

RECEIVED

MAY 26 2015

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 80114MINIMUM 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) Thomas M. O'Gara Family TrustCheck 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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

RECEIVED

MAY 26 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Thomas M. O'Gara Family Trust Phone 208-726-3030
Mailing address c/o Brian Barsotti; P.O. Box 370; Ketchum, Idaho 83340 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 Paul L. Arrington @ Barker Rosholt & Simpson Phone 208-733-0700
Mailing address P.O. Box 485; Twin Falls, Idaho 83301 Email PLA@idahowaters.com
195 River Vista Pl, Ste 204

- ☒ 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.


Signature of Applicant or Authorized Representative

Thomas M. O'Gara, Trustee
Print Name and Title if applicable

4/9/15
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

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 Create PPU
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**.
Include water rights in the existing permissible place of use to allow for irrigation flexibility. 91.2 acres will be added to recent PPU created by Transfer No. 76658, and the PPU boundary will be changed to include these acres.

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 ☐ ☐	SEE	ATTACHED	TABLE 1.B.1	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____

Total authorized under rights 57.87 cfs and/or 7028.7 acre-feet.

2. Total amount of water proposed to be transferred or changed 3.99 cubic feet per second and/or 319.2 acre-feet per year.

3. Point(s) of Diversion: Note: No change in POD for water right 37-11830; two PODs will be added to wr no. 37-804.

- ☒ 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 #
	3		SE	NW	3	1S	19E	Blaine	Groundwater	Existing Well
X	4	NW	SW	NW	4	1S	19E	Blaine	Groundwater	Existing PPU Well
X		NW	NW	SW	4	1S	19E	Blaine	Groundwater	Existing PPU Well

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	
Total Acres (for irrigation use)																			3437*

*See Exhibit A: PPU boundary will consist of 3,437 acres, but will be limited to the irrigation of 2,119.9 acres within the PPU.

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:

Water Right no. 37-11830 is diverted and measured from the Big Wood River and delivered through the TID system to the applicants property. Water Right no. 37-804 is diverted from an existing well with a measuring device. Water will be delivered to the land by pump, pipes, and sprinklers.

- b. Who owns the property at the point(s) of diversion? Applicant (37-804) & Unknown (37-11830)

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: Water Right no. 37-11830 POD is an existing POD for all District 45 and TID water rights. Water Right no. 37-804 is located on property owned by the applicant.

- 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:

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:

Irrigation rights will be added to the existing PPU. Current place of use will continued to be irrigated within the PPU.

- 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:

A complete list of the water rights currently included in the PPU is presented in Exhibit B.

- 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:

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-804

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 4/1/1947

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	2.61 CFS	319.2 AF
	<u>Total Diversion</u>	2.61 CFS	319.2 AF

Location of Point(s) of Diversion

GROUND WATER L3(SE1/4NW1/4) Sec. 3, Twp 01S, Rgs 19E B.M.
BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 2	SWNE	5.20	T01S R19E S3	Lot 3	SENW	15.00
T01S R19E S3		NESW	40.00	T01S R19E S3		NWSE	31.00

Total Acres: 91.2

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E55 Right Nos. 37-804 and 37-11830 are limited to the irrigation of a combined total of 91.2 acres in a single irrigation season.

Decreed Date: 9/24/2010

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-11830

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 3/24/1883

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1.38 CFS

Annual Volume

Total Diversion

1.38 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

NE1/4SW1/4NW1/4

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 2	SWNE	5.20	T01S R19E S3	Lot 3	SENE	15.00
T01S R19E S3		NESW	40.00	T01S R19E S3		NWSE	31.00

Total Acres: 91.2

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E55 Right Nos. 37-804 and 37-11830 are limited to the irrigation of a combined total of 91.2 acres in a single irrigation season.
3. E51 Right Nos. 37-804 and 37-11830 are limited to a total combined diversion rate of 1.824 cfs.

Decreed Date: 9/24/2010

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-115F

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 6/12/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1 CFS

Annual Volume

Total Diversion

1 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENE	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENE	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENE	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENE	41.00
T01S R19E S21		NESW	40.00				

Total Acres 3345

Conditions of Approval:

1. X35 Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. R63 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. G05 Water diverted from Headgate #45 delivered through District Canal.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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.
7. 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. 37.
8. R43 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. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
10. 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.

Decreed Date: 6/1/2010

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-501b

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.4 CFS

Annual Volume

Total Diversion

0.4 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-501b

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

0.4 CFS

0.4 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		NWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. 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.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. R63 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. R43 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. 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. 37.
7. G05 Water diverted from Headgate #45 delivered through District Canal.
8. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
9. 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.
10. X35 Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.

Decreed Date: 6/1/2010

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-501C

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

2 CFS

2 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. R43 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).
2. R63 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.
3. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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.
7. 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. 37.
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. X35 Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
10. G05 Water diverted from Headgate #45 delivered through District Canal.

Decreed Date: 8/1/2010

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-577K

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 3/24/1883

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1.38 CFS

Annual Volume

Total Diversion

1.38 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. X35 Rights 37-577K and 37-2568 when combined shall not exceed the irrigation of 154 acres.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. R43 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).
4. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. R63 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. 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. 37.
7. G05 Water diverted from Headgate #45 delivered through District Canal.
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. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
10. 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.

Decreed Date: 5/13/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-590b

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1 CFS

Annual Volume

Total Diversion

1 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. 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.
2. 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. 37.
3. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. X35 Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
6. G05 Water diverted from Headgate #45 delivered through District Canal.
7. R43 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. R63 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.
9. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
10. 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.

Decreed Date: 6/1/2010

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-597B

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

0.7 CFS

0.7 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENE	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENE	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENE	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENE	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. X35 Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. R63 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.
3. 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. 37.
4. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
8. G05 Water diverted from Headgate #45 delivered through District Canal.
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. R43 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).

Decreed Date: 6/1/2010

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-2502

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 5/3/1949

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	5 CFS	938 AF
	<u>Total Diversion</u>	5 CFS	938 AF

Location of Point(s) of Diversion

GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	L1(NW1/4SE1/4NE1/4)	Sec. 5,	Twp 01S,	Rge 19E B.M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENE	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENE	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENE	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENE	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
4. 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.
5. 104 If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. X35 Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
8. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
9. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
10. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
11. 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.
12. 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.

Decreed Date: 6/1/2010

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-2568

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 4/25/1955

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	3.2 CFS	539 AF
	<u>Total Diversion</u>	3.2 CFS	539 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NW1/4SE1/4

Sec. 4, Twp 01S, Rge 19E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. 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.
2. 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.
3. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. 104 If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
6. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. R63 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.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
10. 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.
11. X35 Rights 37-577K and 37-2568 when combined shall not exceed the irrigation of 154 acres.
12. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

Decreed Date: 5/13/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-2581

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 8/16/1955

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	3 CFS	1188 AF
	<u>Total Diversion</u>	3 CFS	1188 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4SE1/4	Sec. 17,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. X35 Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
4. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 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.
6. 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.
7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 37-2581, 37-2599, 37-2604, 37-2616 and 37-7758 diverted from ground water are used as the sole source of water for irrigation of a specific 721.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. Before changing the 721.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur. Note that the 721.7 acres is a subset of the 2028.7 acre total seasonal acre limit for the rights included in transfer 76658.
9. X27 This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
10. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
11. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
12. 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.

Decreed Date: 6/1/2010

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-2599

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 9/30/1957

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	1.5 CFS	594 AF
	<u>Total Diversion</u>	1.5 CFS	594 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SW1/4SW1/4 Sec. 16, Twp 01S, Rge 19E B.M.
BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
2. X35 Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
3. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. 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.
5. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
6. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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.
9. Rights 37-2581, 37-2599, 37-2604, 37-2616 and 37-7758 diverted from ground water are used as the sole source of water for irrigation of a specific 721.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. Before changing the 721.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur. Note that the 721.7 acres is a subset of the 2028.7 acre total seasonal acre limit for the rights included in transfer 76658.
10. X27 This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
11. R63 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.
12. 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.

Decreed Date: 6/1/2010

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-2604

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 7/29/1958

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	2.5 CFS	990 AF
	<u>Total Diversion</u>	2.5 CFS	990 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	NE1/4NW1/4SE1/4	Sec. 17,	Twp 01S,	Rge 19E B.M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
2. X27 This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. R63 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.
5. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
6. X35 Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
7. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. 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.
10. 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.
11. Rights 37-2581, 37-2599, 37-2604, 37-2616 and 37-7758 diverted from ground water are used as the sole source of water for irrigation of a specific 721.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. Before changing the 721.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur. Note that the 721.7 acres is a subset of the 2028.7 acre total seasonal acre limit for the rights included in transfer 76658.
12. 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.

Decreed Date: 6/1/2010

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-2616

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 6/3/1959

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	2.98 CFS	1180.1 AF
	<u>Total Diversion</u>	2.98 CFS	1180.1 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4NW1/4	Sec. 16,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. Rights 37-2581, 37-2599, 37-2604, 37-2616 and 37-7758 diverted from ground water are used as the sole source of water for irrigation of a specific 721.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. Before changing the 721.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur. Note that the 721.7 acres is a subset of the 2028.7 acre total seasonal acre limit for the rights included in transfer 76658.
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3. 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.
4. X35 Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
5. R63 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.
6. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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12. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.

Decreed Date: 6/1/2010

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-7758

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 2/8/1979

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	3.5 CFS	525 AF
	<u>Total Diversion</u>	3.5 CFS	525 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4SW1/4	Sec. 16,	Twp 01S,	Rge 19E B.M.
BLAINE County	(Injection)			
GROUND WATER	SE1/4SE1/4NW1/4	Sec. 16,	Twp 01S,	Rge 19E B.M.
BLAINE County	(Rediversion)			
GROUND WATER	NW1/4SE1/4SE1/4	Sec. 16,	Twp 01S,	Rge 19E B.M.
BLAINE County	(Rediversion)			
GROUND WATER	SW1/4NE1/4SW1/4	Sec. 16,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres 3345

Conditions of Approval:

1. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. 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.
3. 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.
4. G03 Water diverted under this right is exchanged by injecting water diverted under this right into Cain Creek at the point of injection described above, and diverting an equal amount from Chaney Creek at the points of redirection described above.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
7. X27 This right is limited to the irrigation of 175 acres within the authorized place of use in a single irrigation season.
8. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
9. R63 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.
10. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
11. X35 Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
12. Rights 37-2581, 37-2599, 37-2604, 37-2616 and 37-7758 diverted from ground water are used as the sole source of water for irrigation of a specific 721.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. Before changing the 721.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur. Note that the 721.7 acres is a subset of the 2028.7 acre total seasonal acre limit for the rights included in transfer 76658.
13. 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.

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Decreed Date: 6/1/2010

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-20635

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 3/8/1977

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	8.88 CFS	2419.5 AF
	<u>Total Diversion</u>	8.88 CFS	2419.5 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4, Twp 01S, Rge 19E B.M.
BLAINE County		
GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4, Twp 01S, Rge 19E B.M.
BLAINE County		

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENE	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENE	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENE	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENE	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. R63 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.
2. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
3. 104 If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. X27 This right is limited to the irrigation of 806.5 acres within the authorized place of use in a single irrigation season.
5. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
8. 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.
9. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
10. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
11. 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.
12. 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.
13. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-20637

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 2/12/1947

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.58 CFS	238.3 AF
	<u>Total Diversion</u>	1.58 CFS	238.3 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4,	Twp 01S,	Rge 19E B M.
BLAINE County				
GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4,	Twp 01S,	Rge 19E B M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
2. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
3. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. 104 If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. R63 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. 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.
7. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
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. 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.
10. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
12. X35 Rights 37-20637 and 37-20639 when combined shall not exceed a total annual maximum diversion volume of 287.0 af at the field headgate and the irrigation of 79.1 acres.
13. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Decreed Date: 6/29/2011

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-20639

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 6/15/1946

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	2.45 CFS	287 AF
	<u>Total Diversion</u>	2.45 CFS	287 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4SW1/4	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				
GROUND WATER	L4(NW1/4SW1/4NW1/4)	Sec. 4,	Twp 01S,	Rge 19E B.M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENE	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENE	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENE	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENE	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. 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.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. R63 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. X27 This right is limited to the irrigation of 79.1 acres within the authorized place of use in a single irrigation season.
5. 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.
6. 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.
7. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs, a total annual maximum diversion volume of 5771.5 af at the field headgate, and the irrigation of 2028.7 acres.
9. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
10. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
11. 104 If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
13. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
14. X35 Rights 37-20637 and 37-20639 when combined shall not exceed a total annual maximum diversion volume of 287.0 af at the field headgate and the irrigation of 79.1 acres.

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Decreed Date: 6/29/2011

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-20641

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 7/10/1884

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Diversion Rate

0.96 CFS

Annual Volume

Total Diversion

0.96 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L3(N E1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. G05 Water diverted from Headgate #45 delivered through District Canal.
2. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 37.
6. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
7. 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.
8. R63 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.
9. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
10. X27 This right is limited to the irrigation of 33.3 acres within the authorized place of use in a single irrigation season.
11. 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.
12. R43 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).

Decreed Date: 6/29/2011

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-20643

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 3/24/1883

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.67 CFS

Annual Volume

Total Diversion

0.67 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(N E1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
3. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. R43 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. R63 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. X27 This right is limited to the irrigation of 33.3 acres within the authorized place of use in a single irrigation season.
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. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
10. 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. 37.
11. G05 Water diverted from Headgate #45 delivered through District Canal.
12. 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.

Decreed Date: 6/29/2011

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-20645

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 5/17/1883

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Total Diversion

Diversion Rate

5.4 CFS

5.4 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

BIG WOOD RIVER

BLAINE County

NW1/4SE1/4NW1/4 Sec. 25, Twp 01N, Rge 18E B.M.
(Rediversion)

NW1/4SE1/4SW1/4 Sec. 12, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
2. S24 Use of this right is combined with water from Base Line Canal Co.
3. 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.
4. X27 This right is limited to the irrigation of 308.7 acres within the authorized place of use in a single irrigation season.
5. R63 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. 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. 37.
7. 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.
8. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. This right is measured and administered at the point of redirection.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
12. R43 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).
13. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.

Decreed Date: 6/29/2011

Page 69 of 7475

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 37-20647

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 4/17/1883

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Total Diversion

Diversion Rate

0.48 CFS

0.48 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

BIG WOOD RIVER

BLAINE County

NW1/4SE1/4SW1/4

Sec. 12, Twp 01N, Rge 18E B.M.

NW1/4SE1/4NW1/4

Sec. 25, Twp 01N, Rge 18E B.M.

(Rediversion)

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres 3345

Conditions of Approval:

1. R63 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.
2. 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. 37.
3. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. X35 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
6. 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.
7. R43 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. X27 This right is limited to the irrigation of 270.1 acres within the authorized place of use in a single irrigation season.
9. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
10. This right is measured and administered at the point of redirection.
11. 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.
12. X35 Rights 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 270.1 acres.
13. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
14. S24 Use of this right is combined with water from Base Line Canal Co.

Decreed Date: 6/29/2011

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-20651

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 6/2/1890

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Diversion Rate

0.96 CFS

Annual Volume

Total Diversion

0.96 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

NW1/4SE1/4NW1/4 Sec. 25, Twp 01N, Rge 18E B.M.
(Rediversion)

BIG WOOD RIVER

BLAINE County

NW1/4SE1/4SW1/4 Sec. 12, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 4	SWNW	16.00	T01S R19E S3		NWSW	40.00
T01S R19E S4	Lot 2	SWNE	17.00	T01S R19E S4	Lot 1	SENE	16.00
T01S R19E S4	Lot 4	SWNW	18.00	T01S R19E S4	Lot 3	SENW	18.00
T01S R19E S4		NESW	40.00	T01S R19E S4		NWSW	40.00
T01S R19E S4		SWSW	40.00	T01S R19E S4		SESW	40.00
T01S R19E S4		NESE	40.00	T01S R19E S4		NWSE	40.00
T01S R19E S4		SWSE	40.00	T01S R19E S4		SESE	40.00
T01S R19E S5	Lot 2	SWNE	19.00	T01S R19E S5	Lot 1	SENE	19.00
T01S R19E S5		NESE	41.00	T01S R19E S5		NWSE	41.00
T01S R19E S5		SWSE	41.00	T01S R19E S5		SESE	41.00
T01S R19E S8		NENE	39.00	T01S R19E S8		NWNE	39.00
T01S R19E S8		NESW	40.00	T01S R19E S8		NWSW	40.00
T01S R19E S8		SWSW	40.00	T01S R19E S8		SESW	40.00
T01S R19E S8		NWSE	40.00	T01S R19E S8		SWSE	40.00
T01S R19E S8		SESE	20.00	T01S R19E S9		NENE	40.00
T01S R19E S9		NWNE	40.00	T01S R19E S9		SWNE	40.00
T01S R19E S9		SENE	40.00	T01S R19E S9		NENW	40.00
T01S R19E S9		NWNW	40.00	T01S R19E S9		SWNW	40.00
T01S R19E S9		SENW	40.00	T01S R19E S9		NESW	41.00
T01S R19E S9		NWSW	41.00	T01S R19E S9		SWSW	41.00
T01S R19E S9		SESW	41.00	T01S R19E S9		NESE	41.00
T01S R19E S9		NWSE	41.00	T01S R19E S9		SWSE	41.00
T01S R19E S9		SESE	41.00	T01S R19E S10		SWNE	40.00
T01S R19E S10		SWNW	21.00	T01S R19E S10		NESW	40.00
T01S R19E S10		NWSW	40.00	T01S R19E S10		SWSW	40.00
T01S R19E S10		SESW	40.00	T01S R19E S10		NWSE	40.00
T01S R19E S10		SWSE	40.00	T01S R19E S10		SESE	40.00
T01S R19E S15		NENE	40.00	T01S R19E S15		NWNE	40.00
T01S R19E S15		SWNE	40.00	T01S R19E S15		NENW	40.00
T01S R19E S15		NWNW	40.00	T01S R19E S15		SWNW	40.00
T01S R19E S15		SENW	40.00	T01S R19E S15		NWSE	40.00
T01S R19E S15		SWSE	37.00	T01S R19E S16		NENE	41.00
T01S R19E S16		NWNE	40.00	T01S R19E S16		SWNE	40.00
T01S R19E S16		SENE	41.00	T01S R19E S16		NENW	40.00
T01S R19E S16		NWNW	39.00	T01S R19E S16		SWNW	40.00
T01S R19E S16		SENW	40.00	T01S R19E S16		NESW	41.00
T01S R19E S16		NWSW	41.00	T01S R19E S16		SWSW	38.00
T01S R19E S16		SESW	38.00	T01S R19E S16		NESE	41.00
T01S R19E S16		NWSE	41.00	T01S R19E S16		SWSE	38.00
T01S R19E S16		SESE	38.00	T01S R19E S17		NESE	41.00
T01S R19E S17		NWSE	40.00	T01S R19E S17		SWSE	37.00
T01S R19E S17		SESE	38.00	T01S R19E S20		NENE	40.00
T01S R19E S20		NWNE	20.00	T01S R19E S21		NENW	40.00
T01S R19E S21		NWNW	40.00	T01S R19E S21		SENW	41.00
T01S R19E S21		NESW	40.00				

Total Acres: 3345

Conditions of Approval:

1. 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. 37.
2. R63 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.
3. R43 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).
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. X35 Rights 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 270.1 acres.
6. 206 Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. X35 Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
8. S24 Use of this right is combined with water from Base Line Canal Co.
9. This right is measured and administered at the point of rediversion.
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11. X27 This right is limited to the irrigation of 270.1 acres within the authorized place of use in a single irrigation season.
12. X35 Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
13. 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.
14. 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.

Decreed Date: 6/29/2011

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ 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. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

[illegible]

FOR DEPARTMENT USE ONLY

Transfer contains 75 pages and 4 attachments.
Received by CH Date 5-26-2015 Preliminary check by _____ Date _____
Fee paid See Original Date _____ Received by _____ Receipt # _____
Add'l fee paid \$80- Date 5-28-2015 Received by DM Receipt # S034805

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

EXHIBIT A: O'GARA SILVER SPRING RANCH PPU

2015 PPU DESCRIPTION

BROCKWAY ENGINEERING, PLLC.

GEP - MARCH 13, 2015

TWNSP	RNG	SEC	QQ	ACRES
01S	19E	3	SWNE	6
			SWNW	16
			SENE	16
			NESW	40
			NWSW	40
			NWSE	30
01S	19E	4	SWNE	17
			SENE	16
			SWNW	18
			SENE	18
			NESW	40
			NWSW	40
			SWSW	40
			SESW	40
			NESE	40
			NWSE	40
			SWSE	40
			SESE	40
01S	19E	5	SWNE	19
			SENE	19
			NESE	41
			NWSE	41
			SWSE	41
01S	19E	8	SESE	41
			NENE	39
			NWNE	39
			NESW	40
			NWSW	40
			SWSW	40
			SESW	40
			NWSE	40
			SWSE	40
			SESE	20
01S	19E	9	NENE	40
			NWNE	40
			SWNE	40
			SENE	40
			NENW	40
			NWNW	40
			SWNW	40
			SENE	40
			NESW	41
			NWSW	41
			SWSW	41
			SESW	41
			NESE	41
			NWSW	41
			SWSE	41
			SESE	41

TWNSP	RNG	SEC	QQ	ACRES
01S	19E	10	SWNE	40
			SWNW	21
			NESW	40
			NWSW	40
			SWSW	40
			SESW	40
			NWSE	40
			SWSE	40
			SESE	40
			NENE	40
01S	19E	15	NWNE	40
			SWNE	40
			NENW	40
			NWNW	40
			SWNW	40
			SENE	40
			NWSE	40
			SWSE	37
01S	19E	16	NENE	41
			NWNE	40
			SWNE	40
			SENE	41
			NENW	40
			NWNW	39
			SWNW	40
			SENE	40
			NESW	41
			NWSW	41
			SWSW	38
			SESW	38
			NESE	41
			NWSW	41
			SWSE	38
01S	19E	17	SESE	38
			NESE	41
			NWSE	40
			SWSE	37
01S	19E	20	SESE	38
			NENE	40
			NWNE	20
			NENW	40
01S	19E	21	NWNW	40
			SENE	41
			NESW	40
			NWSE	40

TOTAL 3437

Part 1.B.1: WATER RIGHTS INCLUDED IN PPU

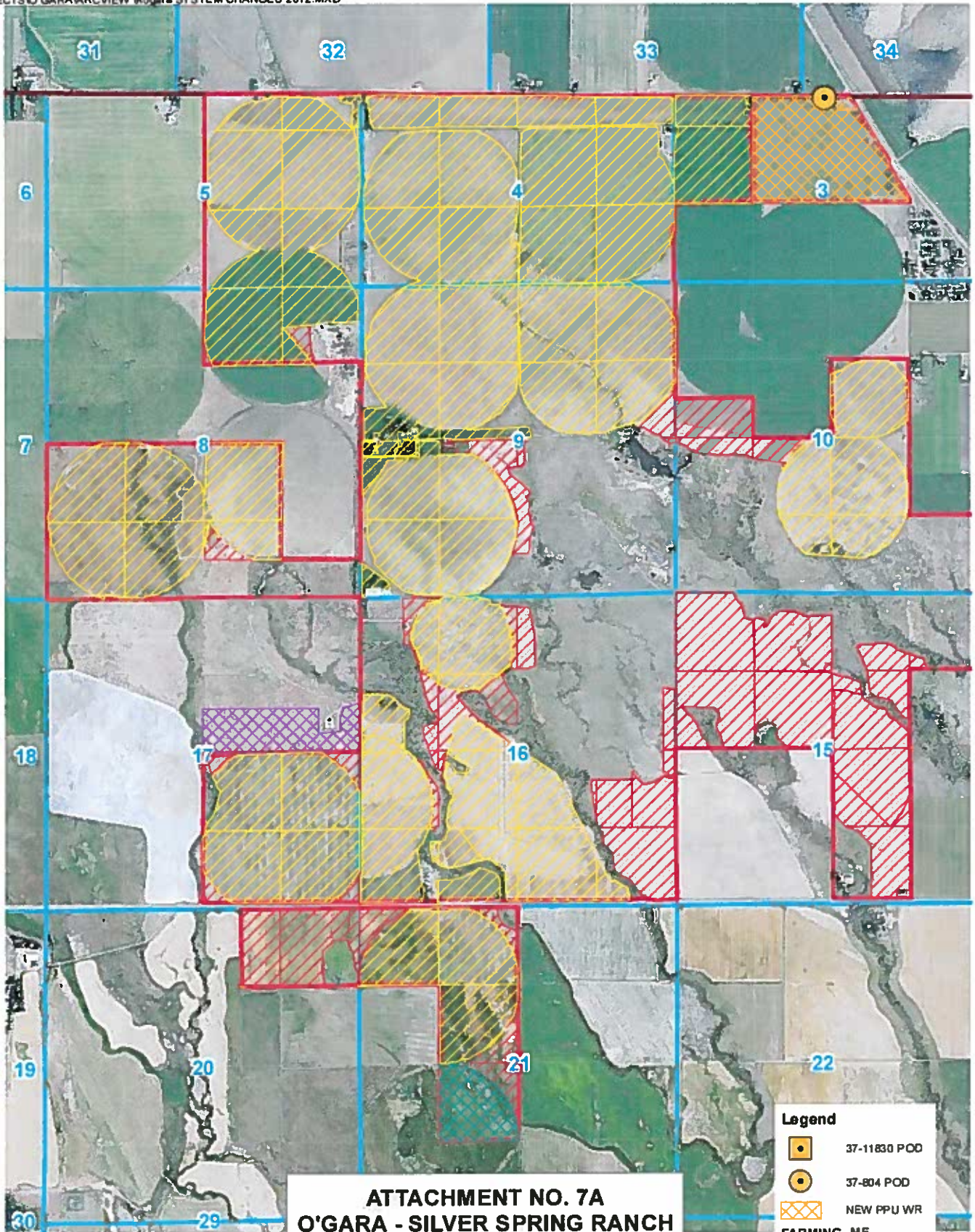
THOMAS M. O'GARA FAMILY TRUST

WATER RIGHT TRANSFER

Brockway Engineering, PLLC

GEP - May 27, 2015

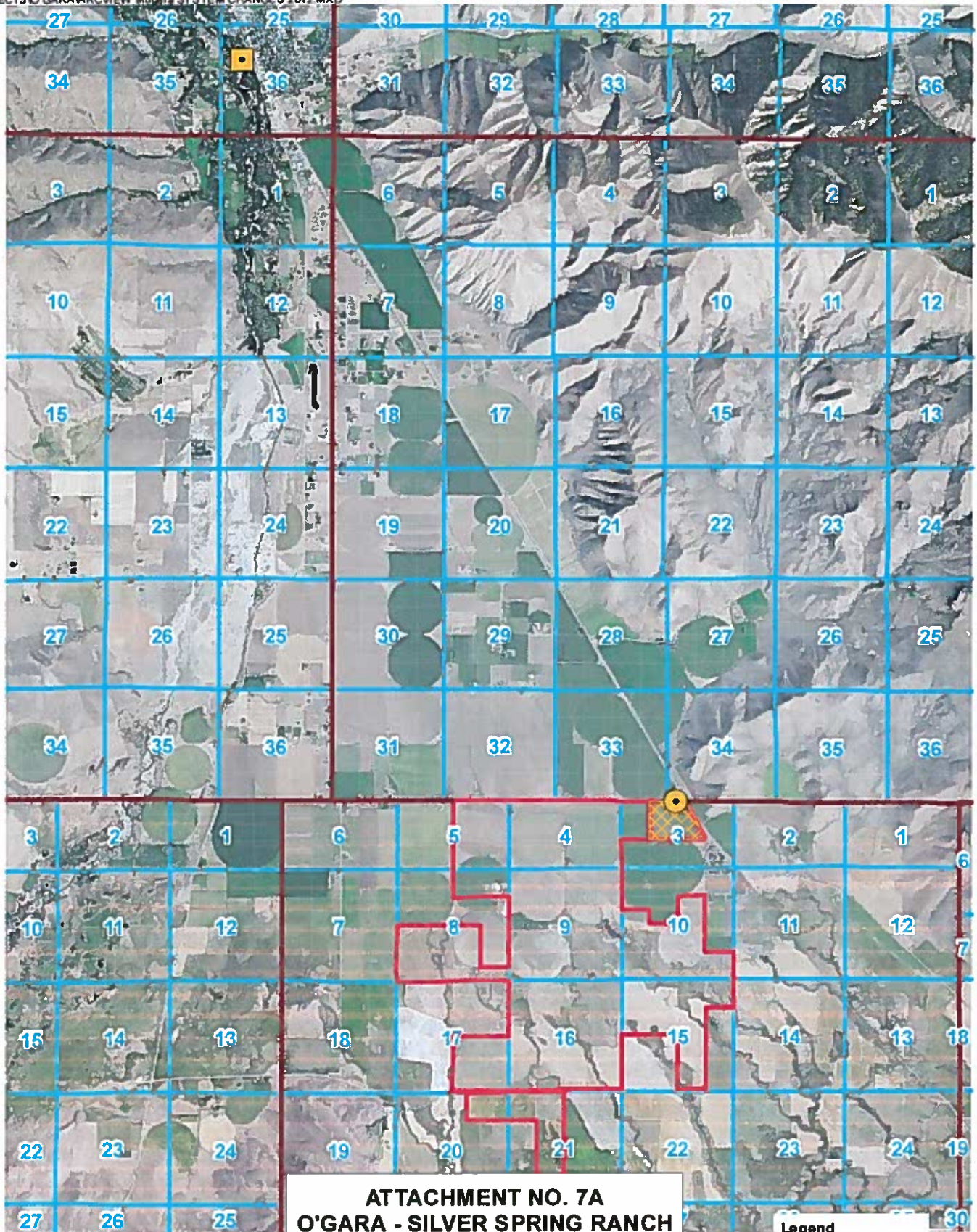
All or Part	Water Right No.	Amount (CFS/ACFT)	Nature of Use	Period of Use			Source/Tributary
X	37-115F	1.00 / --	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
X	37-501B	0.40 / --	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
X	37-501C	2.00 / --	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
X	37-577K	1.38 / --	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
X	37-590B	1.00 / --	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
X	37-597B	0.70 / --	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
X	37-804	2.61 / 319.2	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-2502	5.00 / 938	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-2568	3.20 / 539	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-2581	3.00 / 1188	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-2599	1.50 / 594	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-2604	2.50 / 990	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-2616	2.98 / 1180.1	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-7758	3.50 / 525	Irrigation	15-Apr	to	31-Oct	Groundwater
X	37-11830	1.38 / --	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
X	37-20635	8.88 / 2419.5	Irrigation	1-Apr	to	1-Nov	Groundwater
X	37-20637	1.58 / 238.3	Irrigation	1-Apr	to	1-Nov	Groundwater
X	37-20639	2.45 / 287	Irrigation	1-Apr	to	1-Nov	Groundwater
X	37-20641	0.96 / --	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
X	37-20643	0.67 / --	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
X	37-20645	5.40 / --	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
X	37-20647	0.48 / --	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
X	37-20649	4.34 / --	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
X	37-20651	0.96 / --	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad



**ATTACHMENT NO. 7A
O'GARA - SILVER SPRING RANCH
2015 PPU TRANSFER
NAIP 2013 AERIAL**

Legend

- 37-11830 POD
- 37-804 POD
- NEW PPU WR
- FARMING_ME**
- DRY FARMED
- O'GARA WB
- Pressure Irr
- WB - CLAYTON
- O'Gara_PPU



**ATTACHMENT NO. 7A
O'GARA - SILVER SPRING RANCH
2015 PPU TRANSFER
NAIP 2013 AERIAL**

Legend

- 37-11830 POD
- 37-804 POD
- NEW PPU WR
- O'Gara_PPU

D. L. Evans Bank

"Idaho's Hometown Community Bank Since 1904"



RECEIVED

AUG 03 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

July 27, 2015

Mr. Thomas M. O'Gara and
The Thomas M. O'Gara Revocable Family Trust, Thomas M. O'Gara Trustee
112 Price Lane
Bellevue, ID 83313

VIA EMAIL

Dear Tom,

We received your Permissible Place of Use transfer request filed with the Idaho Department of Water Resources (Transfer No. 80114). As the lien holder on the current water rights and mortgage holder on a portion of the property subject to the transfer of water rights filed by the Thomas M. O'Gara Family Trust, dated July 8, 1982, we have reviewed the request. We approve the changes sought per Transfer No. 80114.

Should you have any questions, please feel free to give me a call. Thank you for your continued business.

Regards,

Jeff Smith
V.P. Wood River Senior Lender
D.L. Evans Bank

cc: Maureen O'Gara and Paul Arrington

ACKNOWLEDGMENT

STATE OF IDAHO)
County of Blaine) ss.

On the 27 day of August, 2015, before me, the undersigned Notary Public, personally appeared Jeff Smith, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that s/he executed the same.

IN WITNESS WHEREOF, I have set my hand and seal the day and year as above written.



Susan Morgan
Notary Public for Idaho

Residing at Hailey, ID
Commission Expires: 4-2-2020

Ketchum Branch
208-622-0415

680 Sun Valley Road, Suite 101
Fax 208-622-0418

P.O. Box 9120 Ketchum, ID 83340
Express Banking 1-888-873-9777

MAY 11 2015DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 80114**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) Thomas M. O'Gara Family Trust**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 of a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed irrigation 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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 11 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Thomas M. O'Gara Family Trust Phone 208-726-3030

Mailing address c/o Brian Barsotti, P O. Box 370, Ketchum, Idaho 83340 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 Paul L. Harrington Phone 208-733-0700

Mailing address P.O. Box 485, Twin Falls, Idaho 83303 Email PLA@idahowaters.com

- ☒ 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.

Thomas M. O'Gara
Signature of Applicant or Authorized Representative

Thomas M. O'Gara Date 4/9/15
Print Name and Title if applicable

Signature of Applicant or Authorized Representative

Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use

☐ Change nature of use ☐ Change period of use ☒ Other Create PPU
- 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.

Include water rights in the existing permissible place of use to allow for irrigation flexibility. 91.2 acres will be added to recent PPU created by Transfer No. 76658, and the PPU boundary will be changed to include these acres.

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 ☒ ☐	37-804	2.61 / 319.2	Irrigation	4/15 to 10/31	Groundwater
☒ ☐	37-11830	1.38 / ---	Irrigation	4/15 to 10/31	Big Wood River & Malad
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 3.99 cfs and/or 319.2 acre-feet.

2. Total amount of water proposed to be transferred or changed 3.99 cubic feet per second and/or 319.2 acre-feet per year.

3. Point(s) of Diversion: Note: No change in POD for water right 37-11830; two PODs will be added to wr no. 37-804.

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain 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 #
	3		SE	NW	3	1S	19E	Blaine	Groundwater	Existing Well
X	4	NW	SW	NW	4	1S	19E	Blaine	Groundwater	Existing PPU Well
X		NW	NW	SW	4	1S	19E	Blaine	Groundwater	Existing PPU Well

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	
Total Acres (for irrigation use)																			3437*

*See Exhibit A: PPU boundary will consist of 3,437 acres, but will be limited to the irrigation of 2,119.9 acres within the PPU.

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:

Water Right no. 37-11830 is diverted and measured from the Big Wood River and delivered through the TID system to the applicants property. Water Right no. 37-804 is diverted from an existing well with a measuring device. Water will be delivered to the land by pump, pipes, and sprinklers.

- b. Who owns the property at the point(s) of diversion? Applicant (37-804) & Unknown (37-11830)

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: Water Right no. 37-11830 POD is an existing POD for all District 45 and TID water rights. Water Right no. 37-804 is located on property owned by the applicant.

- 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.

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 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:

Irrigation rights will be added to the existing PPU. Current place of use will continue to be irrigated within the PPU.

- 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:

A complete list of the water rights currently included in the PPU is presented in Exhibit B.

- 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:

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-11830

Current Owner: THOMAS M O GARA FAMILY TRUST

Priority Date: 3/24/1883

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1.38 CFS

Annual Volume

Total Diversion

1.38 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

NE1/4SW1/4NW1/4

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R19E S3	Lot 2	SWNE	5.20	T01S R19E S3	Lot 3	SENE	15.00
T01S R19E S3		NESW	40.00	T01S R19E S3		NWSE	31.00
Total Acres: 91.2							

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E55 Right Nos. 37-804 and 37-11830 are limited to the irrigation of a combined total of 91.2 acres in a single irrigation season.
3. E51 Right Nos. 37-804 and 37-11830 are limited to a total combined diversion rate of 1.824 cfs.

Decreed Date: 9/24/2010

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ 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. Label it **Attachment #7b**.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it Attachment #8b.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by DM Date 5.11.2015 Preliminary check by _____ Date _____

Fee paid \$900- Date 5.11.2015 Received by DM Receipt # 5034764

Add'l fee paid \$80- Date 5-28-2015 Received by DM Receipt # 503480.5

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

EXHIBIT A: O'GARA SILVER SPRING RANCH PPU

2015 PPU DESCRIPTION

BROCKWAY ENGINEERING, PLLC

GEP - MARCH 13, 2015

TWNSP	RNG	SEC	QQ	ACRES
01S	19E	3	SWNE	6
			SWNW	16
			SENE	16
			NESW	40
			NWSW	40
			NWSE	30
01S	19E	4	SWNE	17
			SENE	16
			SWNW	18
			SENE	18
			NESW	40
			NWSW	40
			SWSW	40
			SESW	40
			NESE	40
			NWSE	40
			SWSE	40
			SESE	40
01S	19E	5	SWNE	19
			SENE	19
			NESE	41
			NWSE	41
			SWSE	41
01S	19E	8	SESE	41
			NENE	39
			NWNE	39
			NESW	40
			NWSW	40
			SWSW	40
			SESW	40
			NWSE	40
			SWSE	40
			SESE	20
01S	19E	9	NENE	40
			NWNE	40
			SWNE	40
			SENE	40
			NENW	40
			NWNW	40
			SWNW	40
			SENE	40
			NESW	41
			NWSW	41
			SWSW	41
			SESW	41
			NESE	41
			NWSW	41
			SWSE	41
			SESE	41

TWNSP	RNG	SEC	QQ	ACRES
01S	19E	10	SWNE	40
			SWNW	21
			NESW	40
			NWSW	40
			SWSW	40
			SESW	40
			NWSE	40
			SWSE	40
			SESE	40
			SESE	40
01S	19E	15	NENE	40
			NWNE	40
			SWNE	40
			NENW	40
			NWNW	40
			SWNW	40
			SENE	40
			NWSE	40
01S	19E	16	SWSE	37
			NENE	41
			NWNE	40
			SWNE	40
			SENE	41
			NENW	40
			NWNW	39
			SWNW	40
			SENE	40
			NESW	41
			NWSW	41
			SWSW	38
			SESW	38
			NESE	41
01S	19E	17	NWSW	41
			SWSE	38
			SESE	38
			SESE	38
01S	19E	20	NESE	41
			NWSE	40
			SWSE	37
01S	19E	21	SESE	38
			NENE	40
			NWNE	20
			NENW	40
01S	19E	21	NWNW	40
			SENE	40
			SWNW	40
			NESW	40

TOTAL 3437

EXHIBIT B: WATER RIGHTS INCLUDED IN PPU

THOMAS M. O'GARA FAMILY TRUST

WATER RIGHT TRANSFER

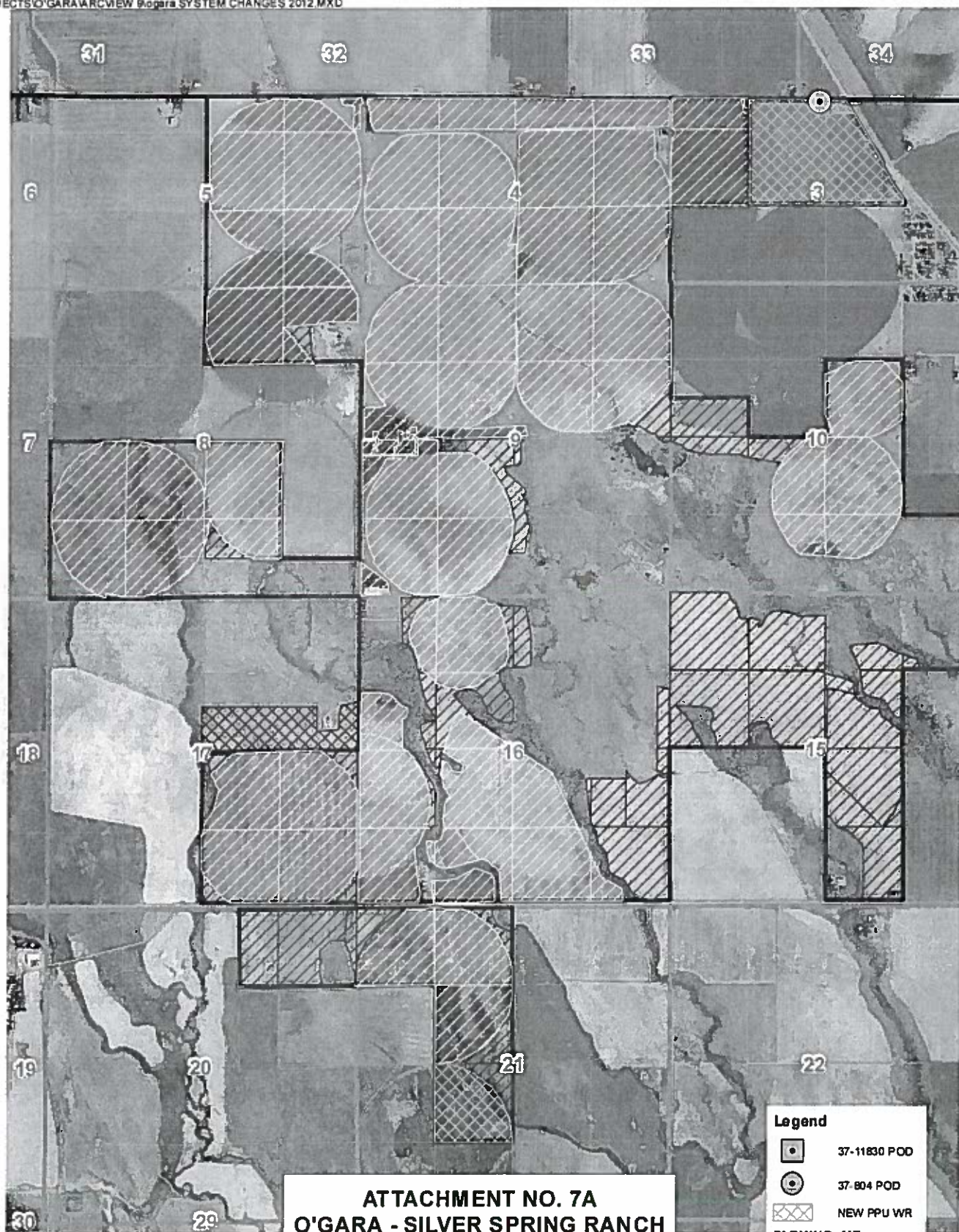
Brockway Engineering, PLLC

GEP - March 13, 2015

Water Right No.	Amount	Nature of Use	Period of Use			Source/Tributary
37-115F	1.00 cfs	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
37-501B	0.40 cfs	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
37-501C	2.00 cfs	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
37-577K	1.38 cfs	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
37-590B	1.00 cfs	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
37-597B	0.70 cfs	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
37-2502	5.00 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-2568	3.20 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-2581	3.00 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-2599	1.50 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-2604	2.50 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-2616	2.98 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-7758	3.50 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-20635	8.88 cfs	Irrigation	1-Apr	to	1-Nov	Groundwater
37-20637	1.58 cfs	Irrigation	1-Apr	to	1-Nov	Groundwater
37-20639	2.45 cfs	Irrigation	1-Apr	to	1-Nov	Groundwater
37-20641	0.96 cfs	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
37-20643	0.67 cfs	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
37-20645	5.40 cfs	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
37-20647	0.48 cfs	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
37-20649	4.34 cfs	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad
37-20651	0.96 cfs	Irrigation	1-Apr	to	1-Nov	Big Wood River/Malad

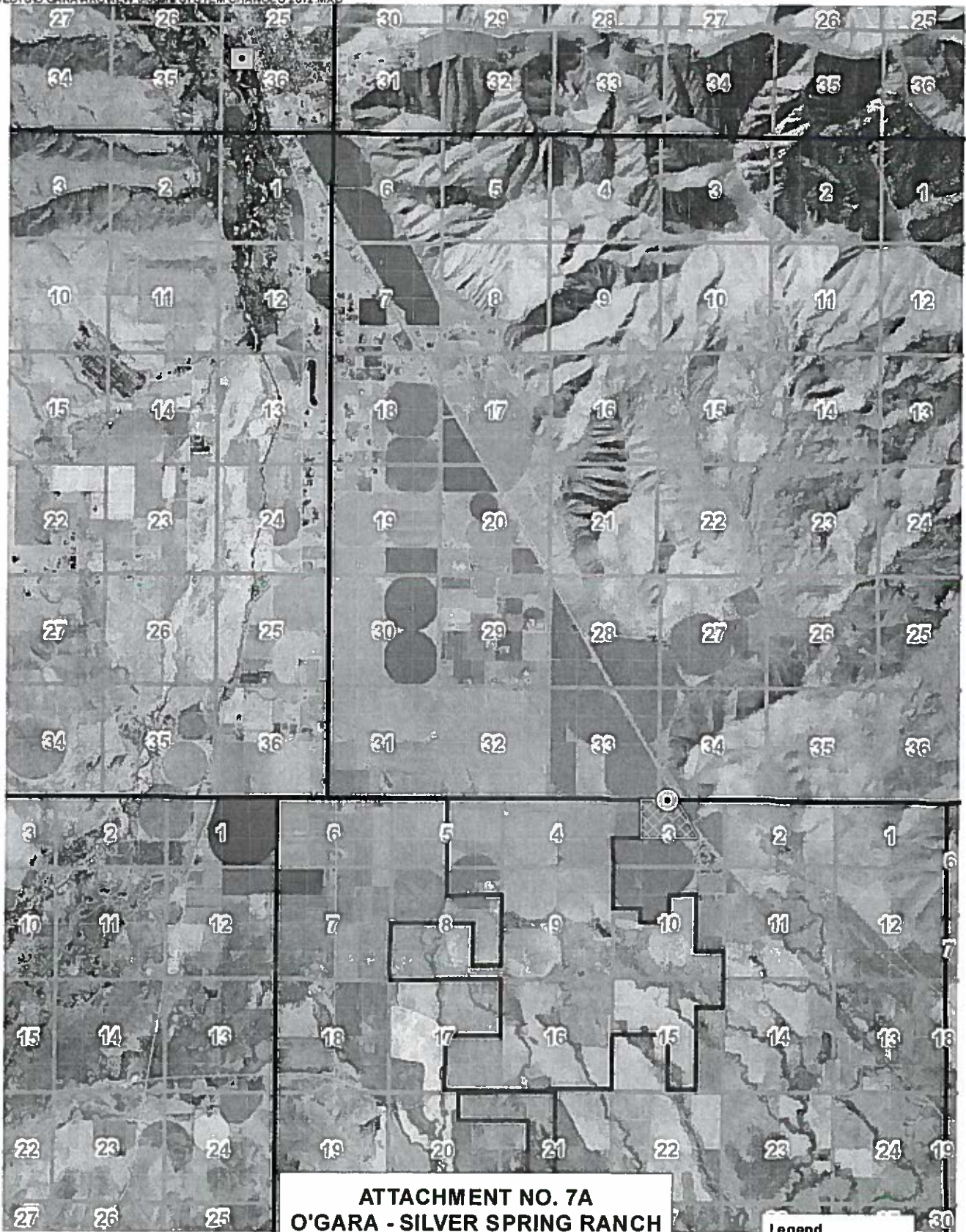
Water Rights Added to PPU

Water Right No.	Amount	Nature of Use	Period of Use			Source/Tributary
37-804	2.61 cfs	Irrigation	15-Apr	to	31-Oct	Groundwater
37-11830	1.38 cfs	Irrigation	15-Apr	to	31-Oct	Big Wood River/Malad
Total	3.99 cfs					



**ATTACHMENT NO. 7A
O'GARA - SILVER SPRING RANCH
2015 PPU TRANSFER
NAIP 2013 AERIAL**

- Legend**
- 37-11830 POD
 - 37-804 POD
 - NEW PPU WR
 - FARMING_ME
 - DRY FARMED
 - OGARA WB
 - Pressure Irr
 - WB - CLAYTON
 - O'Gara_PPU



**ATTACHMENT NO. 7A
O'GARA - SILVER SPRING RANCH
2015 PPU TRANSFER
NAIP 2013 AERIAL**

0 0.5 1 Miles

- Legend**
- 37-11830 POD
 - 37-804 POD
 - NEW PPU WR
 - O'Gara_PPU



MEMORANDUM

Date: August 3, 2015
To: Transfer 80114
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes adding two water rights and their current 91.2 acre place of use (POU) to an existing permissible place of use (PPU). The PPU currently includes 3,345.0 acres and allows the irrigation of 2028.7 acres utilizing up to a limit of 53.88 cfs from 22 combined water rights (12 Big Wood River rights; 10 ground water rights). The rights being added are limited to a combined 1.824 cfs and 91.2 acres (37-804, 2.610 cfs of ground water; 37-11830, 1.380 cfs from Big Wood River). The transfer will also add two existing points of diversion currently used as part of the PPU ground water system to ground water right 37-804. Post transfer the PPU will contain a total of 3437 acres, with a combined limit of 55.70 cfs and irrigation limited to 2119.9 acres. PODs and POU are located 6.7 to 10.1 miles south and 1.0 to 3.7 miles east of the city center of Bellevue.

Several of the water rights in this transfer are both leased to and rented from the Water Supply Bank (WSB). Since the transfer is only modifying the PPU of the leased rights by adding two new water rights and their POU to the existing PPU, there is no actual impact to the rights in the WSB and the transfer can be processed without holding the transfer until the leases expire or are withdrawn. The rights leased and rented from the WSB are as follows: 37-2581; 37-2599; 37-2604; 37-2616 and 37-7758 (leased totals: 0.64 cfs; 112.0 af and 32.0 ac); And 37-20635; 37-20637; 37-20639; 37-20641; 37-20643; 37-207645; 37-20647; 37-20649 and 37-20651 (leased totals: 1.22 cfs; 147.4 af and 42.1 ac).

Overlap analysis indicates part of the PPU is within the Upper Wood River Water Users Association service area for water rights 37-891A and 37-892; within the Baseline Canal Co. service area and surface water is delivered through a Wood River Valley Irrigation District #45 canal and headgate. The irrigation district, the water user's assn and Baseline Canal Co. will all be notified about the pending transfer. PODs and POU are within Water District 37 and Water Master comments will be solicited.

- **Authority to File:**

IDWR records indicate the applicant currently owns the water rights and all lands involved in the transfer. Rights currently within the existing PPU have D.L. Evans Bank assigned as a security interest and a letter of consent has been received from the bank.

- **Water Right Validity:**

Water right 37-2568 was decreed in the SRBA on 5/13/2009. Water rights 37-115F; 37-501B; 37-501C; 37-577K; 37-590B; 37-597B; 37-2502; 37-2568; 37-2581; 37-2599; 37-2604; 37-2616 and 37-7758 were decreed in the SRBA on 6/1/2010. Water rights 37-804 and 37-11830 were decreed in the SRBA on 9/24/2010. Water rights 37-20635; 37-20637; 37-20639; 37-20641; 37-20643; 37-20645; 37-20647; 37-20649 and 37-20651 were decreed in the SRBA on 6/26/2011. Recent aerial photography indicates that the property associated with this transfer appears irrigated.

- **Injury to Other Water Rights:**

None anticipated.

- **Enlargement of Use:**

None anticipated.

- **Local Public Interest:**

No issues anticipated. Application will be subject to public notice and protest.

- **Beneficial Use/Conservation of Water Resources:**

Proposed use is recognized as a beneficial uses of water.

- **Effect on the Economy of the Local Area:**

None Anticipated.

- **Effect on Agricultural Base of the Local Economy:**

None Anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 30, 2015

BASELINE CANAL CO
C/O CATHY ZACCARDI
137 BASELINE RD
BELLEVUE, ID 83313

Re: Transfer No. 80114

Water Right No(s). 37-115F, 37-11830, 37-20635, 37-20637, 37-20639, 37-20641,
37-20643, 37-20645, 37-20647, 37-20649, 37-20651, 37-2502,
37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-501B, 37-501C,
37-577K, 37-590B, 37-597B, 37-7758, 37-804

Dear Baseline Canal Co.:

The Department of Water Resources is seeking written comments and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

Please review the application, and submit any necessary comments to this office within 21 days. If the department has not received your written comments within 21 days; we will presume that you do not oppose approval of the application and that you have no comments for the department to consider.

In addition, if your agency desires to formally protest the approval of this application, you may do so by filing a written protest with this office, along with the \$25.00 filing fee, on or before **Monday, August 24, 2015.**

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

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 30, 2015

WOOD RIVER VALLEY IRRIGATION DISTRICT #45
PO BOX 2223
HAILEY, ID 83333

Re: Transfer No. 80114

Water Right No(s). 37-115F, 37-11830, 37-20635, 37-20637, 37-20639, 37-20641,
37-20643, 37-20645, 37-20647, 37-20649, 37-20651, 37-2502,
37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-501B, 37-501C,
37-577K, 37-590B, 37-597B, 37-7758, 37-804

Dear Wood River Valley Irrigation District #45.:

The Department of Water Resources is seeking written comments and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

Please review the application, and submit any necessary comments to this office within 21 days. If the department has not received your written comments within 21 days; we will presume that you do not oppose approval of the application and that you have no comments for the department to consider.

In addition, if your agency desires to formally protest the approval of this application, you may do so by filing a written protest with this office, along with the \$25.00 filing fee, on or before **Monday, August 24, 2015.**

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

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

cc: Moffatt Thomas Barrett Rock & Fields



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 30, 2015

THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

RE: Transfer No. 80114

Water Right No(s). 37-115F, 37-11830, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643,
37-20645, 37-20647, 37-20649, 37-20651, 37-2502, 37-2568, 37-2581, 37-2599,
37-2604, 37-2616, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-7758, 37-804

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 **IDAHO MOUNTAIN EXPRESS** on **8/5/2015** and **8/12/2015**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**August 24, 2015**).

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

cc:

BROCKWAY ENGINEERING PLLC
C/O ERICK POWELL
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301

BARKER ROSHOLT & SIMPSON LLP
PAUL L ARRINGTON
195 RIVER VISTA PL STE 204
TWIN FALLS, ID 83301-3029

Maline, Denise

From: Maline, Denise
Sent: Wednesday, July 29, 2015 4:02 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mountain Express Cover Letter.docx; Idaho Mountain Express Ad.doc

Attached please find (1) legal notice being submitted for publication on August 5th & 12th, 2015. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 29, 2015

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Application For Permit No.(s): 37-22964, 37-22965, 37-22967, 37-22968

RE: Transfer No. 80114

Water Right No(s): 37-115F, 37-11830, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643,
37-20645, 37-20647, 37-20649, 37-20651, 37-2502, 37-2568, 37-2581, 37-2599,
37-2604, 37-2616, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-7758,
37-804

RE: Transfer No. 80226

Water Right No(s): 37-2623

RE: Transfer No. 80245

Water Right No(s): 37-11850, 37-1201A, 37-1201B, 37-22830

Dear Legal Notice Department:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before August 24, 2015. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-22964

ANDREW N KEETER
SHARON D KEETER
334 BUCKINGHAM DR
TWIN FALLS, ID 83301

Point of Diversion SWNE S31 T02N R19E BLAINE County Source GROUND WATER Tributary

Use: IRRIGATION 04/15 to 10/31 0.07 CFS

Total Diversion: 0.07 CFS

Date Filed: 5/15/2015

Place Of Use: IRRIGATION

T02N R19E S31 SWNE

Total Acres: 2.3

Application proposes to appropriate 0.07 cfs of groundwater from an existing well for irrigation of 2.3 acres of land on Lot 35A of Muldoon Ranch Subdivision # 2 just east of Bellevue. Companion transfer # 80245 proposes to offset the new appropriation by converting irrigation right 37-1201A to allow for groundwater recharge use at a location approximately 2.2 miles east of the center of Bellevue.

37-22965

KYLE BENNETT
ANNA BENNETT
110 RIDGEVIEW DR
BELLEVUE, ID 83313

Point of Diversion SWNE S31 T02N R19E BLAINE County Source GROUND WATER Tributary

Use: IRRIGATION 04/15 to 10/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 5/15/2015

Place Of Use: IRRIGATION

T02N R19E S31 SWNE

Total Acres: 1.2

Application proposes to appropriate 0.03 cfs of groundwater from an existing well for irrigation of 1.2 acres of land on Lot 34 of Muldoon Ranch Subdivision # 2 just east of Bellevue. Companion transfer # 80245 proposes to offset the new appropriation by converting irrigation right 37-22830 to allow for groundwater recharge use at a location approximately 2.2 miles east of the center of Bellevue.

37-22967

CARLITA F SEVERE MC IVER
330 BAYHORSE RD
BELLEVUE, ID 83313

Point of Diversion SENW S31 T02N R19E BLAINE County Source GROUND WATER Tributary

Use: IRRIGATION 04/15 to 10/31 0.06 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.06 CFS

Date Filed: 5/15/2015

Place Of Use: IRRIGATION, STOCKWATER

T02N R19E S31 SWNE SENW

Total Acres: 3.1

Application proposes to appropriate 0.06 cfs of groundwater from an existing well for irrigation of 3.1 acres of land and stockwater use on Lot 33 of Muldoon Ranch Subdivision # 2 just east of Bellevue. Companion transfer # 80245 proposes to offset the new appropriation by converting irrigation and stockwater right 37-11850 to allow for groundwater recharge use at a location approximately 2.2 miles east of the center of Bellevue.

37-22968

GLORIA CAMILLE MC CRAY 1965 TRUST

C/O WHITTIER TRUST CO

520 PIKE ST STE 1415

SEATTLE, WA 98101-4040

Point of Diversion L6(NESW) S31 T02N R19E BLAINE County Source GROUND WATER Tributary

Use: AESTHETIC STORAGE 01/01 to 12/31 0.3 AF

Use: DIVERSION TO STORAGE 04/15 to 10/31 0.03 CFS

Use: WILDLIFE STORAGE 01/01 to 12/31 0.3 AF

Total Diversion: 0.03 CFS

Date Filed: 5/15/2015

Place Of Use: WILDLIFE STORAGE, AESTHETIC STORAGE

T02N R19E S31 L6(NESW)

Application proposes to appropriate 0.03 cfs and 0.3 ac-ft of groundwater from an existing well for diversion to storage and wildlife & aesthetic storage uses on Lot 28 of Muldoon Ranch Subdivision # 2 just east of Bellevue. Companion transfer # 80245 proposes to offset the new appropriation by converting storage right 37-1201B to allow for groundwater recharge use at a location approximately 2.2 miles east of the center of Bellevue.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80114

THOMAS M O GARA FAMILY TRUST, C/O BRIAN BARSOTTI, PO BOX 370, KETCHUM, ID 83340; has filed Application No. 80114 for changes to the following water rights within BLAINE County(s): Right No(s). 37-115F, 37-11830, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, 37-20651, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-7758, 37-804. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes adding two water rights, 37-804 and 37-11830, and their current 91.2 acre place of use (POU) to an existing 3,345.0 acre permissible place of use (PPU) that is served by 12 Big Wood River rights and 10 groundwater rights that currently allow for the irrigation of 2028.7 acres. The transfer will also add two existing points of diversion (PODs) currently used as part of the PPU ground water system to ground water right 37-804. PODs and POU are located 6.7 to 10.1 miles south and 1.0 to 3.7 miles east of the center of Bellevue. After the transfer, up to 55.70 cfs will be utilized from the 24 rights to irrigate 2119.9 acres within a proposed 3,437.0 acre PPU.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80226

THE VALLEY CLUB INC, PO BOX 252, SUN VALLEY, ID 83353; has filed Application No. 80226 for changes to the following water rights within BLAINE County(s): Right No(s). 37-2623. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer seeks to add a proposed well as an authorized point of diversion to a 2.84 cfs irrigation (2.6 cfs) and recreation (0.24 cfs) ground water right. The location of the proposed well will be approximately 3.3 miles north and 0.5 miles west of the intersection of Bullion St. and Hwy 75 in Hailey.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80245

CARLITA F SEVERE MC IVER, 330 BAYHORSE RD, BELLEVUE, ID 83313; ALVIN V SHOEMAKER and SALLY P SHOEMAKER, PO BOX 550, BELLEVUE, ID 83313; GLORIA CAMILLE MC CRAY 1965 TRUST, C/O WHITTIER TRUST CO, 520 PIKE ST STE 1415, SEATTLE, WA 98101-4040; KYLE BENNETT and ANNA BENNETT, 110 RIDGEVIEW DR, BELLEVUE, ID 83313; ANDREW N KEETER and SHARON D KEETER, 334 BUCKINGHAM DR, TWIN FALLS, ID 83301; has filed Application No. 80245 for changes to the following water rights within BLAINE County(s): Right No(s). 37-11850, 37-1201A, 37-1201B, 37-22830. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing four Seamans Creek water rights that currently allow for irrigation and water storage on four parcels within the Muldoon Ranch Subdivision # 2 along the east edge of Bellevue. The application will change the authorized points of diversion, places of use and nature of use to allow for the rights to be diverted and used for groundwater recharge use at a location approximately 2.2 miles east of the center of Bellevue. The application proposes allowing 0.18 cfs of Seamans Creek water to be diverted and used for groundwater recharge purposes as part of a mitigation plan to offset groundwater diversion proposed by companion applications for permit 37-22964, 37-22965, 37-22967, and 37-22968.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx . For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#NewListings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. 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

Published on August 5th & 12th, 2015

Maline, Denise

From: Maline, Denise
Sent: Wednesday, July 29, 2015 5:09 PM
To: Kevin Lakey
Subject: Comment letters - 37-22964, 37-22965, 37-22967, 37-22968, transfer 80114, 80226 & 80245
Attachments: Comment Letter to WM37 for 37-22964, 22965, 22967, 22968, 80114, 80226, 80245.docx; 37-22964 app & maps.pdf; 37-22965 app & maps.pdf; 37-22967 app & maps.pdf; 37-22968 app & maps.pdf; Transfer 80114.pdf; Transfer 80226 app & maps.pdf; Transfer 80245 app & maps.pdf

Kevin,

Attached is a cover letter, recommendation forms and copies of several applications, for your review. Please note that several of these applications have lengthy attachments in the file, which can be viewed via our website in the next few days. Also, the explanatory attachment is the same for the following apps: 37-22964, 37-22965, 37-22967, 37-22968 & transfer 80245.

Please contact our office if you have any questions, and any of the water right agents can help you.

Thank you in advance,

Denise @ IDWR

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 29, 2015

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

Via E-mail

RE: Application for Permit No.: 37-22964, 37-22965, 37-22967 & 37-22968

RE: Transfer No. 80114

Water Right No(s): 37-115F, 37-11830, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643,
37-20645, 37-20647, 37-20649, 37-20651, 37-2502, 37-2568, 37-2581, 37-2599,
37-2604, 37-2616, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-7758,
37-804

RE: Transfer No. 80226

Water Right No(s): 37-2623

RE: Transfer No. 80245

Water Right No(s): 37-11850, 37-1201A, 37-1201B, 37-22830

Dear Kevin:

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

MEMORANDUM

Date: July 27, 2015
To: Transfer 80114
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #80114, \$980.00, were based on the on the amount of water transferred into an existing PPU by adding two new water rights and their acres (3.88 cfs; 91.2 acres total) and then calculating the proportional increase (4.5%) in the acre limit of the current PPU:
 $(91.2 \text{ acres added} / 2028.7 \text{ acre limit}) \times 53.88 \text{ cfs} = 2.42 \text{ cfs} + 3.88 \text{ cfs} = 6.3 \text{ cfs}$

Mills, William

From: Erick Powell [erick.powell@brockwayeng.com]
Sent: Friday, July 24, 2015 4:46 PM
To: Mills, William
Subject: FW: Transfer/Security Interest

FYI

From: Paul Arrington [mailto:pla@idahowaters.com]
Sent: Friday, July 24, 2015 4:36 PM
To: Jeff Smith; 'Maureen O'Gara'; Susan Share
Cc: Brandon Jones; Libby Cosentino; Erick Powell
Subject: RE: Transfer/Security Interest

Fantastic news. Please send a copy of the letter to Erick Powell (copied on this email). Email scanned copy should be fine. He will make sure it gets to the Department quickly.

Paul L. Arrington

Barker Rosholt & Simpson, LLP

208-733-0700 – Office

208-404-9436 – Cell

208-735-2444 – Fax

From: Jeff Smith [mailto:jsmith@dlevans.com]
Sent: Friday, July 24, 2015 4:33 PM
To: 'Maureen O'Gara' <mogara@gishseiden.com>; Susan Share <sshare@dlevans.com>
Cc: Paul Arrington <pla@idahowaters.com>; Brandon Jones <silverspringjones@gmail.com>; Libby Cosentino <lcosentino@gishseiden.com>
Subject: RE: Transfer/Security Interest

Maureen,

I have received approval to provide you with a consent letter per your request.

I will get a letter out Monday morning.

Thanks and have a great weekend!

Jeff Smith
D. L. Evans Bank
NMLS#645685
680 Sun Valley Road Ste. 101
PO Box 9120
Ketchum, ID 83340
208-622-0415 tel
208-622-0418 fax

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Mills, William

From: Erick Powell [erick.powell@brockwayeng.com]
Sent: Wednesday, July 22, 2015 8:19 AM
To: Mills, William
Subject: FW: O'Gara Transfer

Bill,
Thanks for your message. Please see the following message from Paul Arrington, who has been trying to track this down.
Thanks,
Erick

From: Paul Arrington [mailto:pla@idahowaters.com]
Sent: Tuesday, July 21, 2015 3:48 PM
To: Erick Powell
Subject: RE: O'Gara Transfer

DL Evans bank contact me just this afternoon asking for a copy of the transfer filing. They are reviewing and should have something to me in short order. Ask the Department to hold on for another month.

Paul L. Arrington
Barker Rosholt & Simpson, LLP
208-733-0700 – Office
208-404-9436 – Cell
208-735-2444 – Fax

From: Erick Powell [mailto:erick.powell@brockwayeng.com]
Sent: Tuesday, July 21, 2015 3:19 PM
To: Paul Arrington
Subject: FW: O'Gara Transfer

Do you want to respond to Mr. Mills?

From: Mills, William [mailto:William.Mills@idwr.idaho.gov]
Sent: Tuesday, July 21, 2015 2:50 PM
To: Erick Powell
Subject: O'Gara Transfer

Erick,
Have you heard anything concerning a letter from the D.L. Evans Bank in regards to their security interest on the water rights? I need to get that transfer moving again, so if you haven't, I think it's time for me to send your client a letter (and Cc you) indicating that without a letter from the bank agreeing to what the transfer proposes, we can't proceed with processing the transfer application.
Thanks,
Bill

No virus found in this message.

Checked by AVG - www.avg.com

Version: 2015.0.6081 / Virus Database: 4392/10272 - Release Date: 07/20/15

No virus found in this message.

Checked by AVG - www.avg.com

Version: 2015.0.6081 / Virus Database: 4392/10272 - Release Date: 07/20/15

Mills, William

From: Mills, William
Sent: Monday, June 01, 2015 4:16 PM
To: 'Erick Powell'
Subject: O'Gara Transfer #80114

Erick,

It appears that most of the water rights currently in the existing PPU have D. L. Evans Bank listed as a security interest. Where there is the potential to move water from lands lienied by the bank to lands in the proposed PPU that, according to the transfer application, aren't lienied (acres under the rights being added), and potentially reduce the value of the lienied property, a letter from the security interest holder agreeing to changes proposed by the transfer application is required. Line 5c. of the transfer application states the applicant should: "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."

The following rights list D.L. Evans Bank as the security interest:

37-115F; 37-2581; 37-2599; 37-2604; 37-2616; 37-7758; 37-20635; 37-20637; 37-20639; 37-20641; 37-501B; 37-20643; 37-20645; 37-20647; 37-20649; 37-20651; 37-501C; 37-577K; 37-590B; 37-597B 37-2502 and 37-2568.

If you have any questions regarding this matter, please feel free to email or give me a call.

Thanks,
Bill



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

May 15, 2015

Erick Powell
C/O Brockway Engineering
2016 Washington St. North, Suite 4
Twin Falls, ID 83301

RE: Transfer Application for Water Right 37-804 & 37-11830

Dear Mr. Powell:

The Department of Water Resources recently received a transfer application that Brockway Engineering recently submitted for water rights 37-804 & 37-11830 in the name of the Thomas O'Gara Family Trust. As we discussed in our telephone conversation, the application's actual intent wasn't entirely clear and the transfer application needs to be updated to clarify the intent. Based upon the cover letter provided with the application it seems reasonable to assume the intent is to add the 91.2 acres from these two rights into a large Permissible Place of Use (PPU) that was established for other water rights owned by the O'Gara Family Trust in a previous transfer (transfer #76658). After reviewing the application it is clear that there are several deficiencies that need to be addressed before further processing of this application can occur.

Since the intent appears to be adding acres to an existing PPU, all the water rights that are part of the PPU need to be included in the transfer. This will allow the PPU and conditions to be updated on all water rights in the PPU from the current 3345.0 acres to the 3437.0 acre PPU requested in the transfer application. As there are only nine lines provided on line 1B section 1 to list included water rights on the transfer application, and there appears to be 24 water rights that need to be included in the transfer application, may I suggest listing all the water rights on an attachment (similar to exhibit B provided with the original application) with all the requested information for line 1B section 1 included. The last line of line 1B section 1 should be updated to reflect the total cfs authorized for all of the included rights. Additionally, a part 2A water right description needs to be included for each water right in the transfer application as required in Part 2 of the transfer application.

Under the current fee schedule, the cfs amount being transferred is 6.41 cfs, making the appropriate fee for this transfer \$980.00. Therefore, another \$80.00 needs to be paid before further processing can occur. The proper way to calculate fees for this type of transfer can be confusing, so I'll break it down:

1. The two rights being added include 91.2 acres in addition to the current 3345.0 acres in the PPU. Since the potential exists for the entirety of these two rights to be moved and used in another location within the PPU at a future time (and with the submittal of an updated 206 map), a fee is assessed on the entire flow rate of 3.99 cfs for these rights.

2. To assess the proportional charge for increasing the size of the PPU the following equation applies: (total acres to be added to PPU/total acre limit of current PPU) x total authorized flow rate, in this case it will be (91.2 acres/2028.7 acres) x 53.88 cfs = 2.42 cfs.

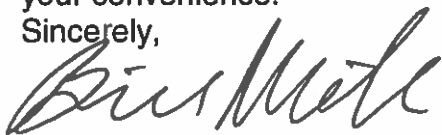
3. Combine 1 and 2 to obtain total cfs being transferred: 3.99 cfs + 2.42 cfs = 6.41 cfs

The third item that needs to be addressed is that the Department requires the original signature page for processing the transfer. A copy of the signature page was submitted with the transfer application. While we can accept a copy, the department requires receipt of the original signature page within a timely manner to complete processing of the transfer application.

The Department is requesting the transfer be updated to include all water rights in the current PPU along with two rights being added, the inclusion of an original signature page and an additional \$80.00 to be paid for the 6.41 cfs being transferred in this application. If the application is not resubmitted within 30 days of the date of this letter with the required information and the additional filing fee, the application will be returned and the original filing fee (\$900.00 paid via check #12654 in the name of Brockway Engineering PLLC, per IDWR receipt S034764) will be refunded.

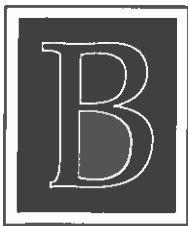
If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Mills", written in a cursive style.

Bill Mills
Senior Water Resource Agent

Cc: Paul Arrington, Barker, Rosholt & Simpson, LLP



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

MAY 11 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

May 8, 2015

Mr. Allen Merritt
Idaho Department of Water Resources – Southern Region
650 Addison Avenue West, Suite 500
Twin Falls, Idaho 83301

Re: Water Right Transfer for the Thomas M. O’Gara Family Trust
Project No. 327-26-2011

Dear Allen,

Enclosed with this letter is an application for transfer to the Thomas M. O’Gara Family Trust. The Trust acquired a new piece of property after the approval of water right transfer no. 76658, which created a PPU on the ranch property. This transfer seeks to add an additional 91.2 acres to the PPU, to add the PPU groundwater PODs to the new groundwater right, and to adjust the PPU boundary.

Mr. Paul Arrington had several phone call conversations with you regarding the appropriate fee with this new transfer. I have included his email summary to me of the determination of the transfer fee of \$900.

We appreciate your timely review and continual effort to ensure proper management of water rights in the region.

Sincerely,

G. Erick Powell, P.E.

enclosed

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Erick Powell

From: Paul Arrington <pla@idahowaters.com>
Sent: Tuesday, May 05, 2015 12:56 PM
To: Erick Powell
Cc: Paul Arrington
Subject: Transfer Fee

I chatted with Allen this morning. The process is VERY confusing.

Formula: Additional Water Rights (in cfs) + Proportional Acreage Increase (in cfs)

1. **Additional water being added to the PPU: 3.99 cfs**
2. **Proportional increase of diversion rate: 1.56 cfs**

Total acres being added = 91.2
Total Acres AFTER Transfer = 3437
% of New Acres to Total = 2.7%

Total CFS AFTER Transfer = 57.87 cfs (53.88 + 3.99)

Proportioned Acreage Increase (in cfs) = 57.87 cfs x 2.7% = 1.56 cfs

3. **Total CFS For Determining Fee: 5.55 cfs**
4. **FEE: \$900**

Paul L. Arrington
Barker Rosholt & Simpson, LLP
195 River Vista Place, Suite 204
Twin Falls, ID 83301
pla@idahowaters.com
208-733-0700 – Office
208-404-9436 – Cell
208-735-2444 – Fax

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