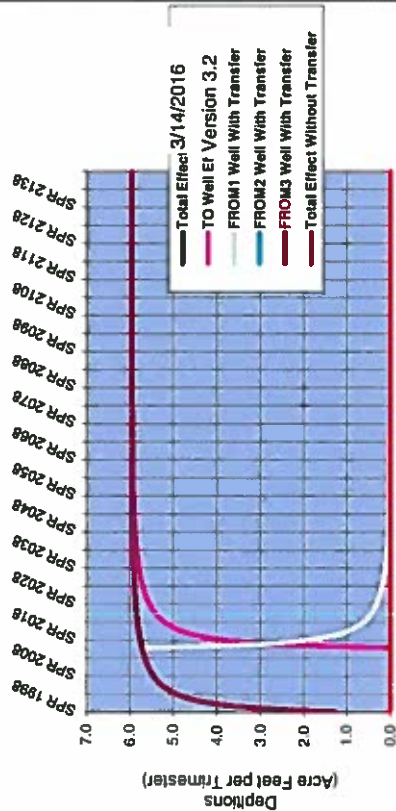
3/14/2016
Version 3.2

Hydrologic Response--Near Blackfoot to Neeley
Customer Name:
Transfer No:

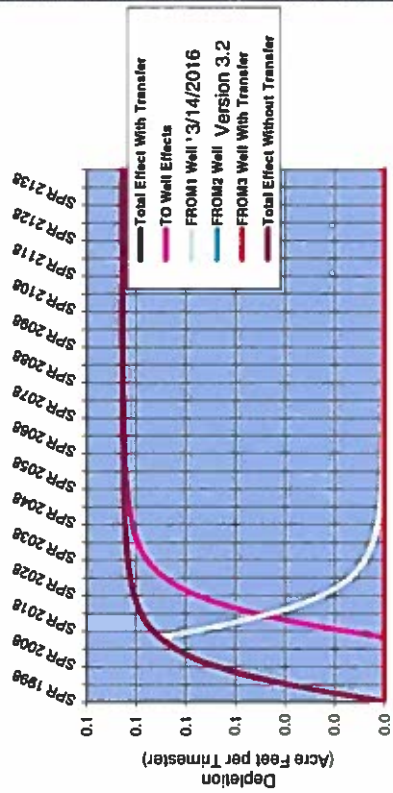


3/14/2016
Version 3.2

Hydrologic Response--Shelley to Near Blackfoot
Customer Name:
Transfer No:

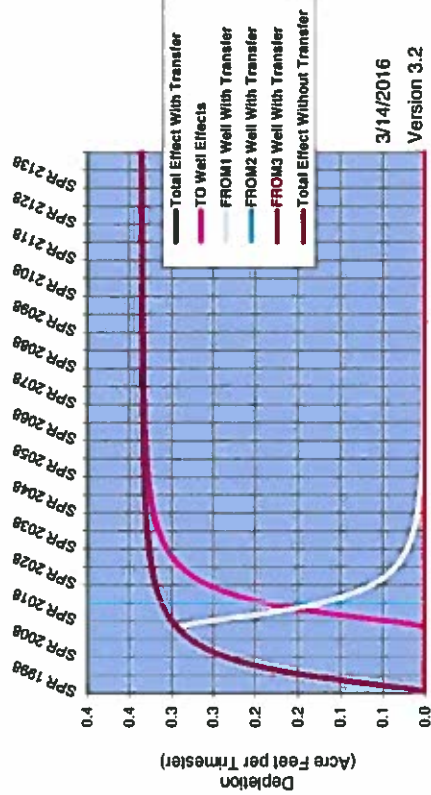


Hydrologic Response--Neeley to Minidoka
Customer Name:
Transfer No:

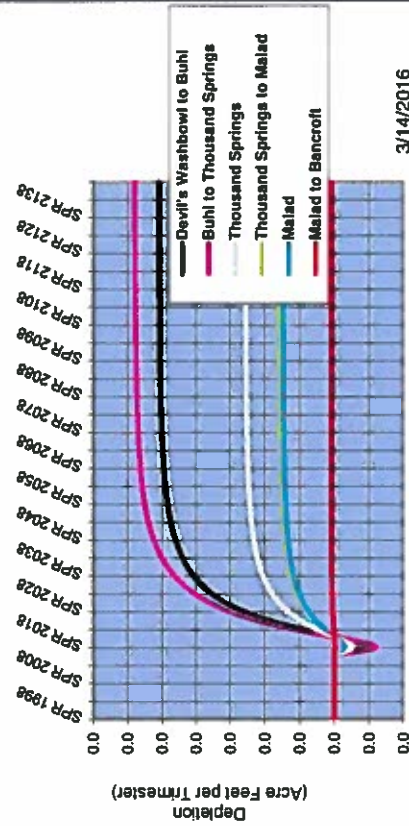


Hydrologic Response--Devil's Washbowl to Buhl
Customer Name:

Transfer No:



Net Transfer Effect Below Milner
(Total Effect With Transfer - Total Effect Without Transfer)

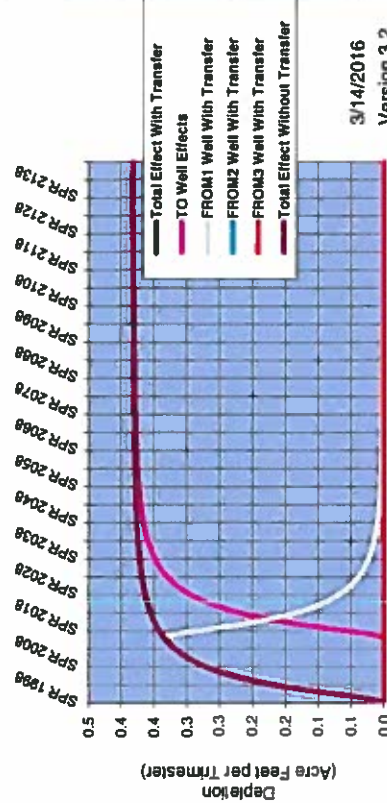


Customer Name:

Transfer No:

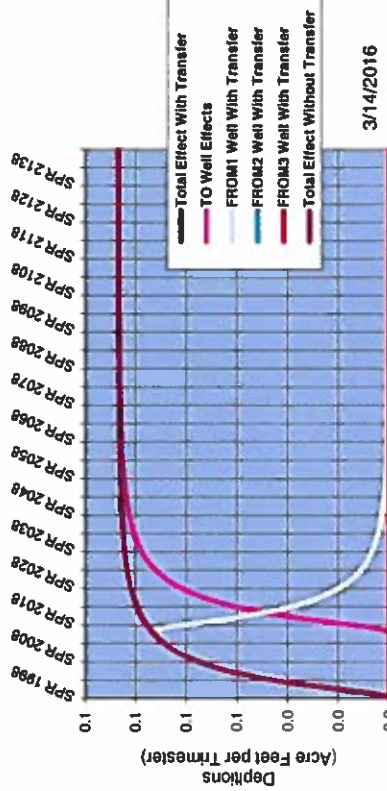
Hydrologic Response--Buhl to Thousand Springs
Customer Name:

Transfer No:

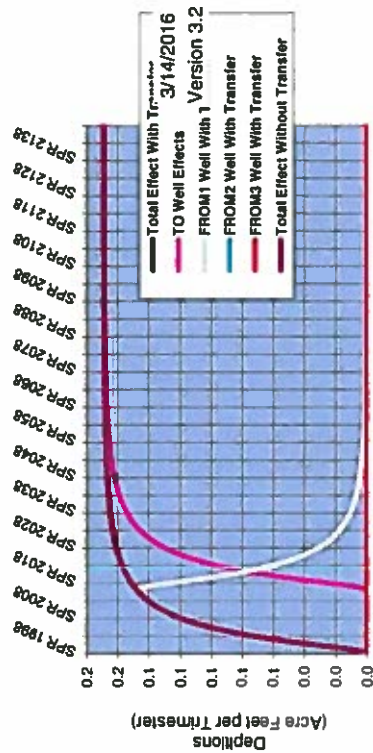


Hydrologic Response--Thousand Springs to Malad
Customer Name:

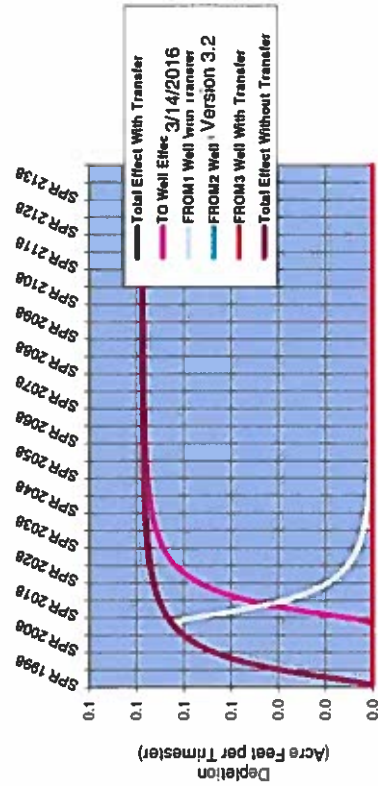
Transfer No:



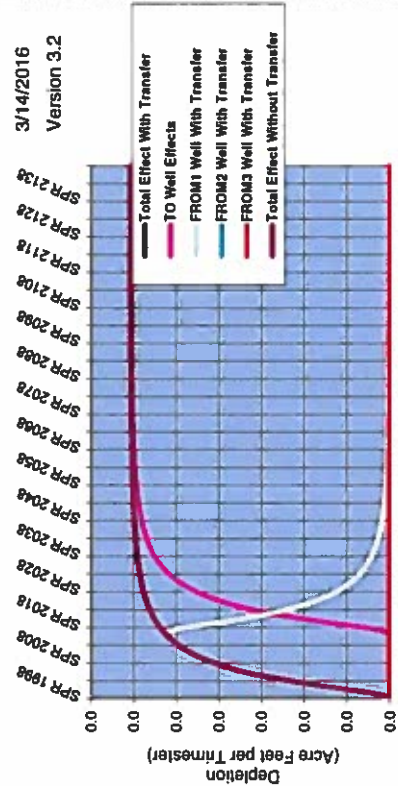
Hydrologic Response--Thousand Springs
Customer Name:
Transfer No:



Hydrologic Response--Malad
Customer Name:
Transfer No:



Hydrologic Response--Malad to Bancroft
Customer Name:
Transfer No:



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 17 2016

Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-2265	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-4214	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: W Douglas Phillips Estate of Sybil O & William P Phillips
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Douglas Phillips; Jeannette Phillips
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 904 N 1200 W Blackfoot ID 83221
Mailing address City State ZIP
- (208) 684-3156 _____
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ 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.
5. Date you acquired the water rights and/or claims listed above: April 2006
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 ☐ \$25 per *undivided* water right.
 ☐ \$100 per *split* water right.
 ☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature:  _____ 3/17/16
Signature of new owner/claimant Title, if applicable Date

Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by  Date 3-17-2016 Receipt No. EO41924 Receipt Amt. 50.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by _____ Date _____

80755

566445 -

DEED OF PERSONAL REPRESENTATIVE

THIS INDENTURE made this 28 day of April, 2006, between DOUGLAS PHILLIPS, Personal Representative of the Estate of WILLIAM P. PHILLIPS, deceased, the Grantor, and DOUGLAS PHILLIPS, of 739 North 1200 West, Blackfoot, Idaho 83221, Grantee.

WITNESSETH:

That whereas, pursuant to an Order of the Magistrate's Court of Bingham County, Idaho, in the estate of the above-named deceased, confirming on the Grantor the powers and authority granted to Personal Representatives under Section 15-3-715 of the Uniform Probate Code of the State of Idaho;

FOR VALUE RECEIVED, the Grantor does hereby grant, bargain, sell and convey unto the Grantee all the right, title, interest and estate of said deceased, at the time of decedent's death, in and to the following-described premises located in the County of Bingham, State of Idaho, to-wit:

SEE EXHIBIT A

TO HAVE AND TO HOLD all and singular the above-mentioned and described premises together with the appurtenances unto the said Grantee.

IN WITNESS WHEREOF, the said Personal Representative has hereunto set his hand the day and year first above written.


DOUGLAS PHILLIPS

RECEIVED IN THE OFFICE OF

2006 APR 28 PM 4:25

9-2673

Blues Green 6/20/06
PO Box 1047
Blackfoot ID 83221

DEED OF PERSONAL REPRESENTATIVE
04.28.06 ly

1

80755

STATE OF IDAHO)
) ss.
County of Bingham)

On this 28 day of April, 2006, before me, the undersigned, a notary public in and for said state, personally appeared DOUGLAS PHILLIPS, known to me to be the Personal Representative of the Estate of WILLIAM P. PHILLIPS, deceased, whose name is subscribed to the within instrument and acknowledged to me that he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

My comn exprs:



Douglas Phillips
Notary Public for State of Idaho
Residing at Blackfoot, Idaho

EXHIBIT A

Parcel 1:

All of Section 13, Township 1 South, Range 33 EBM, Bingham County, Idaho

LESS: Beginning at the Southeast corner of Section 13, Township 1 South, Range 33 EBM; thence North 2421.82 feet to the true point of beginning; thence West 500 feet; thence North 261.3 feet; thence East 500 feet; thence South 261.30 feet to the true point of beginning.

Parcel 2:

E $\frac{1}{2}$ SW $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, Lots 3 and 4, Section 30, Township 1 South, Range 34 EBM, Bingham County, Idaho

LESS: A portion of the SW $\frac{1}{4}$ of Section 30, Township 1 South, Range 34 described as: Beginning at the West quarter corner of Section 30, Township 1 South, Range 34 thence South 200 feet to the point of beginning; thence South 450 feet; thence East at a right angle 300 feet; thence North at a right angle 450 feet; thence West at a right angle 300 feet to the true point of beginning. Contains 3.099 acres more or less.

566445

566446

DEED OF PERSONAL REPRESENTATIVE

THIS INDENTURE made this 28 day of April, 2006, between DOUGLAS PHILLIPS, Personal Representative of the Estate of SYBIL O. PHILLIPS, deceased, the Grantor, and DOUGLAS PHILLIPS, of 739 North 1200 West, Blackfoot, Idaho 83221, Grantee.

WITNESSETH:

That whereas, pursuant to an Order of the Magistrate's Court of Bingham County, Idaho, in the estate of the above-named deceased, confirming on the Grantor the powers and authority granted to Personal Representatives under Section 15-3-715 of the Uniform Probate Code of the State of Idaho;

FOR VALUE RECEIVED, the Grantor does hereby grant, bargain, sell and convey unto the Grantee all the right, title, interest and estate of said deceased, at the time of decedent's death, in and to the following-described premises located in the County of Bingham, State of Idaho, to-wit:

SEE EXHIBIT A

TO HAVE AND TO HOLD all and singular the above-mentioned and described premises together with the appurtenances unto the said Grantee.

IN WITNESS WHEREOF, the said Personal Representative has hereunto set his hand the day and year first above written.


DOUGLAS PHILLIPS

2006 APR 28 PM 4:25

REC- 9-12673
DEPT- 12673

DEED OF PERSONAL REPRESENTATIVE
04.28.06 ly

1

RECEIVED OF
Blair Stevenson Olsen
PO Box 1047
Blackfoot ID 83221

80755

STATE OF IDAHO)
) ss.
County of Bingham)

On this 28 day of April, 2006, before me, the undersigned, a notary public in and for said state, personally appeared DOUGLAS PHILLIPS, known to me to be the Personal Representative of the Estate of SYBIL O. PHILLIPS, deceased, whose name is subscribed to the within instrument and acknowledged to me that he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



D. Blaser
Notary Public for State of Idaho
Residing at Blackfoot, Idaho

EXHIBIT A

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566446

- 566447

WARRANTY DEED

FOR VALUE RECEIVED DOUGLAS PHILLIPS, the Grantors, do hereby grant, bargain, sell, and convey unto WILLIAM DOUGLAS PHILLIPS and JEANNETTE PHILLIPS, husband and wife, of 739 North 1200 West, Blackfoot, Idaho, the Grantees, the following described premises to-wit:

SEE EXHIBIT A

Together with all ditches and ditch rights and water and water rights, thereunto belonging and appertaining. Subject to reservations in United States patents and State deeds or other restrictions imposed by law, easements and rights-of-way, zoning and building ordinances, use restrictions of record, and taxes and assessments for the year 2006 and thereafter.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED and signed this 28 day of April, 2006.


DOUGLAS PHILLIPS

WARRANTY DEED
04.28.06 ly

RECORDED IN THE PRESENCE OF
Blaine Sorenson & Son
1000 x 1047
Blackfoot ID 83221

2006 APR 28 PM 4:25

REC-121073

STATE OF IDAHO)

County of Bingham)

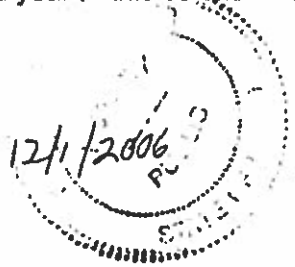
) ss.
)

On this 18 day of April, 2006, before me, the undersigned, a notary public in and for said state, personally appeared DOUGLAS PHILLIPS, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

My cmn exprs:

12/1/2006



D. Sean
Notary Public for State of Idaho
Residing at Blackfoot

EXHIBIT A

Parcel 1:

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566447



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

March 23, 2016

GARY SPACKMAN
Director

JOSEPH PHILLIPS
ELIZABETH H PHILLIPS
774 N 1200 W
BLACKFOOT, ID 83221

DOUGLAS PHILLIPS
JEANNETTE PHILLIPS
904 N 1200 W
BLACKFOOT, ID 83221

RE: Transfer No. 80755
Water Right No(s). 35-2265, 35-4214, 35-7930

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 MORNING NEWS on 3/31/2016 and 4/7/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Judea Jones
Administrative Assistant

Cox, Sharla

From: Cox, Sharla
Sent: Wednesday, March 23, 2016 2:55 PM
To: 'Morning News (legals@am-news.com)'
Subject: Legal Notice for your Newspaper
Attachments: Morning News E-Mail.doc

Contacts: Morning News

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80755

JOSEPH PHILLIPS and ELIZABETH H PHILLIPS, 774 N 1200 W, BLACKFOOT, ID 83221; DOUGLAS PHILLIPS and JEANNETTE PHILLIPS, 904 N 1200 W, BLACKFOOT, ID 83221; has filed Application No. 80755 for changes to the following water rights within BINGHAM County(s): Right No(s). 35-2265, 35-4214, 35-7930; 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:

Change point of diversion and change place of use. The point of diversion is in NWNWNE Sec 13 T1S R33E for 6.4 cfs from ground water. The place of use is in Sec 13 T1S R33E for 419 acres.

For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. 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, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before 4/18/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/31/2016 and 4/7/2016

Jordan, Blake

From: Lovell, Garn A. [gal@westernagcredit.com]
Sent: Wednesday, March 23, 2016 2:01 PM
To: Jordan, Blake
Subject: Joe Phillips Water Transfer
Attachments: Joe Phillips Water Transfer Acknowledgement - 032316.pdf

Garn A. Lovell

Western AgCredit

Regional Vice President – Correspondent Lending

1.208.317.8119



2195 North Main Street
Logan, Utah 84341
435.752.2146
800.748.5071 Toll Free
435.752.9180 Fax

March 23, 2016

To: Idaho Department of Water Resources C/O Blake Jordan

From: Western AgCredit C/O Garn Lovell

Re: Joseph Phillips Water Rights Transfer

Joseph Phillips has requested that, as a secured lender, Western AgCredit acknowledge his water transfer between several Bingham County properties.

Currently, Western AgCredit has a security interest in the following water rights:

Water Rights 32-2541 and 35-7930.

It is my understanding that Joseph Phillips is moving 21 acres of water from the corners of several pivots to be used on adjoining farm property. It is also my understanding that the ownership of the water is not changing but the point of diversion and place of use is the only change to the above stated water rights. Western AgCredit does not oppose this water transfer as long as Western AgCredit's security interest in the above water rights remains in force through and after the water transfer.

If you would like to discuss this approval, I can be reached at 208.317.8119

Sincerely,

Garn A. Lovell

Western AgCredit

Regional Vice President – Correspondent Lending

1.208.317.8119