

AMENDED
 Transfer No. 76014
 Receipt No. S031156

**STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT**

AMENDED**PART 1****RECEIVED**

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

DEC 31 2009
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

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
36-16816	WR/License	0.16	46.0	11.5	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
36-16816	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

This transfer moves 11.5 acres from the Stormcircle farm area to the Mainline farm PPU. The PPU of the Mainline farm will remain the same. The Stormcircle area water rights are being combined into a PPU in companion transfer no. 76028.

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

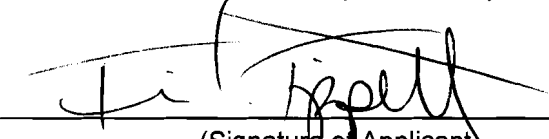
5. Total Amounts Transferred

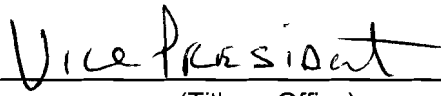
	Rate	Acre Limit	Total Acres	Volume
36-16816	0.16 cfs	11.5	5,063.0	46.0 af
TOTAL	0.16 cfs	11.5	5,063.0	46.0 af

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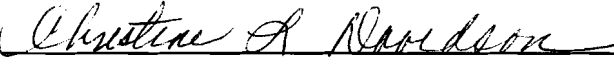
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

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.

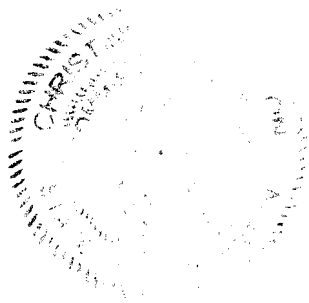

(Signature of Applicant)


(Title or Office)

Subscribed and sworn to before me this 30 day of December, 2009.


(Notary Public)

My commission expires 9.19.10



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

Current Water Right No. 36-16816

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	0.16 CFS	46.0 AFA	
	Total Diversion	0.16 CFS	46.0 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. 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.
2. Rights 36-16570, 36-16573, 36-16576, 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.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-16570, 36-16573 and 36-16576 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.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Rights 36-16570 and 36-16573 when combined shall not exceed a total annual maximum diversion volume of 4095.4 af at the field headgate, and the irrigation of 1697.9 acres.
8. 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.
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. 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.
11. Rights 36-16570, 36-16573 and 36-16576 when combined shall not exceed the irrigation of 1705 acres.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
13. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Documentation of Ownership of the Current Place of Use
DEED

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

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

REMAINING LANDS IS COVERED BY OTHER WATER RIGHTS AND IS BEING MODIFIED IN
COMPANION TRANSFER 76028 IN WHICH ACRE LIMITS WILL APPLY.

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

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

Proposed Water Right No. 36-16816

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	0.16 CFS	46.0 AFA	
	Total Diversion	0.16 CFS	46.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWSENE	Sec. 21 Twp 07S	Rge 26E	BLAINE County
GROUND WATER	NWNWSE	Sec. 21 Twp 07S	Rge 26E	BLAINE County
GROUND WATER	SWNWSE	Sec. 28 Twp 07S	Rge 26E	BLAINE County
GROUND WATER	SWNWSE	Sec. 29 Twp 07S	Rge 26E	BLAINE County
GROUND WATER	SENESE	Sec. 32 Twp 07S	Rge 26E	BLAINE County
GROUND WATER	NENENW	Sec. 7 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NESESW	Sec. 7 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NESWNW	Sec. 8 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NESWSE	Sec. 8 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NENENW	Sec. 9 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NENWNE	Sec. 11 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NWNESW	Sec. 11 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NESWNW	Sec. 12 Twp 08S	Rge 26E	BLAINE County

GROUND WATER	NENESE	Sec. 12 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NENENE	Sec. 13 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	NWNWNE	Sec. 14 Twp 08S	Rge 26E	BLAINE County
GROUND WATER	L1 (SENWNW)	Sec. 7 Twp 08S	Rge 27E	BLAINE County

Describe the proposed diversion system

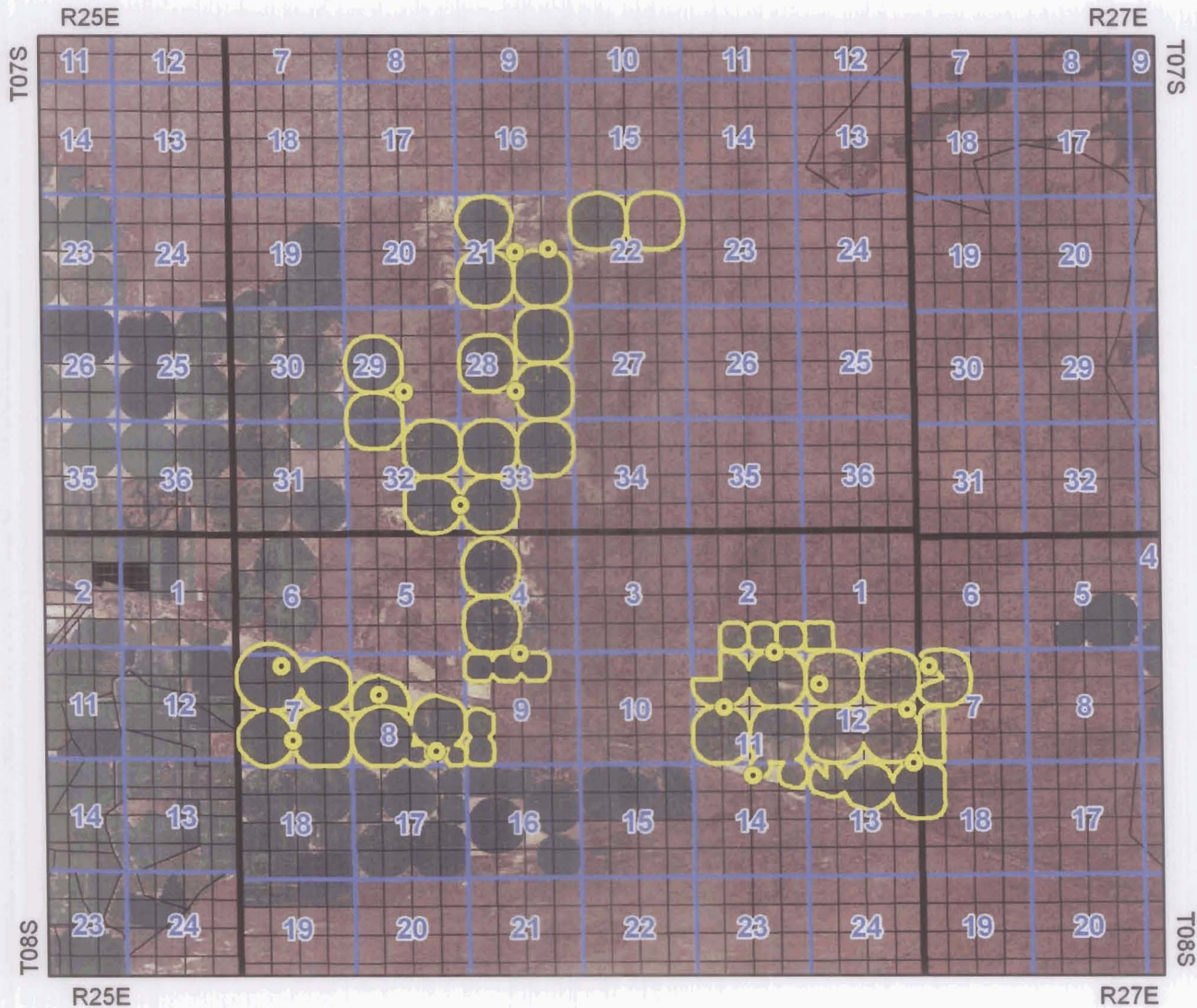
Point of Diversion # 1 Existing wells and interconnected distribution piping.
Point of Diversion # 2 Existing wells and interconnected distribution piping.
Point of Diversion # 3 Existing wells and interconnected distribution piping.
Point of Diversion # 4 Existing wells and interconnected distribution piping.
Point of Diversion # 5 Existing wells and interconnected distribution piping.
Point of Diversion # 6 Existing wells and interconnected distribution piping.
Point of Diversion # 7 Existing wells and interconnected distribution piping.
Point of Diversion # 8 Existing wells and interconnected distribution piping.
Point of Diversion # 9 Existing wells and interconnected distribution piping.
Point of Diversion # 10 Existing wells and interconnected distribution piping.
Point of Diversion # 11 Existing wells and interconnected distribution piping.
Point of Diversion # 12 Existing wells and interconnected distribution piping.
Point of Diversion # 13 Existing wells and interconnected distribution piping.
Point of Diversion # 14 Existing wells and interconnected distribution piping.
Point of Diversion # 15 Existing wells and interconnected distribution piping.
Point of Diversion # 16 Existing wells and interconnected distribution piping.
Point of Diversion # 17 Existing wells and interconnected distribution piping.

Total Acres: 5063

State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 76014

Water Service Area Boundary for Western Mortgage & Realty Co
Rights: 36-16816



Legend

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

