

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

78547

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Constantine KitsosPhone (305) 240-3366Mailing address 9000 N E 2nd Ave Miami, FL 33138Email kitsos1@aol.com

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

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

☒ No Representative

Name of Representative _____

Phone _____

Mailing address _____

Email _____

RECEIVED**APR 15 2013**Department of Water Resources
Eastern Region

- ☐ 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



Print Name and Title if applicable

4-15-13

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 _____
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. See attached sheet**

78547

Part 1A.2

Applicant is proposing to change his place of use in response to a pending notice of violation letter sent in 2012. Applicant has installed a new pivot and his current place of use needs updated to cover the acres that are being irrigated. Applicant is also proposing to change the point of diversion for groundwater rights 34-13904 and 34-13906 to the same point of diversion as right 34-13902 which is located on the applicant's property. All points of diversion for the surface water rights involved in this transfer will remain as they are currently listed.

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 ☒ ☐	34-13902	2.27 cfs	Irrigation	4/01 to 10/31	Groundwater
☒ ☐	34-13904	0.30 cfs	Irrigation	4/01 to 11/01	Groundwater
☒ ☐	34-13906	1.16 cfs	Irrigation	4/01 to 11/01	Groundwater
☒ ☐	34-13985	0.61 cfs	Irrigation	5/01 to 10/15	Big Lost River/Sinks
☒ ☐	34-13987	0.43 cfs	Irrigation	5/01 to 10/15	Big Lost River/Sinks
☒ ☐	34-13989	0.59 cfs	Irrigation	5/01 to 10/15	Big Lost River/Sinks
☒ ☐	34-13991	0.30 cfs	Irrigation	5/01 to 10/15	Big Lost River/Sinks
☒ ☐	34-13993	0.89 cfs	Irrigation	5/01 to 10/15	Big Lost River/Sinks
☒ ☐	34-13995	0.59 cfs	Irrigation	5/01 to 10/15	Big Lost River/Sinks

Total authorized under rights 12.13 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 12.13 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		SE	SW	SW	8	06N	25E	Custer	Groundwater	
		NW	SW	NE	33	07N	24E	Custer	Big Lost River	
	3	NW	NW	SW	7	06N	25E	Custer	Alder Creek	right 34-14003

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	
06N	25E	8												12					12
06N	25E	17					21.4	37.8	40	37.2	40	39.6		25.2	24.8	40	40	28.9	374.9
06N	25E	18	18.6			20.6													39.2
06N	25E	20	0.5																0.5

Total Acres (for irrigation use) 426.6

8547

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: _____

- b. Who owns the property at the point(s) of diversion? - GROUNDWATER (APPLICANT OWNS)

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

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

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

There will be no effect on the land now irrigated as the current place of use shape is the only thing to change.

- e. 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:

N/A

- f. 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
Water Right Report 34-13902

WATER RIGHT NUMBER: 34-13902

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 8/29/1960

Basis: Decreed

Status: Active

Source: Tributary:
GROUND WATER N/A

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	2.270 CFS	397.30 AF
	<u>Total Diversion</u>	2.270 CFS	397.30 AF

Location of Point(s) of Diversion:

GROUND WATER SESWSW Sec. 8, Twp 06N, Rge 25E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17					31.6	14.0		30.9									76.5
Total Acres: 113.5																			

Conditions of Approval:

- 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.
- C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
- X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.

Comments:

- dcarlson 5/24/2007 12:00:00 AM POU
Comment: Updated Shape
- dcarlson 4/29/2008 3:39:16 PM
Comment: Updated Shape
- dcarlson 6/12/2008 2:46:58 PM
Comment: Updated Shape
- pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

78547

Decreed Date: 12/14/2001
State or Federal: S
Water District Number: 34
Civil Case Number: 39576
Judicial District: FIFTH
Mitigation Plan: False
Error: Subreport could not be shown.
SubCase: N/A
Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13904

WATER RIGHT NUMBER: 34-13904

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 12/17/1961

Basis: Decreed

Status: Active

Source: Tributary:
GROUND WATER N/A

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	0.300 CFS	
	<u>Total Diversion</u>	0.300 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSWNE	Sec. 33, Twp 07N, Rge 24E B.M.	CUSTER County (Rediversion)
GROUND WATER	NWNESW	Sec. 31, Twp 07N, Rge 25E B.M.	CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			

Conditions of Approval:

- Water diverted from the Big Lost River is delivered through the Darlington ditch. The amount of water diverted from the Big Lost River shall be reduced where necessary to prevent injury to appropriators of water from Big Lost River downstream from the point of rediversion.
- Water diverted under this right is exchanged by injecting water diverted under this right into the

Burnett ditch and diverting an equal amount from the Big Lost River at the point of rediversion described above. Water may be rediverted from the Big Lost River only when there is current demand for the water injected into the Burnett ditch by users of water from the Burnett ditch currently deliverable priorities below the point of injection.

3. M03 A totalizing measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
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 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.
6. F01 Water is delivered through Darlington Ditch.
7. Rights 34-13987 and 34-13904 when combined shall not exceed a total annual maximum diversion volume of 52.5 af at the field headgate, and the irrigation of 15 acres.
8. F06 The following rights are diverted through point(s) of diversion described above: 34-2425A, 34-7090A, 34-13904, 34-13906.

Comments:

1. dcarlson 5/24/2007 12:00:00 AM POU
Comment: Updated Shape
2. dcarlson 4/29/2008 3:43:57 PM
Comment: Updated Shape
3. dcarlson 6/12/2008 2:48:07 PM
Comment: Updated Shape
4. dcarlson 6/12/2008 3:00:37 PM
Comment: Updated Shape
5. psdaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489
6. nmiller 1/7/2009 12:01:31 PM POD
Comment: PODID 701482 correlated from SpatialDataID 207705 to SpatialDataID 207705

Dates and Other Information:

Decreed Date: 2/7/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13906

WATER RIGHT NUMBER: 34-13906

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 1/3/1975

Basis: Decreed

Status: Active

Source: Tributary:
GROUND WATER N/A

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.160 CFS	233.70 AF
	<u>Total Diversion</u>	1.160 CFS	233.70 AF

Location of Point(s) of Diversion:

GROUND WATER	NWNESW	Sec. 31, Twp 07N, Rge 25E B.M.	CUSTER County
GROUND WATER	NWSWNE	Sec. 33, Twp 07N, Rge 24E B.M.	CUSTER County (Rediversion)

Place of Use:

IRRIGATION within CUSTER County

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	17			0.8		25.0	40.0	4.4	40.0	23.0		10.0	29.7	38.2	13.0	12.0		236.1
06N	25E	18	40.0																40
Total Acres: 276.1																			

Conditions of Approval:

1. Water diverted from the Big Lost River is delivered through the Darlington ditch. The amount of water diverted from the Big Lost River shall be reduced where necessary to prevent injury to appropriators of water from Big Lost River downstream from the point of rediversion.
2. Water diverted under this right is exchanged by injecting water diverted under this right into the Burnett ditch and diverting an equal amount from the Big Lost River at the point of rediversion described above. Water may be rediverted from the Big Lost River only when there is current demand for the water injected into the Burnett ditch by users of water from the Burnett ditch currently deliverable priorities below the point of injection.

18547

3. M03 A totalizing measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
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 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.
6. F01 Water is delivered through Darlington Ditch.
7. Rights 34-13987 and 34-13904 when combined shall not exceed a total annual maximum diversion volume of 52.5 af at the field headgate, and the irrigation of 15 acres.
8. F06 The following rights are diverted through point(s) of diversion described above: 34-2425A, 34-7090A, 34-13904, 34-13906.

Comments:

1. dcarlson 4/29/2008 3:51:45 PM
Comment: Updated Shape
2. dcarlson 4/29/2008 3:54:51 PM
Comment: Updated Shape
3. dcarlson 4/29/2008 3:58:00 PM
Comment: Updated Shape
4. dcarlson 6/12/2008 2:48:28 PM
Comment: Updated Shape
5. dcarlson 6/12/2008 3:00:09 PM
Comment: Updated Shape
6. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489
7. nmiller 1/7/2009 12:01:31 PM POD
Comment: PODID 701487 correlated from SpatialDataID 207705 to SpatialDataID 207705

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13985

WATER RIGHT NUMBER: 34-13985

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 2/18/1885

Basis: Decreed

Status: Active

Source: BIG LOST RIVER Tributary: SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	0.610 CFS	
	<u>Total Diversion</u>	0.610 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			
Acre Limit: 30.7																			

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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs

78547

- and the irrigation of 426.6 acres.
4. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
 5. F01 Water is delivered through Darlington Ditch.
 6. K06 This right is limited to the irrigation of 30.7 acres within the place of use described above in a single irrigation season.

Comments:

1. dcarlson 6/12/2008 1:21:02 PM
Comment: Updated Shape
2. dcarlson 6/12/2008 1:26:34 PM
Comment: Updated Shape
3. dcarlson 6/12/2008 1:26:55 PM
Comment: Updated Shape
4. dcarlson 6/12/2008 1:27:14 PM
Comment: Updated Shape
5. dcarlson 6/12/2008 1:27:35 PM
Comment: Updated Shape
6. dcarlson 6/12/2008 1:27:56 PM
Comment: Updated Shape
7. dcarlson 6/12/2008 1:28:18 PM
Comment: Updated Shape
8. dcarlson 6/12/2008 1:28:40 PM
Comment: Updated Shape
9. dcarlson 6/12/2008 1:29:02 PM
Comment: Updated Shape
10. dcarlson 6/12/2008 1:29:23 PM
Comment: Updated Shape
11. dcarlson 6/12/2008 1:29:44 PM
Comment: Updated Shape
12. dcarlson 6/12/2008 1:42:07 PM
Comment: Updated Shape
13. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

78547

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13987

WATER RIGHT NUMBER: 34-13987

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 6/1/1887

Basis: Decreed

Status: Active

Source: Tributary:
BIG LOST RIVER SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	0.430 CFS	
	<u>Total Diversion</u>	0.430 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			

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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.
3. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

78547

4. F01 Water is delivered through Darlington Ditch.
5. Rights 34-13987 and 34-13904 when combined shall not exceed a total annual maximum diversion volume of 52.5 af at the field headgate, and the irrigation of 15 acres.

Comments:

1. dcarlson 6/12/2008 2:06:17 PM
Comment: Updated Shape
2. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 6/20/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13989

WATER RIGHT NUMBER: 34-13989

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 4/28/1898

Basis: Decreed

Status: Active

Source: Tributary:
BIG LOST RIVER SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	0.590 CFS	
	<u>Total Diversion</u>	0.590 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			
Acre Limit: 29.7																			

Conditions of Approval:

1. K06 This right is limited to the irrigation of 29.7 acres within the place of use described above in a single irrigation season.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. F01 Water is delivered through Darlington Ditch.

78547

4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.

Comments:

1. dcarlson 6/12/2008 2:08:28 PM
Comment: Updated Shape
2. psdaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13991

WATER RIGHT NUMBER: 34-13991

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 9/26/1894

Basis: Decreed

Status: Active

Source: Tributary:
BIG LOST RIVER SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	0.300 CFS	
	<u>Total Diversion</u>	0.300 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			
Acre Limit: 15.0																			

Conditions of Approval:

1. K06 This right is limited to the irrigation of 15 acres within the place of use described above in a single irrigation season.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. F01 Water is delivered through Darlington Ditch.

78547

4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.

Comments:

1. dcarlson 6/12/2008 2:10:42 PM
Comment: Updated Shape
2. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13993

WATER RIGHT NUMBER: 34-13993

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 6/1/1896

Basis: Decreed

Status: Active

Source: BIG LOST RIVER Tributary: SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	0.890 CFS	
	<u>Total Diversion</u>	0.890 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			
Acre Limit: 44.6																			

Conditions of Approval:

1. K06 This right is limited to the irrigation of 44.6 acres within the place of use described above in a single irrigation season.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. F01 Water is delivered through Darlington Ditch.

8547

4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.

Comments:

1. dcarlson 6/12/2008 2:23:46 PM
Comment: Updated Shape
2. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13995

WATER RIGHT NUMBER: 34-13995

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 8/1/1899

Basis: Decreed

Status: Active

Source: Tributary:
BIG LOST RIVER SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	0.590 CFS	
	<u>Total Diversion</u>	0.590 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			
Acre Limit: 29.6																			

Conditions of Approval:

1. K06 This right is limited to the irrigation of 29.6 acres within the place of use described above in a single irrigation season.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. F01 Water is delivered through Darlington Ditch.

854

4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.

Comments:

1. dcarlson 6/12/2008 2:24:41 PM
Comment: Updated Shape
2. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13997

WATER RIGHT NUMBER: 34-13997

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 8/1/1896

Basis: Decreed

Status: Active

Source: Tributary:
BIG LOST RIVER SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	2.850 CFS	
	<u>Total Diversion</u>	2.850 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
																			Total Acres: 388.6
																			Acre Limit: 142.6

Conditions of Approval:

1. K06 This right is limited to the irrigation of 142.6 acres within the place of use described above in a single irrigation season.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. F01 Water is delivered through Darlington Ditch.

88547

4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.
7. P29 This right is a combination of old Right Nos 34-321, 34-475 and 34-687.

Comments:

1. dcarlson 6/12/2008 2:25:28 PM
Comment: Updated Shape
2. psdaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

8547

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-13999

WATER RIGHT NUMBER: 34-13999

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 4/22/1884

Basis: Decreed

Status: Active

Source: Tributary:
BIG LOST RIVER SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	2.170 CFS	
	<u>Total Diversion</u>	2.170 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
																			Total Acres: 388.6
																			Acre Limit: 108.4

Conditions of Approval:

1. K06 This right is limited to the irrigation of 108.4 acres within the place of use described above in a single irrigation season.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. F01 Water is delivered through Darlington Ditch.

4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.
7. P29 This right is a combination of old Right Nos 34-119D and 34-686.

Comments:

1. dcarlson 6/12/2008 2:26:26 PM
Comment: Updated Shape
2. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-14001

WATER RIGHT NUMBER: 34-14001

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 5/1/1905

Basis: Decreed

Status: Active

Source: Tributary:
BIG LOST RIVER SINKS

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/15	1.330 CFS	
	<u>Total Diversion</u>	1.330 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER NWSWNE Sec. 33, Twp 07N, Rge 24E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Tw	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 388.6																			

Conditions of Approval:

1. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
2. F01 Water is delivered through Darlington Ditch.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary

78547

- 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 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.
 6. P29 This right is a combination of old Right Nos 34-371 and 34-375A.

Comments:

1. dcarlson 6/12/2008 2:39:20 PM
Comment: Updated Shape
2. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489
3. jcefalo 2/23/2012 12:00:00 AM Ownership Change
Comment: Former right 34-12374 was included in an ownership change filed by Constantine Kitsos in April 2003. The ownership change listed twelve overlapping water rights. Fee was for twelve rights. Ownership was updated for all other rights. This one was missed. Ownership has been updated to be consistent with other overlapping rights. 34-12374 was split into 34-14001 and 34-14002 by Transfer 73489.

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Owner Name Connector: And

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

03-19-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-14003

WATER RIGHT NUMBER: 34-14003

Owner Type: Name and Address
Current Owner CONSTANTINE N KITSOS
9000 N E 2ND AVE
MIAMI, FL 33138

Priority Date: 6/1/1909

Basis: Decreed

Status: Active

Source: Tributary:
ALDER CREEK BIG LOST RIVER

Beneficial Use: From / To Diversion Rate Annual Volume

IRRIGATION 05/01 to 10/15 0.190 CFS

Total Diversion 0.190 CFS

Location of Point(s) of Diversion:

ALDER CREEK L3(NWNWSW) Sec. 7, Twp 06N, Rge 25E B.M. CUSTER County

Place of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	8												37.0					37
06N	25E	9														8.0	5.0		13
06N	25E	16		25.0															25
06N	25E	17			0.8		31.6	39.0	40.0	35.3	40.0	23.0		10.0	29.7	38.2	13.0	12.0	312.6
06N	25E	18	39.0																39
Total Acres: 426.6																			
Acre Limit: 9.5																			

Conditions of Approval:

78547

1. K06 This right is limited to the irrigation of 9.5 acres within the place of use described above in a single irrigation season.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. F01 Water is delivered through Darlington Ditch.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. X35 Rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001 and 34-14003 when combined shall not exceed a total diversion rate of 12.13 cfs and the irrigation of 426.6 acres.
7. F06 The following rights are diverted through point(s) of diversion described above: 34-333, 34-682B and 34-10400.

Comments:

1. dcarlson 6/12/2008 1:33:51 PM
Comment: Updated Shape
2. dcarlson 6/12/2008 1:35:34 PM
Comment: Updated Shape
3. dcarlson 6/12/2008 1:37:02 PM
Comment: Updated Shape
4. dcarlson 6/12/2008 1:37:29 PM
Comment: Updated Shape
5. dcarlson 6/12/2008 1:38:37 PM
Comment: Updated Shape
6. dcarlson 6/12/2008 1:39:28 PM
Comment: Updated Shape
7. dcarlson 6/12/2008 2:41:09 PM
Comment: Updated Shape
8. pskaggs 6/29/2008 8:05:46 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 73489

Dates and Other Information:

Decreed Date: 12/14/2001

State or Federal: S

Water District Number: 34

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Error: Subreport could not be shown.

SubCase: N/A

Water Supply Bank: N/A

2b

247069

QUITCLAIM DEED

For Value Received
MAGEE FAMILY TRUST

P. O. Box 55, Mackay, Idaho 83251

do hereby convey, release, remise and forever quit claim
unto

CONSTANTINE N. KITSOS Living Trust C

whose address is: 9000 N. E. 2nd Avenue, Miami, Florida
33138

the following described premises situated in Custer County,
Idaho, to-wit:

The East $\frac{1}{2}$ Southeast $\frac{1}{4}$ Northeast $\frac{1}{4}$ Section 18 Township
6 North Range 25 East B.M.

Custer County, Idaho more particularly described as:

Commencing at the Northeast corner of Section 18; thence
S 00°30'40" E 1346.73 feet along the Section line to the
Northeast corner of the East $\frac{1}{2}$ Southeast $\frac{1}{4}$ Northeast $\frac{1}{4}$,
and the **POINT OF BEGINNING**. Thence S 00°30'40" E
1346.73' feet to the Southeast corner of said East $\frac{1}{2}$
Southeast $\frac{1}{4}$ Northeast $\frac{1}{4}$; thence N 89°41'04" W 673.13'
feet to the Southwest corner of said East $\frac{1}{2}$ Southeast $\frac{1}{4}$
Northeast $\frac{1}{4}$; thence N 00°38'52" W 1350.86 feet to the
Northwest corner of said East $\frac{1}{2}$ Southeast $\frac{1}{4}$ Northeast $\frac{1}{4}$;
thence S 89°20'20" E 676.42 feet to the **POINT OF
BEGINNING**.

Parcel contains 20.89 Acres more or less.

together with their appurtenances, with the exception of all water

Custer County Req. of
Magee Family Trust
Time *11:00 A* M Date *3/20* 20*13*
Barbara C. Tierney, Clerk
Bonnie Crisp \$13.00
Deputy

ATTESTATION

The East ½ Southeast ¼ Northeast ¼ Section 18 Township 6 North Range 25 East B.M.
Custer County, Idaho more particularly described as:

Commencing at the Northeast corner of Section 18; thence S 00°30'40" E 1346.73 feet
along the Section line to the Northeast corner of the East ½ Southeast ¼ Northeast ¼, and
the **POINT OF BEGINNING**. Thence S 00°30'40" E 1346.73' feet to the Southeast
corner of said East ½ Southeast ¼ Northeast ¼; thence N 89°41'04" W 673.13' feet to
the Southwest corner of said East ½ Southeast ¼ Northeast ¼; thence N 00°38'52" W
1350.86 feet to the Northwest corner of said East ½ Southeast ¼ Northeast ¼; thence S
89°20'20" E 676.42 feet to the **POINT OF BEGINNING**.

Parcel contains 20.89 Acres more or less.

I attest that there are no liens or encumbrances on the above described land that is being
Quit Claimed to Constantine N. Kitsos Living Trust C.

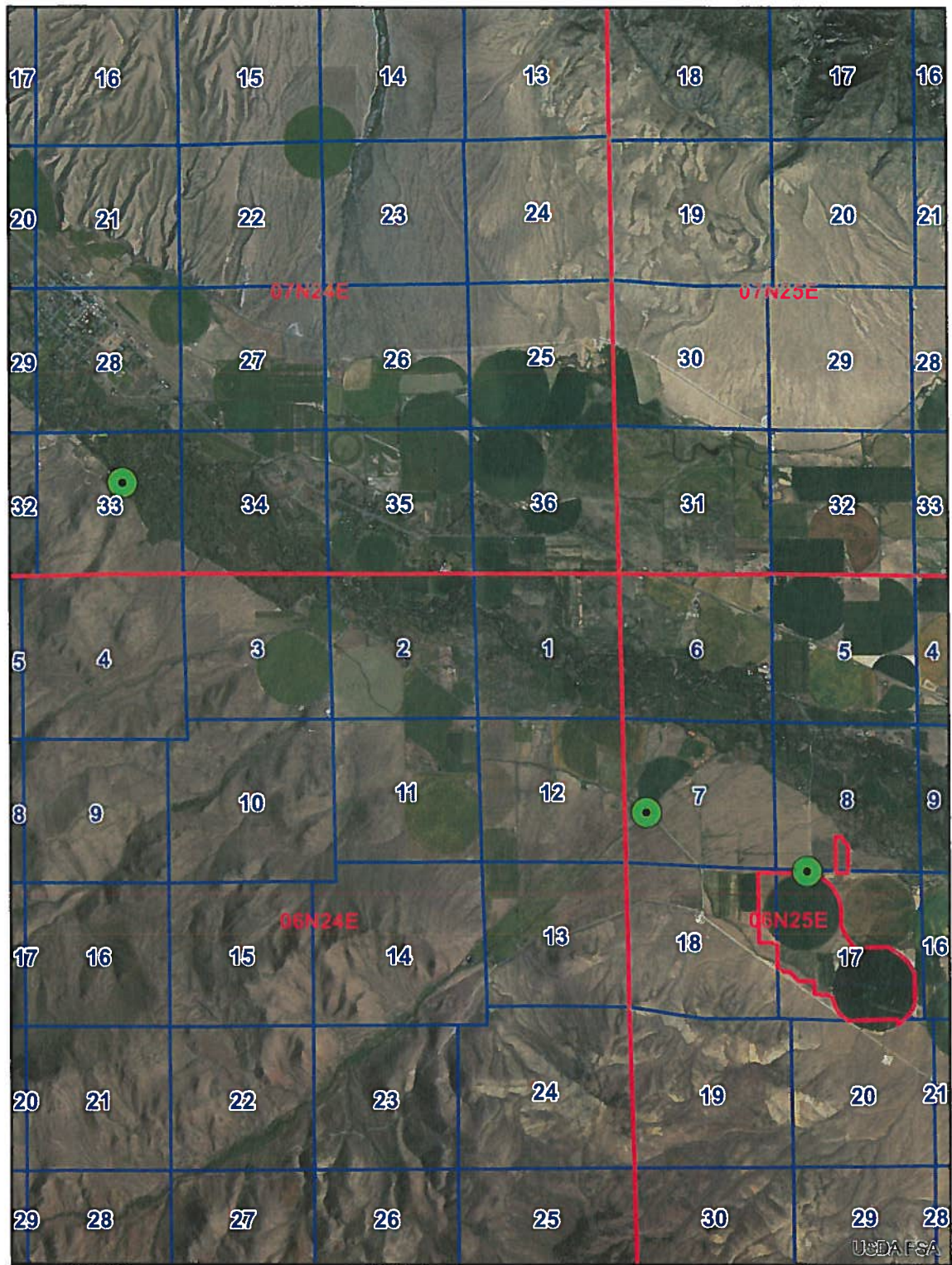


Magee Family Trust, Trustee:

DATE: 3/15/13

DATE: _____

Attachment 7a



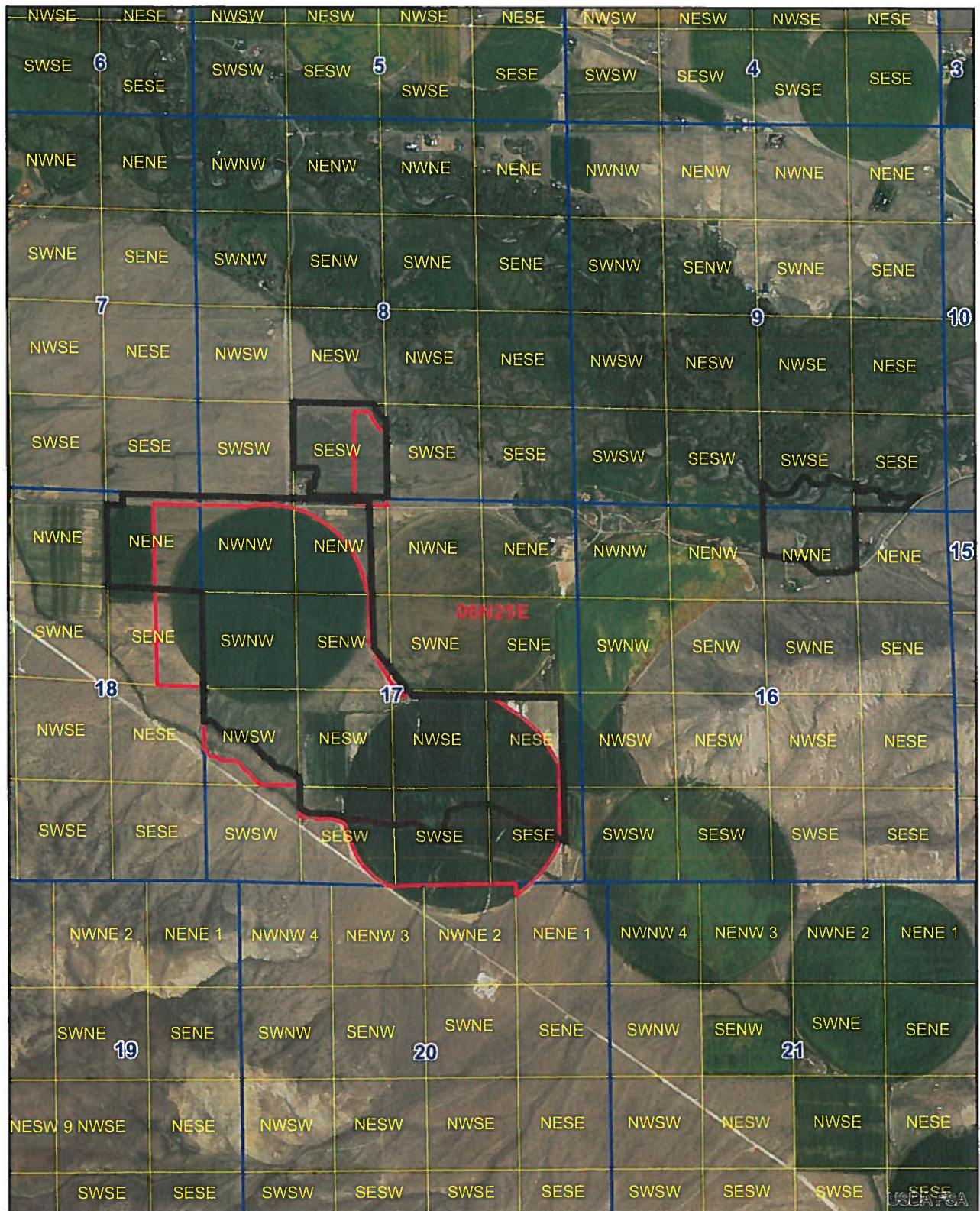
Legend

-  Proposed_POD
-  Proposed_POU
-  Township/Range
-  Sections

1 inch = 5,833 feet

78547

Attachment 7b



Legend

- Current_POU
- Proposed_POU
- Township/Range
- Sections
- QQ



1 inch = 2,083 feet

78547

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON	1961	WINTER	▼	Kitos	TRANSFER NAME	TRANSFER NO:
YEAR	SEASON					

ENTER CELL LOCATIONS:			
	'TO' CELL	'FROM1' CELL	'FROM2' CELL
ROW	14	11	
COLUMN	110	110	

TRIMESTER OF ACTIVITY	TO WELL <u>Projected Use</u> AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 W <u>With Transfer</u> AF/TRIMESTER
		<u>With Transfer</u> AF/TRIMESTER	<u>Without Transfer</u> AF/TRIMESTER	<u>With Transfer</u> AF/TRIMESTER	<u>Without Transfer</u> AF/TRIMESTER	
WIN 1961	0	18	18	0	0	0
SPR 1962	0	18	18	0	0	0
SUM 1962	0	18	18	0	0	0
WIN 1962	0	18	18	0	0	0
SPR 1963	0	18	18	0	0	0
SUM 1963	0	18	18	0	0	0
WIN 1963	0	18	18	0	0	0

SPR 1964	0	18	18	0	0	0	0
SUM 1964	0	18	18	0	0	0	0
WIN 1964	0	18	18	0	0	0	0
SPR 1965	0	18	18	0	0	0	0
SUM 1965	0	18	18	0	0	0	0
WIN 1965	0	18	18	0	0	0	0
SPR 1966	0	18	18	0	0	0	0
SUM 1966	0	18	18	0	0	0	0
WIN 1966	0	18	18	0	0	0	0
SPR 1967	0	18	18	0	0	0	0
SUM 1967	0	18	18	0	0	0	0
WIN 1967	0	18	18	0	0	0	0
SPR 1968	0	18	18	0	0	0	0
SUM 1968	0	18	18	0	0	0	0
WIN 1968	0	18	18	0	0	0	0
SPR 1969	0	18	18	0	0	0	0
SUM 1969	0	18	18	0	0	0	0
WIN 1969	0	18	18	0	0	0	0
SPR 1970	0	18	18	0	0	0	0
SUM 1970	0	18	18	0	0	0	0
WIN 1970	0	18	18	0	0	0	0
SPR 1971	0	18	18	0	0	0	0
SUM 1971	0	18	18	0	0	0	0
WIN 1971	0	18	18	0	0	0	0
SPR 1972	0	18	18	0	0	0	0
SUM 1972	0	18	18	0	0	0	0
WIN 1972	0	18	18	0	0	0	0
SPR 1973	0	18	18	0	0	0	0
SUM 1973	0	18	18	0	0	0	0
WIN 1973	0	18	18	0	0	0	0

SPR 1974	0	18	0	0	0	0
SUM 1974	0	18	0	0	0	0
WIN 1974	0	18	0	0	0	0
SPR 1975	0	95	0	0	0	0
SUM 1975	0	95	0	0	0	0
WIN 1975	0	95	0	0	0	0
SPR 1976	0	95	0	0	0	0
SUM 1976	0	95	0	0	0	0
WIN 1976	0	95	0	0	0	0
SPR 1977	0	95	0	0	0	0
SUM 1977	0	95	0	0	0	0
WIN 1977	0	95	0	0	0	0
SPR 1978	0	95	0	0	0	0
SUM 1978	0	95	0	0	0	0
WIN 1978	0	95	0	0	0	0
SPR 1979	0	95	0	0	0	0
SUM 1979	0	95	0	0	0	0
WIN 1979	0	95	0	0	0	0
SPR 1980	0	95	0	0	0	0
SUM 1980	0	95	0	0	0	0
WIN 1980	0	95	0	0	0	0
SPR 1981	0	95	0	0	0	0
SUM 1981	0	95	0	0	0	0
WIN 1981	0	95	0	0	0	0
SPR 1982	0	95	0	0	0	0
SUM 1982	0	95	0	0	0	0
WIN 1982	0	95	0	0	0	0
SPR 1983	0	95	0	0	0	0
SUM 1983	0	95	0	0	0	0
WIN 1983	0	95	0	0	0	0
SPR 1984	0	95	0	0	0	0
SUM 1984	0	95	0	0	0	0
WIN 1984	0	95	0	0	0	0
SPR 1985	0	95	0	0	0	0

SUM 1985	0	95	0	0	95	0	0
WIN 1985	0	95	0	0	95	0	0
SPR 1986	0	95	0	0	95	0	0
SUM 1986	0	95	0	0	95	0	0
WIN 1986	0	95	0	0	95	0	0
SPR 1987	0	95	0	0	95	0	0
SUM 1987	0	95	0	0	95	0	0
WIN 1987	0	95	0	0	95	0	0
SPR 1988	0	95	0	0	95	0	0
SUM 1988	0	95	0	0	95	0	0
WIN 1988	0	95	0	0	95	0	0
SPR 1989	0	95	0	0	95	0	0
SUM 1989	0	95	0	0	95	0	0
WIN 1989	0	95	0	0	95	0	0
SPR 1990	0	95	0	0	95	0	0
SUM 1990	0	95	0	0	95	0	0
WIN 1990	0	95	0	0	95	0	0
SPR 1991	0	95	0	0	95	0	0
SUM 1991	0	95	0	0	95	0	0
WIN 1991	0	95	0	0	95	0	0
SPR 1992	0	95	0	0	95	0	0
SUM 1992	0	95	0	0	95	0	0
WIN 1992	0	95	0	0	95	0	0
SPR 1993	0	95	0	0	95	0	0
SUM 1993	0	95	0	0	95	0	0
WIN 1993	0	95	0	0	95	0	0
SPR 1994	0	95	0	0	95	0	0
SUM 1994	0	95	0	0	95	0	0
WIN 1994	0	95	0	0	95	0	0
SPR 1995	0	95	0	0	95	0	0
SUM 1995	0	95	0	0	95	0	0
WIN 1995	0	95	0	0	95	0	0
SPR 1996	0	95	0	0	95	0	0
SUM 1996	0	95	0	0	95	0	0
WIN 1996	0	95	0	0	95	0	0

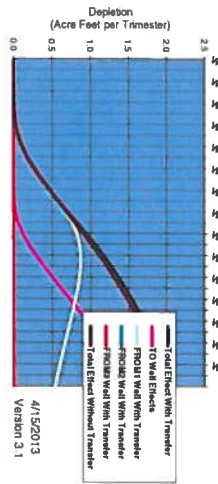
SPR 1997	0	95	95	0	0	0	0
SUM 1997	0	95	95	0	0	0	0
WIN 1997	0	95	95	0	0	0	0
SPR 1998	0	95	95	0	0	0	0
SUM 1998	0	95	95	0	0	0	0
WIN 1998	0	95	95	0	0	0	0
SPR 1999	0	95	95	0	0	0	0
SUM 1999	0	95	95	0	0	0	0
WIN 1999	0	95	95	0	0	0	0
SPR 2000	0	95	95	0	0	0	0
SUM 2000	0	95	95	0	0	0	0
WIN 2000	0	95	95	0	0	0	0
SPR 2001	0	95	95	0	0	0	0
SUM 2001	0	95	95	0	0	0	0
WIN 2001	0	95	95	0	0	0	0
SPR 2002	0	95	95	0	0	0	0
SUM 2002	0	95	95	0	0	0	0
WIN 2002	0	95	95	0	0	0	0
SPR 2003	0	95	95	0	0	0	0
SUM 2003	0	95	95	0	0	0	0
WIN 2003	0	95	95	0	0	0	0
SPR 2004	0	95	95	0	0	0	0
SUM 2004	0	95	95	0	0	0	0
WIN 2004	0	95	95	0	0	0	0
SPR 2005	0	95	95	0	0	0	0
SUM 2005	0	95	95	0	0	0	0
WIN 2005	0	95	95	0	0	0	0
SPR 2006	0	95	95	0	0	0	0
SUM 2006	0	95	95	0	0	0	0
WIN 2006	0	95	95	0	0	0	0
SPR 2007	0	95	95	0	0	0	0
SUM 2007	0	95	95	0	0	0	0
WIN 2007	0	95	95	0	0	0	0
SPR 2008	0	95	95	0	0	0	0
SUM 2008	0	95	95	0	0	0	0

WIN 2008	0	95	0	0	95	0	0
SPR 2009	0	95	0	0	95	0	0
SUM 2009	0	95	0	0	95	0	0
WIN 2009	0	95	0	0	95	0	0
SPR 2010	0	95	0	0	95	0	0
SUM 2010	0	95	0	0	95	0	0
WIN 2010	0	95	0	0	95	0	0
SPR 2011	0	95	0	0	95	0	0
SUM 2011	0	95	0	0	95	0	0
WIN 2011	0	95	0	0	95	0	0
SPR 2012	0	95	0	0	95	0	0
SUM 2012	0	95	0	0	95	0	0
WIN 2012	0	95	0	0	95	0	0
SPR 2013	95	0	0	0	95	0	0
SUM 2013	95	0	0	0	95	0	0
WIN 2013	95	0	0	0	95	0	0
SPR 2014	95	0	0	0	95	0	0
SUM 2014	95	0	0	0	95	0	0
WIN 2014	95	0	0	0	95	0	0
SPR 2015	95	0	0	0	95	0	0
SUM 2015	95	0	0	0	95	0	0
WIN 2015	95	0	0	0	95	0	0
SPR 2016	95	0	0	0	95	0	0
SUM 2016	95	0	0	0	95	0	0
WIN 2016	95	0	0	0	95	0	0
SPR 2017	95	0	0	0	95	0	0
SUM 2017	95	0	0	0	95	0	0
WIN 2017	95	0	0	0	95	0	0
SPR 2018	95	0	0	0	95	0	0
SUM 2018	95	0	0	0	95	0	0
WIN 2018	95	0	0	0	95	0	0
SPR 2019	95	0	0	0	95	0	0
SUM 2019	95	0	0	0	95	0	0
WIN 2019	95	0	0	0	95	0	0
SPR 2020	95	0	0	0	95	0	0

Hydrologic Response—Ashion to Rockburg

Customer Name: Kilaos

Transfer No:

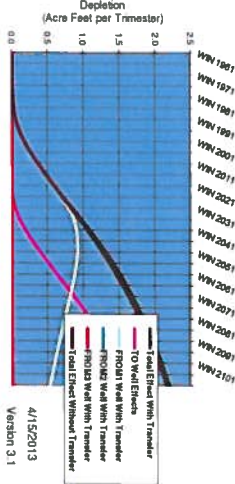


4/15/2013
Version 3.1

Hydrologic Response—Heia to Shiley

Customer Name: Kilaos

Transfer No:

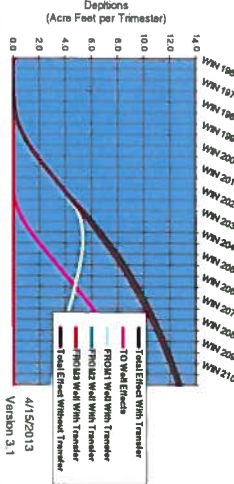


4/15/2013
Version 3.1

Hydrologic Response—Shiley to Near Blackfoot

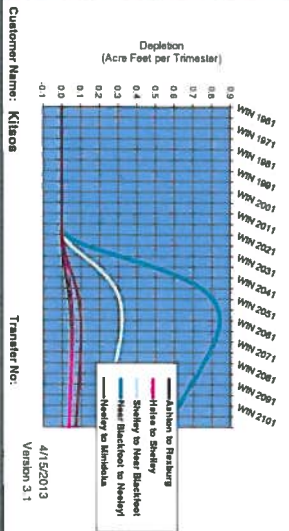
Customer Name: Kilaos

Transfer No:



4/15/2013
Version 3.1

Net Transfer Effect About Miller (Total Effect With Transfer - Total Effect Without Transfer)

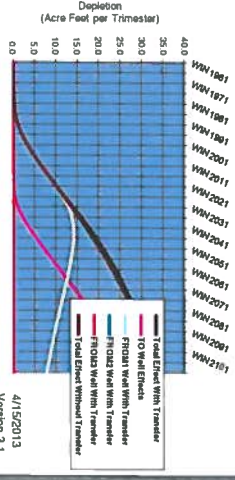


4/15/2013
Version 3.1

Hydrologic Response—Near Blackfoot to Neoley

Customer Name: Kilaos

Transfer No:

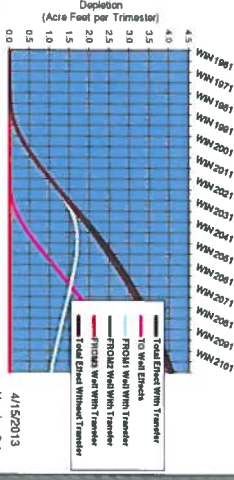


4/15/2013
Version 3.1

Hydrologic Response—Neoley to Minkole

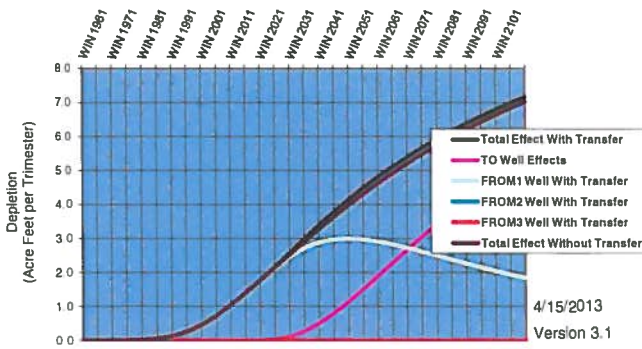
Customer Name: Kilaos

Transfer No:

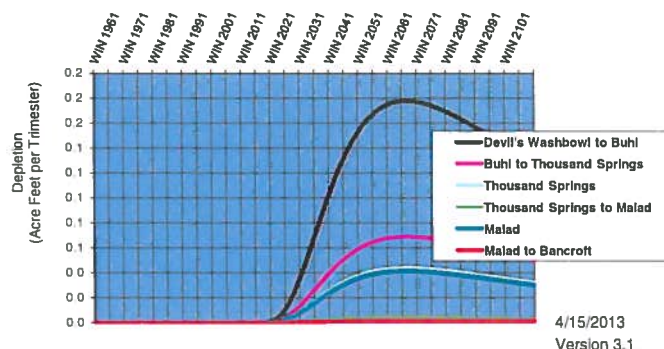


4/15/2013
Version 3.1

Hydrologic Response--Devil's Washbowl to Buhl
Customer Name: Kitsos Transfer No:



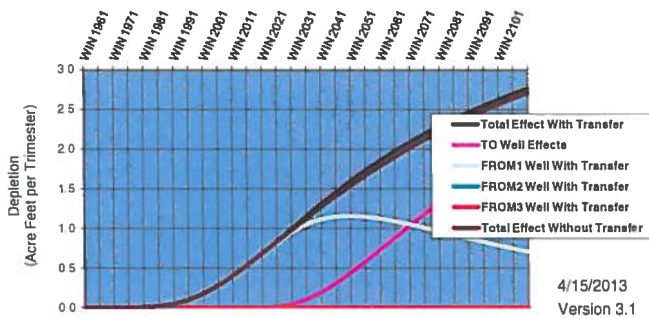
Net Transfer Effect Below Milner
(Total Effect With Transfer - Total Effect Without Transfer)



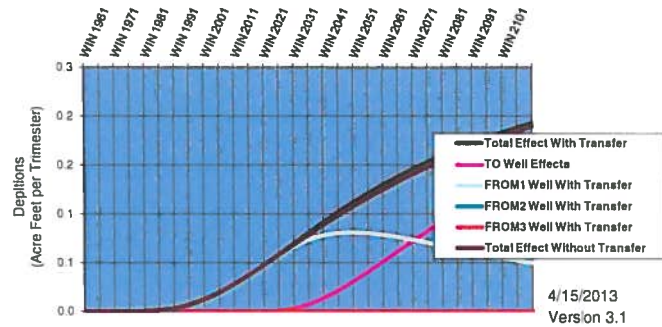
Customer Name: Kitsos

Transfer No:

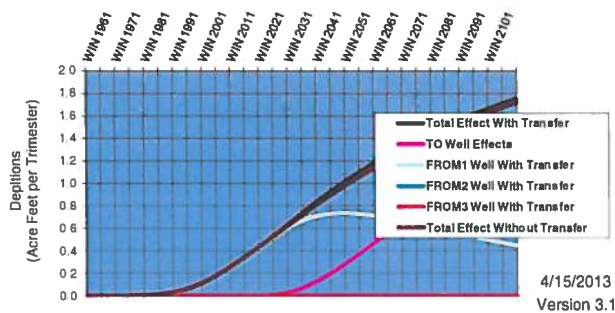
Hydrologic Response--Buhl to Thousand Springs
Customer Name: Kitsos Transfer No:



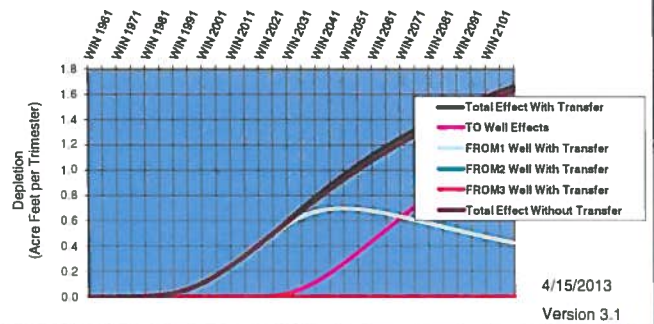
Hydrologic Response--Thousand Springs to Malad
Customer Name: Kitsos Transfer No:



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



Hydrologic Response-- Malad
Customer Name: Kitsos Transfer No:



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

