

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76658**

This is to certify that: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM ID 83340
(208)726-3030

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-115F	WR/Decreed	06/12/1886	1 cfs	N/A	268.0	268.0	BIG WOOD RIVER
37-501B	WR/Decreed	05/01/1886	0.4 cfs	N/A	268.0	268.0	BIG WOOD RIVER
37-501C	WR/Decreed	05/01/1886	2 cfs	N/A	268.0	268.0	BIG WOOD RIVER
37-590B	WR/Decreed	05/01/1886	1 cfs	N/A	268.0	268.0	BIG WOOD RIVER
37-597B	WR/Decreed	05/01/1886	0.7 cfs	N/A	268.0	268.0	BIG WOOD RIVER
37-2502	WR/Decreed	05/03/1949	5 cfs	938 af	268.0	268.0	GROUND WATER
37-577K	WR/Decreed	03/24/1883	1.38 cfs	N/A		154.0	BIG WOOD RIVER
37-2568	WR/Decreed	04/25/1955	3.2 cfs	539 af		154.0	GROUND WATER
37-20635	WR/Decreed	03/08/1977	8.88 cfs	2419.5 af	806.5	885.0	GROUND WATER
37-20639	WR/Decreed	06/15/1946	2.45 cfs	N/A	79.1	885.0	GROUND WATER
37-20641	WR/Decreed	07/10/1884	0.96 cfs	N/A	33.3	885.0	BIG WOOD RIVER
37-20643	WR/Decreed	03/24/1883	0.67 cfs	N/A	33.3	885.0	BIG WOOD RIVER
37-20645	WR/Decreed	05/17/1883	5.4 cfs	N/A	308.7	885.0	BIG WOOD RIVER
37-20647	WR/Decreed	04/17/1883	0.48 cfs	N/A	270.1	885.0	BIG WOOD RIVER
37-20649	WR/Decreed	06/20/1884	4.34 cfs	N/A	270.1	885.0	BIG WOOD RIVER
37-20651	WR/Decreed	06/02/1890	0.96 cfs	N/A	270.1	885.0	BIG WOOD RIVER
37-20637	WR/Decreed	02/12/1947	1.58 cfs	238.3 af	79.1	885.0	GROUND WATER
37-2599	WR/Decreed	09/30/1957	1.5 cfs	594 af	721.7	755.0	GROUND WATER
37-2604	WR/Decreed	07/29/1958	2.5 cfs	990 af	721.7	755.0	GROUND WATER
37-2616	WR/Decreed	06/03/1959	2.98 cfs	1180.1 af	721.7	755.0	GROUND WATER
37-7758	WR/Decreed	02/06/1979	3.5 cfs	525 af	175.0	755.0	GROUND WATER
37-2581	WR/Decreed	08/16/1955	3 cfs	1188 af	721.7	755.0	GROUND WATER

SUPPORT DATA

IN FILE # 37-115F

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76658

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>
37-115F	NO	NO	YES	NO	NO	NO
37-501B	NO	NO	YES	NO	NO	NO
37-501C	NO	NO	YES	NO	NO	NO
37-590B	NO	NO	YES	NO	NO	NO
37-597B	NO	NO	YES	NO	NO	NO
37-2502	NO	NO	YES	YES	NO	NO
37-577K	NO	NO	YES	NO	NO	NO
37-2568	NO	NO	YES	NO	NO	NO
37-20635	NO	NO	YES	NO	NO	NO
37-20639	NO	NO	YES	NO	NO	NO
37-20641	NO	NO	YES	NO	NO	NO
37-20643	NO	NO	YES	NO	NO	NO
37-20645	NO	NO	YES	NO	NO	NO
37-20647	NO	NO	YES	NO	NO	NO
37-20649	NO	NO	YES	NO	NO	NO
37-20651	NO	NO	YES	NO	NO	NO
37-20637	NO	NO	YES	NO	NO	NO
37-2599	NO	NO	YES	NO	NO	NO
37-2604	NO	NO	YES	YES	NO	NO
37-2616	NO	NO	YES	YES	NO	NO
37-7758	NO	NO	YES	YES	NO	NO
37-2581	NO	NO	YES	YES	NO	NO

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76658

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-115F	37-115F	1 cfs	N/A	268.0	3,345.0		N/A	N/A	N/A	N/A
37-501B	37-501B	0.4 cfs	N/A	268.0	3,345.0		N/A	N/A	N/A	N/A
37-501C	37-501C	2 cfs	N/A	268.0	3,345.0		N/A	N/A	N/A	N/A
37-590B	37-590B	1 cfs	N/A	268.0	3,345.0		N/A	N/A	N/A	N/A
37-597B	37-597B	0.7 cfs	N/A	268.0	3,345.0		N/A	N/A	N/A	N/A
37-2502	37-2502	5 cfs	938 af	268.0	3,345.0		N/A	N/A	N/A	N/A
37-577K	37-577K	1.38 cfs	N/A	N/A	3,345.0		N/A	N/A	N/A	N/A
37-2568	37-2568	3.2 cfs	539 af	154.0	3,345.0		N/A	N/A	N/A	N/A
37-20635	37-20635	8.88 cfs	2419.5 af	806.5	3,345.0		N/A	N/A	N/A	N/A
37-20639	37-20639	2.45 cfs	287 af	79.1	3,345.0		N/A	N/A	N/A	N/A
37-20641	37-20641	0.96 cfs	N/A	33.3	3,345.0		N/A	N/A	N/A	N/A
37-20643	37-20643	0.67 cfs	N/A	33.3	3,345.0		N/A	N/A	N/A	N/A
37-20645	37-20645	5.4 cfs	N/A	308.7	3,345.0		N/A	N/A	N/A	N/A
37-20647	37-20647	0.48 cfs	N/A	270.1	3,345.0		N/A	N/A	N/A	N/A
37-20649	37-20649	4.34 cfs	N/A	270.1	3,345.0		N/A	N/A	N/A	N/A
37-20651	37-20651	0.96 cfs	N/A	270.1	3,345.0		N/A	N/A	N/A	N/A
37-20637	37-20637	1.58 cfs	238.3 af	79.1	3,345.0		N/A	N/A	N/A	N/A
37-2599	37-2599	1.5 cfs	594 af	721.7	3,345.0		N/A	N/A	N/A	N/A
37-2604	37-2604	2.5 cfs	990 af	721.7	3,345.0		N/A	N/A	N/A	N/A
37-2616	37-2616	2.98 cfs	1180.1 af	721.7	3,345.0		N/A	N/A	N/A	N/A
37-7758	37-7758	3.5 cfs	525 af	175.0	3,345.0		N/A	N/A	N/A	N/A
37-2581	37-2581	3 cfs	1188 af	721.7	3,345.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		53.88 cfs	6709.5 af*	2028.7	3345		N/A	N/A	N/A	N/A

*Volume Limit from Ground Water

Detailed Water Right Description(s) attached

Dated this 5th day of June, 2012


 Southern Region Manager

WATER RIGHT NO. 37-2568
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-2568 is now described as follows.

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

Priority Date: April 25, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	3.20 CFS	539.0 AF
			3.20 CFS	539.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSE Sec. 4 Twp 01S Rge 19E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-2568
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

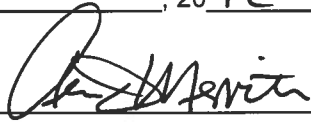
1. Rights 37-577K and 37-2568 when combined shall not exceed the irrigation of 154 acres.
2. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
3. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
6. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 37-2568
As Modified by Transfer No. 76658

11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-115F
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-115F is now described as follows.

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

Priority Date: June 12, 1886

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	1.00 CFS
			1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

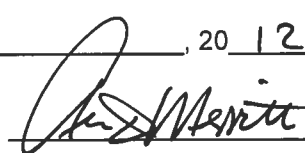
WATER RIGHT NO. 37-115F
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

1. Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
3. 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. Water diverted from Headgate #45 delivered through District Canal.
6. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. 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.

This water right 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.

Dated this 5th day of June, 20 12


Southern Region Manager

WATER RIGHT NO. 37-501B
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-501B is now described as follows.

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

Priority Date: May 01, 1886

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to 10/31		0.40 CFS
			0.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

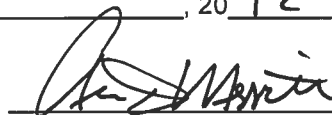
WATER RIGHT NO. 37-501B
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

1. Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
3. 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. Water diverted from Headgate #45 delivered through District Canal.
6. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-501C
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-501C is now described as follows.

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

Priority Date: May 01, 1886

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	2.00 CFS
			2.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

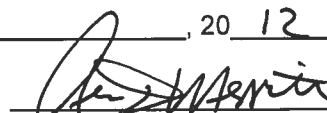
WATER RIGHT NO. 37-501C
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

1. Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
3. 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. Water diverted from Headgate #45 delivered through District Canal.
6. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. 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.

This water right 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.

Dated this 5th day of June, 20 12


Southern Region Manager

WATER RIGHT NO. 37-590B
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-590B is now described as follows.

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

Priority Date: May 01, 1886

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	1.00 CFS
			1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

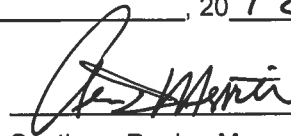
WATER RIGHT NO. 37-590B
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

1. Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
3. 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. Water diverted from Headgate #45 delivered through District Canal.
6. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-597B
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-597B is now described as follows.

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

Priority Date: May 01, 1886

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	0.70 CFS
			0.70 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

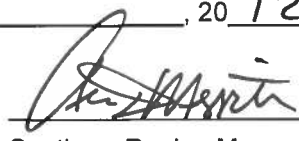
WATER RIGHT NO. 37-597B
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

1. Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
3. 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. Water diverted from Headgate #45 delivered through District Canal.
6. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. 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.

This water right 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.

Dated this 5th day of June, 2012


Southern Region Manager

WATER RIGHT NO. 37-2502
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-2502 is now described as follows.

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

Priority Date: May 03, 1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/31	5.00 CFS	938.0 AF
			5.00 CFS	938.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (NWSWNW)	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NWNWSW	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	L1 (NWSENE)	Sec. 5	Twp 01S	Rge 19E	BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0			40.0							56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-2502
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

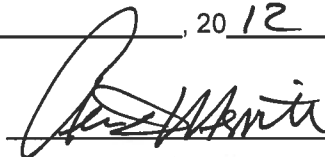
1. Rights 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, and 37-2502 when combined shall not exceed the irrigation of 268 acres.
2. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
3. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
6. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 37-2502
As Modified by Transfer No. 76658

11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

This water right 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.

Dated this 5th day of June, 20 12



Southern Region Manager

WATER RIGHT NO. 37-577K
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-577K is now described as follows.

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

Priority Date: March 24, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	1.38 CFS
			1.38 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

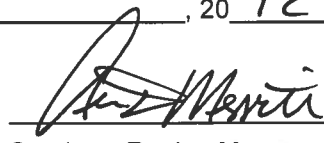
WATER RIGHT NO. 37-577K
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

1. Rights 37-577K and 37-2568 when combined shall not exceed the irrigation of 154 acres.
2. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
3. 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. Water diverted from Headgate #45 delivered through District Canal.
6. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. 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.

This water right 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.

Dated this 5th day of June, 2012


Southern Region Manager

WATER RIGHT NO. 37-20635**As Modified by Transfer No. 76658**

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20635 is now described as follows.

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

Priority Date: March 08, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	8.88 CFS	2,419.5 AF
			8.88 CFS	2,419.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (NWSWNW) Sec. 4 Twp 01S Rge 19E BLAINE County

GROUND WATER NWNWSW Sec. 4 Twp 01S Rge 19E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4		40.0								56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20635
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

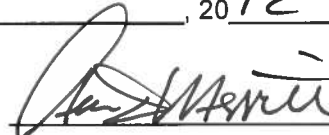
1. This right is limited to the irrigation of 806.5 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 37-20635
As Modified by Transfer No. 76658

11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-20637
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20637 is now described as follows.

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

Priority Date: February 12, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.58 CFS	238.3 AF
			1.58 CFS	238.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (NWSWNW) Sec. 4 Twp 01S Rge 19E BLAINE County

GROUND WATER NWNWSW Sec. 4 Twp 01S Rge 19E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0			40.0							56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20637
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

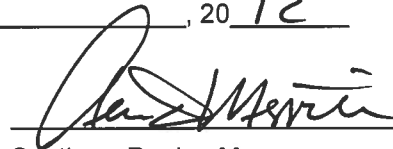
1. Rights 37-20637 and 37-20639 when combined shall not exceed a total annual maximum diversion volume of 287.0 af at the field headgate and the irrigation of 79.1 acres.
2. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 37-20637
As Modified by Transfer No. 76658

11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-20639
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20639 is now described as follows.

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

Priority Date: June 15, 1946

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.45 CFS	287.0 AF
			2.45 CFS	287.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (NWSWNW) Sec. 4 Twp 01S Rge 19E BLAINE County

GROUND WATER NWNWSW Sec. 4 Twp 01S Rge 19E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20639
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

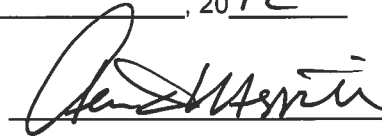
1. This right is limited to the irrigation of 79.1 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20637 and 37-20639 when combined shall not exceed a total annual maximum diversion volume of 287.0 af at the field headgate and the irrigation of 79.1 acres.
3. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
4. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs, a total annual maximum diversion volume of 5771.5 af at the field headgate, and the irrigation of 2028.7 acres.
6. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
10. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 37-20639
As Modified by Transfer No. 76658

11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-20641
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20641 is now described as follows.

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

Priority Date: July 10, 1884

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 11/01	0.96 CFS
			0.96 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20641
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

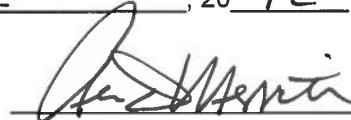
1. This right is limited to the irrigation of 33.3 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Water diverted from Headgate #45 delivered through District Canal.
8. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-20641
As Modified by Transfer No. 76658

12. 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.

This water right 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.

Dated this 5th day of June, 20 12



Southern Region Manager

WATER RIGHT NO. 37-20643
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20643 is now described as follows.

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

Priority Date: March 24, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

BENEFICIAL USE

IRRIGATION

From

04/15 to 10/31

To

Diversion Rate

0.67 CFS

0.67 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER L3 (NESWNW) Sec. 36 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20643
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

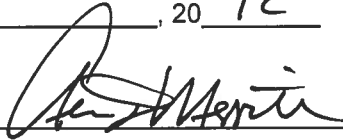
1. This right is limited to the irrigation of 33.3 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Water diverted from Headgate #45 delivered through District Canal.
8. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-20643
As Modified by Transfer No. 76658

12. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-20645
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20645 is now described as follows.

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

Priority Date: May 17, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 11/01	5.40 CFS
			5.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NWSENW Sec. 25 Twp 01N Rge 18E BLAINE County
(Rediversion)

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	19E	3							16.0				40.0						56.0
									L 4										
01S	19E	4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
					L 2	L 1			L 4	L 3									
01S	19E	5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
					L 2	L 1													
01S	19E	8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S	19E	9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S	19E	10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S	19E	15	40.0	40.0	40.0		40.0	40.0	40.0	40.0					40.0	37.0			357.0
01S	19E	16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S	19E	17													41.0	40.0	37.0	38.0	156.0
01S	19E	20	40.0	20.0															60.0
01S	19E	21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20645
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

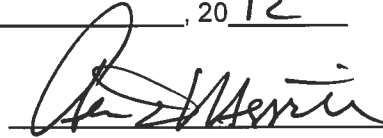
1. This right is limited to the irrigation of 308.7 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Use of this right is combined with water from Base Line Canal Co.
8. This right is measured and administered at the point of rediversion.
9. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-20645
As Modified by Transfer No. 76658

13. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-20647
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20647 is now described as follows.

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

Priority Date: April 17, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 11/01	0.48 CFS
			0.48 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NWSENW Sec. 25 Twp 01N Rge 18E BLAINE County
(Rediversion)

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20647
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

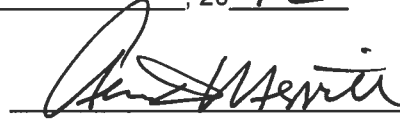
1. This right is limited to the irrigation of 270.1 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 270.1 acres.
3. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
4. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Use of this right is combined with water from Base Line Canal Co.
9. This right is measured and administered at the point of rediversion.
10. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 37-20647
As Modified by Transfer No. 76658

13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

This water right 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.

Dated this 5th day of June, 20 12


Southern Region Manager

WATER RIGHT NO. 37-20649
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20649 is now described as follows.

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

Priority Date: June 20, 1884

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	4.34 CFS
			4.34 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NWSENW Sec. 25 Twp 01N Rge 18E BLAINE County
 (Rediversion)

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	19E	3							16.0 L 4				40.0						56.0
01S	19E	4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S	19E	5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S	19E	8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S	19E	9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S	19E	10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S	19E	15	40.0	40.0	40.0		40.0	40.0	40.0	40.0					40.0	37.0			357.0
01S	19E	16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S	19E	17													41.0	40.0	37.0	38.0	156.0
01S	19E	20	40.0	20.0															60.0
01S	19E	21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20649
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

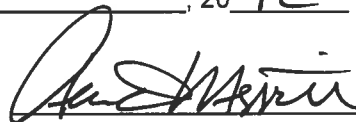
1. This right is limited to the irrigation of 270.1 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 270.1 acres.
3. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
4. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Use of this right is combined with water from Base Line Canal Co.
9. This right is measured and administered at the point of rediversion.
10. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 37-20649
As Modified by Transfer No. 76658

13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

This water right 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.

Dated this 5th day of June, 20 12



Southern Region Manager

WATER RIGHT NO. 37-20651
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-20651 is now described as follows.

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

Priority Date: June 02, 1890

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 11/01	0.96 CFS
			0.96 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NWSENW Sec. 25 Twp 01N Rge 18E BLAINE County
(Rediversion)

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-20651
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

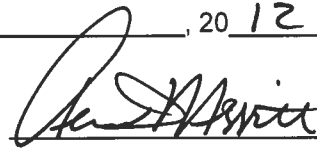
1. This right is limited to the irrigation of 270.1 acres within the authorized place of use in a single irrigation season.
2. Rights 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 270.1 acres.
3. Rights 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed the irrigation of 885 acres.
4. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Use of this right is combined with water from Base Line Canal Co.
9. This right is measured and administered at the point of rediversion.
10. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 37-20651
As Modified by Transfer No. 76658

13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

This water right 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.

Dated this 5th day of June, 2012


Southern Region Manager

WATER RIGHT NO. 37-2581
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-2581 is now described as follows.

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

Priority Date: August 16, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	3.00 CFS	1,188.0 AF
			3.00 CFS	1,188.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (NWSWNW)	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NWNWSW	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NESWSE	Sec. 17	Twp 01S	Rge 19E	BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0			40.0							56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-2581
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

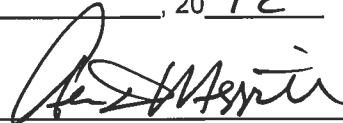
1. This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. 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.

WATER RIGHT NO. 37-2581
As Modified by Transfer No. 76658

11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

This water right 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.

Dated this 5th day of June, 20 12



Southern Region Manager

WATER RIGHT NO. 37-2599
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-2599 is now described as follows.

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

Priority Date: September 30, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/31	1.50 CFS	594.0 AF
			1.50 CFS	594.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 16 Twp 01S Rge 19E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0 L 4			40.0							56.0
01S 19E 4			17.0 L 2	16.0 L 1			18.0 L 4	18.0 L 3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			19.0 L 2	19.0 L 1									41.0	41.0	41.0	41.0	202.0
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-2599
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

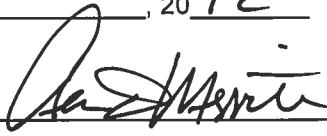
1. This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. 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.

WATER RIGHT NO. 37-2599
As Modified by Transfer No. 76658

11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-2604
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-2604 is now described as follows.

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

Priority Date: July 29, 1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/31	2.50 CFS	990.0 AF
			2.50 CFS	990.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (NWSWNW)	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NWNWSW	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NENWSE	Sec. 17	Twp 01S	Rge 19E	BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-2604
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

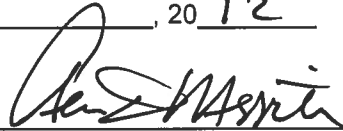
1. This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. 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.

WATER RIGHT NO. 37-2604
As Modified by Transfer No. 76658

11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-2616
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-2616 is now described as follows.

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

Priority Date: June 03, 1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	2.98 CFS	1,180.1 AF
			2.98 CFS	1,180.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (NWSWNW)	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NWNWSW	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	SWSWNW	Sec. 16	Twp 01S	Rge 19E	BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
							L 4										
01S 19E 4			17.0	16.0			18.0	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
			L 2	L 1			L 4	L 3									
01S 19E 5			19.0	19.0									41.0	41.0	41.0	41.0	202.0
			L 2	L 1													
01S 19E 8	39.0	39.0							40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 10			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 15	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 16	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 17													41.0	40.0	37.0	38.0	156.0
01S 19E 20	40.0	20.0															60.0
01S 19E 21					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-2616
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

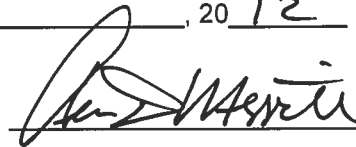
1. This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 37-2616
As Modified by Transfer No. 76658

11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.
13. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

WATER RIGHT NO. 37-7758
As Modified by Transfer No. 76658

In accordance with the approval of Transfer No. 76658, Water Right No. 37-7758 is now described as follows.

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

Priority Date: February 06, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	3.50 CFS	525.0 AF
			3.50 CFS	525.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (NWSWNW)	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NWNWSW	Sec. 4	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	SESENW	Sec. 16	Twp 01S	Rge 19E	BLAINE County
(Rediversion)					
GROUND WATER	SWNESW	Sec. 16	Twp 01S	Rge 19E	BLAINE County
GROUND WATER	NESWSW	Sec. 16	Twp 01S	Rge 19E	BLAINE County
(Injection)					
GROUND WATER	NWSESE	Sec. 16	Twp 01S	Rge 19E	BLAINE County
(Rediversion)					

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 19E 3							16.0				40.0						56.0
01S 19E 4			17.0	16.0			L 4	18.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	389.0
01S 19E 5			L 2	L 1			L 4	L 3									
01S 19E 8	39.0	39.0	19.0	19.0									41.0	41.0	41.0	41.0	202.0
01S 19E 9			L 2	L 1													
01S 19E 10									40.0	40.0	40.0	40.0		40.0	40.0	20.0	338.0
01S 19E 15	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	41.0	648.0
01S 19E 16			40.0				21.0		40.0	40.0	40.0	40.0		40.0	40.0	40.0	341.0
01S 19E 20	40.0	40.0	40.0		40.0	40.0	40.0	40.0						40.0	37.0		357.0
01S 19E 21	41.0	40.0	40.0	41.0	40.0	39.0	40.0	40.0	41.0	41.0	38.0	38.0	41.0	41.0	38.0	38.0	637.0
01S 19E 22													41.0	40.0	37.0	38.0	156.0
01S 19E 23	40.0	20.0															60.0
01S 19E 24					40.0	40.0		41.0	40.0								161.0

Total Acres: 3345

WATER RIGHT NO. 37-7758
As Modified by Transfer No. 76658

CONDITIONS OF APPROVAL

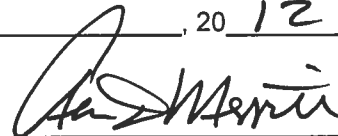
1. This right is limited to the irrigation of 721.7 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2581, 37-2599, 37-2604, 37-2616, and 37-7758 when combined shall not exceed a total annual maximum diversion volume of 2526 af at the field headgate and the irrigation of 721.7 acres.
3. Rights 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, and 37-20639 when combined shall not exceed a total diversion rate of 34.59 cfs, a total annual maximum diversion volume of 6709.5 af at the field headgate, and the irrigation of 2028.7 acres.
4. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 when combined shall not exceed a total diversion rate of 53.88 cfs and the irrigation of 2028.7 acres.
5. Rights 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-2502, 37-2568, 37-2581, 37-2599, 37-2604, 37-2616, 37-7758, 37-20635, 37-20637, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, and 37-20651 are limited to the irrigation of a specific 2028.7 acres within the 3345.0 acre place of use authorized by these rights in a single irrigation season. The specific 2028.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 2028.7 acres to be irrigated within the 3345.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. Water diverted under this right is exchanged by injecting water diverted under this right into Cain Creek at the point of injection described above, and diverting an equal amount from Chaney Creek at the points of rediversion described above.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
10. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 37-7758
As Modified by Transfer No. 76658

11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

This water right 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.

Dated this 5th day of June, 2012



Southern Region Manager

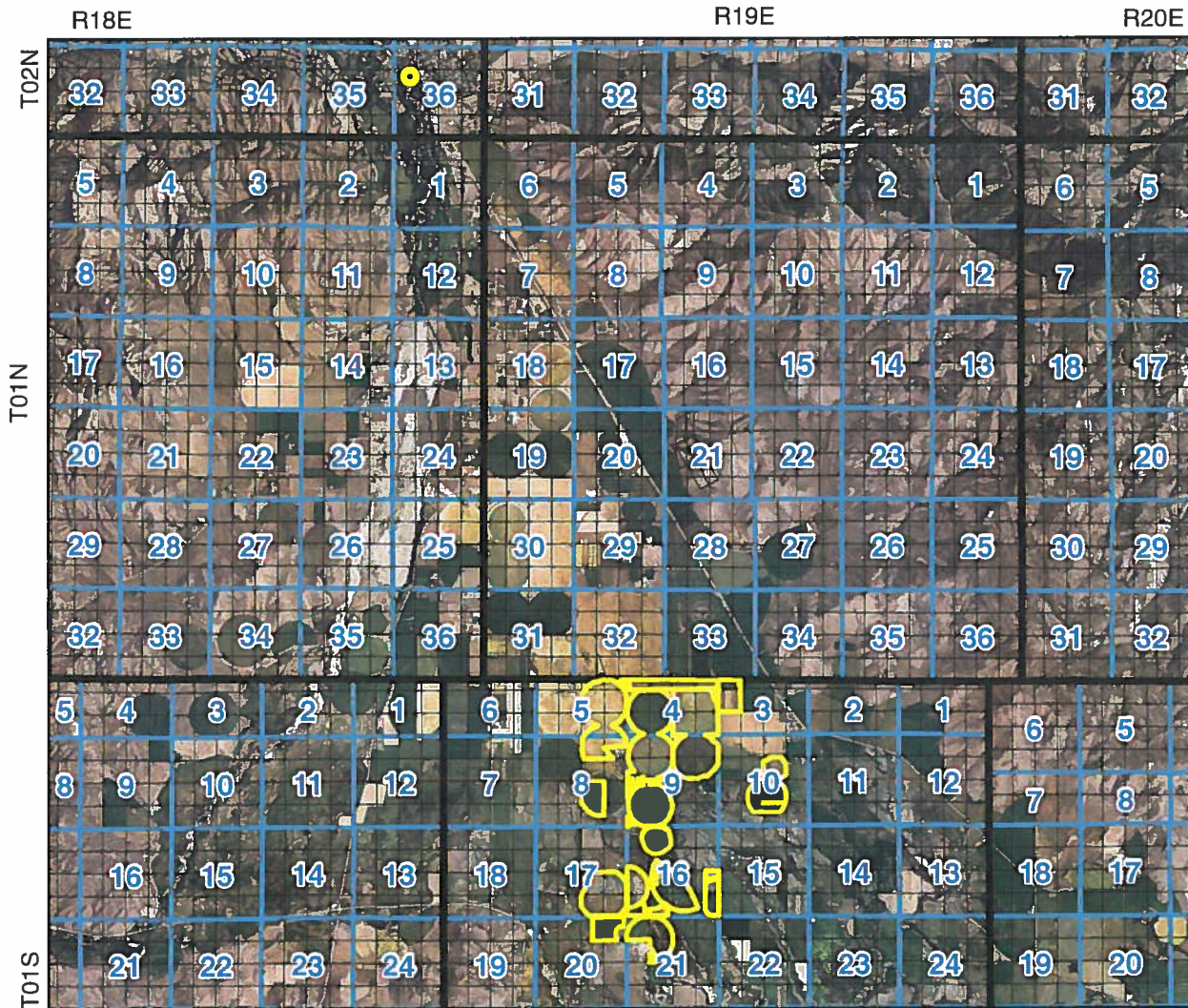
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-115F, 37-501B, 37-501C, 37-577K, 37-590B, 37-597B, 37-20641, 37-20643

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.



0 1.25 2.5 5 Miles

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



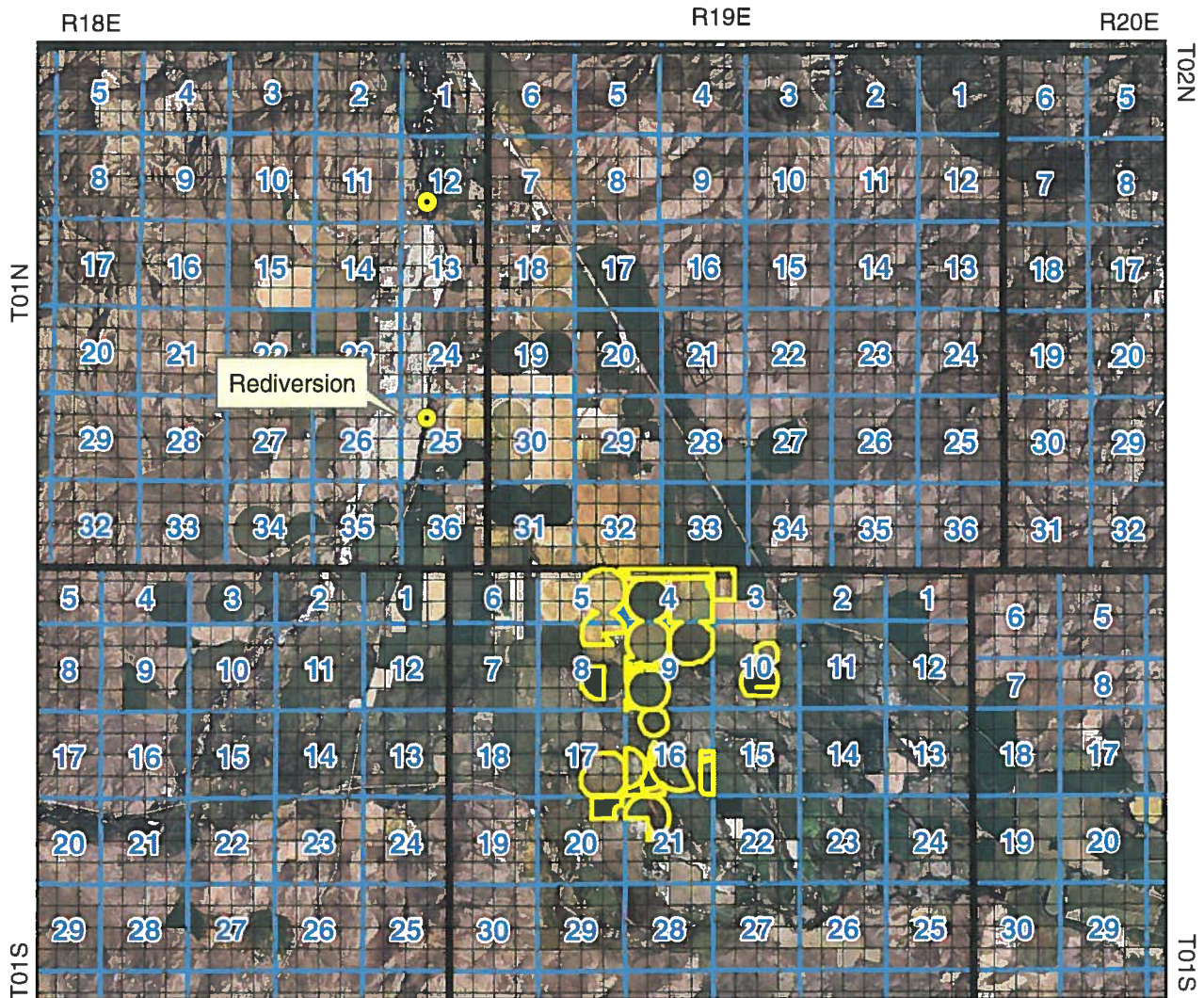
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-20645, 37-20647, 37-20649, 37-20651

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.



0 1.25 2.5 5 Miles

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



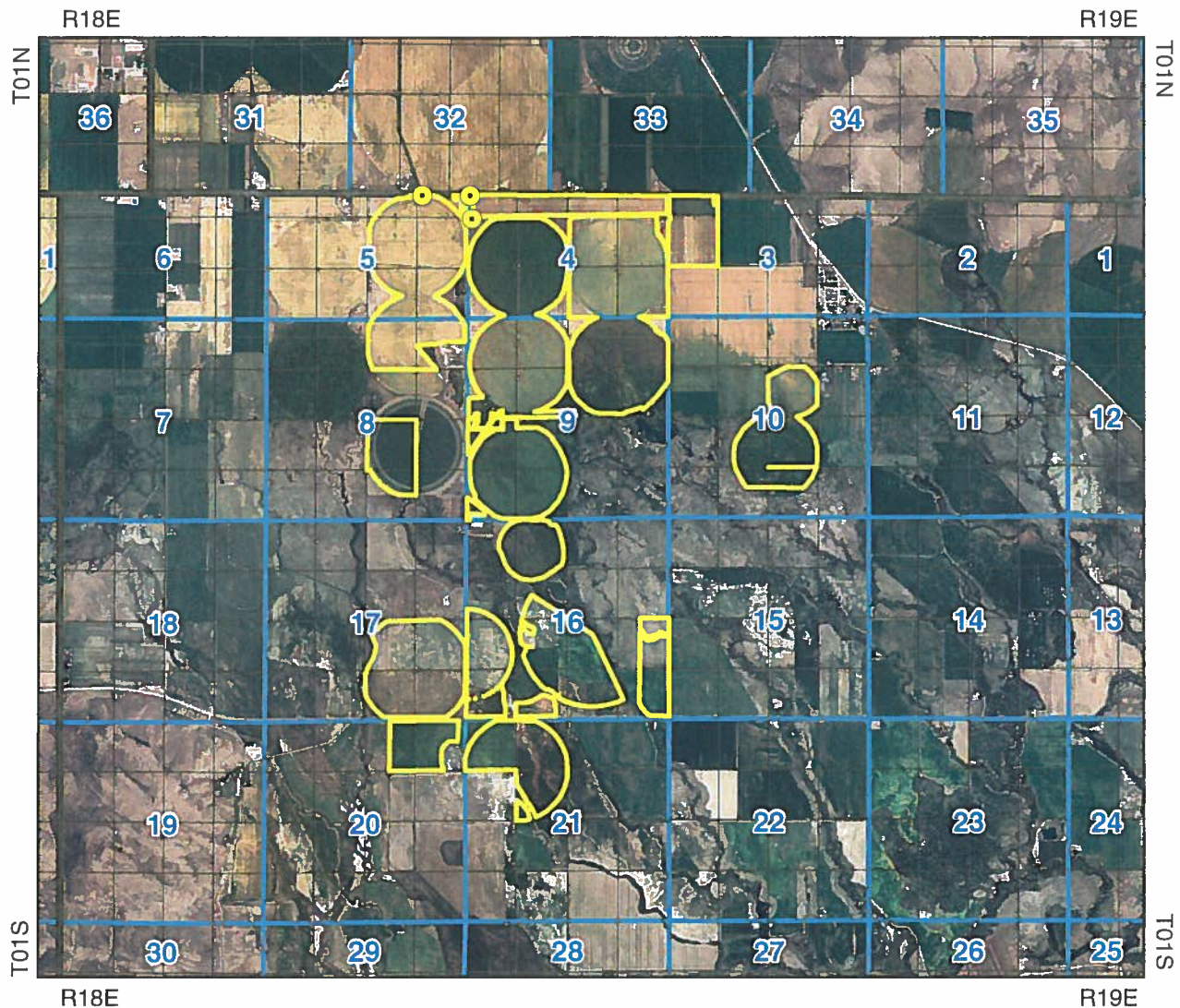
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-2502

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.



0 0.5 1 2 Miles

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



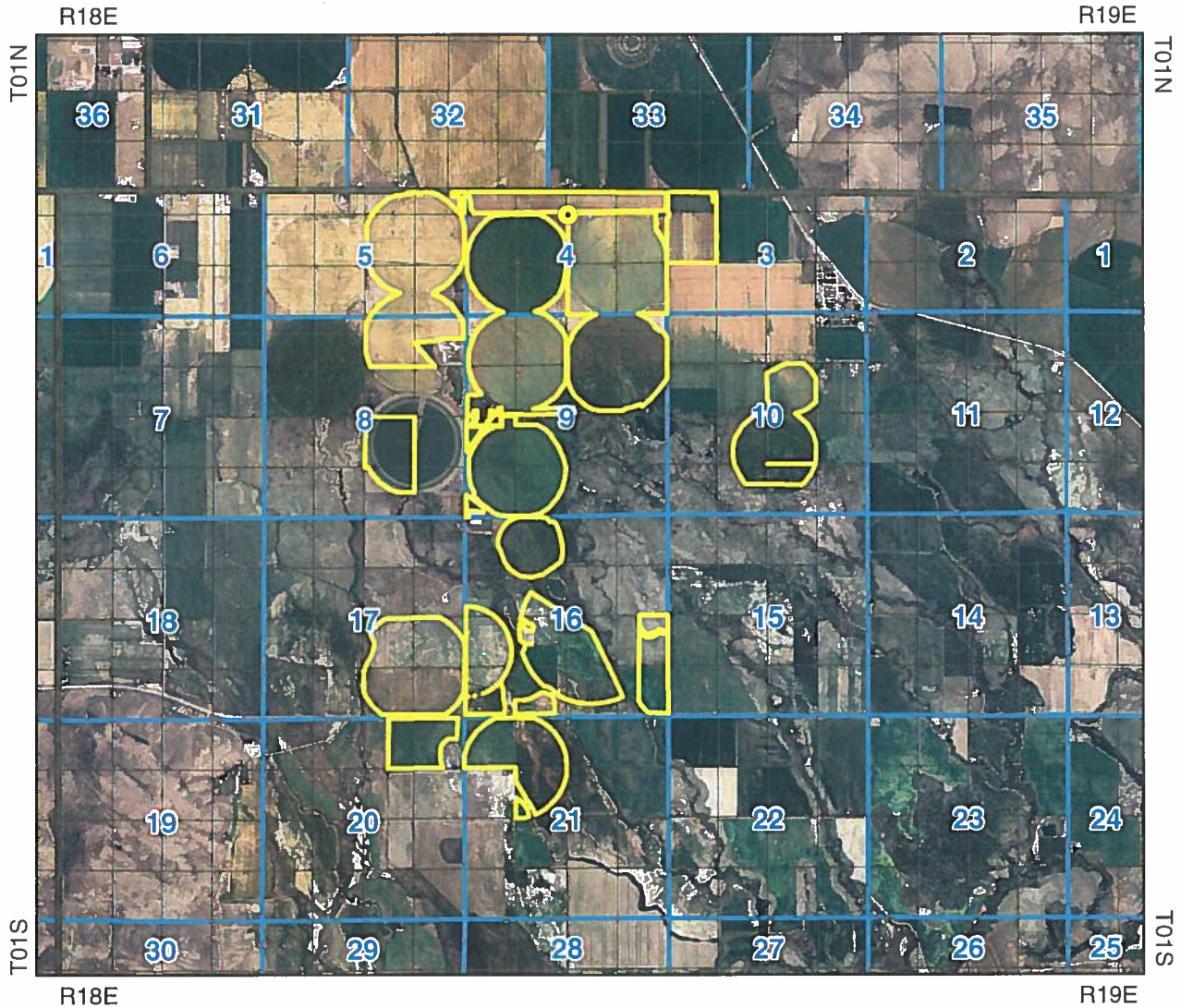
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-2568

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.



0 0.5 1 2 Miles

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



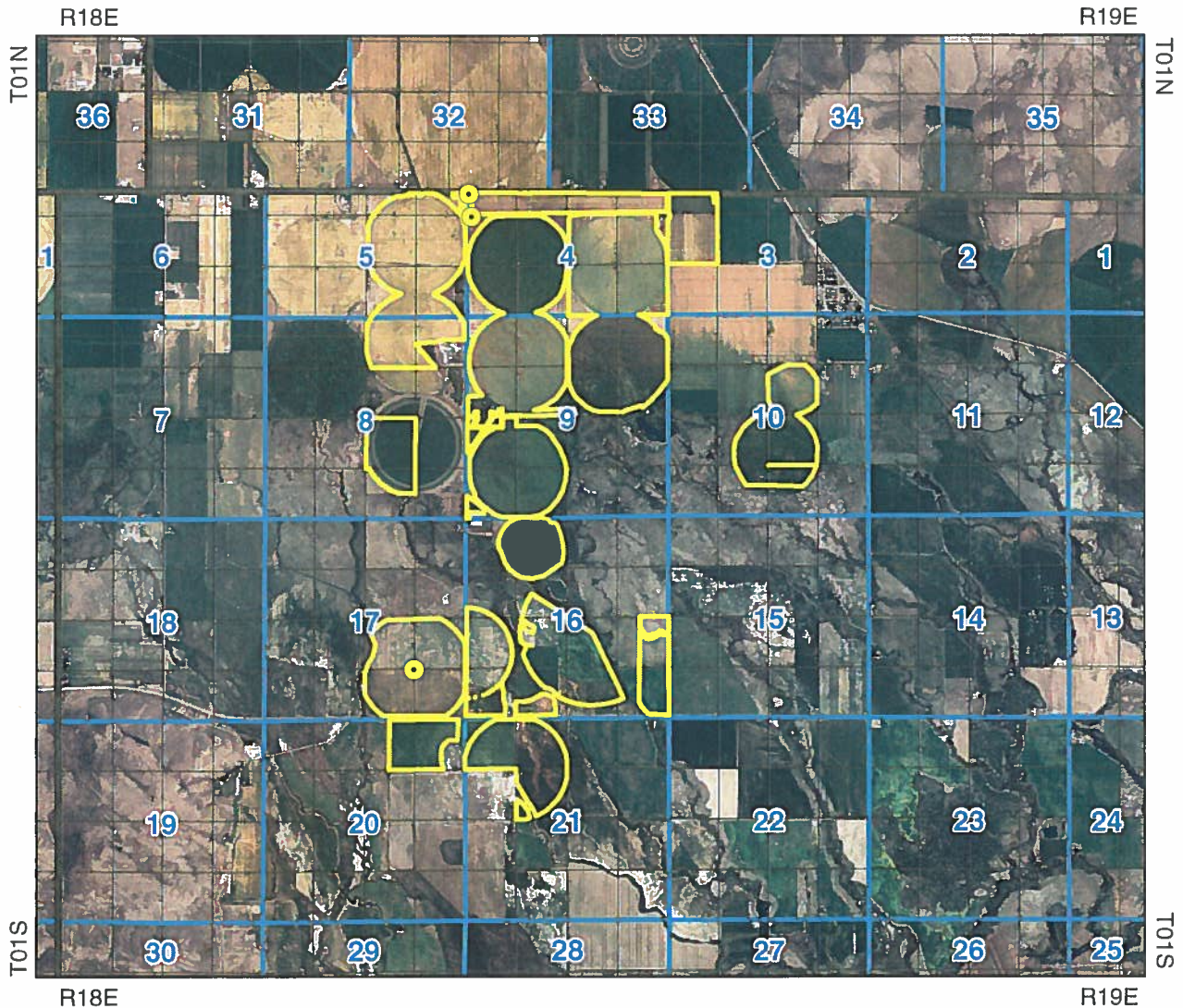
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-2581

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.



0 0.5 1 2 Miles

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



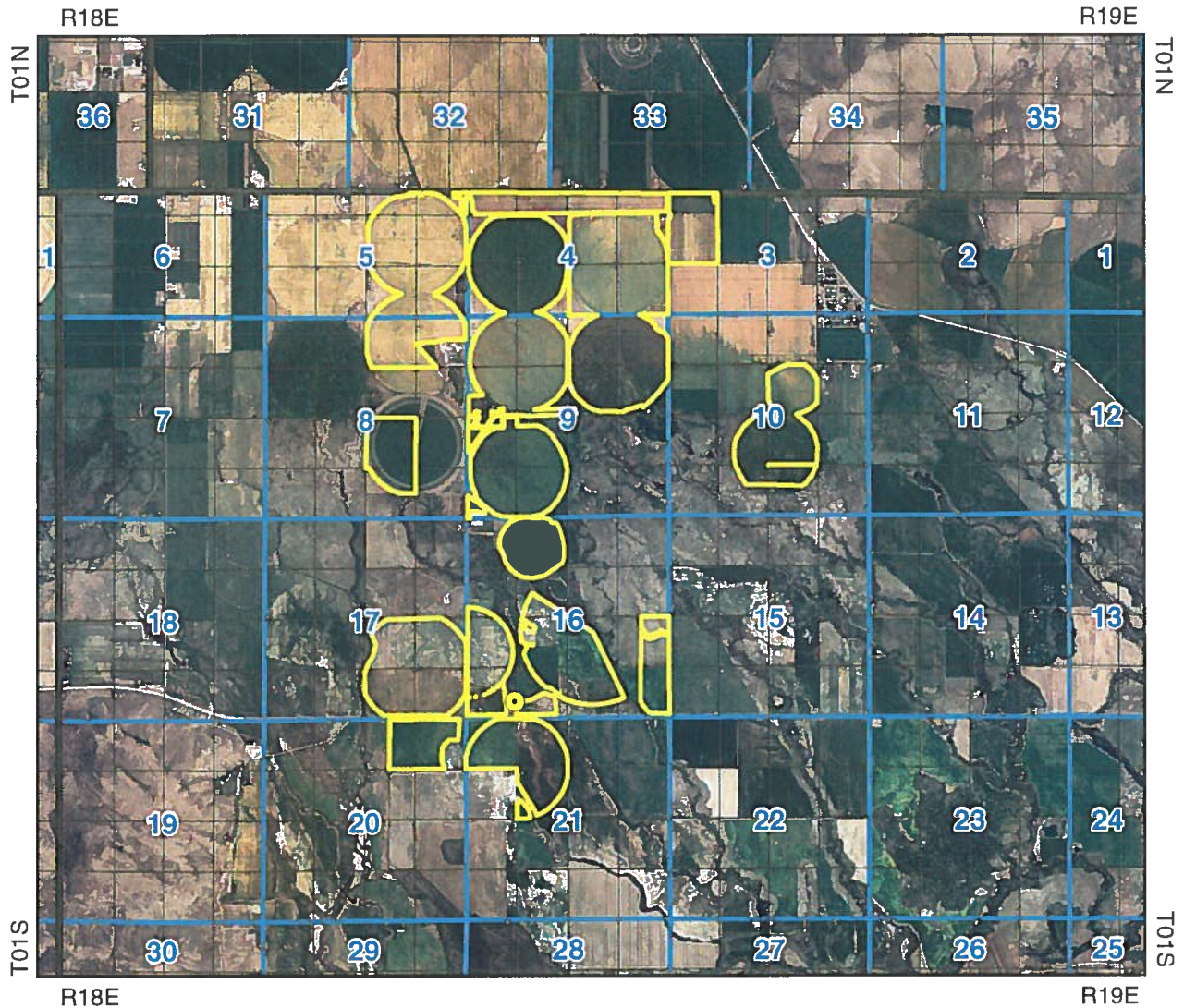
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-2599

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.



0 0.5 1 2 Miles

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



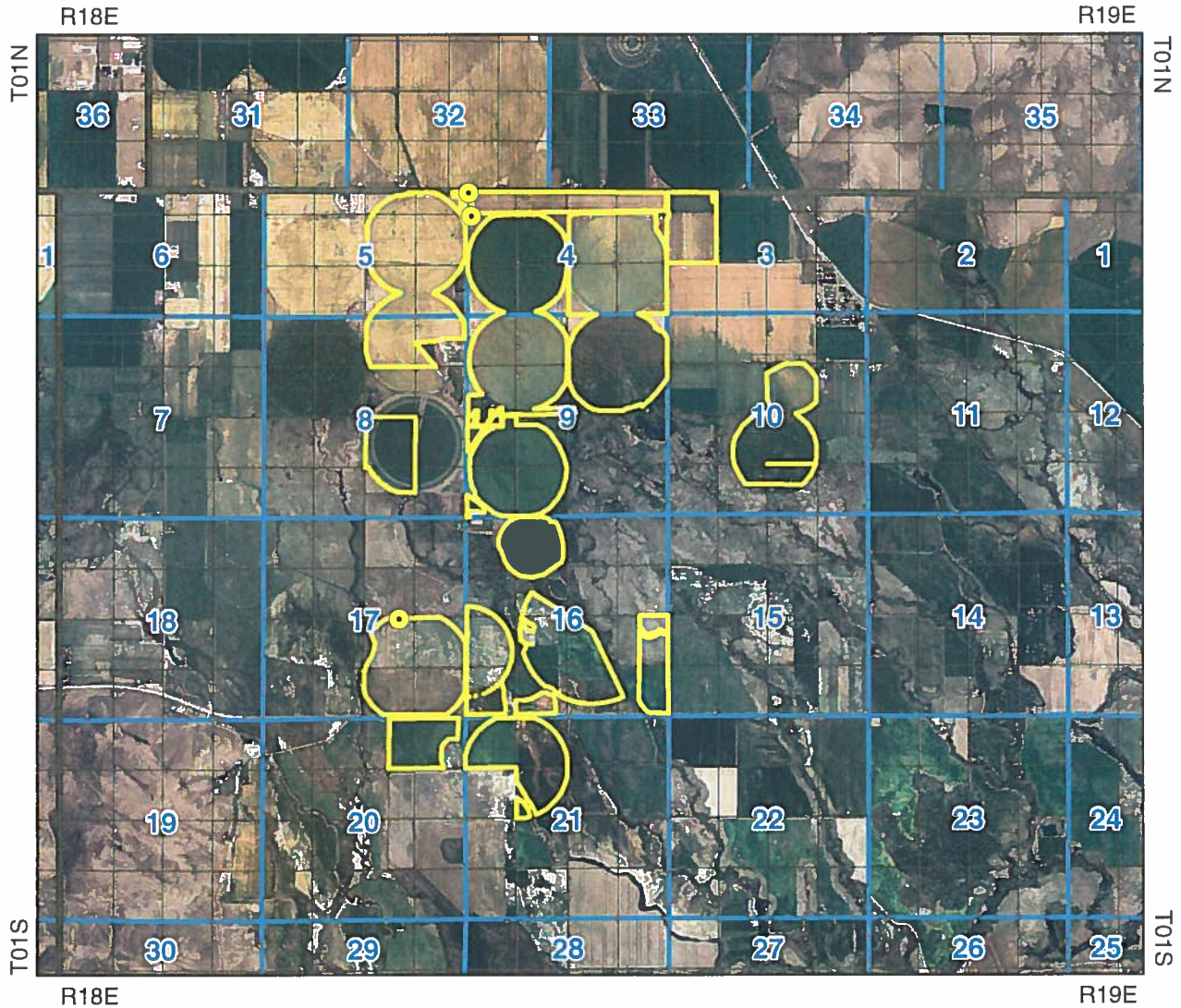
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-2604

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.



0 0.5 1 2 Miles

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



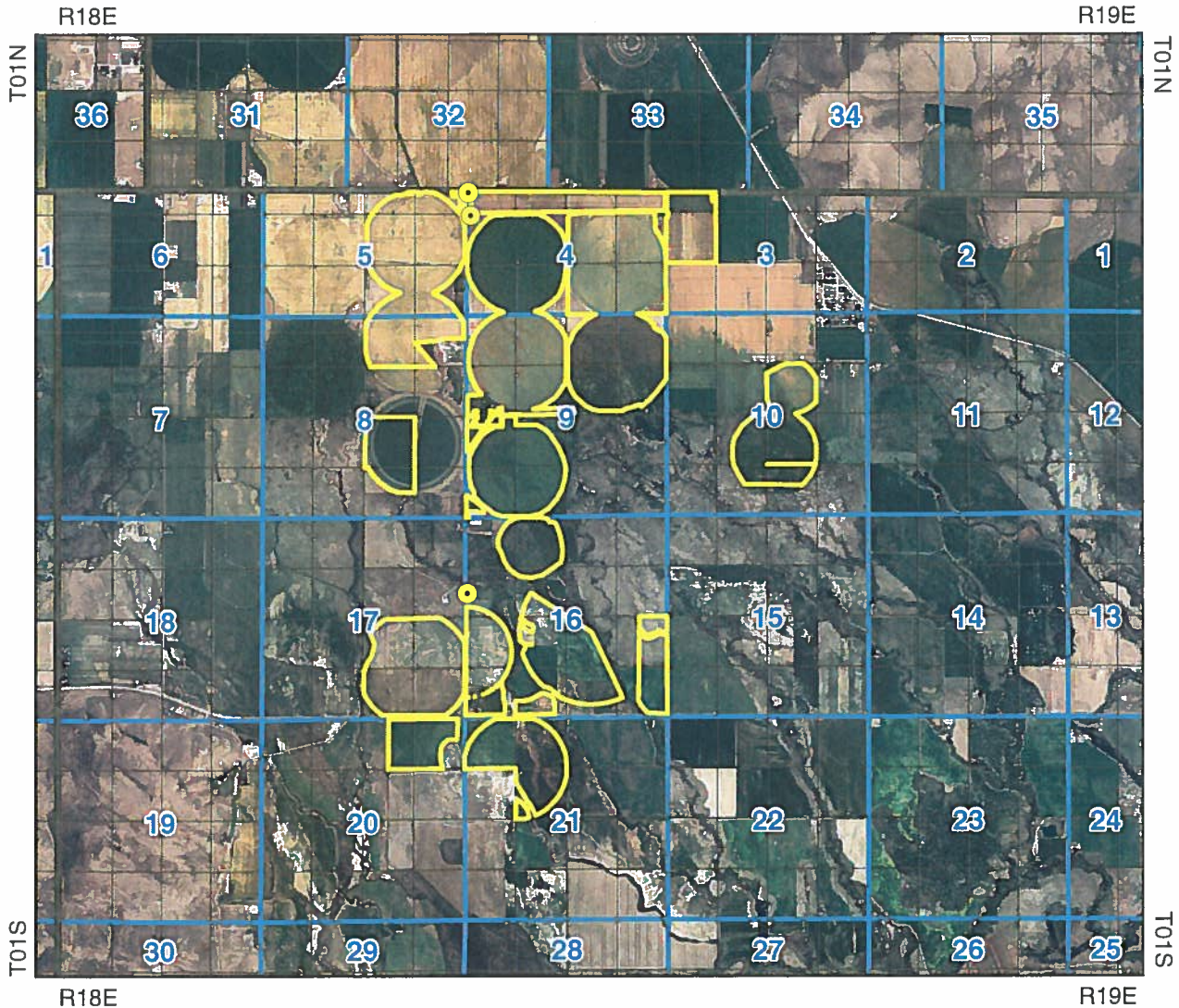
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-2616

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.



0 0.5 1 2 Miles

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



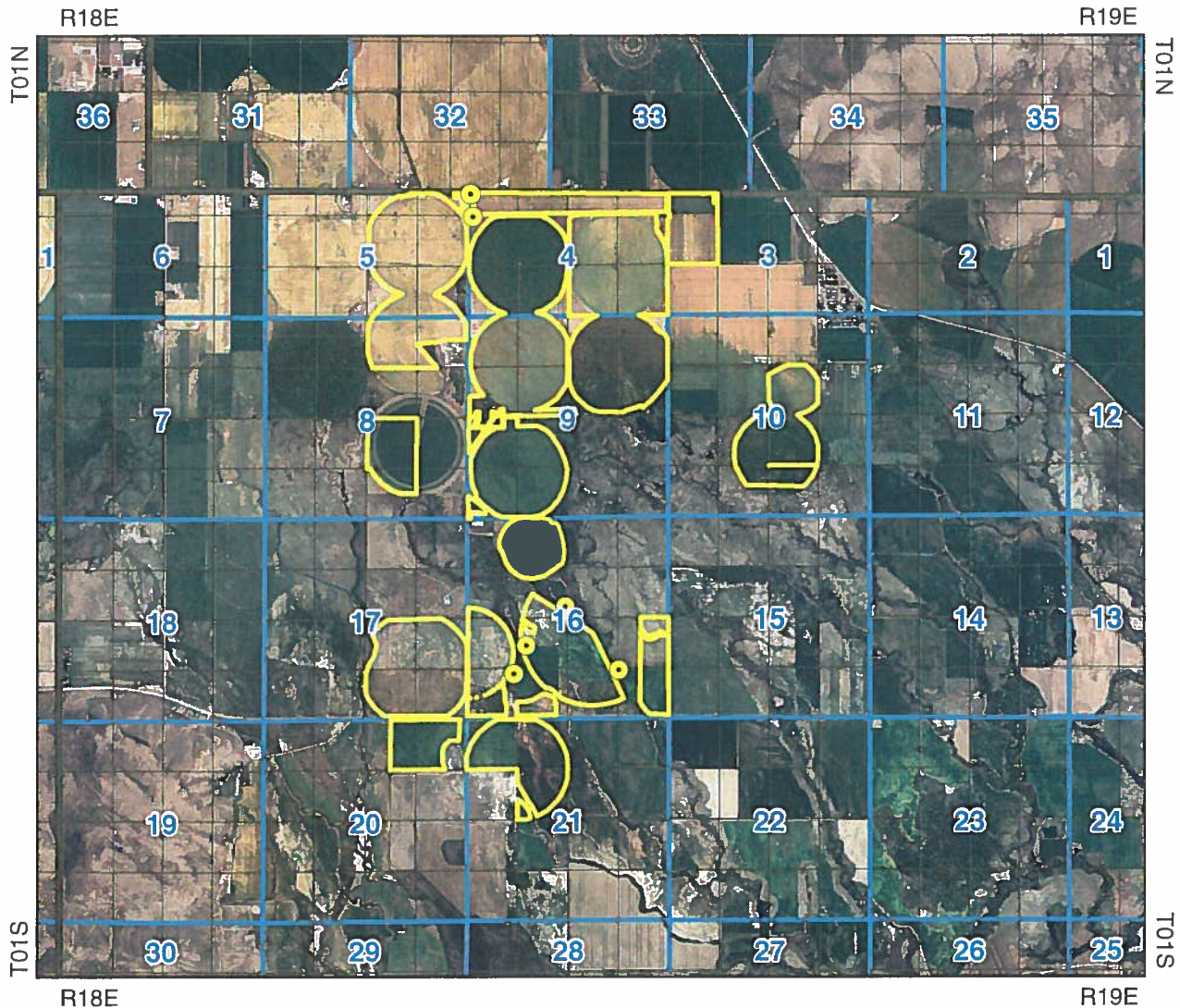
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-7758

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.



0 0.5 1 2 Miles

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



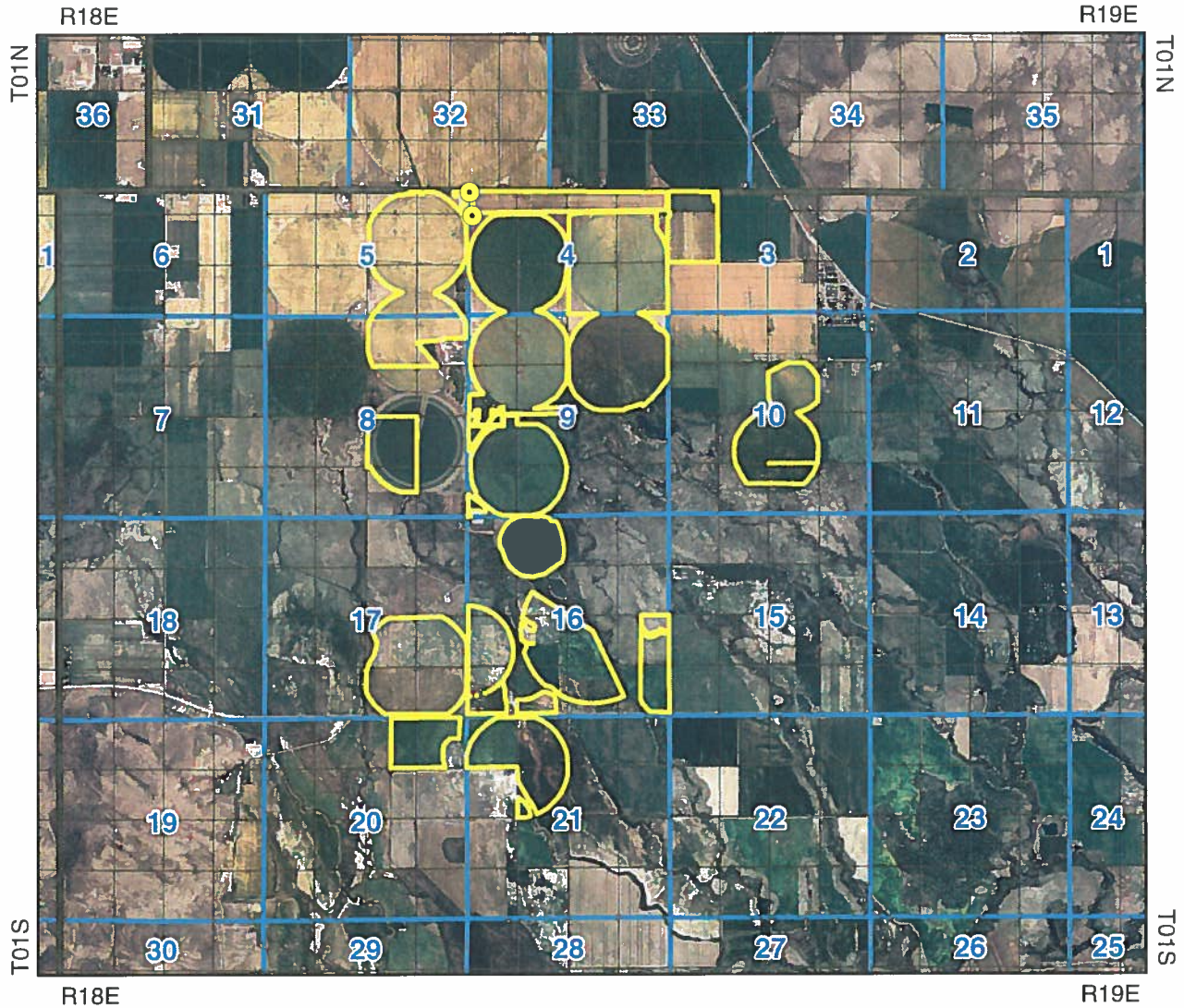
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 76658

Rights: 37-20635, 37-20637, 37-20639

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



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





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 6, 2012

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

RE: Transfer No.: 76658

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

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 homepage 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". The signature is fluid and cursive, with a large initial "A" and "M".

Allen Merritt
Southern Region Manager

Enclosure(s)

cc: BARKER ROSHOLT & SIMPSON LLP

CERTIFICATE OF SERVICE

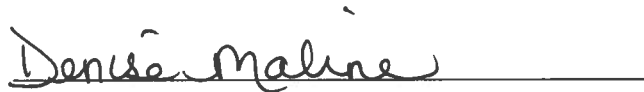
I hereby certify that on June 6, 2012 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 76658
WATER RIGHTS NOS.

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

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

BARKER RSHOLT&SIMPSON LLP
PO BOX 485
TWIN FALLS ID 83303-0485

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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 6, 2012

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

RE: **APPROVED** Transfer No(s). 76658 (Thomas O'Gara Family Trust)

Dear Mr. Lakey:

For your information and records, we have enclosed a copy of an APPROVED Application for Transfer(s) within your district. Due to the size of this document, we have copied it onto the enclosed CD, for your convenience.

If you have any questions, or if you are unable to view this document, please feel free to contact this office, or the applicant.

Sincerely,

Denise Maline
Administrative Assistant
Southern Region

Enclosure

MEMORANDUM

Date: April 25, 2012
To: Transfer 76658 File – Thomas M O'Gara Family Trust
From: Jeanie Robertson
Re: Evaluation of Sufficiency of Information Submitted

The original transfer application was amended to add 5 more GW rights (additional fees were paid) from transfer 75175, approved on June 7, 2011, and now creates a permissible place of use of 3,345.0 acres by tying together the points of diversion for 22 water rights currently diverting a combined total of 53.88 cfs from ground water and the Big Wood River for the irrigation of 2,028.7 acres in any given year. The applicant decided to include the previous PPU with this one because that is how their irrigation system is operated. Five of the groundwater rights are also adding points of diversion because some of the wells are being tied together. These are existing wells; no new wells will be drilled. There are 12 surface water rights from the Big Wood River and 10 ground water rights. The approximate location of the place of use is between 2 ¼ – 5 ¼ miles east and ¾ miles south to 2 ¾ miles north of the Timmerman Junction of Highways 75 & 24.

- **Authority to File:**

The application was filed by Paul Arrington of Barker, Rosholt & Simpson LLP on behalf of the Thomas M O'Gara Family Trust c/o Brian Barsotti and was signed by Thomas O'Gara. Application indicated there was no lien holder on the property.

- **Water Right Validity:**

The 22 rights in Basin 37 have all been recently decreed in the SRBA and the records have been moved over to water rights.

- **Injury to Other Water Rights:**

None anticipated.

- **Enlargement of Use:**

None anticipated. This area is currently being organized into a measurement district and soon measurement and reporting will be required. The surface rights are within water district WD 37 so comments will be requested from the water master. A 206 map will be necessary to make sure that only 2,028.7 acres will be irrigated within the 3345 acre PPU during any given irrigation season. (The 206 map was received and indicated only 1740.1 acres will actually be irrigated at this point. Another 206 map will be required when they add another 283.9 acres up to the allowed 2028.7 ac PPU. A system map showing how the acres would be irrigated from the various wells was requested and when supplied, it indicated **1740.1 acres would be farmed during the 2012 season?**)

- **Local Public Interest:**

No negative impacts anticipated.

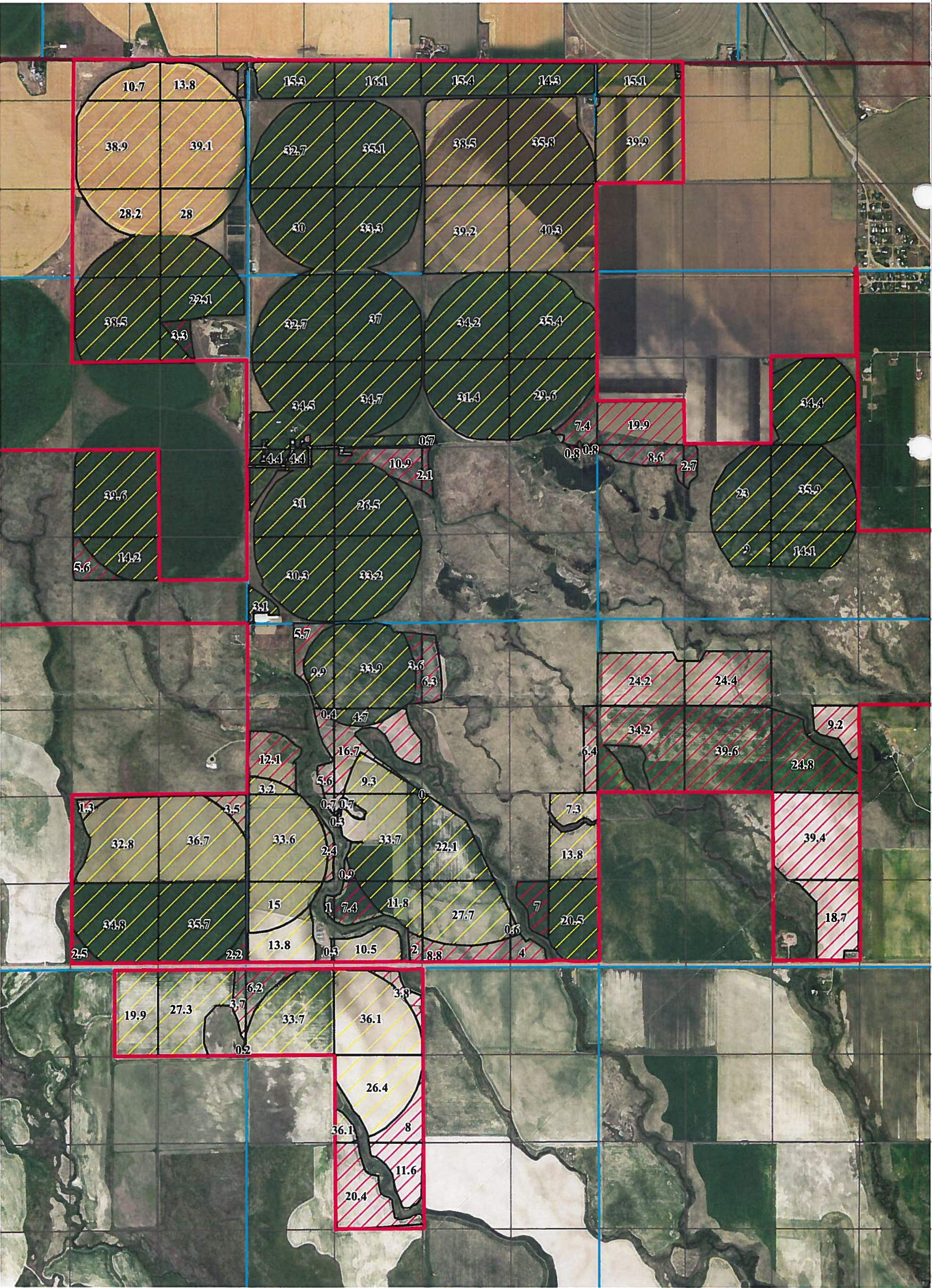
- **Beneficial Use/Conservation of Water Resources:**

Irrigation is recognized as a beneficial use of water.

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

[illegible]

(Transfer 76658) GARA TRUST									
		flow	vol	acres					
Ba	Sequ	Total		Total		combi	Total	cfs	
sin	ence	ffix	Source	cfs	combined	vol.	ned	Acres	GW
37	115 F		Big Wood - Dist 45	1			268.00		
37	501 B		Big Wood - Dist 45	0.4			268.00		
37	501 C		Big Wood - Dist 45	2			268.00		
37	590 B		Big Wood - Dist 45	1			268.00		
37	597 B		Big Wood - Dist 45	0.7			268.00		
37	2502		Ground Water	5	938	938	268.00	268	5
37	577 K		Big Wood - Dist 45	1.38			154.00	154	3.2
37	2568		Ground Water	3.2	539	539	806.50	2419.5	8.88
37	20637		Ground Water	8.88	2419.5	287	79.10	885	2.45
37	20639		Ground Water	1.58	238.3		33.30		
37	20641		Big Wood - Dist 45	0.96			308.70		
37	20643		Big Wood - Dist 45	0.67			270.10		
37	20645		Big Wood - Baseline	5.4			270.10		
37	20647		Big Wood - Baseline	0.48			270.10		
37	20649		Big Wood - Baseline	4.34			270.10		
37	20651		Big Wood - Baseline	0.96			1307		
				40.4	4183.5	1307			
				40.4					
37	2581		Ground Water	3	1188		721.7	3	
37	2599		Ground Water	1.5	594		721.7	1.5	
37	2604		Ground Water	2.5	990		721.7	2.5	
37	2616		Ground Water	2.98	1180.1		721.7	2.98	
37	7758		Ground Water	3.5	525	2526	721.7	3.5	
				13.48	2526	721.7			
				13.48					
				53.88	6709.5	2028.7		34.59	6709.5
				53.88					2028.7



**O'GARA - SILVER SPRING RANCH
2011 PROPOSED PPU/ IRRIGATION
NAIP 2011 AERIAL**

BROCKWAY ENGINEERING, PLLC.
ALR - FEB 3, 2012

Legend

2012_Proposed_Irrigation	Section_Lines
Dry_Farmed=430.3_Ac.	ladesec
Irrigated=1,744.8_Ac	2011_PPU_OGARA
twnshp	



O'GARA Transfer 76658

system map expl.

There are 10 GW rights in this transfer and 12 points of diversion.

37-2568 - one well in NWNWSE Section 4 (no chg proposed in transfer)

37-2599 - one well in SESWSW Section 16 (no chg proposed in transfer)

37-20635, 37-20637, 37-20639 - two wells in Section 4, NWSWNW-L4 & NWNWSW (no chg proposed but these 2 wells added to 5 other rights):

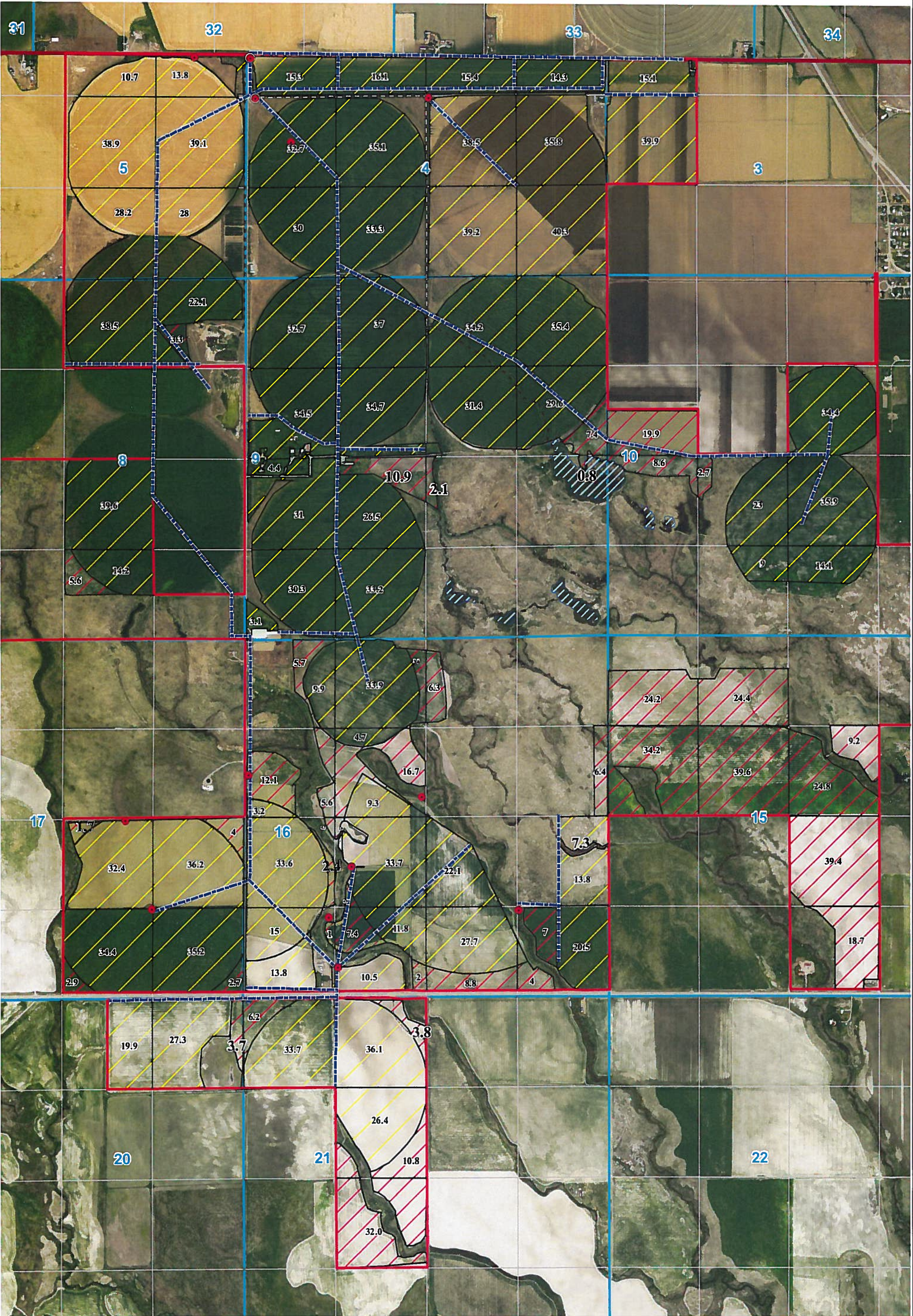
37-2502 - one well in SENE Section 5 (inj into canal) adds two wells from Section 4 NWSWNW-L4 & NWNWSW

37-2604 - one well in NENWSE Section 17, adds two wells from Section 4 NWSWNW-L4 & NWNWSW

37-2616 - one well in SWSWNW Section 16, adds two wells from Section 4 NWSWNW-L4 & NWNWSW

37-7758 - 4 pods in Section 16, adds two wells from Section 4 NWSWNW-L4 & NWNWSW

37-2581 - one well in NESWSE Section 17, adds two wells from Section 4 NWSWNW-L4 & NWNWSW



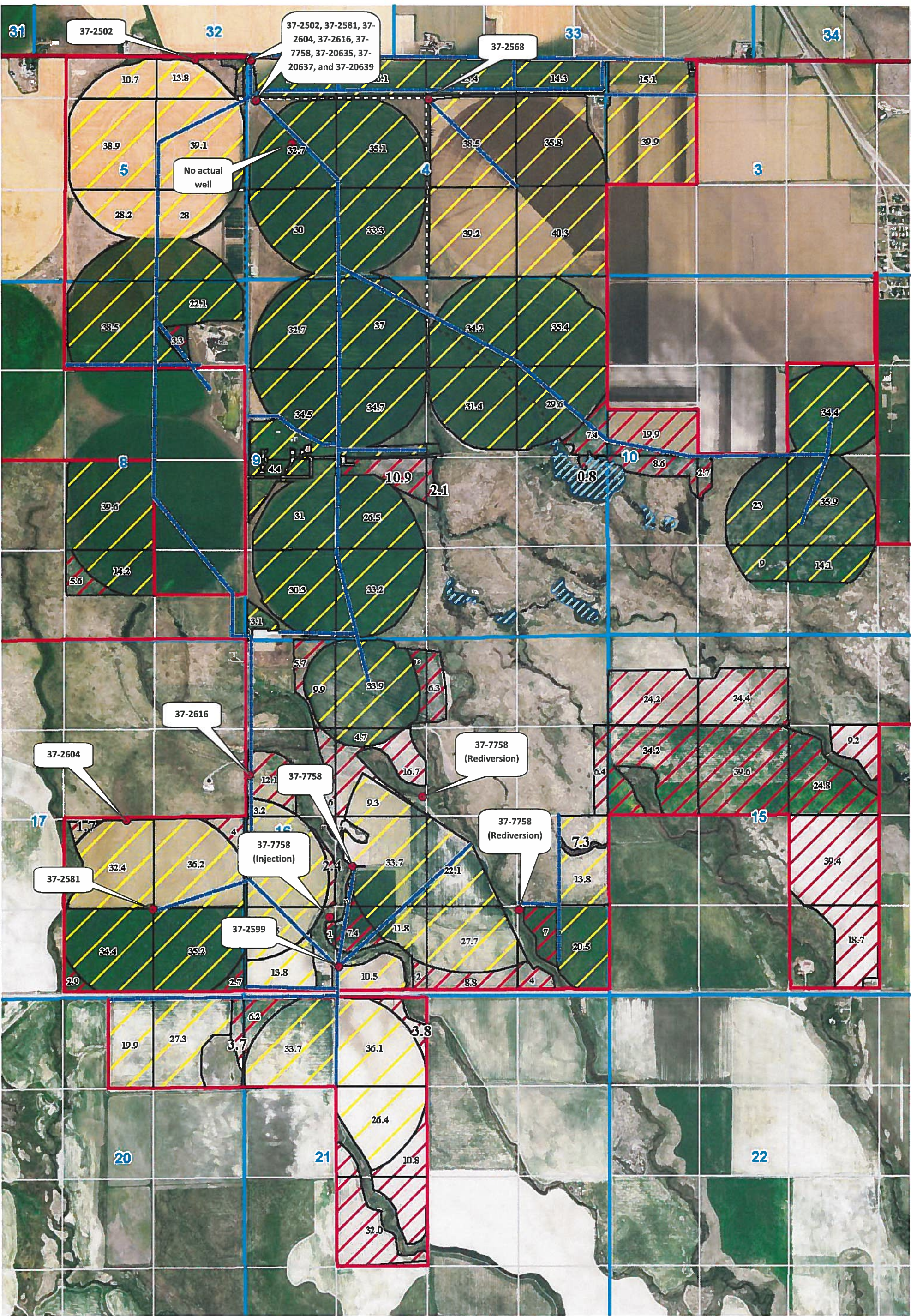
0 0.2 0.4 Miles

BROCKWAY ENGINEERING, PLLC.
ALR - APRIL 16, 2012

**O'GARA - SILVER SPRING RANCH
2012 PROPOSED IRRIGATION & SYSTEM
NAIP 2009 AERIAL**

- Legend**
- | | | |
|---------------------|----------------|--------------------------|
| Points_of_Diversion | --- Pipe Lines | 2012_Proposed_Irrigation |
| ● BIG WOOD RIVER | 2011_PPU_OGARA | ■ Dry Farmed=434.9 Ac. |
| ● GROUND WATER | - - - Ditch | ■ Irrigated=1740.1 Ac |
| ● GROUND WATER ADD | ▨ POND | |





0 0.2 0.4 Miles
BROCKWAY ENGINEERING, PLLC.
ALR - APRIL 16, 2012

O'GARA - SILVER SPRING RANCH
2012 PROPOSED IRRIGATION & SYSTEM
NAIP 2009 AERIAL

- Legend**
- Points of Diversion
 - BIG WOOD RIVER
 - GROUND WATER
 - GROUND WATER ADD
 - Pipe Lines
 - 2011_PPU_OGARA
 - Ditch
 - PONDS
 - 2012_Proposed_Irrigation
 - Dry Farmed=434.0 Ac.
 - Irrigated=1740.1 Ac.



Robertson, Jean

From: Robertson, Jean
Sent: Wednesday, April 04, 2012 1:34 PM
To: 'Paul Arrington'
Subject: RE: O'Gara Transfer 77658

It's actually a **requirement** on the checklist page of the transfer form under 7a and the SO is getting more picky about wanting it...

From: Paul Arrington [<mailto:pla@idahowaters.com>]
Sent: Wednesday, April 04, 2012 1:31 PM
To: Robertson, Jean
Subject: RE: O'Gara Transfer 77658

Why would we need the system map if all the wells are identified?

Paul L. Arrington
Barker Rosholt & Simpson LLP
(208) 733-0700 - telephone
(208) 404-9436 - mobile

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From: Robertson, Jean [<mailto:Jean.Robertson@idwr.idaho.gov>]
Sent: Wednesday, April 04, 2012 1:30 PM
To: Paul Arrington
Subject: RE: O'Gara Transfer 77658

Okay, but we still need a system map which you can submit with your amendment...Jeanie

From: Paul Arrington [<mailto:pla@idahowaters.com>]
Sent: Wednesday, April 04, 2012 1:27 PM
To: Robertson, Jean
Cc: Paul Arrington
Subject: RE: O'Gara Transfer 77658

Jean, we will just amend again to include all wells on all water rights.

Paul L. Arrington
Barker Rosholt & Simpson LLP
(208) 733-0700 - telephone
(208) 404-9436 - mobile

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From: Robertson, Jean [<mailto:Jean.Robertson@idwr.idaho.gov>]
Sent: Tuesday, April 03, 2012 12:03 PM
To: Paul Arrington
Subject: O'Gara Transfer 77658

Hi Paul,

Got a little feedback from Boise on this transfer before we approve it and they have requested a system map showing how the different sources and wells are tied together in order to irrigate the entire place of use. They questioned why **all the wells were not on all the rights**, for instance? If a well is tied together in the system, shouldn't all the GW rights have all the wells on each right? You had requested in your amended cover letter and exhibit C that only certain rights have a couple of wells added to them and this is what confused us. If you could submit the system map perhaps we can understand how everything is going to work or if any changes need to be made. Thanks, Jeanie

MEMORANDUM

Date: March 23, 2012
To: Transfer 76658 File – Thomas M O'Gara Family Trust
From: Jeanie Robertson
Re: Wood River District 45 Response

Joel from Wood River Valley Irrigation District #45 called after receiving the Departments request for comments or recommendations regarding the O Gara Transfer #76658. He was concerned that some of the water rights might be moving out of the district which would affect their assessments. I assured him that this transfer was only shifting acres around in the place of use, especially as far as the surface rights were concerned and that water master, Kevin Lakey, did not oppose approval of this transfer. He then told me that he had no problem with the transfer and would simply place our letter in his file and to consider our telephone conversation as his approval.

IMPORTANT MESSAGE			
FOR <u>Jeanie</u>			
DATE <u>3-23</u>	TIME <u>10:47</u>	<u>A.M.</u> P.M.	
M. <u>Joel</u>			
OF <u>Wood River Dist. 45</u>			
PHONE <u>720-9311</u>	AREA CODE	NUMBER	EXTENSION
☐ FAX			
☐ MOBILE	AREA CODE	NUMBER	TIME TO CALL
TELEPHONED		PLEASE CALL	☒
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	
MESSAGE <u>Questions on</u> <u>O'Gara app. - wants</u> <u>to know what it's about.</u>			
<u>DB</u> <u>Pack</u> <u>788-4846</u>			
SIGNED			

 FORM 3002P
MADE IN U.S.A.

MEMO

FROM: Allen Merritt

DATE: March 23, 2012

TO: T76658 O'Gara

SUBJECT: Baseline Canal Response

Rocky Sherbine called after Jeanie called and left a message. I took the call and discussed with Rocky the O'Gara transfer. After discussion Rocky indicated that the Baseline Canal would not be concerned and had no comment. I told him I would make a memo to the file regarding his comments.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 21, 2012

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

RE: Application for Transfer No. 76658

Dear Interested Party:

The Department of Water Resources is seeking written comments and/or recommendations from your agency regarding the above referenced water right transfer application. A current version of the application can be view by following this link, via the IDWR public website:

<http://www.idwr.idaho.gov/apps/ExtSearch/DocsImages/hg7201 .PDF>

Please review the application and submit any comments you may have, to this office within 14 days of receipt of this letter. If IDWR has not received your written comments &/or recommendation within 14 days; IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider

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

Sincerely,

Denise Buffington
Administrative Assistant
Southern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 21, 2012

BASELINE CANAL CO
C/O ROCKY SHERBINE
137 BASELINE RD
BELLEVUE, ID 83313

RE: Application for Transfer No. 76658

Dear Interested Party:

The Department of Water Resources is seeking written comments and/or recommendations from your agency regarding the above referenced water right transfer application. A current version of the application can be view by following this link, via the IDWR public website:

<http://www.idwr.idaho.gov/apps/ExtSearch/DocsImages/hg7201.PDF>

Please review the application and submit any comments you may have, to this office within 14 days of receipt of this letter. If IDWR has not received your written comments &/or recommendation within 14 days; IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider

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

Sincerely,

Denise Buffington
Administrative Assistant
Southern Region

Robertson, Jean

From: Amy [amy.runser@brockwayeng.com]
Sent: Tuesday, March 06, 2012 1:47 PM
To: Robertson, Jean
Subject: O'GARA SHAPE FILES
Attachments: 2012_Proposed_Irrigation.shx; 2012_Proposed_Irrigation.dbf; 2012_Proposed_Irrigation.prj;
2012_Proposed_Irrigation.sbn; 2012_Proposed_Irrigation.sbx; 2012_Proposed_Irrigation.shp;
2012_Proposed_Irrigation.shp.xml

Sensitivity: Confidential

Jean,

Here are our shape files, let me know if you need anything else. In properties, Symbology, categories use value field FARMING_ME, to displace the dry farming and irrigated lands as two different values.

Thanks,

Amy

Robertson, Jean

From: Paul Arrington [pla@idahowaters.com]
Sent: Tuesday, March 06, 2012 1:04 PM
To: Robertson, Jean
Cc: Erick Powell; Paul Arrington
Subject: RE: 76658 - O'Gara?

You are correct. Tom is not using all of the water this season. As he changes the system to add those authorized acres, we will submit a new map.

Paul L. Arrington
Barker Rosholt & Simpson LLP
(208) 733-0700 - telephone
(208) 404-9436 - mobile

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From: Robertson, Jean [<mailto:Jean.Robertson@idwr.idaho.gov>]
Sent: Tuesday, March 06, 2012 11:43 AM
To: Paul Arrington
Subject: 76658 - O'Gara?

Paul,
The map that Erick submitted shows the proposed irrigated acres for the 2012 irrigation season as **1,744.8 acres**. The authorized acres under the rights are **2,028.7 acres** within the new 3345-acre PPU. Just wanted to make sure that that is correct? Perhaps they will be putting more acres under irrigation within the next five years and you will be submitting an updated map? Jeanie

Robertson, Jean

From: Paul Arrington [pla@idahowaters.com]
Sent: Monday, March 05, 2012 11:03 AM
To: Robertson, Jean
Cc: Paul Arrington; Erick Powell; Thomas O'Gara; Brandon Jones
Subject: O'Gara Irrigation Map
Attachments: ogara irrigation map 2011.pdf

Jean:

Attached is the aerial photo showing the irrigated acres within the new O'Gara PPU. As we discussed on the phone, some acres are farmed but not irrigated. These acres are not counted towards the total irrigated acres.

As I understand, this is the final piece of information you need to finalize the O'Gara transfer. If you need anything else from me, please call me to discuss.

Thanks,

Paul L. Arrington
Barker Rosholt & Simpson LLP
113 Main Avenue West, Suite 303
Twin Falls, Idaho 83301
(208) 733-0700 - telephone
(208) 404-9436 - mobile
(208) 735-2444 - facsimile

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Robertson, Jean

From: Robertson, Jean
Sent: Thursday, February 23, 2012 9:14 AM
To: 'Paul Arrington'
Subject: RE: O'Gara Transfer Approval #76658

Great! I'll be on the look-out for it! Thanks!

From: Paul Arrington [<mailto:pla@idahowaters.com>]
Sent: Thursday, February 23, 2012 9:11 AM
To: Robertson, Jean
Cc: Erick Powell
Subject: RE: O'Gara Transfer Approval #76658

I know and it is almost done. Tom was installing a few pivots this winter and we wanted to make sure we have everything.

You should see it in a week or so (perhaps sooner).

Paul L. Arrington
Barker Rosholt & Simpson LLP
(208) 733-0700 - telephone
(208) 404-9436 - mobile

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From: Robertson, Jean [<mailto:Jean.Robertson@idwr.idaho.gov>]
Sent: Thursday, February 23, 2012 9:10 AM
To: Paul Arrington
Subject: O'Gara Transfer Approval #76658

Hey Paul,
Just a reminder that we still need that 206 map showing where the acres will be irrigated within the larger place of use before we can approve this transfer!
Jeanie

Robertson, Jean

From: Paul Arrington [pla@idahowaters.com]
Sent: Thursday, November 03, 2011 8:09 AM
To: Robertson, Jean
Subject: RE: O'Gara Transfer 76658

Great to hear. I will get with Tom. I know he is putting some pivots on the property this winter so it may be a little later in the winter before we can get this information to you.

Paul L. Arrington
Barker Rosholt & Simpson LLP
(208) 733-0700 - telephone
(208) 404-9436 - mobile

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From: Robertson, Jean [<mailto:Jean.Robertson@idwr.idaho.gov>]
Sent: Wednesday, November 02, 2011 11:36 AM
To: Paul Arrington
Subject: O'Gara Transfer 76658

Paul,
I see that the protest deadline for this transfer is next Monday 11/7/11. So far we have not received any protests that I am aware of but we still need that 206 map showing the *allowable irrigated acres* within the PPU before we will be able to approve it.
Jeanie

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 Oct., 20 11, and the date of the last publication was on the 26 day of Oct., 20 11

Subscribed and sworn to before me this 26 day of Oct., 20 11.

Connie N. Johnson
NOTARY PUBLIC

RESIDING AT HAILEY, IDAHO
MY COMMISSION EXPIRES ON 7/10/2012

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

COST OF PUBLICATION

RECEIVED

OCT 27 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Number of Picas per Line 11.5
Number of Lines in Notice 57
Number of Insertions 2

Lines tabular at 57 9.0 cents/pica
Lines straight at 52.44 8.0 cents/pica
Subsequent lines at 45.89 7.0 cents/pica
TOTAL COST \$98.33

COPY OF NOTICE

Legal Notice
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Idaho Dept of Water Resources
BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 76658

THOMAS M O GARA FAMILY TRUST, C/O BRIAN BARSOTTI, PO BOX 370, KETCHUM, ID 83340 has filed Application No. 76658 for changes to the following water rights within BLAINE County(s): Right No(s). 37-115F, 37-501B, 37-501C, 37-590B, 37-597B, 37-2502, 37-577K, 37-2568, 37-20635, 37-20639, 37-20641, 37-20643, 37-20645, 37-20647, 37-20649, 37-20651, 37-20637, 37-2599, 37-2604, 37-2616, 37-7758, 37-2581; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp

The purpose of the transfer is to change a portion of the above rights as follows:

Transfer proposes to create a 3,345 acre permissible place of use for 12 surface water rights diverted from the Big Wood River and 10 ground water rights currently authorized for the diversion of a combined total of 53.88 cfs for the irrigation of 2,028.7 acres. The application also proposes listing additional existing wells as authorized diversion points for 5 of the 10 groundwater rights. Approximate location of the area is between 2 3/4 - 5 1/4 miles east and 3/4 miles south to 2 3/4 miles north of the Timmerman Junction of Highways 75 & 24.

SEE REVERSE SIDE FOR
REMAINDER OF AD →

✓ OK
DB
11/8/2011

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before November 7, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

PUBLISH:
IDAHO MOUNTAIN EXPRESS
Oct. 19 & 26, 2011

✓ OK DB 11/8/2011



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OCT 18 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

State of Idaho

Department of Water Resources

Transfer of Water Right(s)

RECOMMENDATION FORM

Transfer Application No.: 76658 **Water Right No(s):** 37-115F, 37-501B, 37-501C, 37-590B,
37-597B, 37-2502, 37-577K, 37-2568, 37-20635, 37-20639,
37-20641, 37-20643, 37-20645, 37-20647, 37-20649, 37-20651,
37-20637, 37-2599, 37-2604, 37-2616, 37-7758, 37-2581

Transfer Applicant's Name: THOMAS M O'GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

Watermaster's Recommendation:

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

Dated this 18th day of October, 2011
Water District No. 37

Kevin Lakey

Watermaster's Signature

Kevin Lakey

Printed Name