

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76418

This is to certify that: CHRIS AND JACKIE FLANIGAN
HC 69 BOX 8028
KETCHUM ID 83340

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>
37-22121	WR/Decreed	03/25/1920	0.02 cfs	N/A	N/A		UNNAMEDSTREAM
37-2168A	WR/Decreed	01/22/1910	0.31 cfs	N/A	N/A	11.0	OREGON CREEK
37-2168C	WR/Decreed	01/22/1910	0.07 cfs	N/A	N/A	1.7	OREGON CREEK
37-22125	WR/Decreed	03/25/1920	0.12 cfs	N/A	N/A	6.1	SPRING

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>
37-22121	NO	YES	NO	NO	NO	NO
37-2168A	NO	NO	YES	NO	YES	YES
37-2168C	NO	NO	YES	NO	NO	NO
37-22125	NO	NO	YES	NO	YES	YES

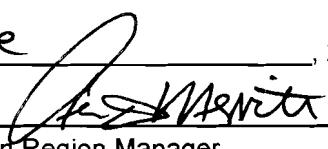
Summary of Water Rights After the Approved Change

<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>
37-22121	37-22121	0.02 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
37-2168A	37-2168A	0.31 cfs	N/A	10.0	14.0		N/A	N/A	N/A	N/A
37-2168C	37-2168C	0.07 cfs	N/A	1.7	14.0		N/A	N/A	N/A	N/A
37-22125	37-22125	0.12 cfs	N/A	5.1	14.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.52 cfs		12.2	14		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 21st day of June, 20 10

SUPPORT DATA


Southern Region Manager

IN FILE # 37-2168A

WATER RIGHT NO. 37-2168A
As Modified by Transfer No. 76418

In accordance with the approval of Transfer No. 76418, Water Right No. 37-2168A is now described as follows.

Right Holder: CHRIS FLANIGAN

And

JACKIE FLANIGAN
 HC 64 BOX 8028
 KETCHUM ID 83340

Priority Date: January 22, 1910

Source: OREGON CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Storage Volume</u>
DIVERSION TO STORAGE	05/01	to 10/31	0.03 CFS	
IRRIGATION	05/01	to 10/31	0.28 CFS	
STOCKWATER	01/01	to 12/31	0.02 CFS	
STOCKWATER STORAGE	01/01	to 12/31		2.0 AF
IRRIGATION STORAGE	01/01	to 12/31		2.0 AF
AESTHETIC STORAGE	01/01	to 12/31		2.0 AF
STOCKWATER FROM STORAGE	01/01	to 12/31		1.3 AF
IRRIGATION FROM STORAGE	05/01	to 10/31		1.3 AF
<u>COMBINED TOTAL</u>			0.31 CFS	2.0 AF

LOCATION OF POINT(S) OF DIVERSION:

OREGON CREEK NENWSW Sec. 10 Twp 05N Rge 17E BLAINE County

PLACE OF USE: IRRIGATION / IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	17E	10															14.0		14.0

Total Acres: 14

WATER RIGHT NO. 37-2168A
As Modified by Transfer No. 76418

PLACE OF USE: STOCKWATER / STOCKWATER STORAGE / STOCKWATER FROM STORAGE
 IRRIGATION STORAGE/ AESTHETIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	17E	10	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																	X		

CONDITIONS OF APPROVAL

1. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
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 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.
5. Rights 37-2168A and 37-22125 authorize the diversion of a combined total of 0.05 cfs for the combined annual use of 2.0 acre feet associated with aesthetic storage, stockwater storage, irrigation storage, stockwater from storage, and irrigation from storage uses associated with a pond having a surface area of 0.4 acres.
6. Rights 37-2168A and 37-22125 authorize the combined annual use of 1.3 acre feet associated with stockwater from storage and irrigation from storage uses associated with a pond.
7. This right is limited to the irrigation of 10 acres within the authorized place of use in a single irrigation season.
8. Rights 37-2168A, 37-2168C, and 37-22125 when combined shall not exceed the total irrigation of 12.2 acres.
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.
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.

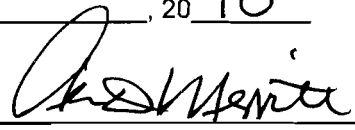
WATER RIGHT NO. 37-2168A
As Modified by Transfer No. 76418

CONDITIONS OF APPROVAL

13. This right does not grant any right-of-way or easement across the land of another.
14. Irrigation and irrigation from storage uses are located within Lots 1, 3 and 4 of the North Fork Subdivision First Addition.
15. Stockwater and stockwater from storage uses are located within Lots 1, 3 and 4 of the North Fork Subdivision First Addition.
16. Pond use is located within Lot 3 of the North Fork Subdivision First Addition.

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 21st day of June, 2010



Southern Region Manager

WATER RIGHT NO. 37-2168C
As Modified by Transfer No. 76418

In accordance with the approval of Transfer No. 76418, Water Right No. 37-2168C is now described as follows.

Right Holder: CHRIS FLANIGAN

And

JACKIE FLANIGAN
HC 64 BOX 8028
KETCHUM ID 83340

Priority Date: January 22, 1910

Source: OREGON CREEK

Tributary: BIG WOOD RIVER

BENEFICIAL USE

IRRIGATION

From

05/01 to 10/31

To

Diversion Rate

0.07 CFS

LOCATION OF POINT(S) OF DIVERSION:

OREGON CREEK

NENWSW

Sec. 10 Twp 05N Rge 17E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N 17E 10															14.0		14.0

Total Acres: 14

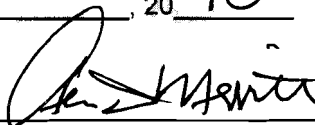
WATER RIGHT NO. 37-2168C
As Modified by Transfer No. 76418

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.7 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2168A, 37-2168C, and 37-22125 when combined shall not exceed the total irrigation of 12.2 acres.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. 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 37.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. This right does not grant any right-of-way or easement across the land of another.
10. Place of use is located within Lots 1, 3 and 4 of the North Fork Subdivision First Addition.

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 21st day of June, 20 10



Southern Region Manager

WATER RIGHT NO. 37-22121
As Modified by Transfer No. 76418

In accordance with the approval of Transfer No. 76418, Water Right No. 37-22121 is now described as follows.

Right Holder: CHRIS FLANIGAN

And

JACKIE FLANIGAN
HC 64 BOX 8028
KETCHUM ID 83340

Priority Date: March 25, 1920

Source: SPRING

Tributary: SINKS

BENEFICIAL USE

STOCKWATER

From

01/01 to 12/31

To

Diversion Rate

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

SPRING

SESESW

Sec. 10 Twp 05N Rge 17E BLAINE County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	17E	10															X		

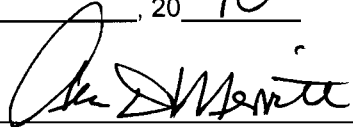
WATER RIGHT NO. 37-22121
As Modified by Transfer No. 76418

CONDITIONS OF APPROVAL

1. The quantity of water decreed for this water right is not a determination of historical beneficial use.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
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 37.
4. This right does not grant any right-of-way or easement across the land of another.
5. Diversion and use of water from this point of diversion shall not exceed 13,000 gallons per day for stockwater use.
6. The water delivery system established in accordance with this right shall be fully enclosed and shall be equipped with an automatic shutoff valve or a mechanism for returning unused water to the source through an enclosed water system.
7. The water delivery system shall be designed to facilitate measurement of the rate of flow through the system.
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.
11. Stockwater uses are located within Lots 1, 3 and 4 of the North Fork Subdivision First Addition.

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 21st day of June, 2010


Southern Region Manager

WATER RIGHT NO. 37-22125
As Modified by Transfer No. 76418

In accordance with the approval of Transfer No. 76418, Water Right No. 37-22125 is now described as follows.

Right Holder: CHRIS FLANIGAN

And

JACKIE FLANIGAN
HC 64 BOX 8028
KETCHUM ID 83340

Priority Date: March 25, 1920

Source: SPRING

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Storage Volume</u>
IRRIGATION	05/01	to 10/31	0.12 CFS	
DIVERSION TO STORAGE	05/01	to 10/31	0.02 CFS	
STOCKWATER STORAGE	01/01	to 12/31		2.0 AF
IRRIGATION STORAGE	01/01	to 12/31		2.0 AF
AESTHETIC STORAGE	01/01	to 12/31		2.0 AF
STOCKWATER FROM STORAGE	01/01	to 12/31		1.3 AF
IRRIGATION FROM STORAGE	01/01	to 12/31		1.3 AF
			0.12 CFS	2.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING SESESW Sec. 10 Twp 05N Rge 17E BLAINE County

PLACE OF USE: IRRIGATION/ IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>		
05N	17E	10																	14.0	14.0

Total Acres: 14

PLACE OF USE: STOCKWATER STORAGE / STOCKWATER FROM STORAGE
IRRIGATION STORAGE/ AESTHETIC STORAGE

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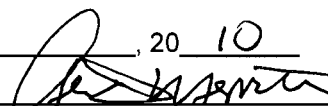
**WATER RIGHT NO. 37-22125
As Modified by Transfer No. 76418**

CONDITIONS OF APPROVAL

1. 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.
2. Rights 37-2168A, 37-2168C, and 37-22125 when combined shall not exceed a total irrigation of 12.2 acres.
3. Rights 37-2168A and 37-22125 authorize the diversion of a combined total of 0.05 cfs for the combined annual use of 2.0 acre feet associated with aesthetic storage, stockwater storage, irrigation storage, stockwater from storage, and irrigation from storage uses associated with a pond having a surface area of 0.4 acres.
4. Rights 37-2168A and 37-22125 authorize the combined annual use of 1.3 acre feet associated with stockwater from storage and irrigation from storage uses associated with a pond.
5. This right is limited to the irrigation of 5.1 acres within the authorized place of use in a single irrigation season.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.
9. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. 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 37.
11. Irrigation and irrigation from storage uses are located within Lots 1, 3 and 4 of the North Fork Subdivision First Addition.
12. Stockwater and stockwater from storage uses are located within Lots 1, 3 and 4 of the North Fork Subdivision First Addition.
13. Pond use is located within Lots 1, 3 and 4 of the North Fork Subdivision First Addition.
14. This right does not grant any right-of-way or easement across the land of another.

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 21st day of June, 2010


Southern Region Manager