

## Fawcett, Trish

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**From:** Fawcett, Trish  
**Sent:** Wednesday, February 27, 2013 12:40 PM  
**To:** 'Nancy Garrett'  
**Subject:** FW: Wynn Dewsnap / Pinnacle Great Plains ownership change.  
**Attachments:** Wynn\_Dewsnap\_place\_of\_use\_map.pdf; Wynn Dewsnap close up map.pdf; Dewsnap water right report.pdf

Hi Nancy,

I'm trying to clean up some issues with ownership changes that haven't been processed for one reason or another. One of those is the Wynn Dewsnap Family Trust to Pinnacle Great Plains Operating Company LLC that your office submitted last year. I have corresponded with the farm manager, but haven't received a response from him, so I'm hoping maybe Larry can help. I am including a copy of the email and attachments I sent to Tom the property manager that explains the problem. If you need anything else or further explanation, give me a call. Thanks for any help you may be able to give.

Trish

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**From:** Fawcett, Trish  
**Sent:** Wednesday, January 02, 2013 4:09 PM  
**To:** 'ewenique@allwest.net'  
**Subject:** Wynn Dewsnap / Pinnacle Great Plains ownership change.

Hi Tom,

I double checked the legal description of the property conveyed by Wynn Dewsnap Family Revocable Trust to Pinnacle Great Plains Operating Co. LLC, and here's the problem. There are a few acres located in sections 5 and 6, township 15S, range 27E that were not conveyed and are covered by all the water rights listed on the ownership change document except for 43-4065 and 43-10132. I am attaching a water right report of the lowest numbered water right appurtenant to the property (and is representative of all water rights appurtenant to the property with the 2 exceptions previously noted) with the 40 acre tracts that are affected circled. Also attached is a close-up map of the area involved. The two cross-hatched areas are the ones not conveyed but have appurtenant water rights. The second map shows the entire place of use with a red box outlining the area shown on the close-up map as reference.

If it was the intent of the Wynn Dewsnap Family Revocable Trust to convey all of the water rights in their entirety to Pinnacle Great Plains, a quitclaim deed stating as much would suffice to change ownership on the water rights. If Pinnacle Great Plains obtained the parcels in questions, I would need a copy of that deed as well. If, however, the Wynn Dewsnap Family Revocable Trust retained part of all the water rights appurtenant to the two parcels (excepting the 2 water rights mentioned) an additional \$75 per water right would be necessary so that I can split the water rights accordingly.

There are no issues with water rights 43-4065 and 43-10132 and the ownership on both records has been updated to reflect Pinnacle Great Plains Operating Co. LLC as current owner. Thank you for your patience and please feel free to call with any questions you may have.

Trish Fawcett  
Technical Records Specialist  
IDWR - Southern Region  
1341 Fillmore St Suite 200  
Twin Falls ID 83301  
phone 208.736.3033  
fax 208.736.3037

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[trish.fawcett@idwr.idaho.gov](mailto:trish.fawcett@idwr.idaho.gov)

## Water Right Report 43-46

Owner Type

Current Owner

PO BOX 168

(801)866-4456

Basis: Decreed

Status: Active

Tributary

RAFT RIVER

SNAKE RIVER

### Beneficial Use

| From | To |
|------|----|
|------|----|

#### Diversion Rate

Annual Volume

## IRRIGATION

03/15 to 11/15

2,000 CFS

Total Diversion: 2.000 CFS

## RAFT RIVER

SW1/4SE1/4SE1/4

Sec. 23, Twp 15S, Rge 26E, B.M.

CASSIA County

RAFT RIVER

SW1/4SW1/4NW1/4

Sec. 5, Twp 15S, Rge 27E, B.M.

CASSIA County

## IRRIGATION

[illegible]

## IDAHO DEPARTMENT OF WATER RESOURCES

## Water Right Report 43-46

|     |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |
|-----|-----|----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| 15S | 27E | 4  |      |      |      |      |      | 12.0 | 16.0 |      |      | 5.4  | 3.6  |      |      |      |      | 37.0  |
|     |     |    |      |      |      |      |      | L 4  |      |      |      |      |      |      |      |      |      |       |
| 15S | 27E | 5  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 35.0 | 35.0 | 40.0 | 40.0 | 40.0 | 40.0 | 20.0 | 20.0 | 40.0 | 40.0 | 590.0 |
|     |     |    | L 1  | L 2  |      |      | L 3  | L 4  |      |      |      |      |      |      |      |      |      |       |
| 15S | 27E | 6  |      | 39.0 | 8.3  |      |      |      |      |      |      |      | 39.0 | 34.0 | 39.0 | 40.0 | 37.0 | 236.3 |
|     |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |
| 15S | 27E | 7  | 36.0 | 40.0 | 40.0 | 40.0 | 39.0 |      |      | 39.0 | 39.0 |      | 44.0 | 40.0 | 40.0 | 40.0 | 39.0 | 516.0 |
|     |     |    |      |      |      |      |      |      |      |      |      |      | L 4  |      |      |      |      |       |
| 15S | 27E | 8  | 40.0 | 40.0 | 39.0 | 40.0 | 39.0 | 39.0 |      |      |      | 40.0 | 40.0 | 40.0 | 39.0 |      |      | 396.0 |
|     |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |
| 15S | 27E | 17 |      |      |      |      | 40.0 | 40.0 | 40.0 | 39.0 | 39.0 | 40.0 | 35.0 | 35.0 |      |      |      | 308.0 |
|     |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |
| 15S | 27E | 18 | 40.0 | 39.0 | 40.0 | 37.0 | 40.0 | 49.0 | 44.0 | 40.0 | 39.0 |      | 48.0 | 40.0 |      | 39.0 |      | 495.0 |
|     |     |    |      |      |      |      |      | L 1  | L 2  |      |      |      | L 4  |      |      |      |      |       |
| 15S | 27E | 19 |      | 7.0  | 40.0 | 40.0 | 37.0 | 49.0 | 49.0 | 40.0 | 40.0 | 48.0 | 48.0 | 39.0 | 40.0 | 39.0 | 38.0 | 594.0 |
|     |     |    |      |      |      |      |      | L 1  | L 2  |      |      | L 3  | L 4  |      |      |      |      |       |
| 15S | 27E | 20 |      |      |      |      | 35.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 39.0 | 40.0 |      | 40.0 | 40.0 | 393.0 |
|     |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |
| 15S | 27E | 29 |      | 40.0 | 38.0 |      | 40.0 | 40.0 | 40.0 | 38.0 |      |      |      |      |      |      |      | 236.0 |
|     |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |
| 15S | 27E | 30 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 40.0  |
|     |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |

Total Acres: 4907.4

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. 43B.
3. X35 Rights 43-46, 43-82A, 43-89, 43-90, 43-116, 43-117, 43-118, 43-119, 43-128A, 43-129, 43-130, 43-131, 43-174, 43-178A, 43-201, 43-202, 43-203, 43-204, 43-206, 43-222A, 43-222B, 43-315, 43-2167A, 43-2276, 43-2278, 43-2285B, 43-2299B, 43-2327, 43-2341, 43-2358, 43-2363, 43-2381A, 43-2386B, 43-2400, 43-2461, 43-2509B, 43-2513, 43-2521, 43-2534A, 43-2554A, 43-2554B, 43-4003B, 43-4035, 43-4095, 43-4130A, 43-4131, 43-10240, 43-10517, 43-10526, 43-10535, 43-10649, 43-10650, 43-10651, 43-13076, 43-13077, 43-13102, 43-13103, 43-13119, 43-13658, 43-13660, and 43-13657 from Transfers 76136 (GW) and 77102 (SW) when combined shall not exceed the irrigation of 4,227.3 acres.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-46

4. 206 The rights in Transfers 76136 (GW) and 77102 (SW) are limited to the irrigation of a specific 4227.3 acres within the 4907.4 acre place of use authorized by the transfers in a single irrigation season. The specific 4227.3 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 4227.3 acres to be irrigated within the 4907.4 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. 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. X35 Rights 43-46, 43-128A, 43-129, 43-130, 43-131, 43-2167A, 43-2276, 43-2327, 43-2381A, 43-2461, 43-2521, 43-2534A, 43-4035, 43-4095, 43-10535, and 43-13102 when combined shall not exceed the irrigation of 1023.0 acres.
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 diversions.
9. X27 This right is limited to the irrigation of 100 acres within the authorized place of use in a single irrigation season.
10. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
11. X35 Surface Water Rights 43-46, 43-82A, 43-89, 43-90, 43-116, 43-117, 43-118, 43-119, 43-128A, 43-129, 43-130, 43-131, 43-174, 43-178A, 43-201, 43-202, 43-203, 43-204, 43-206, 43-222A, 43-222B, 43-315, 43-2167A, 43-2358, 43-10649, 43-10650, 43-13076, and 43-13119 when combined shall not exceed a total diversion rate of 45.08 cfs and the irrigation of 3,360.0 acres.

Remarks:

Comments:

1. jroberts 10/21/2011 9:51:05 AM POU  
Comment: Updated Shape
2. amerritt 11/4/2011 2:17:03 PM Transferred Right  
Comment: This is now an approved transfer, transfer number = 77102

Water Supply Bank:



43-46



