

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79997**

This is to certify that: **SHIRLEY M SIMON AND
WILLIAM A SIMON
PO BOX 364
FAIRFIELD, ID 83327**

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>
37-20364	WR/DECREED	9/27/1976	0.730 cfs	N/A	N/A	222.0	GROUND WATER
37-20365	WR/DECREED	9/27/1976	0.100 cfs	42.7 af	31.0	494.0	GROUND WATER
37-20366	WR/DECREED	7/27/1953	1.750 cfs	N/A	N/A	236.0	GROUND WATER
37-20367	WR/DECREED	7/27/1953	0.270 cfs	115.1 af	38.0	494.0	GROUND WATER
37-20369	WR/DECREED	10/1/1973	0.060 cfs	12.0 af	4.0	494.0	GROUND WATER
37-21809	WR/DECREED	8/19/1975	0.040 cfs	6.0 af	N/A	2.0	GROUND WATER
37-22184	WR/DECREED	10/1/1973	3.410 cfs	809.4 af	269.8	713.0	GROUND WATER
37-22186	WR/DECREED	9/21/1976	6.080 cfs	1114.8 af	371.6	713.0	GROUND WATER
37-22188	WR/DECREED	9/21/1976	1.010 cfs	250.6 af	71.6	713.0	GROUND WATER
37-7288A	WR/DECREED	10/1/1973	1.890 cfs	618.0 af	206.0	494.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
37-20368	WR/DECREED	10/1/1973	0.810 cfs	159.0 af		53.0	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>
37-20364	YES	YES	YES	NO	NO	NO
37-20365	NO	NO	YES	NO	NO	NO
37-20366	YES	YES	YES	NO	NO	NO
37-20367	NO	NO	YES	NO	NO	NO
37-20369	NO	NO	YES	NO	NO	NO
37-21809	NO	YES	YES	NO	NO	NO
37-22184	YES	YES	YES	NO	NO	NO
37-22186	YES	YES	YES	NO	NO	NO
37-22188	YES	YES	YES	NO	NO	NO
37-7288A	NO	NO	YES	NO	NO	NO

SUPPORT DATA

Transfer No. 79997

IN FILE # 37-7288A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

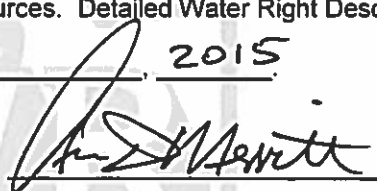
TRANSFER OF WATER RIGHT
TRANSFER NO. 79997

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-20364	37-22942	0.030 cfs	11.2 af	8.0	270.0	37-20364	0.700 cfs	300.1 af	N/A	214.0
37-20365	37-20365	0.100 cfs	42.7 af	31.0	270.0	N/A	N/A	N/A	N/A	N/A
37-20366	37-22943	0.100 cfs	35.3 af	13.0	270.0	37-20366	1.650 cfs	606.2 af	N/A	223.0
37-20367	37-20367	0.270 cfs	115.1 af	38.0	270.0	N/A	N/A	N/A	N/A	N/A
37-20369	37-20369	0.060 cfs	12.0 af	4.0	270.0	N/A	N/A	N/A	N/A	N/A
37-21809	37-21809	0.040 cfs	6.0 af	2.0	270.0	N/A	N/A	N/A	N/A	N/A
37-22184	37-22944	0.030 cfs	7.8 af	2.6	270.0	37-22184	3.380 cfs	801.6 af	267.2	706.0
37-22186	37-22945	0.060 cfs	11.1 af	3.7	270.0	37-22186	6.020 cfs	1103.7 af	367.9	706.0
37-22188	37-22946	0.010 cfs	2.5 af	0.7	270.0	37-22188	1.000 cfs	248.1 af	70.9	706.0
37-7288A	37-7288A	1.890 cfs	618.0 af	206.0	270.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.430 cfs	810.2 af	270.0	270.0		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 21st day of September, 2015


Southern Region Manager

WATER RIGHT NO. 37-20364
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-20364 is now described as follows:

Right Holder: WILLIAM A SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 9/27/1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	0.700 cfs	300.1 af
			0.700 cfs	300.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSE Sec 5 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5			39.0	37.0									30.5	31.5	38.5	37.5	214.0

POU Total Acres: 214.0

CONDITIONS OF APPROVAL

1. The rights listed below are limited to a total combined annual diversion volume of 606.2 af. Combined Right Nos.: 37-20364 & 37-20366.
2. The rights listed below are limited to a total combined diversion rate of 2.22 cfs. Combined Right Nos.: 37-20364, 37-20366, & 37-20368.
3. Rights 37-20364 and 37-20366 when combined shall not exceed the irrigation of 223 acres.
4. 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.

Transfer No. 79997

WATER RIGHT NO. 37-20369**As Modified by Transfer No. 79997**

In accordance with the approval of Transfer No. 79997, Water Right No. 37-20369 is now described as follows:

Right Holder: SHIRLEY M SIMON AND
WILLIAM A SIMON
PO BOX 364
FAIRFIELD, ID 83327

Priority Date: 10/1/1973

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 **to** 11/01

Diversion Rate
0.060 cfs
0.060 cfs

Diversion Volume
12.0 af
12.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19	19					38
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 4.0

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4.0 acres within the place of use described above in a single irrigation season.
2. Rights 37-20365, 37-20367 and 37-20369 when combined shall not exceed a total diversion rate of 0.34 cfs.
3. Rights 37-7288A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed a total diversion rate of 2.23 cfs, a total annual maximum diversion volume of 747.5 af at the field headgate, and the irrigation of 248.0 acres.
4. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.

WATER RIGHT NO. 37-20369
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. 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.
6. 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. 37B.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. 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. 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.

WATER RIGHT NO. 37-22942
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22942 is now described as follows:

Right Holder: WILLIAM A SIMON
 SHIRLEY M SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 9/27/1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	0.030 cfs	11.2 af
			0.030 cfs	11.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
TwP	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19.0	19.0					38.0
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 8.0

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 8.0 acres within the authorized place of use in a single irrigation season.
2. Rights 37-22942 and 37-22943 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 35.3 af at the field headgate, and the irrigation of 13.0 acres.
3. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
4. 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.

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WATER RIGHT NO. 37-22942
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. 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. 37B.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 37-20366
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-20366 is now described as follows:

Right Holder: WILLIAM A SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 7/27/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	1.650 cfs	606.2 af
			1.650 cfs	606.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSE Sec 5 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5	3.0	6.0	39.0	37.0									30.5	31.5	38.5	37.5	223.0

POU Total Acres: 223.0

CONDITIONS OF APPROVAL

1. The rights listed below are limited to a total combined annual diversion volume of 606.2 af. Combined Right Nos.: 37-20364 & 37-20366.
2. The rights listed below are limited to a total combined diversion rate of 2.22 cfs. Combined Right Nos.: 37-20364, 37-20366, & 37-20368.
3. Rights 37-20364 and 37-20366 when combined shall not exceed the irrigation of 223 acres.
4. 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.

WATER RIGHT NO. 37-22943
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22943 is now described as follows:

Right Holder: WILLIAM A SIMON
 SHIRLEY M SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 7/27/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	0.100 cfs	35.3 af
			0.100 cfs	35.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

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	
01S	15E	5											19.0	19.0					38.0
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 13.0

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 13.0 acres within the authorized place of use in a single irrigation season.
2. Rights 37-22942 and 37-22943 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 35.3 af at the field headgate, and the irrigation of 13.0 acres.
3. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
4. 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.

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WATER RIGHT NO. 37-22943
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. 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. 37B.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 37-21809
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-21809 is now described as follows:

Right Holder: SHIRLEY M SIMON
 WILLIAM A SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 8/19/1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	0.040 cfs	6.0 af
			0.040 cfs	6.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19	19					38
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 2.0

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

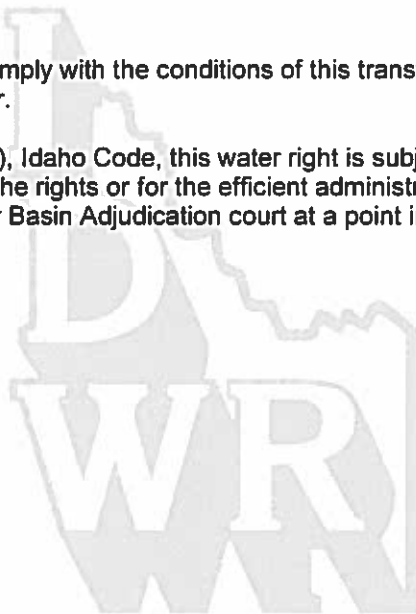
1. This right is limited to the irrigation of 2.0 acres within the authorized place of use in a single irrigation season.
2. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
3. 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.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37B.

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WATER RIGHT NO. 37-21809
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.



WATER RIGHT NO. 37-22184
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22184 is now described as follows:

Right Holder: SIMON FARMS INC
 PO BOX 403
 FAIRFIELD, ID 83327

Priority Date: 10/1/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	3.380 cfs	801.6 af
			3.380 cfs	801.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENESE Sec 17 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	4							5.3	6.2	39.0	37.0	27.0	30.0		2.5	0.4		147.4
01S	15E	9		1.1	0.4		38.0	37.0	33.0	31.0	36.0	40.0	39.0	32.0		0.8	0.5		288.8
01S	15E	17	33.0	33.0	34.0	33.0	0.9			1.4	0.8			0.7	33.0	34.0	33.0	33.0	269.8

Right Acre Limit: 267.2

POU Total Acres: 706.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 267.2 acres within the place of use described above in a single irrigation season.
2. Rights 37-22184, 37-22186, and 37-22188 when combined shall not exceed a total diversion rate of 6.02 cfs, a total annual maximum diversion volume of 2153.4 af, and the irrigation of 706 acres.
3. 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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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WATER RIGHT NO. 37-22184

As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.



WATER RIGHT NO. 37-22944
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22944 is now described as follows:

Right Holder: WILLIAM A SIMON
 SHIRLEY M SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 10/1/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	0.030 cfs	7.8 af
			0.030 cfs	7.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19.0	19.0					38.0
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 2.6

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.6 acres within the place of use described above in a single irrigation season.
2. Rights 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual maximum diversion volume of 21.4 af, and the irrigation of 7.0 acres.
3. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
4. 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. 37-22944
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. 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.37B.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 37-22186**As Modified by Transfer No. 79997**

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22186 is now described as follows:

Right Holder: SIMON FARMS INC
PO BOX 403
FAIRFIELD, ID 83327

Priority Date: 9/21/1976

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
6.020 cfs
6.020 cfs

Diversion Volume
1103.7 af
1103.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENESE Sec 17 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	4							5.3	6.2	39.0	37.0	27.0	30.0		2.5	0.4		147.4
01S	15E	9		1.1	0.4		38.0	37.0	33.0	31.0	36.0	40.0	39.0	32.0		0.8	0.5		288.8
01S	15E	17	33.0	33.0	34.0	33.0	0.9			1.4	0.8			0.7	33.0	34.0	33.0	33.0	269.8

Right Acre Limit: 367.9

POU Total Acres: 706.0

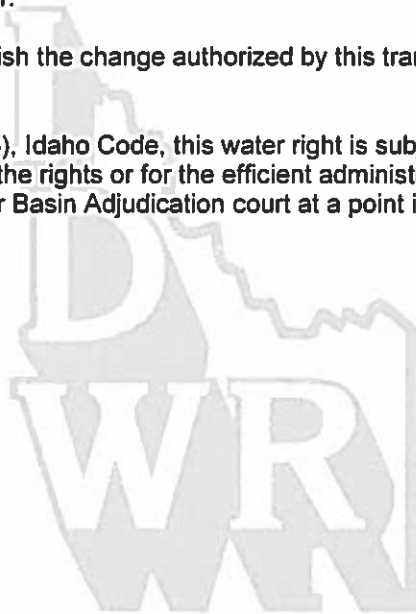
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 367.9 acres within the place of use described above in a single irrigation season.
2. Rights 37-22186 and 37-22188 when combined shall not exceed a total diversion rate of 6.02 cfs, a total annual maximum diversion volume of 1351.8 af, and the irrigation of 438.8 acres.
3. Rights 37-22184, 37-22186, and 37-22188 when combined shall not exceed a total diversion rate of 6.02 cfs, a total annual maximum diversion volume of 2153.4 af, and the irrigation of 706 acres.
4. 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.
5. Right No. 37-22188 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

WATER RIGHT NO. 37-22186
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. 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.



WATER RIGHT NO. 37-22945**As Modified by Transfer No. 79997**

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22945 is now described as follows:

Right Holder: WILLIAM A SIMON
SHIRLEY M SIMON
PO BOX 364
FAIRFIELD, ID 83327

Priority Date: 9/21/1976

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

to 11/01

To**Diversion Rate**

0.060 cfs

0.060 cfs

Diversion Volume

11.1 af

11.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWNWSE

Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19.0	19.0					38.0
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 3.7

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.7 acres within the place of use described above in a single irrigation season.
2. Rights 37-22945 and 37-22946 when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual maximum diversion volume of 13.6 af, and the irrigation of 4.4 acres.
3. Rights 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual maximum diversion volume of 21.4 af, and the irrigation of 7.0 acres.
4. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
5. 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.

Transfer No. 79997

WATER RIGHT NO. 37-22945
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

6. 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. 37B.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Right No. 37-22946 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.

WATER RIGHT NO. 37-22188
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22188 is now described as follows:

Right Holder: SIMON FARMS INC
 PO BOX 403
 FAIRFIELD, ID 83327

Priority Date: 9/21/1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	1.000 cfs	248.1 af
			1.000 cfs	248.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENESE Sec 17 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	4							5.3	6.2	39.0	37.0	27.0	30.0		2.5	0.4		147.4
01S	15E	9		1.1	0.4		38.0	37.0	33.0	31.0	36.0	40.0	39.0	32.0		0.8	0.5		288.8
01S	15E	17	33.0	33.0	34.0	33.0	0.9			1.4	0.8			0.7	33.0	34.0	33.0	33.0	269.8

Right Acre Limit: 70.9

POU Total Acres: 706.0

CONDITIONS OF APPROVAL

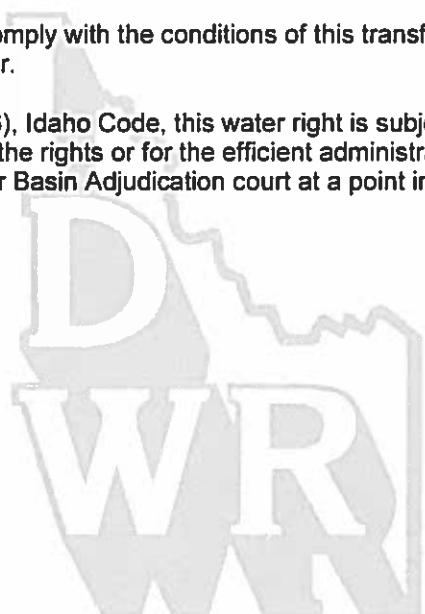
1. This right is limited to the irrigation of 70.9 acres within the place of use described above in a single irrigation season.
2. Rights 37-22186 and 37-22188 when combined shall not exceed a total diversion rate of 6.02 cfs, a total annual maximum diversion volume of 1351.8 af, and the irrigation of 438.8 acres.
3. Rights 37-22184, 37-22186, and 37-22188 when combined shall not exceed a total diversion rate of 6.02 cfs, a total annual maximum diversion volume of 2153.4 af, and the irrigation of 706 acres.
4. 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.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Transfer No. 79997

WATER RIGHT NO. 37-22188
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

6. This right is based upon an enlargement of Right No. 37-22186 pursuant to Section 42-1426, Idaho Code.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.



WATER RIGHT NO. 37-22946
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-22946 is now described as follows:

Right Holder: WILLIAM A SIMON
 SHIRLEY M SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 9/21/1976

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

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

Diversion Rate
 0.010 cfs
 0.010 cfs

Diversion Volume
 2.5 af
 2.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19.0	19.0					38.0
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 0.7

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 0.7 acres within the place of use described above in a single irrigation season.
2. Rights 37-22945 and 37-22946 when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual maximum diversion volume of 13.6 af, and the irrigation of 4.4 acres.
3. Rights 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual maximum diversion volume of 21.4 af, and the irrigation of 7.0 acres.
4. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
5. 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.

Transfer No. 79997

WATER RIGHT NO. 37-22946
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

6. 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. 37B.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. This right is based upon an enlargement of Right No. 37-22945 pursuant to Section 42-1426, Idaho Code.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.

WATER RIGHT NO. 37-7288A
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-7288A is now described as follows:

Right Holder: WILLIAM A SIMON AND/OR
 SHIRLEY M SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 10/1/1973

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
 1.890 cfs
 1.890 cfs

Diversion Volume
 618.0 af
 618.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19	19					38
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 206.0

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 206 acres within the place of use described above in a single irrigation season.
2. Rights 37-7288A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed a total diversion rate of 2.23 cfs, a total annual maximum diversion volume of 747.5 af at the field headgate, and the irrigation of 248.0 acres.
3. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
4. 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. 37-7288A
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. 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. 37B.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. 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.

WATER RIGHT NO. 37-20365
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-20365 is now described as follows:

Right Holder: SHIRLEY M SIMON AND
 WILLIAM A SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 9/27/1976

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
 0.100 cfs
 0.100 cfs

Diversion Volume
 42.7 af
 42.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19	19					38
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 31.0

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 31 acres within the place of use described above in a single irrigation season.
2. Rights 37-20365 and 37-20367 when combined shall not exceed a total annual maximum diversion volume of 117.5 af at the field headgate, and the irrigation of 38.0 acres.
3. Rights 37-20365, 37-20367 and 37-20369 when combined shall not exceed a total diversion rate of 0.34 cfs.
4. Rights 37-7288A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed a total diversion rate of 2.23 cfs, a total annual maximum diversion volume of 747.5 af at the field headgate, and the irrigation of 248.0 acres.

WATER RIGHT NO. 37-20365
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
6. 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.
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. 37B.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.

WATER RIGHT NO. 37-20367
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-20367 is now described as follows:

Right Holder: SHIRLEY M SIMON AND/OR
 WILLIAM A SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 7/27/1953

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
 0.270 cfs
 0.270 cfs

Diversion Volume
 115.1 af
 115.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSE Sec 8 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	5											19	19					38
01S	15E	8			15.0	14.0	39.0	37.0	8.0	9.6	0.4				39.0	40.0	16.0	14.0	232.0

Right Acre Limit: 38.0

POU Total Acres: 270.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 38 acres within the place of use described above in a single irrigation season.
2. Rights 37-20365 and 37-20367 when combined shall not exceed a total annual maximum diversion volume of 117.5 af at the field headgate, and the irrigation of 38.0 acres.
3. Rights 37-20365, 37-20367 and 37-20369 when combined shall not exceed a total diversion rate of 0.34 cfs.
4. Rights 37-7288A, 37-20365, 37-20367 and 37-20369 when combined shall not exceed a total diversion rate of 2.23 cfs, a total annual maximum diversion volume of 747.5 af at the field headgate, and the irrigation of 248.0 acres.

WATER RIGHT NO. 37-20367
As Modified by Transfer No. 79997

CONDITIONS OF APPROVAL

5. Rights 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945, and 37-22946 when combined shall not exceed a total diversion rate of 2.43 cfs, a total annual maximum diversion volume of 810.2 af at the field headgate, and the irrigation of 270.0 acres.
6. 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.
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. 37B.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.

WATER RIGHT NO. 37-20368
As Modified by Transfer No. 79997

In accordance with the approval of Transfer No. 79997, Water Right No. 37-20368 is now described as follows:

Right Holder: WILLIAM A SIMON AND/OR
 SHIRLEY M SIMON
 PO BOX 364
 FAIRFIELD, ID 83327

Priority Date: 10/1/1973

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
 0.810 cfs
 0.810 cfs

Diversion Volume
 159.0 af
 159.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSE Sec 5 Twp 01S Rge 15E CAMAS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	15E	8	26.0	27.0															53.0

POU Total Acres: 53.0

CONDITIONS OF APPROVAL

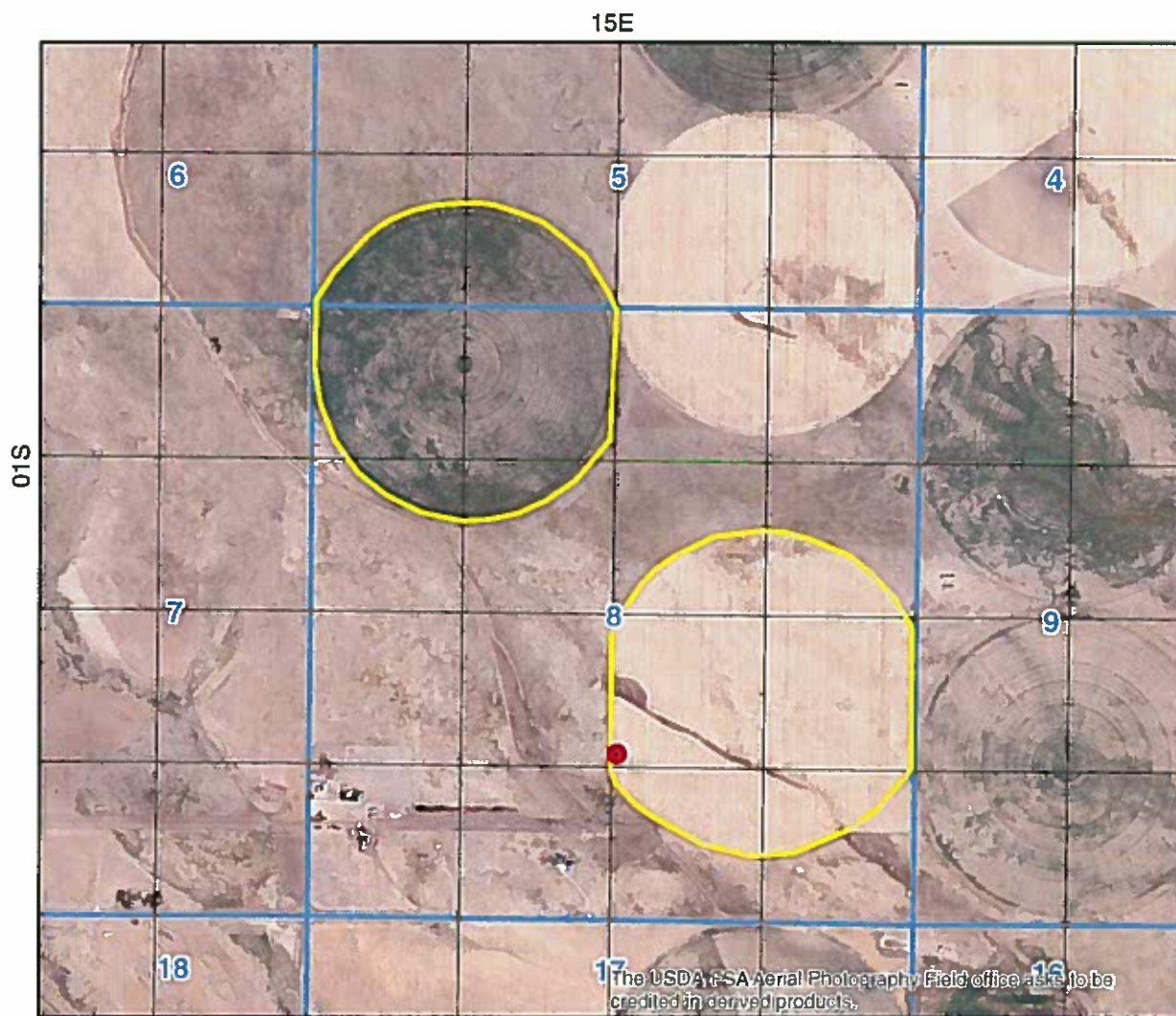
1. The rights listed below are limited to a total combined diversion rate of 2.22 cfs. Combined Right Nos.: 37-20364, 37-20366, & 37-20368.
2. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

State of Idaho
Department of Water Resources

Attachment To Transfer No. 79997

Rights: 37-7288A, 37-20365, 37-20367, 37-20369, 37-21809, 37-22942, 37-22943, 37-22944, 37-22945 & 37-22946

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
- Quarter Quarters

0 0.175 0.35 0.7 Miles

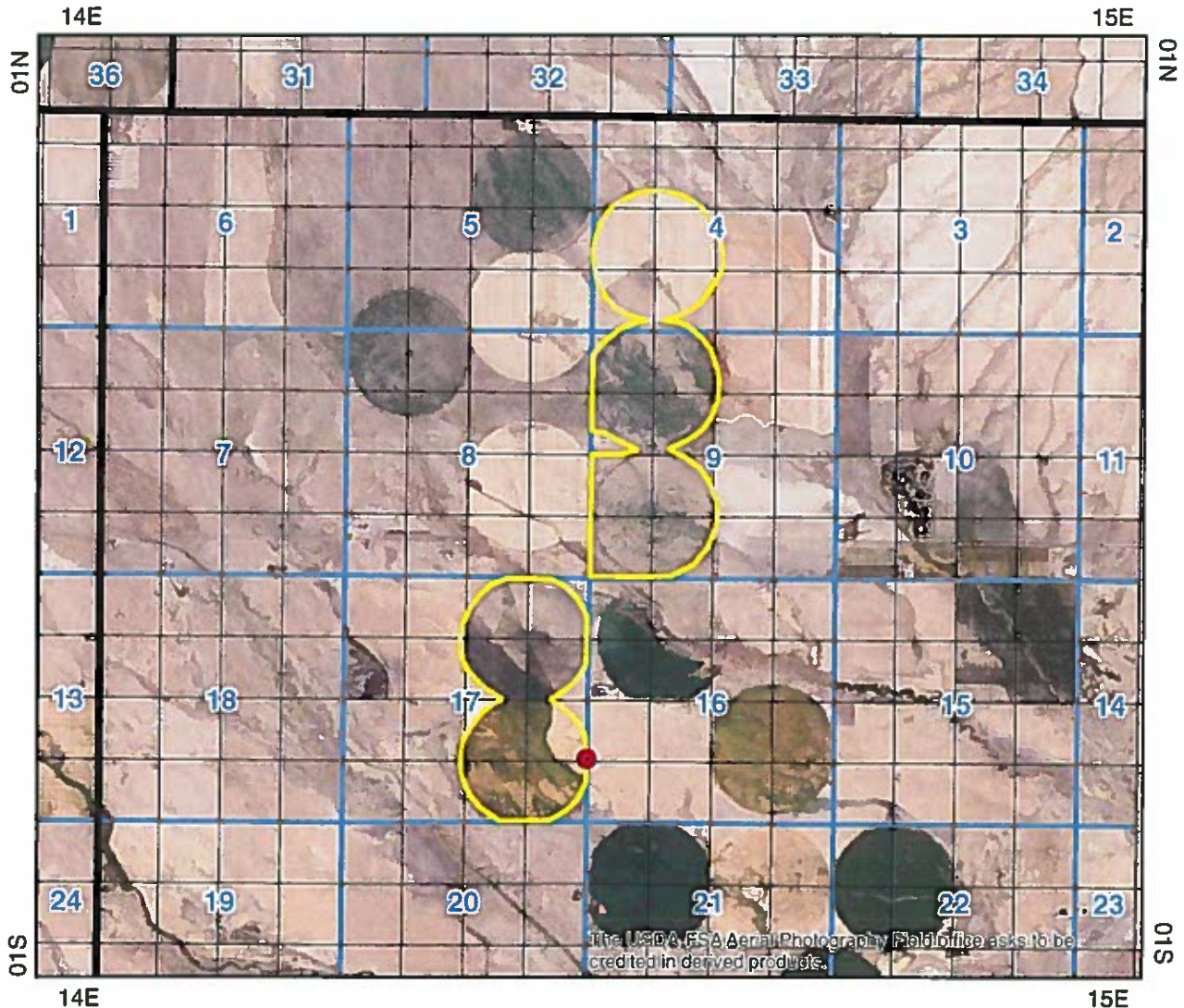


State of Idaho
Department of Water Resources

Attachment To Transfer No. 79997

Rights: 37-22184, 37-22186 and 37-22188

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.



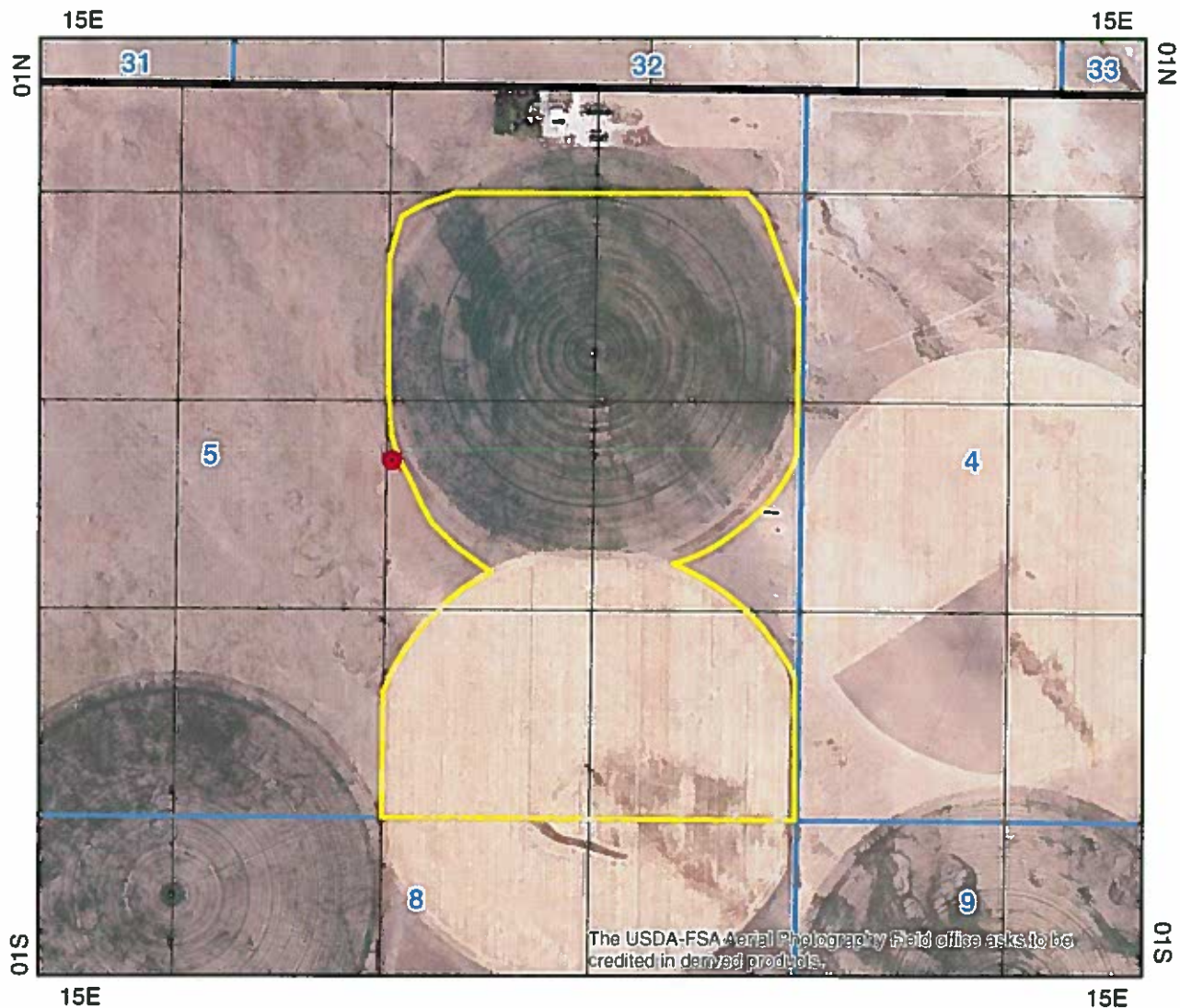
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.45 0.9 1.8 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 79997
37-20364

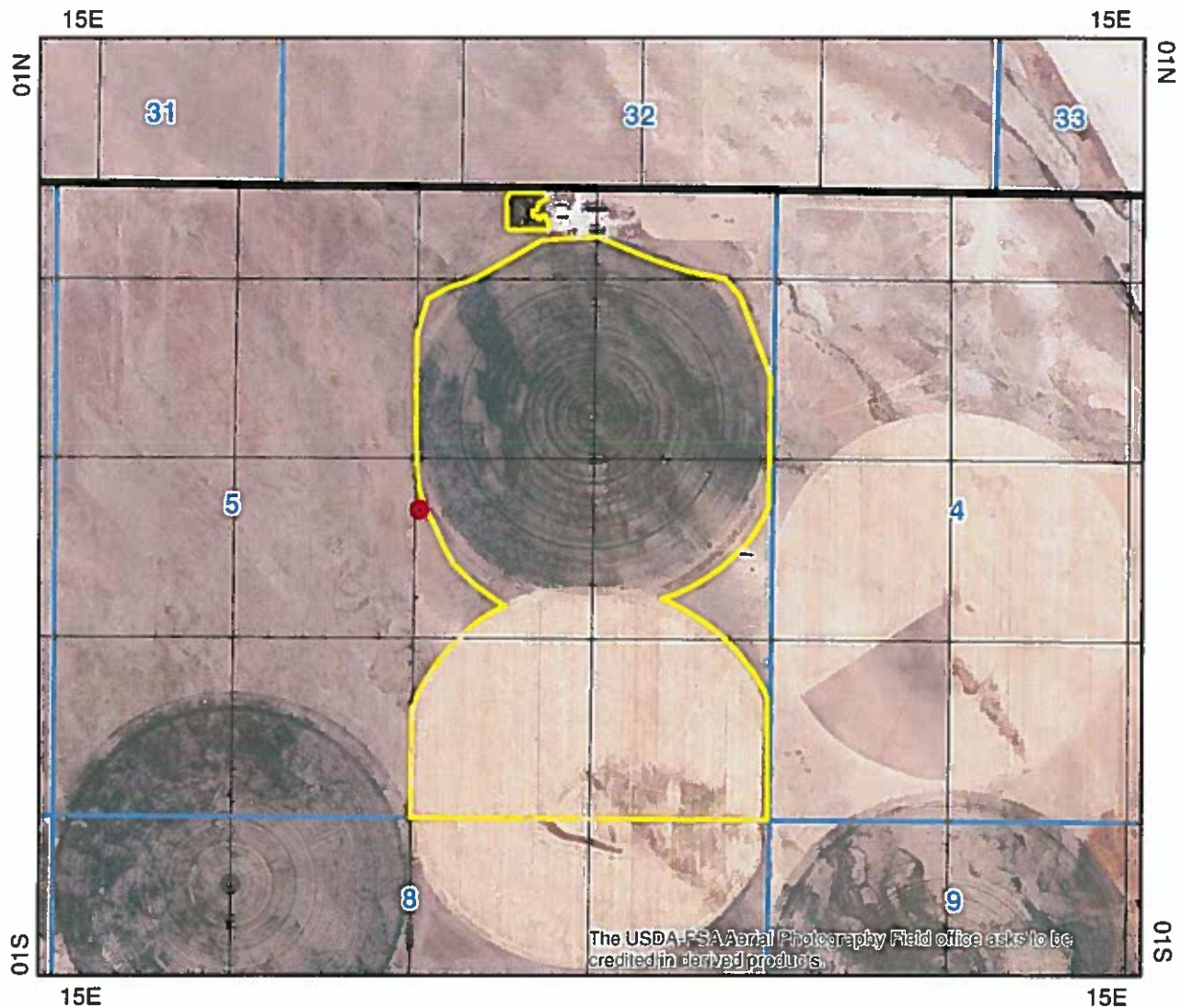
This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

State of Idaho
Department of Water Resources
Attachment To Transfer No. 79997
37-20366

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
- Quarter Quarters

0 0.15 0.3 0.6 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 21, 2015

WILLIAM A SIMON
SHIRLEY M SIMON
PO BOX 364
FAIRFIELD ID 83327

Re: Transfer No: 79997

Water Right No(s): 37-7288A, 37-20364, 37-20365, 37-20366, 37-20367, 37-20368,
37-20369, 37-21809, 37-22184, 37-22186, 37-22188

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", with a stylized flourish at the end.

Allen Merritt
Southern Regional Manager

Enclosure

cc:

SIMON FARMS INC
PO BOX 403
FAIRFIELD, ID 83327

RUSTY KRAMER WATERMASTER
WATER DISTRICT 37-B
PO BOX 591
FAIRFIELD ID 83327

CERTIFICATE OF SERVICE

I hereby certify that on September 21, 2015 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 79997

**Water Right No(s): 37-7288A, 37-20364, 37-20365, 37-20366, 37-20367, 37-20368,
37-20369, 37-21809, 37-22184, 37-22186, 37-22188**

**WILLIAM A SIMON
SHIRLEY M SIMON
PO BOX 364
FAIRFIELD ID 83327**

**SIMON FARMS INC
PO BOX 403
FAIRFIELD ID 83327**

**RUSTY KRAMER WATERMASTER
WATER DISTRICT 37-B
PO BOX 591
FAIRFIELD ID 83327**

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 **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document 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 of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director 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 Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

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, requests 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 IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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

SEP 14 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

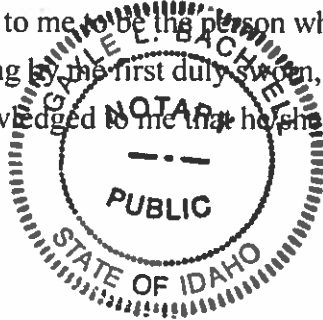
STATE OF IDAHO)

SS.

County of Camas)

Edward Reagan, being first duly sworn, deposes and says that he/she is the designated agent for the publisher of The Camas Courier, a newspaper published every week in Fairfield, County of Camas, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to 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, identified as Transfer 79997, a copy of which is hereto attached, 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 5th day of August, 2015, and the date of the last publication was on the 12th day of August, 2015.

On this 11th day of Sept., in the year of 2015 before me,
a Notary Public, personally appeared Edward Reagan
known or identified to me to be the person whose name subscribed to the within
instrument, and being by the first duly sworn, declared that the statements therein
are true, and acknowledged to me that he executed the same.



Notary Public for Idaho

Residing in Fairfield

My commission expires: 10-19-2017

Cost of Publication

Pica Count $\frac{917}{2}$
of runs

Cost for Advert:	First run	\$	<u>73.36</u>
	Additional runs	\$	<u>64.19</u>
	Total Cost	\$	<u>137.55</u>

Legal ad rates:

1st or single run - \$ 0.08 per pica
Additional runs - \$ 0.07 per pica
Table & Figures - \$ 0.09 per pica

Mail payment to:

THE COURIER NEWS
Post Office Box 339
Fairfield, Idaho 83327



Classified

Employment

► **Caregiver needed.** Fairfield. Duties include meals and light housekeeping. Good patient skills and ability to follow a schedule a must. References. Two meals a day at 10:30 am and 6:30 pm. Weekday and weekend shifts available. Pay DOE. Call Susie @ 481-0743

► **Lincoln County Housing Authority** has a job opening for the caretaker position in Richfield at the Sawtooth Lodges. We are looking for some one to take care of the grounds and maintain the apartments in Richfield. Duties include but are not limited to;

- See to safety and needs of tenants
- Mow lawns and service mowers etc.
- Maintain flower beds
- Maintain sprinkler system
- Remove snow in winter
- General maintenance of the apartments & laundry room

Applicants must have good people skills with the elderly and live in the Richfield area. Please send a resume to:

Lincoln County Housing Authority
Attn: Shauna Porter
340 South 750 East
Dietrich, Idaho 83324

Please contact Shauna Porter at 544-2424 for questions.

POSITION ANNOUNCEMENT

Gooding County Prosecutor's Office:

Legal Case Assistant

Application Deadline: Open until filled

Job Summary: Provide legal secretarial services to the Prosecutors in civil/criminal proceedings. Full-time 35 hrs/week w/benefits, salary starting at \$14/hr DOE.

Minimum Qualifications: Prior legal experience and bilingual Spanish preferred, high-school graduate or equivalent, computer experience, Exceptional communication skills. High volume, fast-paced office requires the ability to maintain confidentiality and work collaboratively. Must be able to pass a background check including a drug test and possess a valid Idaho driver's license.

To Apply: Pick up application at Prosecutor's Office at the Gooding Courthouse 624 Main St. Gooding, Idaho or go to <http://goodingcounty.org> to download an application. Mail applications to Gooding County Prosecutors Office P.O. Box 86 Gooding, ID 83330 or email to mgalvan@co.gooding.id.us

LEGAL NOTICES ~ LEGAL NOTICES ~ LEGAL NOTICES

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 79997

WILLIAM A SIMON and SHIRLEY M SIMON, PO BOX 364, FAIRFIELD, ID 83327; has filed Application No. 79997 for changes to the following water rights within CAMAS County(s): Right No(s). 37-20364, 37-20365, 37-20366, 37-20367, 37-20369, 37-21809, 37-22184, 37-22186, 37-22188, 37-7288A; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes modifying the place of use of four irrigation rights that allow for the diversion of 2.23 cfs from a well located approximately 0.5 mile east and 0.25 mile north of the Highway 20 and Highway 46 intersection east of Fairfield. The place of use modification allows for irrigation of two pivots on a farm located approximately 0.0 to 1.2 miles north and 0.0 to 1.0 miles east of the Highway 20 and Highway 46 intersection east of Fairfield. The application also proposes transferring portions of six rights totaling 0.20 cfs and allowing for a total of 22 acres of irrigation from adjacent farms to the well and two pivots. After the transfer, a total of 2.43 cfs will be diverted from the well and used to irrigate 270 acres under the two pivots.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before August 24, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Classified

Apartments for Rent

D&G Apartments has apartments available from time to time. These are federally assisted affordable housing units. Rental assistance is available. Rent is adjusted to your income and can range from \$0 to \$490 per month. Water, sewer and trash are paid. These facilities are very clean and attractive. For more information, contact Gordon Schmidt at 208-764-2534.

For the hearing impaired, contact:

TTY 1-800-833-6388.

Equal Housing Opportunity.

**We Are An
Equal Opportunity**



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

RECEIVED

AUG 05 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

Transfer Application No.: 79997

Water Right No(s): 37-7288A, etc. (see application)

Transfer Applicant's Name: WILLIAM A SIMON
SHIRLEY M SIMON
PO BOX 364
FAIRFIELD, ID 83327

Watermaster's 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) X Additional comments:

do WR 37-21809 going to stay in Selby Crossing LLC name?

Dated this 2nd day of August, 2015

Water District No. 37-B

Rusty Kramer
Watermaster's Signature

Rusty Kramer
Printed Name