

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77519

This is to certify that: MARY C WIRTH And BRADLEY S WIRTH
PO BOX 718
KETCHUM ID 83340
(208)726-7550

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>
37-22244	WR/Decreed	08/09/1912	0.12 cfs	21 af	6.1	6.1	GROUND WATER
37-22212	WR/Decreed	06/01/1885	0.15 cfs	N/A		6.1	BIG WOOD RIVER

Associated Water Rights Also Included in Transfer Approval (Conditions Updated)

<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>
37-22243	WR/Decreed	08/09/1912	0.12 cfs	21 af	6.1	6.1	GROUND WATER

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>
37-22244	NO	YES	YES	NO	NO	NO
37-22212	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-22244	37-22244	0.12 cfs	21 af	6.1	6.8	N/A	N/A	N/A	N/A	N/A
37-22212	37-22212	0.15 cfs	N/A	6.1	6.8	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.15 cfs		6.1	6.8	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of April, 20 12


Southern Region Manager

SUPPORT DATA

IN FILE # 37-22212

WATER RIGHT NO. 37-22244
As Modified by Transfer No. 77519

In accordance with the approval of Transfer No. 77519, Water Right No. 37-22244 is now described as follows.

Right Holder: BRADLEY S WIRTH
 PO BOX 718
 KETCHUM ID 83340

And

MARY C WIRTH
 PO BOX 718
 KETCHUM ID 83340

Priority Date: August 09, 1912

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	0.12 CFS	21.0 AF
			0.12 CFS	21.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESE Sec. 35 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	
02N 18E 35													6.5				6.5
02N 18E 36											.3						.3

Total Acres: 6.8

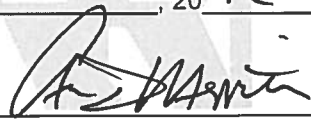
WATER RIGHT NO. 37-22244
As Modified by Transfer No. 77519

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6.1 acres within the authorized place of use in a single irrigation season.
2. Rights 37-22212 and 37-22244 when combined shall not exceed a total diversion rate of 0.15 cfs, a total annual maximum diversion volume of 3.5 af/acre/annum at the field headgate, and the irrigation of 6.1 acres.
3. 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.
4. 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.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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 April, 20 12



Southern Region Manager

WATER RIGHT NO. 37-22212
As Modified by Transfer No. 77519

In accordance with the approval of Transfer No. 77519, Water Right No. 37-22212 is now described as follows.

Right Holder: BRADLEY S WIRTH
 PO BOX 718
 KETCHUM ID 83340

And

MARY C WIRTH
 PO BOX 718
 KETCHUM ID 83340

Priority Date: June 01, 1885

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	0.15 CFS
			0.15 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NENESE Sec. 35 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	
02N	18E	35													6.5				6.5
02N	18E	36											.3						.3

Total Acres: 6.8

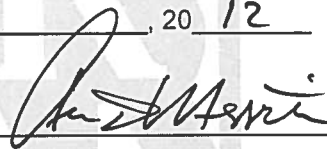
WATER RIGHT NO. 37-22212
As Modified by Transfer No. 77519

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6.1 acres within the authorized place of use in a single irrigation season.
2. Rights 37-22212 and 37-22244 when combined shall not exceed a total diversion rate of 0.15 cfs, a total annual maximum diversion volume of 3.5 af/acre/annum at the field headgate, and the irrigation of 6.1 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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 April, 20 12


Southern Region Manager

WATER RIGHT NO. 37-22243
As Modified by Transfer No. 77519

In accordance with the approval of Transfer No. 77519, Water Right No. 37-22243 is now described as follows.

Right Holder: JAYNE D MURREL REVOCABLE TRUST
 C/O THE MURREL COMPANY
 2439 W COAST HWY STE 200
 NEWPORT BEACH CA 92663

And

MICHAEL FLINN
 C/O THE MURREL COMPANY
 2439 W COAST HWY STE 200
 NEWPORT BEACH CA 92663

Priority Date: August 09, 1912

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	0.12 CFS	21.0 AF
			0.12 CFS	21.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESE Sec. 35 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		
02N 18E 35																	6.0	6.0
02N 18E 36																	.1	.1

Total Acres: 6.1

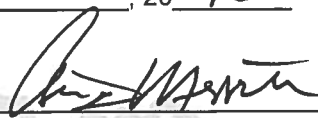
WATER RIGHT NO. 37-22243
As Modified by Transfer No. 77519

CONDITIONS OF APPROVAL

1. The rights listed below are limited to the irrigation of a combined total of 6.1 acres in a single irrigation season. Combined Right Nos.: 37-22211 and 37-22243.
2. This right is a split from former right 37-4238.
3. 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.
4. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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 April, 20 12


Southern Region Manager

State of Idaho
Department of Water Resources
Transfer Of Water Right
Transfer No. 77519

Rights: 37-22212, 37-22244



● Proposed PODs

□ Proposed Irrigated Acres within PPU (6.1)

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.0275 0.055 0.11 Miles

