



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 12, 2003

DOUG ROSENKRANCE
WATERMASTER
PO BOX 53
MACKAY ID 83251

RE: TRANSFER OF WATER RIGHTS 34-151, 34-221, 34-454, 34-456, 34-220,
34-222, 34-455, 34-152 - (Transfer 70448)

Dear Doug:

Enclosed is a copy of the recently approved Transfer of Water Right for the above referenced water rights (Transfer 70448) in the name of Lynn D. Reno.

If you have any questions, please call me at 208-327-7940.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

AUG 20 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 12, 2003

LYNN D RENO
2120 E CALIFORNIA AVE
BAKERSFIELD CA 93307-1997

RE: Transfer No.: 70448 - Water Rights 34-151, 34-221, 34-454, 34-456, 34-220,
34-222, 34-455, 34-152 - Transfer Approval Notice

Dear Water Right Holder(s):

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.

MICROFILMED
AUG 20 2003

If you have any questions, please contact me at 208-327-7940.

Sincerely,

Camille S. Skaggs
for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

MICROFILMED
AUG 20 2003

CERTIFICATE OF SERVICE

I hereby certify that on June 12, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 70448

**WATER RIGHTS 34-151, 34-221, 34-454, 34-456, 34-220, 34-222, 34-455,
34-152**

**LYNN D RENO
2120 E CALIFORNIA AVE
BAKERSFIELD CA 93307-1997**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

AUG 20 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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. 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 Idaho Water Resource Board (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 issuance 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.

MICROFILMED
AUG 20 2003

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

RECOMMENDATION OF WATERMASTER

Transfer Application No: 70448

Water Right No(s): 34-220 , 34-222 , 34-455 , 34-152 ,
34-221 , 34-454 , 34-456 , 34-151

Transfer Applicant's Name: LYNN D RENO

Watermaster's Recommendation:

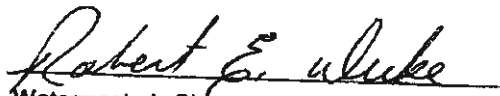
- a) ☒ I do not oppose approval of this application.
b) ☐ I do not oppose approval of this application if it is conditioned as follows:

c) ☐ I oppose approval of this application for the following reasons:

d) ☐ Additional Comment:

Dated this 06 day of MARCH, 2003.

Water District No: 34


Watermaster's Signature

SCANNED

MAR 24 2003

M E M O R A N D U M

Date: April 17, 2003
To: Transfer 70448
From: kwilson
Re: Comment/analysis

Transfer #70448, filed by Lynn D. Reno, proposes to correct the legal descriptions, and to add a second point of diversion to the water rights involved in this transfer.

Authority to File:

Applicant is listed as the current owner on recently issued SRBA decrees and IDWR records. In addition, tax notices filed with the application verify ownership of the corrected place of use. For lands not owned by applicant, the owner of record, Idaho Department of Fish and Game, has signed a notarized "Disclaimer of Interest" to the water rights listed on this transfer.

Water Right Validity:

Rights involved in this transfer were recently decreed in the SRBA. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

Diversion will occur in the same general area before and after the transfer. The legal description of the place of use will change, not the actual place of use. Water rights are under the control of water master for Water District 34.

Enlargement of Use:

No enlargement of water rights.

Local Public Interest:

No negative impacts anticipated.

Beneficial Use/Conservation of Water Resources:

Better delivery of water for more efficient use of water.

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

Total acres 280

PART 1

6. General Information:

a. Description of diversion system HEADGATE FOR INGRAM AND/OR CHILLY DITCH
AND WEIR

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes NO No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NONE ONLY ADDING P/D & CORRECTING LEGAL DESCRIPTION OF PLACE OF USE

d. Remarks:

NOTE: 0.4 cfs of 34-152 & 0.1 cfs of 34-456 is limited to use for conveyance losses
in delivery of these rights.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

T70448

Page 3 of 21

T70448

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-151

Priority Date: 05/01/1905

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01	10/15	0.40 CFS		
Total Diversion			0.40 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
BIG LOST RIVER	08N	21E	1	NENESE		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28												40.0	40.0				120.0
09N 22E 33	40.0																40.0
09N 22E 34					40.0												40.0

Total Acres: 280

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00152, 34-00220, 34-00221, 34-00222, 34-00454, 34-00455 AND 34-00456.
- WATER IS DELIVERED THROUGH INGRAM DITCH.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- 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.

Current Water Right No. 34-151

T 70448

page 4 of 21

T70448

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 34-151

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE & DISCLAIMER OF INTEREST
FROM ID. DEPT. OF FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE. CORRECTING LEGAL DESCRIPTION OF PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

Current Water Right No. 34-151

T70448

Page 5 of 21

T70448

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-152

Priority Date: 05/03/1917

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	0.40 CFS		
	Total Diversion	0.40 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
BIG LOST RIVER	08N	21E	1	NENESE		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28											40.0		40.0			40.0	120.0
09N 22E 33	40.0																40.0
09N 22E 34						40.0											40.0

Total Acres: 280

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00151, 34-00220, 34-00221, 34-00222, 34-00454, 34-00455 AND 34-00456.
2. WATER IS DELIVERED THROUGH INGRAM DITCH.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. 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.

Current Water Right No. 34-152

T70448

page 6 of 21

T70448

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 34-152

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE & DISCLAIMER FROM ID DEPT.

OF FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE. CORRECTING LEGAL DESCRIPTION OF PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

Current Water Right No. 34-152

T70448

page 7 of 21

T70448

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-220

Priority Date: 05/01/1905

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	1.10 CFS		
Total Diversion		1.10 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
BIG LOST RIVER	08N	21E	1	NENESE		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28												40.0	40.0			40.0	120.0
09N 22E 33	40.0																40.0
09N 22E 34					40.0												40.0

Total Acres: 280

Conditions/Remarks:

1. WATER IS DELIVERED THROUGH INGRAM DITCH.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00151, 34-00152, 34-00222, 34-00221, 34-00454, 34-00455 AND 34-00456.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. 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.

Current Water Right No. 34-220

T70448

page 8 of 21

T70448

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 34-220

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE, DISCLAIMER FROM ID. DEPT.

OR FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE CORRECTING LEGAL DESCRIPTION OF PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

Current Water Right No. 34-220

T70448

page 9 of 21

T70448

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-221

Priority Date: 06/20/1906

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	0.50 CFS		
Total Diversion		0.50 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
BIG LOST RIVER	08N	21E	1	NENESE		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28												40.0	40.0			40.0	120.0
09N 22E 33	40.0																40.0
09N 22E 34					40.0												40.0

Total Acres: 280

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED COTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00151, 34-00152, 34-00220, 34-00222, 34-00454, 34-00455 AND 34-00456.
- WATER IS DELIVERED THROUGH INGRAM DITCH.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- 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.

Current Water Right No. 34-221

T70448

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-221

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE & DISCLAIMER FROM ID. DEPT. OF FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE. CORRECTING LEGAL DESCRIPTION OF PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

Current Water Right No. 34-221

Page 11 of 21

T70448

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-222

Priority Date: 07/15/1908

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

Beneficial Use	From To	Diversion Rate	Volume	Subuse Code
IRRIGATION	5/01 10/15	0.50 CFS		
	Total Diversion	0.50 CFS		

Source and Point(s) of Diversion:

Source	Twp	Range	Section	1/4 of 1/4 of 1/4	Lot	County
BIG LOST RIVER	08N	21E	1	NENESE		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28												40.0	40.0				120.0
09N 22E 33	40.0																40.0
09N 22E 34					40.0												40.0

Total Acres: 280

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00151, 34-00152, 34-00220, 34-00221, 34-00454, 34-00455 AND 34-00456.
- WATER IS DELIVERED THROUGH INGRAM DITCH.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- 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.

Current Water Right No. 34-222

T70448

T70448

page 12 of 21

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 34-222

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE & DISCLAIMER FROM ID. DEPT. OF FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE. CORRECTING LEGAL DESCRIPTION OF PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

Current Water Right No. 34-222

T70448

page 13 of 21

T70448

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-454**Priority Date:** 03/01/1902**Origin:** Adjudication Recommendation**Basis:** Decreed**Status:** Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	3.20 CFS		
Total Diversion		3.20 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
BIG LOST RIVER	08N	21E	12	NENWNW		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28											40.0	40.0	40.0			40.0	120.0
09N 22E 33	40.0																40.0
09N 22E 34					40.0												40.0

Total Acres: 280

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00152, 34-00220, 34-00221, 34-00222, 34-00151, 34-00455 AND 34-00456.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- WATER IS DELIVERED THROUGH CHILLY CANAL.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- 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.

Current Water Right No. 34-454

T70448

T70448

page 14 of 21

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 34-454

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE & DISCLAIMER FROM ID. DEPT.
OF FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE. CORRECTING LEGAL DESCRIPTION OF PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

Current Water Right No. 34-454

T70448

page 15 of 21

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-455**Priority Date:** 02/24/1903**Origin:** Adjudication Recommendation**Basis:** Decreed**Status:** Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	1.60 CFS		
Total Diversion		1.60 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
BIG LOST RIVER	08N	21E	1	NENESE		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28											40.0		40.0				120.0
09N 22E 33	40.0																40.0
09N 22E 34					40.0												40.0

Total Acres: 280

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00151, 34-00152, 34-00220, 34-00221, 34-00222, 34-00456 AND 34-00454.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- WATER IS DELIVERED THROUGH INGRAM DITCH.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- 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.

Current Water Right No. 34-455

770448

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 34-455

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE & DISCLAIMER FROM ID. DEPT
OF FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE CORRECTING LEGAL DESCRIPTION OF THE PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

Current Water Right No. 34-455

page 17 of 21

Page 1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 34-456**Priority Date:** 02/27/1912**Origin:** Adjudication Recommendation**Basis:** Decreed**Status:** Active

Source: BIG LOST RIVER Tributary to: Trib
SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	0.80 CFS		
Total Diversion		0.80 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
BIG LOST RIVER	08N	21E	1	NENESE		CUSTER

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	
09N 22E 27									40.0	40.0							80.0
09N 22E 28											40.0	40.0	40.0				120.0
09N 22E 33	40.0																40.0
09N 22E 34					40.0												40.0

Total Acres: 280

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00151, 34-00152, 34-00220, 34-00221, 34-00222, 34-00454 AND 34-00455
- WATER IS DELIVERED THROUGH INGRAM DITCH.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- 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.

Current Water Right No. 34-456

770448

T70448

page 18 of 21

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 34-456

6. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Documentation of Ownership of the Current Place of Use. TAX NOTICE & DISCLAIMER FROM ID. DEPT.
OF FISH & GAME

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer. NONE. CORRECTING LEGAL DESCRIPTION OF THE PLACE OF USE AND

ADDING A POINT OF DIVERSION

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

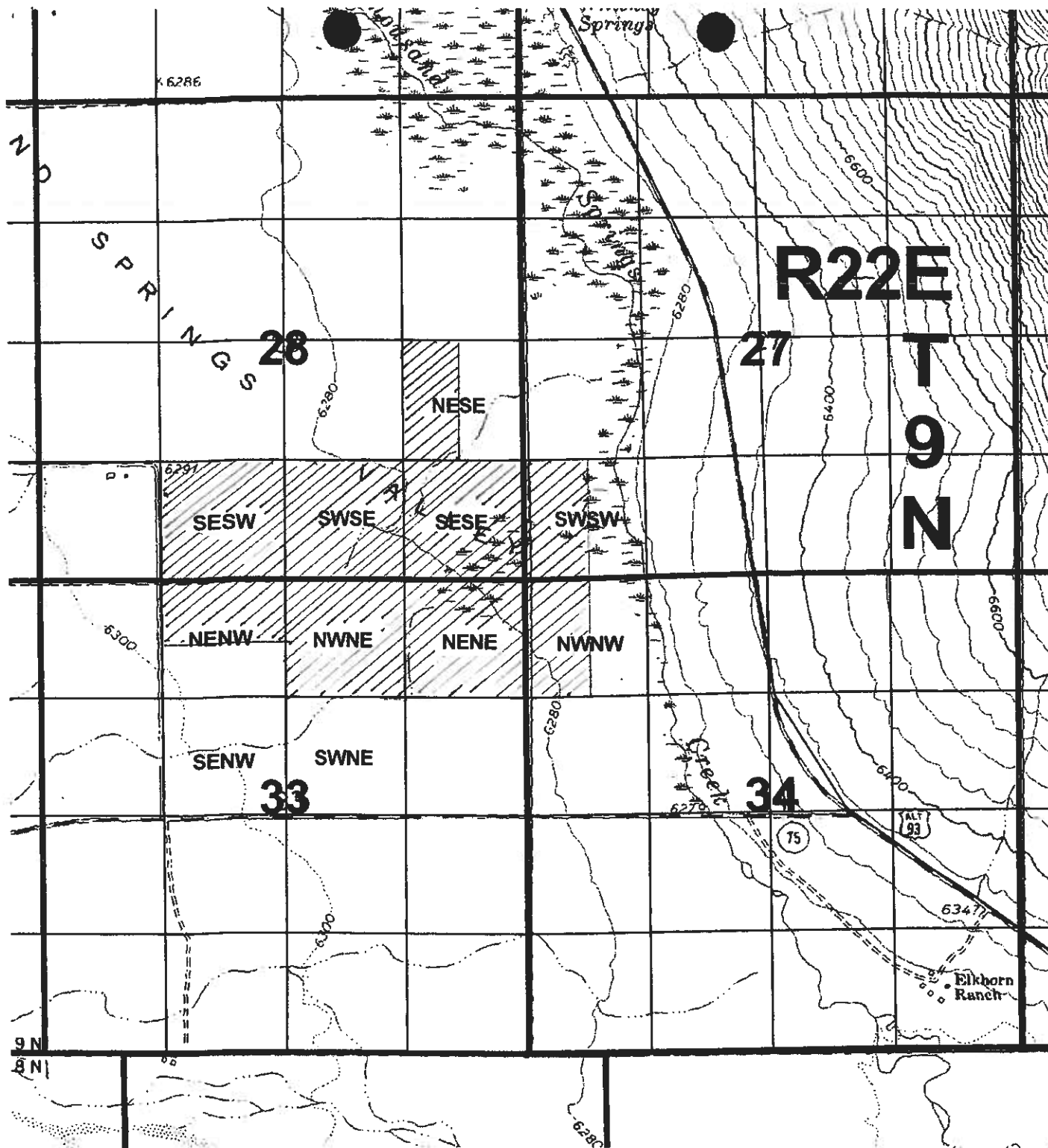
Current Water Right No. 34-456

T70448

page 19 of 21



T70448



PLACE OF USE

Sections
T09n22e.shp

T# 70448
page 20 of 21

7/11/10

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 3RD day of FEBRUARY 192003

Lynn O. Keno
(Signature of Applicant)

Mariann Chavez
(Notary Public)

MARIANN CHAVEZ
Comm. # 1289046
NOTARY PUBLIC-CALIFORNIA
Kern County
My Comm. Expires Dec. 31, 2004

My commission expires 12-31-04

FOR DEPARTMENT USE ONLY

Transfer contains 21 pages and _____ attachments

Received by KCW/KCW Date 4/9/2002 2/7/2003 Protest filed by _____

Prelim. check by KCW Fee 8/20⁰⁰ E028485 8/150⁰⁰ E027618

Received by KCW Date 4/9/2002

Published in Challis Messenger Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by RGC

Copy of transfer sent to lien holder _____

RECORDING REQUESTED BY)
AND WHEN RECORDED MAIL TO:)

Idaho Department of Fish and Game)
600 South Walnut Street)
Box 25)
Boise, ID 83705)
Attention: Gregg Servheen)

RECEIVED
NOV 12 2002
Department of Water Resources
Eastern Region

(Space above this line reserved for Recorder's use)

DISCLAIMER OF INTEREST

The STATE OF IDAHO, acting by and through its Department of Fish and Game, with its principal offices at 600 S. Walnut St., Boise, ID 83705, waives, releases, forgoes, and disclaims to Lynn D. Reno, 9417 Eucalyptus Dr., Bakersfield, CA 93306, all its rights in water rights identified as WATER RIGHT NO. 34-151, WATER RIGHT NO. 34-152, WATER RIGHT NO. 34-220, WATER RIGHT NO. 34-221, WATER RIGHT NO. 34-222, WATER RIGHT NO. 34-454, WATER RIGHT NO. 34-455, and WATER RIGHT NO. 34-456.

Dated: Nov. 8, 2002

STATE OF IDAHO:

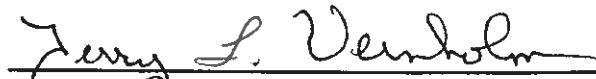

Steven M. Huffaker, Director
Idaho Department of Fish and Game

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this 8th day of November, in the year of 2002, before me a notary public in and for the State of Idaho, personally appeared Steven M. Huffaker, known to me to be the Director of the Idaho Department of Fish and Game, that executed the said instrument and acknowledged to me that such Idaho Department of Fish and Game executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last written above.




Notary Public
State of Idaho
Residing at Emmett, ID
My Commission Expires: 8-15-05

T 70448
ATTACHMENT 1 OF 16

0201633

Custer County Reg. of

Custer CountyTitleTime 4:00 P. M.May 26 1992
Ethel M. Peck, ClerkWanda Murphy\$ 18.00 DeputyRECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:Idaho Department of Fish and Game
600 South Walnut Street
Box 25
Boise, Idaho 83705
Attn: Tom Parker

(Space above this line reserved for Recorder's use)

SPECIAL WARRANTY DEED
(Chilly Slough/Reno and Larter)

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, THE NATURE CONSERVANCY, a District of Columbia non-profit corporation ("Grantor"), with its principal offices at 1815 North Lynn Street, Arlington, Virginia 22209, DOES HEREBY GRANT, BARGAIN, SELL AND CONVEY to IDAHO DEPARTMENT OF FISH AND GAME ("Grantee"), the land in the County of Custer, State of Idaho, more particularly described in Exhibit A attached to this Deed and made a part hereof (the "Property").

TO HAVE AND TO HOLD THE PROPERTY, TOGETHER WITH all of Grantor's right, title and interest, if any, in and to any and all minerals and mineral rights in the Property, provided that Grantor does not warrant any of the foregoing rights except that Grantor has not previously conveyed any such rights, or any of Grantor's right, title or interest therein, to any other person or entity, and that Grantor has not done, made or suffered any liens or other encumbrances with respect thereto;

AND TOGETHER WITH all improvements, if any, on the Property, the rights of access to the Property under the two Grants of Easement for Ingress and Egress executed by Lynn D. Reno, a widower, and recorded on October 21, 1991 as Instrument Numbers 200443 and 200447 in the records of Custer County, Idaho, and any and all other tenements, hereditaments and appurtenances appertaining to the Property (but without any water or water rights, ditches or ditch rights, and reservoir or reservoir rights), unto Grantee, its successors and assigns, forever.

Subject to the provisions hereof, Grantor covenants to and with Grantee, that Grantor is lawfully seized in fee simple of the Property; has a good and lawful right and power to sell and convey the Property; the Property is free and clear of encumbrances except as stated below; and that Grantor will forever warrant and defend title to the Property against the lawful claims and demands of all persons to the extent the same relate to acts of Grantor for the period that Grantor has held title to the Property.

This Deed is made and accepted subject to the matters listed in Exhibit B attached to this Deed and made a part hereof.

Dated this 6th day of May, 1992.

GRANTOR:

THE NATURE CONSERVANCY,
a District of Columbia
non-profit corporation

By Guy Bonin
Its Vice President

By [Signature]
Its Assistant Secretary

ACKNOWLEDGEMENT

STATE OF Idaho)
County of Blaine) ss.

On this 10th day of May, 1992, before me, Shelly Walker,
a notary public in and for such county and state, personally
appeared Guy Bonnier and
Mark Fiske, personally known to
me (or proved to me on the basis of satisfactory evidence) to be
the persons who executed this instrument as the Vice President and
Assistant Secretary, respectively, of THE NATURE CONSERVANCY, a
District of Columbia non-profit corporation, and acknowledged to me
that such corporation executed the within instrument pursuant to
its bylaws or a resolution of its board of directors.



Shelly Lynn Walker
Notary Public

My commission expires: 4-13, 1994

EXHIBIT A

Real Property Description

All that real property in Custer County, Idaho, described as follows:

PARCEL NO. 1:

TOWNSHIP 9 NORTH, RANGE 22 EAST, BOISE MERIDIAN

Reo Section 18: West Half of the Southeast Quarter; and East Half of the East Half of the Southwest Quarter

PARCEL NO. 2:

TOWNSHIP 9 NORTH, RANGE 22 EAST, BOISE MERIDIAN

later Section 27: Northwest Quarter of the Southwest Quarter; and East Half of the Southwest Quarter of the Southwest Quarter

later Section 28: East Half of the Northeast Quarter of the Southeast Quarter

later Section 34: East Half of the Northwest Quarter of the Northwest Quarter

Excepting therefrom the following property:

A strip of land 50 (fifty) feet wide, and running in an East-West direction located within the Southeast Quarter of the Northwest Quarter of the Northwest Quarter, Section 34, Township 9 North, Range 22 East, Boise Meridian, Custer County, Idaho; being more particularly described as follows:

Commencing at the B.L.M. brass cap which marks the Northwest corner of said Section 34, from which the B.L.M. brass cap marking the North Quarter corner of said Section 34 lies North 88 degrees 35' East, 2689.46 feet distant;

Proceed North 88 degrees 35' East, 672.37 feet, between Sections 34 and 27, to the Northwest corner of the Northeast Quarter of the Northwest Quarter of the Northwest Quarter of said Section 34;

Thence South, 835 feet, between the East 1/2 of the Northwest Quarter of said Section 34, and the West 1/2 of the Northwest Quarter of the Northwest Quarter of said Section 34, to the True Point of Beginning;

Thence continuing South, 50.00 feet, to a point;

Thence East, approximately 450 feet, to a point in Thousand

Springs Creek;

Thence North, 50.00 feet, to a point in Thousand Springs
Creek;

Thence West, approximately 450 feet, to the True Point of
Beginning

EXHIBIT B

Title Exceptions

1. General taxes for the year 1992 and subsequent years, which are an accruing lien but not yet due and payable.
2. Charges under the Big Lost River Irrigation District.
3. Financing Statements, Seed and Farm Laborer's liens against crops, which are filed in the office of the Secretary of State.
4. An unrecorded 1991-1992 pasture grazing agreement, executed as of May 3, 1991 by San Felipe Ranch and Lynn Reno Slough Ranch, the term of which agreement expires on April 30, 1992. Affects Parcel 1.
5. Right of first refusal to lease for grazing purposes contained in the unrecorded Agreement for Sale and Purchase of Real Property dated September __, 1991, between Lynn D. Reno and The Nature Conservancy, and fully executed on or about October 16, 1992, the term of which right of first refusal expires on or about October 18, 1996, unless sooner terminated as provided therein. Affects Parcel 1.
6. The terms, covenants and restrictions contained in the Conservation Easement dated on or about the date hereof, executed by Grantor and the United States of America, acting by and through the United States Fish and Wildlife Service, and recorded concurrently herewith in the official records of Custer County, Idaho, which are incorporated herein by reference.
7. Liens, encumbrances, reservations or other matters not disclosed by the public record and not known to Grantor as of the date hereof, or made, suffered or done by Grantor.

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 350
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 5110 CODE AREA 45-00

PARCEL NUMBER
RP08N22E367201
35,1C
24,14

1ST HALF DUE
TAX 320.79
LATE
INT
COST
TOT

2ND HALF DUE
TAX 320.79
LATE
INT
COST
TOT

FULL DUE
TAX 641.58
LATE
INT
COST
TOT

TOT MV 59,24
TOT ACS 40.50

RENO LYNN D
& RENO DIANNE
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

NEASE4
A FRACTION OF T00-46
SEC 36 T8N R22E

TAXING DISTRICT	RATE	AMOUN
STATE	•000000000	
COUNTY	•002153153	127.5
SCHOL #182	•003704146	219.4
LOST RIVER HWY	•000628318	37.2
B.L.R. CEMETERY	•000199330	11.8
SO. CUSTER FIRE	•000751673	44.5
MACKAY LIBRARY	•000320576	18.9
L R HOSPITAL	•001537561	91.0
BATGND MOS ABAT	•000000000	
S.C. AMBULANCE	•000270410	16.0
DISTRICT TOTAL	•009565167	566.5
SOLID WASTE		75.0
AMOUNT DUE		641.5

4800 N 5436 W ID 83251

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ARE ACCEPTED

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448 OF 16

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 350
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 5128 CODE AREA 45-00

PARCEL NUMBER
RPO8N23F315401
16,32

1ST HALF DUE
TAX 78.01
LATE
INT
COST
TOT

2ND HALF DUE
TAX 78.01
LATE
INT
COST
TOT

FULL DUE
TAX 156.02
LATE
INT
COST
TOT

TOT MV 16,32
TOT ACS 40.00

RENO LYNN D
& RENO DIANNE
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

LOT 3
SEC 31 T8N R23E

TAXING DISTRICT
STATE .000000000
COUNTY .002153153
SCHOOL #182 .003704146
LOST RIVER HWY .000628318
B.L.R. CEMETERY .000199330
SO. CUSTER FIRE .000751673
MACKAY LIBRARY .000320576
L R HOSPITAL .001537561
BATGND MOS ABAT .000000000
S. C. AMBULANCE .000270410
AMOUNT DUE .009565167

AMOUN

35.1
60.4
10.2
3.2
12.2
5.2
25.0
4.4
156.0

*** IMPORTANT ***
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448 9 OF 16

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 350
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 529+ CODE AREA 45-00

PARCEL NUMBER
RP09N22E286602
L
I
47.95
7.53

1ST HALF DUE
TAX 302.86
LATE
INT
COST
TOT

2ND HALF DUE
TAX 302.86
LATE
INT
COST
TOT

FULL DUE
TAX 605.72
LATE
INT
COST
TOT

TOT MV 55.48
TOT ACS 140.00

RENO LYNN T
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

W2NE4SSE4+S2SE4+S64SW4
SEC 28 T9N R22E

TAXING DISTRICT	RATE	AMOUN
STATE	.000000000	
COUNTY	.002153153	119.4
SCHOOL #182	.003704146	205.5
LOST RIVER HWY	.000628318	34.6
B.L.R. CEMETERY	.000199330	11.0
SO. CUSTER FIRE	.000751673	41.7
MACKAY LIBRARY	.000320576	17.7
L R HOSPITAL	.001537561	85.3
BATGND MOS ABAT	.000000000	
S. C. AMBULANCE	.000270410	15.0
DISTRICT TOTAL	.009565167	530.7
SOLID WASTE		75.0
AMOUNT DUE		605.7

5512 N 5780 W ID 83251

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448
10 OF 16

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 350
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 5281 CODE AREA 45-00

PARCEL NUMBER
RP09N22E192401
13,53

1ST HALF DUE
TAX 64.70
LATE
INT
COST
TOT

2ND HALF DUE
TAX 64.70
LATE
INT
COST
TOT

FULL DUE
TAX 129.40
LATE
INT
COST
TOT

TOT MV 13,53
TOT ACS 246.02

RENO LYNN L
& RENO DIANE M
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

LOTS 1,2,3
E2NM4, NE4SW4
SEC 19 T9N R22E

TAXING DISTRICT	RATE	AMOUN
STATE	.000000000	
COUNTY	.002153153	29.1
SCHOOL #182	.003704146	50.1
LOST RIVER HWY	.000628318	8.5
B.L.R. CEMETERY	.000199330	2.7
SO. CUSTER FIRE	.000751673	10.1
MACKAY LIBRARY	.000320576	4.3
L R HOSPITAL	.001537561	20.8
BATGND MOS ABAT	.000000000	
S. C. AMBULANCE	.000270410	3.6
AMOUNT DUE	.009565167	129.4

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448 11 OF 16

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 350
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 5276 CODE AREA 45-00 L

PARCEL NUMBER
RP09N22E185402

1ST HALF DUE
TAX 37.21
LATE
INT
COST
TOT

2ND HALF DUE
TAX 37.21
LATE
INT
COST
TOT

FULL DUE
TAX 74.42
LATE
INT
COST
TOT

TCT MV 7.78
TCT ACS 123.84

RENO LYNN D
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

LOTS 3.4
E2SM4
SEC 18 T9N R22E

TAXING DISTRICT	RATE	AMOUN
STATE	.000000000	
COUNTY	.002153153	16.7
SCHOOL #182	.003704146	28.8
LOST RIVER HWY	.000628318	4.8
B.L.R. CEMETERY	.000199330	1.5
SO. CUSTER FIRE	.000751673	5.8
MACKAY LIBRARY	.000320576	2.5
L R HOSPITAL	.001537561	11.9
BATGND MOS ABAT	.000000000	
S. C. AMBULANCE	.000270410	2.1
AMOUNT DUE	.009565167	74.4

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448
12 OF 16

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 353
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 5339 CODE AREA 45-00 L

PARCEL NUMBER
RP09N22E34302C 8,92

1ST HALF DUE		2ND HALF DUE		FULL DUE		TOT MV	TOT ACS
TAX	42.67	TAX	42.67	TAX	85.34	8,92	20.52
LATE		LATE		LATE			
INT		INT		INT			
COST		COST		COST			
TOT		TOT		TOT			

RENO LYNN T
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

W2NM4NM4
T 92-33
SEC 34 T9N R22E

TAXING DISTRICT	RATE	AMOUN
STATE	.000000000	
COUNTY	.002153153	19.2
SCHOOL #182	.003704146	33.0
LOST RIVER HWY	.000628318	5.6
B.L.R. CEMETERY	.000199330	1.7
SO. CUSTER FIRE	.000751673	6.7
MACKAY LIBRARY	.000320576	2.8
L R HOSPITAL	.001537561	13.7
BATGND MOS ABAT	.000000000	
S. C. AMBULANCE	.000270410	2.4
AMOUNT DUE	.009565167	85.3

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448 13 OF 16

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 350
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 5335 CODE AREA 45-00 L

PARCEL NUMBER
RP09N22E332400
2,220

1ST HALF DUE
TAX 10.50
LATE
INT
COST
TOT

2ND HALF DUE
TAX 10.50
LATE
INT
COST
TOT

FULL DUE
TAX 21.00
LATE
INT
COST
TOT

TOT MV 2,220
TOT ACS 40.00

RENO LYNN O
& RENO DIANNE W FAMILY
TRUST (A & B)
9417 EUCALYPTUS DRIVE
BAKERFIELD CA 93306-6780

NE4NW4
SEC 33 T9N R22E

TAXING DISTRICT	RATE	AMOUN
STATE	.000000000	
COUNTY	.002153153	4.7
SCHOOL #182	.003704146	8.1
LOST RIVER HWY	.000628318	1.3
B.L.R. CEMETERY	.000199330	.4
SC. CUSTER FIRE	.000751673	1.6
MACKAY LIBRARY	.000320576	.7
L R HOSPITAL	.001537561	3.3
BATGND MOS ABAT	.000000000	
S. C. AMBULANCE	.000270410	.5
AMOUNT DUE	.009565167	21.0

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448
14 OF 16

MAKE CHECK PAYABLE TO:
CUSTER COUNTY TAX COLLECTOR
P.O. BOX 350
CHALLIS, IDAHO 83226

2001 TAX BILL/RECEIPT
BILL# 5332 CODE AREA 45-00

PARCEL NUMBER
RP09N22E330002
29,83
50

1ST HALF DUE
TAX 145.05
LATE
INT
COST
TOT

2ND HALF DUE
TAX 145.05
LATE
INT
COST
TOT

FULL DUE
TAX 290.10
LATE
INT
COST
TOT

TOT MV 30,33
TOT ACS 160.00

REND LYNN T
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

SE4NW4, W2NE4, NE4NE4
SEC 33 T9N R22E

TAXING DISTRICT	RATE	AMOUN
STATE	.000000000	
COUNTY	.002153153	65.3
SCHOOL #182	.003704146	112.3
LOST RIVER HWY	.000628318	19.0
H.L.R. CEMETERY	.000199330	6.0
SO. CUSTER FIRE	.000751673	22.8
MACKEY LIBRARY	.000320576	9.7
L R HOSPITAL	.001537561	46.6
BATGND MOS ABAT	.000000000	
S. C. AMBULANCE	.000270410	8.2
AMOUNT DUE	.009565167	290.1

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448
15 OF 16

MAKE CHECK PAYABLE TO:
CLATSOP COUNTY TAX COLLECTOR
P.O. BOX 350
CLATSOP, OREGON 97122

2001 TAX BILL/RECEIPT
ILL 5269 COST APR 95-03 L

PARCEL NUMBER
R09022227601C 7.83

1ST HALF DUE
TAX 37.44
LATE
INT
COST
TOT

2ND HALF DUE
TAX 37.44
LATE
INT
COST
TOT

FULL DUE
TAX 74.88
LATE
INT
COST
TOT

TOT 14 7.83
TOT ACS 20.00

RENO LYNN T
9417 EUCALYPTUS DR
BAKERSFIELD CA 93306-6780

W2SW4SW4
SEC 27 T9N R22E

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.002153153	16.8
SCHOOL #112	.003704146	29.0
LOST RIVER HWY	.000629318	4.9
B.L.R. CEMETERY	.000199330	1.5
SO. CUSTER FIRE	.000751673	5.8
JACKAY LIBRARY	.000320576	2.5
L R HOSPITAL	.001537561	12.0
BATOND MCS ABAT	.000000000	
S. C. AMBULANCE	.000270410	2.1
AMOUNT DUE	.009565167	74.8

AK# 387 12-1701
2,214.18
PAID IN FULL

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
THANK YOU

ATTACHMENT T 70448
16 OF 16

MT. VERNON VETERINARY HOSPITALS, INC.

LYNN D. RENO, D.V.M.
SHANE J. RENO, D.V.M.

2120 E. CALIFORNIA AVE. • BAKERSFIELD, CALIF. 93307-1997
(661) 327-7536 • FAX (661) 327-4933

APR 01 2002

3-28-02

Department of War
Eastern District

Dear Keith Wilson,

I am forwarding the tax documents as proof of ownership. The stapled documents are the ones related to the Chilly ranch in which we are requesting the change. It will make things much more efficient.

Custer County tax people have made a small error. It should be Lynn H. Reno not Lynn T. Reno.

The other properties are listed Lynn H. Reno and Lianne Reno. Lianne was deceased in 1990. Hope all this will suffice. all properties are paid for. No liens

Sincerely
Lynn Reno



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 04, 2003

DOUG ROSENKRANCE
WATER DISTRICT 34
PO Box 53
Mackay, ID 83251

RE: Application for Transfer 70448

Water Right Number(s) 34-220 , 34-222 , 34-455 , 34-152 , 34-221 , 34-454
, 34-456 , 34-151

Dear Watermaster:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office by March 17, 2003.

Please feel free to contact this office if you have any questions regarding the application.

Sincerely,

Harold W Jones
Water Right Supervisor

Enclosure(s)

HWJ:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION
April 30, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

LYNN D RENO
2120 E CALIFORNIA AVE
BAKERSFIELD CA 93307-1997

RE: Application for Transfer No 70448

Water Right No(s) 34-151 34-221 34-454 34-456 34-220 34-222
34-455 34-152

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right transfer application. Please refer to the above referenced transfer number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Challis Messenger on May 8 and 15, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W Jones
Water Right Supervisor

HWJ:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 30, 2003

Legal Notice Department
Challis Messenger
PO BOX 405
CHALLIS ID 83226

RE: Transfer No. 70448

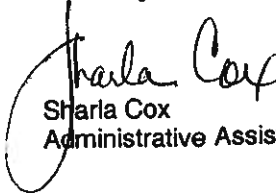
Water Right No(s). 34-151 34-221 34-454 34-456 34-220 34-222 34-455 34-152

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before May 27, 2003. Your cooperation is appreciated.

Sincerely


Sharla Cox
Administrative Assistant

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 70448

LYNN D RENO, 2120 E CALIFORNIA AVE, BAKERSFIELD CA 93307-1997, has filed Application No. 70448 for changes to the following water rights within CUSTER County:

Right No. 34-151

Priority 5/1/1905

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 0.40 CFS

Total Amount 0.40 CFS

Point(s) of Diversion NENESE S1 T08N R21E

Right No. 34-221

Priority 6/20/1906

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 0.50 CFS

Total Amount 0.50 CFS

Point(s) of Diversion NENESE S1 T08N R21E

Right No. 34-454

Priority 3/1/1902

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 3.20 CFS

Total Amount 3.20 CFS

Point(s) of Diversion NENWNW S12 T08N R21E

Right No. 34-456

Priority 2/27/1912

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 0.80 CFS

Total Amount 0.80 CFS

Point(s) of Diversion NENESE S1 T08N R21E

Right No. 34-220

Priority 5/1/1905

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 1.10 CFS

Total Amount 1.10 CFS

Point(s) of Diversion NENESE S1 T08N R21E

Right No. 34-222

Priority 7/15/1908

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 0.50 CFS

Total Amount 0.50 CFS

Point(s) of Diversion NENESE S1 T08N R21E

Right No. 34-455

Priority 2/24/1903

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 1.60 CFS

Total Amount 1.60 CFS

Point(s) of Diversion NENESE S1 T08N R21E

Right No. 34-152

Priority 5/3/1917

Source BIG LOST RIVER

Use IRRIGATION (280 acres) 0.40 CFS

Total Amount 0.40 CFS

Point(s) of Diversion NENESE S1 T08N R21E

All eight (8) above rights have the same place of use shown below:

Place of Use S27 T09N R22E
S28 T09N R22E
S33 T09N R22E
S34 T09N R22E

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

The applicant is re-arranging his acreage to cover a 280 acre place of use in the original general area. The places of use are in SEC 27, 28, 33 and 34. There will also be a second point of diversion utilized. This will be the Chilley Canal heading in the NENWNW SEC 12 T8N R21E.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before May 27, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on May 8 and 15, 2003

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated May 8 03 and ending with the issue dated May 15 03.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 19th day of May in the year of 2003 before me, a Notary Public, personally appeared Ruth E. Burchill known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Joseph J. Mangini
Notary Public for Idaho
Residing at Challis
My commission expires: 4/30/04

TRANSFER NO. 70448
LYNN D. REED, 7100 E. California Ave., Reno, NV 89501
1997: has filed Application No. 70448 for changes to the following water rights within Custer County, Idaho:

Right No. 34-181
Priority: 5-1-1906
Source: Big Lost River
Use: Irrigation (280 acres) 0.40 CFS
Total Amount: 0.40 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

Right No. 34-221
Priority: 5-20-1908
Source: Big Lost River
Use: Irrigation (280 acres) 0.50 CFS
Total Amount: 0.50 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

Right No. 34-484
Priority: 3-1-1902
Source: Big Lost River
Use: Irrigation (280 acres) 3.00 CFS
Total Amount: 3.00 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

Right No. 34-484
Priority: 3-1-1902
Source: Big Lost River
Use: Irrigation (280 acres) 1.60 CFS
Total Amount: 1.60 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

Right No. 34-220
Priority: 5-1-1906
Source: Big Lost River
Use: Irrigation (280 acres) 1.10 CFS
Total Amount: 1.10 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

Right No. 34-220
Priority: 5-1-1906
Source: Big Lost River
Use: Irrigation (280 acres) 0.50 CFS
Total Amount: 0.50 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

Right No. 34-220
Priority: 5-1-1906
Source: Big Lost River
Use: Irrigation (280 acres) 1.60 CFS
Total Amount: 1.60 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

Right No. 34-220
Priority: 5-1-1906
Source: Big Lost River
Use: Irrigation (280 acres) 0.40 CFS
Total Amount: 0.40 CFS
Point(s) of Diversion: NENESE
SI TOBN R21E

All eight (8) above rights have the same place of use shown below: SI TOBN R21E
Place of Use: S27 TOBN R22E
S28 TOBN R22E
S33 TOBN R22E
S34 TOBN R22E

The purpose of the transfer is to change a portion of the above rights as follows:
The applicant is requesting this acreage to cover a 280 acre place of use in the original general area. The place of use are in Sec. 27, 28, 33 and 34. There will also be a second point of diversion utilized. This will be the Gully Canal heading in the NENESE Sec. 12 T8N R21E.

Protests may be submitted based on the criteria of Sec. 42-222, Idaho Code. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N. Skyline Dr., Ste. 700, Boise, Idaho 83402 together with a protest fee of \$25 for each application on or before May 27, 2003. The protest must also send a copy of the protest to the applicant.

KARL J. BREHER, Director
Pub: May 15, 2003

Department of Water Resources
Eastern Region