

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79034**

This is to certify that: JOHN D MC GONIGAL AND
ROSEMARY MC GONIGAL
PO BOX 102
JEROME, ID 83338

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-21477	WR/DECREED	5/15/1881	1.150 cfs	N/A	250.0	68.8	UNNAMED STREAM, WILLOW CREEK
37-655A	WR/DECREED	7/1/1888	1.060 cfs	N/A	250.0	68.8	UNNAMED STREAM, WILLOW CREEK

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-21477	YES	NO	NO	YES	NO	NO
37-655A	YES	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-21477	37-22857	0.480 cfs	N/A	29.0	29.0	37-21477	0.670 cfs	N/A	39.8	39.8
37-655A	37-22856	0.450 cfs	N/A	29.0	29.0	37-655A	0.610 cfs	N/A	39.8	39.8
COMBINED TOTALS		0.930 cfs	N/A	29.0	29.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 21st day of March, 2014.


Southern Region Manager

SUPPORT DATA

Transfer No. 79034

IN FILE # 37-655A

WATER RIGHT NO. 37-655A**As Modified by Transfer No. 79034**

In accordance with the approval of Transfer No. 79034, Water Right No. 37-655A is now described as follows:

Right Holder: JOHN D MC GONIGAL AND
ROSEMARY MC GONIGAL
PO BOX 102
JEROME, ID 83338

Priority Date: 7/1/1888

Source: UNNAMED STREAM
Source: WILLOW CREEK

Tributary: WILLOW CREEK
Tributary: BIG WOOD RIVER

BENEFICIAL USE

IRRIGATION
STOCKWATER

From 05/01 to 09/15
01/01 to 12/31

Diversion Rate

0.610 cfs
0.010 cfs
0.610 cfs

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM
WILLOW CREEK

NWNESW
SWSWSW

Sec 13 Twp 01S Rge 18E BLAINE County
Sec 13 Twp 01S Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14													2.3	22.0	14.0	1.5	39.8

Right Acre Limit: 39.8

POU Total Acres: 39.8

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14													X	X	X	X	

CONDITIONS OF APPROVAL

1. 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. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Transfer No. 79034

WATER RIGHT NO. 37-655A
As Modified by Transfer No. 79034

CONDITIONS OF APPROVAL

3. The quantity of water under this right for stockwater use shall not exceed 7530 gallons per day.
4. Right Nos. 37-21477 and 37-655A are limited to the irrigation of a combined total of 39.85 acres in a single irrigation season.



WATER RIGHT NO. 37-22856**As Modified by Transfer No. 79034**

In accordance with the approval of Transfer No. 79034, Water Right No. 37-22856 is now described as follows:

Right Holder: JOHN D MC GONIGAL OR
ROSEMARY MC GONIGAL
PO BOX 102
JEROME, ID 83338

Priority Date: 7/1/1888

Source: WILLOW CREEK
Source: UNNAMED STREAM

Tributary: BIG WOOD RIVER
Tributary: WILLOW CREEK

BENEFICIAL USE

IRRIGATION
STOCKWATER

From 05/01 to 09/15
01/01 to 12/31

Diversion Rate

0.450 cfs
0.010 cfs
0.450 cfs

LOCATION OF POINT(S) OF DIVERSION

WILLOW CREEK SWSWSW Sec 13 Twp 01S Rge 18E BLAINE County
UNNAMED STREAM NWNESW Sec 13 Twp 01S Rge 18E BLAINE County
WILLOW CREEK SESESE Sec 14 Twp 01S Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14																3.0	3.0
01S	18E	23	26.0																26.0

Right Acre Limit: 29.0

POU Total Acres: 29.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14																X	0.0
01S	18E	23	X																0.0

CONDITIONS OF APPROVAL

1. The quantity of water under this right for stockwater use shall not exceed 5470 gallons per day.
2. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Transfer No. 79034

WATER RIGHT NO. 37-22856
As Modified by Transfer No. 79034

CONDITIONS OF APPROVAL

3. 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. 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).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. This right is limited to the irrigation of 28.95 acres within the authorized place of use in a single irrigation season.
7. Rights 37-22856 and 37-22857 when combined shall not exceed a total diversion rate of 0.93 cfs, and the irrigation of 28.95 acres.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 37-21477**As Modified by Transfer No. 79034**

In accordance with the approval of Transfer No. 79034, Water Right No. 37-21477 is now described as follows:

Right Holder: JOHN D MC GONIGAL OR
ROSEMARY MC GONIGAL
PO BOX 102
JEROME, ID 83338

Priority Date: 5/15/1881

Source: UNNAMED STREAM
Source: WILLOW CREEK

Tributary: WILLOW CREEK
Tributary: BIG WOOD RIVER

BENEFICIAL USE

IRRIGATION
STOCKWATER

From 05/01 to 09/15
01/01 to 12/31

Diversion Rate

0.670 cfs
0.010 cfs
0.670 cfs

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM
WILLOW CREEK

NWNESW
SWSWSW

Sec 13 Twp 01S Rge 18E BLAINE County
Sec 13 Twp 01S Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14													2.3	22.0	14.0	1.5	39.8

Right Acre Limit: 39.8

POU Total Acres: 39.8

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14													X	X	X	X	

CONDITIONS OF APPROVAL

1. This right is a split from former right 37-654 .
2. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Transfer No. 79034

WATER RIGHT NO. 37-21477
As Modified by Transfer No. 79034

CONDITIONS OF APPROVAL

3. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
4. The quantity of water under this right for stockwater use shall not exceed 7530 gallons per day.
5. Right Nos. 37-21477 and 37-655A are limited to the irrigation of a combined total of 39.85 acres in a single irrigation season.



WATER RIGHT NO. 37-22857**As Modified by Transfer No. 79034**

In accordance with the approval of Transfer No. 79034, Water Right No. 37-22857 is now described as follows:

Right Holder: JOHN D MC GONIGAL AND
ROSEMARY MC GONIGAL
PO BOX 102
JEROME, ID 83338

Priority Date: 5/15/1881

Source: UNNAMED STREAM
Source: WILLOW CREEK

Tributary: WILLOW CREEK
Tributary: BIG WOOD RIVER

BENEFICIAL USE

IRRIGATION
STOCKWATER

From 05/01 to 09/15
01/01 to 12/31

Diversion Rate

0.480 cfs
0.010 cfs
0.480 cfs

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM NWNESW Sec 13 Twp 01S Rge 18E BLAINE County
WILLOW CREEK SWSWSW Sec 13 Twp 01S Rge 18E BLAINE County
WILLOW CREEK SESESE Sec 14 Twp 01S Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14																	3.0
01S	18E	23	26.0																26.0

Right Acre Limit: 29.0

POU Total Acres: 29.0

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	18E	14																X	0.0
01S	18E	23	X																0.0

CONDITIONS OF APPROVAL

1. The quantity of water under this right for stockwater use shall not exceed 5470 gallons per day.
2. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Transfer No. 79034

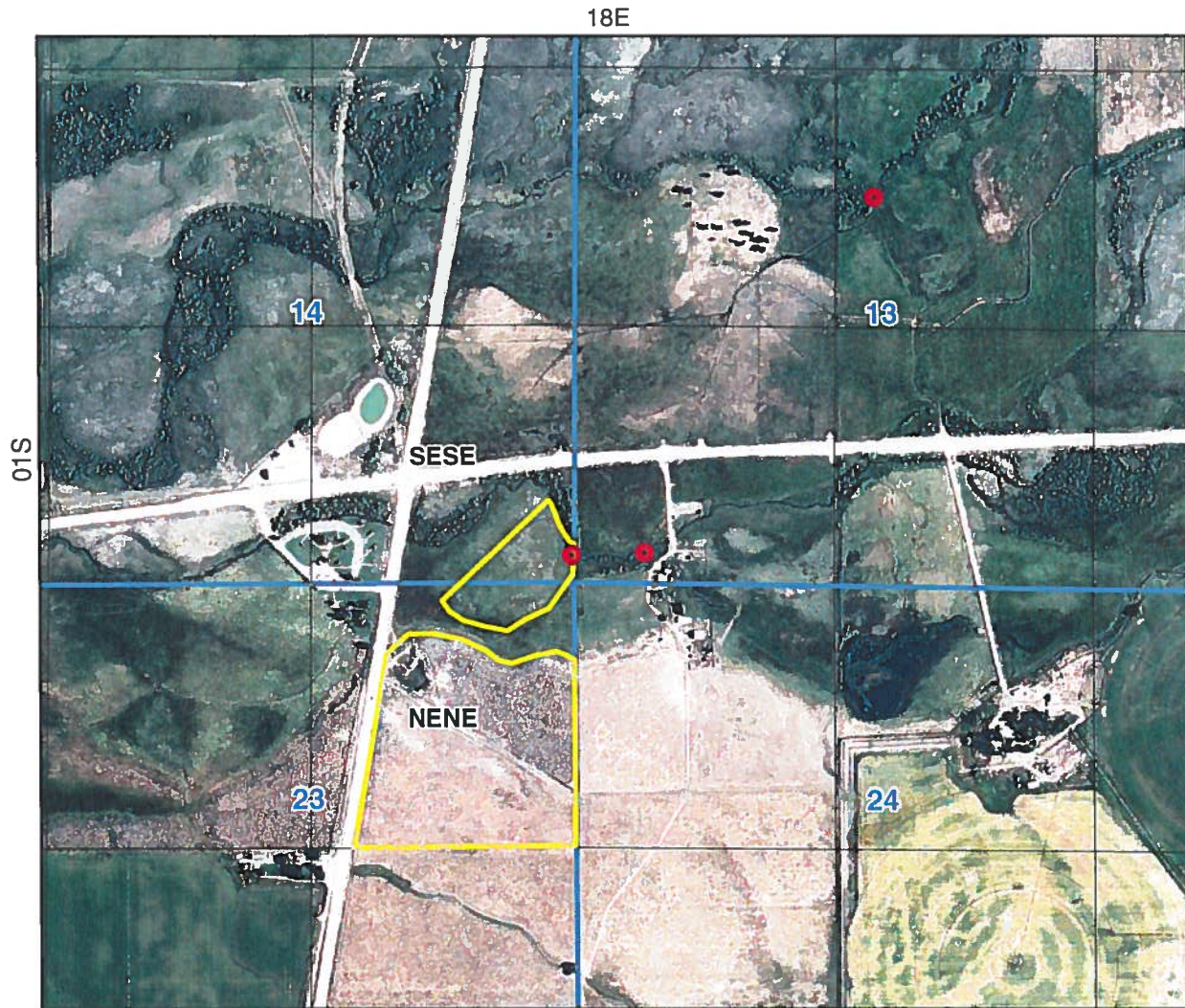
WATER RIGHT NO. 37-22857
As Modified by Transfer No. 79034

CONDITIONS OF APPROVAL

3. 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. 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).
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. This right is limited to the irrigation of 28.95 acres within the authorized place of use in a single irrigation season.
7. Rights 37-22856 and 37-22857 when combined shall not exceed a total diversion rate of 0.93 cfs, and the irrigation of 28.95 acres.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

State of Idaho
Department of Water Resources
Attachment To Transfer No. 79034
Rights: 37-22857 and 37-22856

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



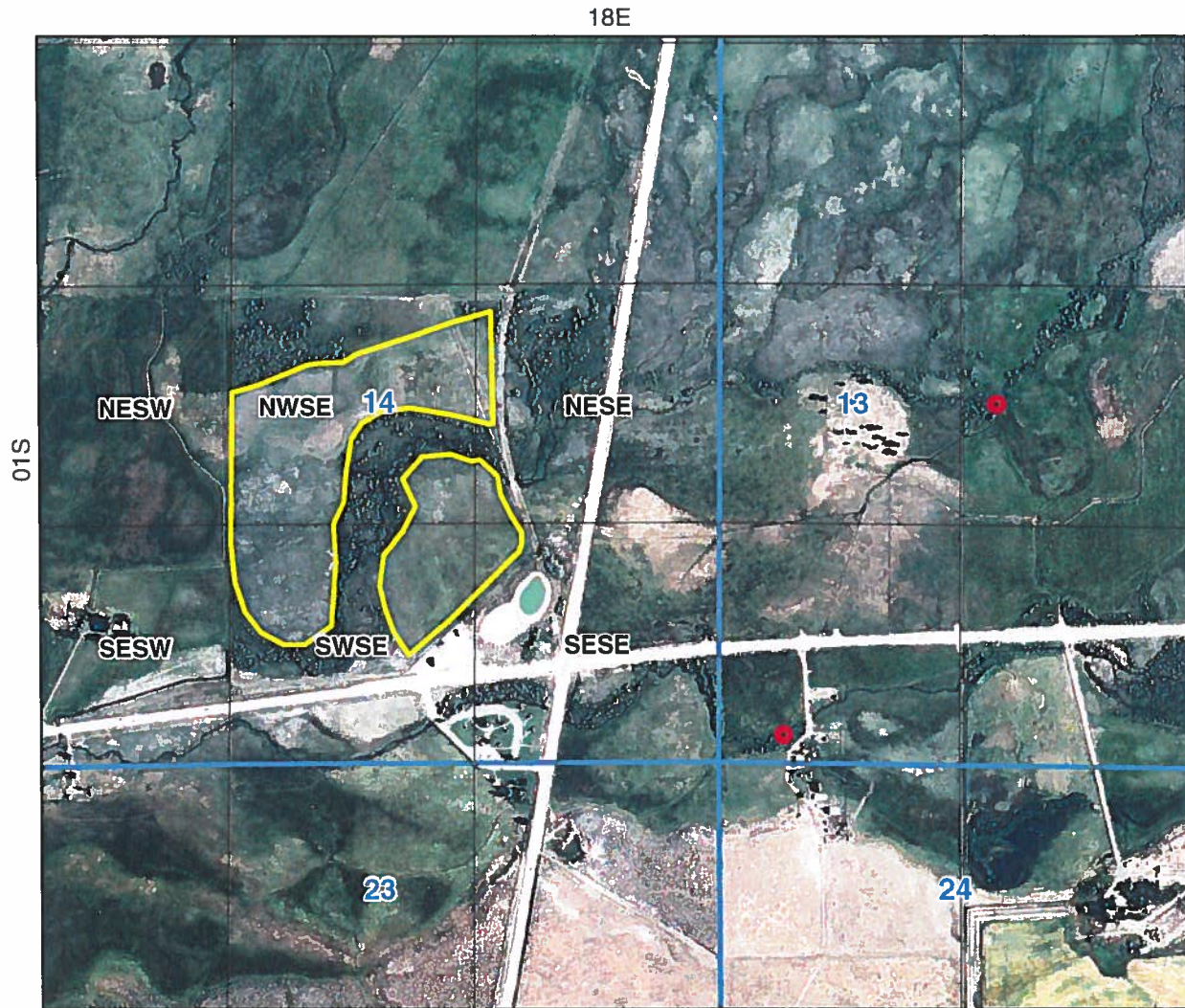
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.1 0.2 0.4 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 79034
Rights: 37-655A and 37-21477

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



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

0 0.1 0.2 0.4 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 24, 2014

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

Re: **APPROVED** Transfer No. 78927 (City of Gooding)
APPROVED Permit No. 37-22850 (City of Gooding)

Re: **APPROVED** Transfer No. 78777 (Terence J Creighton Trust)
APPROVED Permit No. 37-22838 (Terence J Creighton Trust)

Re: **Approved** Transfer No. 79034 (John & Rosemary Mc Gonigal)

Dear Mr. Lakey:

For your information and records, we have enclosed a copy of an **APPROVED** Application for Transfer and **APPROVED** Application for Permit within your District.

If you have any questions, please contact this office, or the applicant.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure



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

March 21, 2014

JOHN D MC GONIGAL
ROSEMARY MC GONIGAL
PO BOX 102
JEROME ID 83338

Re: Transfer No: 79034
Water Right No(s): 37-655A , 37-21477

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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

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

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

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

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

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

Sincerely,

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

Allen Merritt
Southern Regional Manager

Enclosure

cc:

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

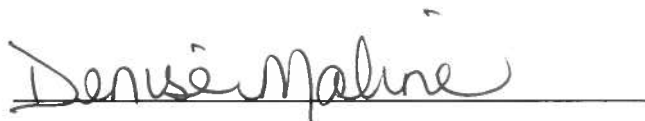
CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2014 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

**Re: Transfer No.: 79034
Water Right No(s): 37-655A , 37-21477**

**JOHN D MC GONIGAL
ROSEMARY MC GONIGAL
PO BOX 102
JEROME ID 83338**

**BROCKWAY ENGINEERING PLLC
C/O CHARLES E BROCKWAY
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301**

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

**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

Mills, William

From: Mills, William
Sent: Monday, March 17, 2014 11:19 AM
To: Hersley, Jean
Subject: RE: Transfer 79034 for John McGonigal

Jean,

Transfer 79034 has been through advertising and it wasn't protested, so it will now be forwarded to the Regional Manager for review and potential approval.

Thanks,
Bill

From: Hersley, Jean
Sent: Monday, February 10, 2014 10:44 AM
To: Mills, William
Subject: Transfer 79034 for John McGonigal

Could you let me know when transfer 79034 is approved? I am processing his Water Supply Bank applications. Also, could you send me a copy of the limited power of attorney that accompanied the applications? Thank you.

Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942

AFFIDAVIT of PUBLICATION

State of Idaho
County of Blaine

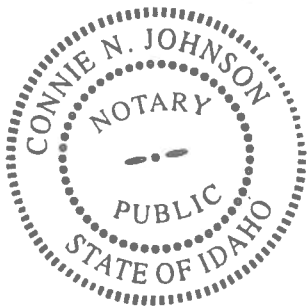
Pam Morris, being the first duly sworn, deposes and says that she is the printer (publisher) of the Idaho Mountain Express, a newspaper published every week in Ketchum, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight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

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

publication of said advertisement was on the 19 day of Feb., 20 14, and the date of the last publication was

on the 26 day of Feb., 20 14

Subscribed and sworn to before me this 26 day of Feb., 20 14.



Connie N. Johnson
NOTARY PUBLIC
RECEIVED

FEB 27 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

IDAHO MOUNTAIN EXPRESS
P.O. Box 1013
Ketchum, Idaho 83340
COST OF PUBLICATION

Number of Picas per Line 115
Number of Lines in Notice 112
Number of Insertions 2

112 Lines tabular at 9.0 cents/pica
112 Lines straight at 103.04 8.0 cents/pica
112 Subsequent lines at 90.16 7.0 cents/pica
TOTAL COST 193.20

COPY OF NOTICE

Legal Notice
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR
BILL TO

LEGAL NOTICE

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

37-22851
INNOVATIVE MITIGATION SOLUTIONS LLC
2918 N EL RANCHO PL
BOISE, ID 83704
Point of Diversion L7(SESE) S2 T04N R17E BLAINE County Source ADAMS GULCH CREEK Tributary BIG WOOD RIVER
Use: GROUND WATER RECHARGE
01/01 to 12/31 3 CFS
Total Diversion: 3 CFS
Date Filed: 10/23/2013
Place Of Use: GROUND WATER RECHARGE
T04N R17E S1 NESW SESW

Application for permit proposes diverting up to 3.0 cfs for ground water recharge from an existing point of diversion on Adams Gulch Creek located approximately 1.5 mi. north and 1.1 mi. west of the city of Ketchum. The ground water recharge will occur at two sites located along Adams Gulch Creek approximately 1.5 mi. north and 0.6 mi. west of the city of Ketchum.

See reverse for remainder of legal notice

✓ OK DM 3/6/2014

✓
37-22852

INNOVATIVE MITIGATION SOLUTIONS
LLC

2918 N EL RANCHO PL
BOISE, ID 83704

Point of Diversion SENE S30 T04N

R18E BLAINE County Source BIG
WOOD RIVER Tributary SNAKE RIVER

Use: GROUND WATER RECHARGE

01/01 to 12/31 10 CFS

Total Diversion: 10 CFS

Date Filed: 10/21/2013

Place Of Use: GROUND WATER
RECHARGE

T04N R18E S29 NWSW SWSW

T04N R18E S30 SESE

Application for permit proposes diverting up to 10.0 cfs for ground water recharge from an existing point of diversion on the Comstock Ditch located approximately 2.0 mi. south and 0.9 mi. east of the city of Ketchum. The ground water recharge will occur at sites located along the Comstock Ditch in the Cliffside Subdivision located approximately 2.3 mi.- 2.7 mi. south and 0.8 mi. - 1.1 mi. east of the city of Ketchum.

✓
**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

TRANSFER NO. 79034

JOHN D MC GONIGAL and ROSEMARY MC GONIGAL, PO BOX 102, JEROME, ID 83338; has filed Application No. 79034 for changes to the following water rights within BLAINE County(s): Right No(s). 37-21477, 37-655A. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes splitting two Willow Creek water rights, 37-655A (1.06 cfs) and 37-21477 (1.15 cfs) and adding a new point of diversion to a 0.45 cfs portion of water right 37-655A and to a 0.48 portion of water right 37-21477. New point of diversion is located approximately 0.2 miles southeast of the intersection of Hwy 20 and Hwy 75 south of Bellevue. Place of use is located approximately 0.01 to 0.36 miles south and 0.0 to 0.16 miles east of the intersection of Hwy 20 and Hwy 75 south of Bellevue.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the rights. &/or proposed transfer, please visit our website at www.idwr.idaho.gov and search under New Water Right Applications. 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 March 10, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH:

IDAHO MOUNTAIN EXPRESS

Feb. 19 & 26, 2014

✓ ok DM 3/6/2014

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

via E-mail
RECEIVED
FEB 17 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Transfer Application No.: 79034

Water Right No(s): 37-655A, 37-21477

Transfer Applicant's Name: JOHN D MCGONIGAL
ROSEMARY MCGONIGAL
PO BOX 102
JEROME, ID 83338

Watermaster's Recommendation:

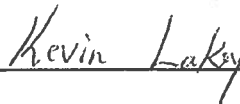
- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows:
- c) ☐ I oppose approval of this application for the following reasons:
- d) ☐ Additional comments:

Dated this 17th day of February, 2014

Water District No. 37



Watermaster's Signature



Printed Name