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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Transfer No. 76020

Receipt No. 5031156

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information WESTERN MORTGAGE & REALTY CO
PO BOX 3110
PASCO WA 99302-3110
(509) 545-4545

Will this transfer result in an ownership change? _____ Yes X No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
36-16771	WR/License	4.82	1,400.0	350.0	1,813.0	GROUND WATER

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
36-16771	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

This transfer moves 350 acres of water from the Stormcircle farm to the Keco farm.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

Does not apply.

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

Does not apply.

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
36-16771	4.82 cfs	350.0	8,627.4	1,400.0 af
TOTAL	4.82 cfs	350.0	8,627.4	1,400.0 af

Transfer No. 76020

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

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.



[Signature]
(Signature of Applicant)

Vice President
(Title or Office)

Subscribed and sworn to before me this 29 day of October, 2009.

[Signature]
(Notary Public)

My commission expires 02-27-2013

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

Current Water Right No. 36-16771

Priority Date: February 20, 1990

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	4.82 CFS	1,400.0 AFA	
	Total Diversion	4.82 CFS	1,400.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWSE	Sec. 24 Twp 07S	Rge 22E	LINCOLN County
GROUND WATER	L2 (SWSWNE)	Sec. 30 Twp 07S	Rge 23E	LINCOLN County
GROUND WATER	NWNWSW	Sec. 1 Twp 08S	Rge 22E	MINIDOKA County
GROUND WATER	NESESE	Sec. 1 Twp 08S	Rge 22E	MINIDOKA County
GROUND WATER	L1 (NWNENE)	Sec. 2 Twp 08S	Rge 22E	MINIDOKA County
GROUND WATER	SWSWSE	Sec. 2 Twp 08S	Rge 22E	MINIDOKA 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	
07S 22E 13											35.0	35.0					70.0
07S 22E 24	31.0	31.0	31.0	31.0	35.0	35.0	39.0	37.0	37.0	35.0	10.0	4.0	30.0	30.0	29.0	30.0	475.0
07S 22E 25	30.0	23.9	26.3	27.8													108.0
07S 23E 19	36.0	36.0	36.0	36.0									32.0	32.0	32.0	32.0	272.0
08S 22E 1	16.0	21.0	36.0	30.0	24.0	12.0	30.0	40.0	38.0	32.0	34.0	30.0	38.0	40.0	38.0	32.0	491.0
08S 22E 2	33.0	34.0	33.0	33.0									33.0	33.0	33.0	33.0	265.0
08S 22E 12					33.0	33.0	33.0	33.0									132.0

Total Acres: 1813

Conditions/Remarks:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. 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.
3. Prior to the diversion and use of water under Transfer approval 68937, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
4. The total instantaneous diversion of water from all points of diversion under Rights 36-16570, 36-16573, 36-16770 and 36-16771 shall not exceed 25.03 a total combined annual diversion volume of 6,819.9 af and the irrigation of 1705 acres within the place of use described above in a single irrigation season.
5. Rights 36-16570, 36-16573, 36-16770 and 36-16771, and 36-16585 when combined shall not exceed a total diversion rate of 25.03 cfs, a total annual maximum diversion volume of 6819.9 af at the field headgate, and the irrigation of 1816.8 acres.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 130.
10. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

~~NO~~ BANK OF AMERICA

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Acres will be dried up.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 76020
 Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 36-16771

Priority Date: February 20, 1990

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	4.82 CFS	1,400.0 AFA	
	Total Diversion	4.82 CFS	1,400.0	AFA

Source and Point(s) of Diversion:

GROUND WATER	NWSESW	Sec. 26 Twp 06S	Rge 23E	MINIDOKA County
GROUND WATER	SESWNE	Sec. 31 Twp 06S	Rge 23E	LINCOLN County
GROUND WATER	SESESW	Sec. 32 Twp 06S	Rge 23E	LINCOLN County
GROUND WATER	NWNWNE	Sec. 33 Twp 06S	Rge 23E	LINCOLN County
GROUND WATER	NESESW	Sec. 33 Twp 06S	Rge 23E	LINCOLN County
GROUND WATER	SWNENE	Sec. 31 Twp 06S	Rge 24E	MINIDOKA County
GROUND WATER	L7 (SESESW)	Sec. 31 Twp 06S	Rge 24E	MINIDOKA County
GROUND WATER	NWNWSW	Sec. 32 Twp 06S	Rge 24E	MINIDOKA County
GROUND WATER	NENESE	Sec. 32 Twp 06S	Rge 24E	MINIDOKA County
GROUND WATER	NWSENW	Sec. 33 Twp 06S	Rge 24E	MINIDOKA County
GROUND WATER	SESWSW	Sec. 33 Twp 06S	Rge 24E	MINIDOKA County
GROUND WATER	NENESW	Sec. 1 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	L2 (NWNWNE)	Sec. 3 Twp 07S	Rge 23E	MINIDOKA County

GROUND WATER	SESENW	Sec. 11 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NWSENW	Sec. 12 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NWSESW	Sec. 12 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NESWNE	Sec. 13 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NESWNW	Sec. 13 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NESWNE	Sec. 14 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	SENESE	Sec. 14 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NWNWNW	Sec. 15 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NENENE	Sec. 24 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NESWSW	Sec. 24 Twp 07S	Rge 23E	MINIDOKA County
GROUND WATER	NWNESE	Sec. 4 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	NENESE	Sec. 6 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	NWSWNW	Sec. 11 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	NENWSW	Sec. 16 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	SESWNE	Sec. 20 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	NWSWNW	Sec. 21 Twp 07S	Rge 24E	MINIDOKA County

Describe the proposed diversion system

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	23E	26					33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0					264.0
06S	23E	31	32.0	31.0	32.0	32.0									31.0	32.0	32.0	31.0	253.0
06S	23E	32	31.0		32.0	32.0					33.0	32.0	30.0	31.0	33.0	33.0	31.0	31.0	349.0
06S	23E	33	33.0	33.0	34.0	34.0	33.0	33.0	35.0	34.0	33.0	33.0	32.0	32.0	33.0	33.0	32.0	32.0	529.0
06S	23E	36												7.0			20.0	9.0	36.0
06S	24E	28										33.0	39.0	39.0					111.0
06S	24E	29																35.0	35.0
06S	24E	30																30.0	30.0
06S	24E	31	39.0	40.0	35.0	29.0					38.0	40.0	15.0	34.0	37.0	40.0	37.0		384.0
06S	24E	32	33.0	33.0	39.0	38.0	33.0	33.0	38.0	39.0	39.0	38.0	33.0	34.0	38.0	39.0	33.0	33.0	573.0
06S	24E	33					39.0	38.0	39.0	39.0	39.0	38.0	20.0	33.0					285.0
07S	23E	1	18.0 L 1	18.0 L 2	39.0	39.0	18.0 L 3	18.0 L 4	39.0	39.0	36.0	36.0	33.0	33.0	36.0	36.0	33.0	33.0	504.0
07S	23E	2	18.0 L 1	18.0 L 2	39.0	39.0	19.0 L 3	18.0 L 4	37.0	40.0	28.0	27.0	39.0	39.0	33.0	22.0	21.0	36.0	473.0
07S	23E	3	18.0 L 1	18.0 L 2	38.0	37.0	18.0 L 3	18.0 L 4	37.0	38.0	28.0	27.0	39.0	39.0	27.0	27.0	39.0	39.0	487.0
07S	23E	10	8.9	8.9			26.0	25.0	38.0	37.0	25.0	21.0	38.0	40.0			15.0	6.1	288.9
07S	23E	11	33.0	33.0	32.0	32.0	24.0	25.0	39.0	38.0	35.0	35.0	32.0	32.0	33.0	33.0	34.0	32.0	522.0
07S	23E	12					33.0	33.0	33.0	33.0	33.0	33.0	39.0	39.0					276.0
07S	23E	13	33.0	39.0	34.0	33.0	39.0	38.0	33.0	33.0		2.8							284.8
07S	23E	14	33.0	8.8		32.0					36.0	28.0	.1	8.0	38.0	32.0	14.0		229.9
07S	23E	15	37.0	40.0	30.0	26.0	26.0	16.0		1.4									176.4
07S	23E	24			29.0	17.0	1.1	1.2	34.0	37.0	39.0	32.0	37.0	37.0	36.0	39.0	35.0	32.0	406.3
07S	24E	2	9.1 L 1	9.1 L 2	33.0	30.0													81.2
07S	24E	4	20.0 L 1	20.0 L 2	39.0	33.0			33.0	39.0					33.0	39.0	33.0	33.0	322.0
07S	24E	6	17.0 L 1	18.0 L 2	39.0	38.0									36.0	37.0	34.0	33.0	252.0
07S	24E	11					33.0	33.0	33.0	39.0	39.0	33.0	33.0	33.0					276.0
07S	24E	16	33.0	33.0	39.0	33.0	33.0	33.0	39.0	39.0	39.0	32.0	31.0	33.0	33.0	39.0	33.0	33.0	549.0
07S	24E	20	33.0	38.0	36.0	33.0	38.0	33.0	33.0	38.0	29.0	8.0			39.0	39.0	2.0	8.9	407.9
07S	24E	21	33.0	38.0	39.0	33.0		33.0	13.0										189.0
Total Acres:			8627.4																

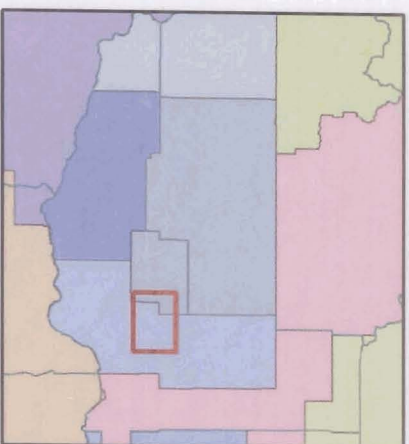


Idaho Department of Water Resources

Water Right
36-16771
(IRRIGATION)

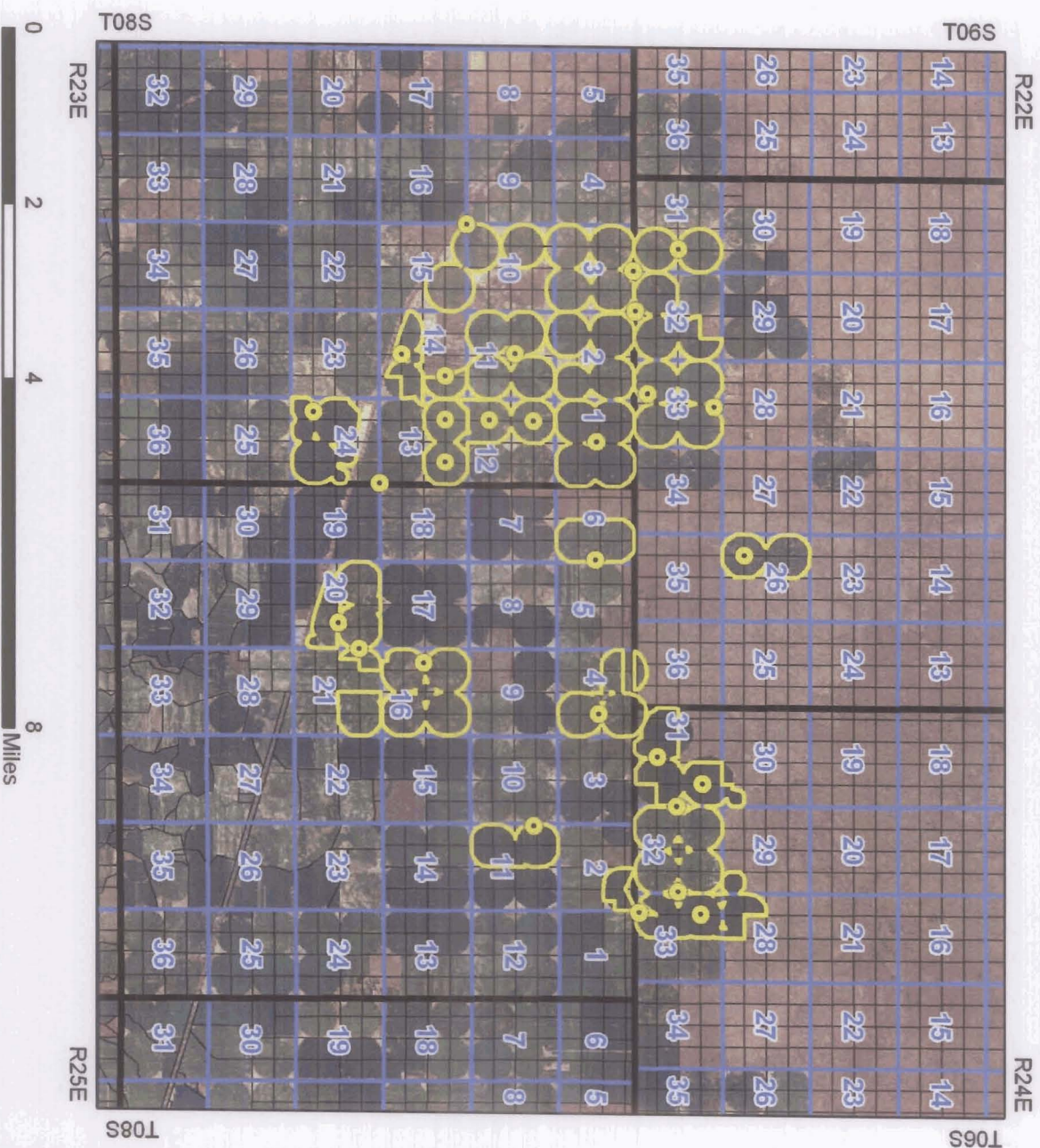
Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Lincoln, Minidoka Counties
IDWR Basin 36

Prepared by Allen Merritt
On October 06, 2009
2004 Aerial Photography



Owner: Western Mortgage & Realty Co
NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.