

Transfer No. 75238

Receipt No. 7034823

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

1. Applicant Information BARBARA J SPENGLER REVOCABLE TRUST
 BARBARA & DONALD SPENGLER TRUSTEE
 4412 N FRANKLIN CANYON RD
 MACKAY ID 83251
 (208)588-2468

RECEIVED
MAR 02 2009
 Department of Water Resources
 Eastern 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
34-16	WR/Decreed	3.66			207.0	PASS CREEK
34-254	WR/Decreed	2.50		125.0	207.0	PASS CREEK
34-727A	WR/Decreed	0.80		40.0	207.0	PASS CREEK
34-2253A	WR/License	2.00		50.0	93.0	UNNAMED STREAM
34-44	WR/Decreed	0.80		40.0	278.0	JENSEN SPRINGS
34-45	WR/Decreed	0.40		20.0	278.0	JENSEN SPRINGS
34-2487	WR/License	2.51	439.3		101.5	GROUND WATER
34-13410	WR/Beneficial Use	1.72			93.0	UNNAMED STREAM

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
34-16	NO	NO	YES	NO	NO	NO
34-254	NO	NO	YES	NO	NO	NO
34-727A	NO	NO	YES	NO	NO	NO
34-2253A	NO	NO	YES	NO	NO	NO
34-44	NO	NO	YES	NO	NO	NO
34-45	NO	NO	YES	NO	NO	NO
34-2487	NO	NO	YES	NO	NO	NO
34-13410	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Owner has installed several pivot irrigation systems and has altered the place of use as a result.

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

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
34-16	3.66 cfs		294.0	
34-254	2.50 cfs	125.0	294.0	
34-727A	0.80 cfs	40.0	294.0	
34-2253A	2.00 cfs	50.0	294.0	
34-44	0.80 cfs	40.0	294.0	
34-45	0.40 cfs	20.0	294.0	
34-2487	2.51 cfs		294.0	439.3 af
34-13410	1.72 cfs		294.0	
TOTAL	12.33 cfs	294.0	294.0	

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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.

David C. Spangler

(Signature of Applicant)

Barbara J. Spangler

(Title or Office)

*Trustee
Revocable Trust*

Subscribed and sworn to before me this 23 day of February, 2009

(Notary Public)

My commission expires _____

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

Current Water Right No. 34-16

Priority Date: December 16, 1907

Origin: Water Right

Basis: Decreed

Status: Active

Source: PASS CREEK

Tributary: BIG LOST RIVER

<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	3.66 CFS		
	Total Diversion	3.66 CFS		

Source and Point(s) of Diversion:

PASS CREEK NWSWNE Sec. 23 Twp 07N Rge 25E CUSTER 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	
07N	25E	27		7.0			12.0	24.0	7.0	1.0									51.0
07N	25E	28	21.0		1.0	31.0					12.0			12.0	5.0	35.0	39.0		156.0

Total Acres: 207

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
COMBINED RIGHT NOS.: 34-00044, 34-00045, 34-00254, 34-00727A, 34-02253A, 34-02487 AND 34-13410.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00044, 34-00045, 34-00254, 34-00727A, 34-02253A, 34-02487 AND 34-13410.
THE PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE ANY LAND OWNED BY THE UNITED STATES.

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4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT NOS. 34-00254 AND 34-00727A ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

It will be dry.

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

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

Current Water Right No. 34-254

Priority Date: February 03, 1903

Origin: Water Right

Basis: Decreed

Status: Active

Source: PASS CREEK**Tributary:** BIG LOST RIVER

<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	2.50 CFS		
	Total Diversion	2.50 CFS		

Source and Point(s) of Diversion:

PASS CREEK NWSWNE Sec. 23 Twp 07N Rge 25E CUSTER 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	
07N	25E	27		7.0			12.0	24.0	7.0	1.0									51.0
07N	25E	28	21.0		1.0	31.0					12.0			12.0	5.0	35.0	39.0		156.0

Total Acres: 207

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-02253A, 34-00727A, 34-02487 AND 34-13410.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-02253A, 34-00727A, 34-02487 AND 34-13410.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 125 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. RIGHT NOS. 34-00727A AND 34-00016 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

It will be dry.

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

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

Current Water Right No. 34-727A

Priority Date: June 01, 1883

Origin: Water Right

Basis: Decreed

Status: Active

Source: PASS CREEK**Tributary:** BIG LOST RIVER

<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	0.80 CFS		
	Total Diversion	0.80 CFS		

Source and Point(s) of Diversion:

PASS CREEK NWSWNE Sec. 23 Twp 07N Rge 25E CUSTER 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	
07N 25E 27		7.0			12.0	24.0	7.0	1.0									51.0
07N 25E 28	21.0		1.0	31.0					12.0			12.0	5.0	35.0	39.0		156.0

Total Acres: 207

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-02253A, 34-02487 AND 34-13410.

3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-02253A, 34-02487 AND 34-13410.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE ANY LAND OWNED BY THE UNITED STATES.
4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. RIGHT NOS. 34-00254 AND 34-00016 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

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

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

Current Water Right No. 34-2253A

Priority Date: January 20, 1927
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: UNNAMED STREAM **Tributary:** 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	2.00 CFS		
	Total Diversion	2.00 CFS		

Source and Point(s) of Diversion:

UNNAMED STREAM L1 (SESESE) Sec. 21 Twp 07N Rge 25E CUSTER County

UNNAMED STREAM L4 (NWSWSW) Sec. 22 Twp 07N Rge 25E CUSTER 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	
07N 25E 21																	7.0
07N 25E 27					3.0	24.0	7.0	1.0									L 1
07N 25E 28	30.0			21.0													

Total Acres: 93

Conditions/Remarks:

1. 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.
2. THIS RIGHT AND RIGHT NO. 34-02253B ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.00 CFS.
 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
 COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-00727A, 34-02487 AND 34-13410.

3. USE OF THIS RIGHT WITH RIGHT NO. 34-13410 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 93 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-00727A, 34-02487 AND 34-13410.
THE PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE ANY LAND OWNED BY THE UNITED STATES.
4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. RIGHT NO. 34-13410 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.
THE UNNAMED STREAM IS KNOWN LOCALLY AS CROWS NEST SPRINGS.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

It will be dry.

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. 75238

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

Current Water Right No. 34-44

Priority Date: June 01, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: JENSEN SPRINGS**Tributary:** 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	0.80 CFS		
	Total Diversion		0.80 CFS		

Source and Point(s) of Diversion:

JENSEN SPRINGS SWNWSE Sec. 21 Twp 07N Rge 25E CUSTER 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	
07N	25E	21															7.0	7.0	14.0
07N	25E	27					3.0	24.0	7.0	1.0							L 2	L 1	35.0
07N	25E	28	30.0	29.0	27.0	31.0	8.0			1.0	12.0			12.0	5.0	35.0	39.0		229.0

Total Acres: 278

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
COMBINED RIGHT NOS.: 34-00016, 34-00045, 34-00254, 34-02253A, 34-00727A, 34-02487 AND 34-13410.

3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00016, 34-00045, 34-00254, 34-02253A, 34-00727A, 34-02487 AND 34-13410.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE ANY LAND OWNED BY THE UNITED STATES.
4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 34-00045 AND 34-02253B
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

It will be dry.

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. 75238

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

Current Water Right No. 34-45

Priority Date: June 01, 1902

Origin: Water Right

Basis: Decreed

Status: Active

Source: JENSEN SPRINGS**Tributary:** 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:

JENSEN SPRINGS SWNWSE Sec. 21 Twp 07N Rge 25E CUSTER 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	
07N 25E 21															7.0	7.0	14.0
07N 25E 27					3.0	24.0	7.0	1.0							L 2	L 1	35.0
07N 25E 28	30.0	29.0	27.0	31.0	8.0			1.0	12.0			12.0	5.0	35.0	39.0		229.0

Total Acres: 278

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00254, 34-02253A, 34-00727A, 34-02487 AND 34-13410.

3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00254, 34-02253A, 34-00727A, 34-02487 AND 34-13410.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE ANY LAND OWNED BY THE UNITED STATES.
4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 34-00044 AND 34-02253B
7. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

It will be dry.

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 2**

Current Water Right No. 34-2487

Priority Date: August 16, 1966

Origin: Water Right

Basis: Decreed

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	5/01 10/31	2.51 CFS	439.3 AFA	
	Total Diversion	2.51 CFS	439.3 AFA	

Source and Point(s) of Diversion:

GROUND WATER NESENE Sec. 28 Twp 07N Rge 25E CUSTER 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	
07N 25E 28			1.0	.5					12.0				12.0	2.0	35.0	39.0	101.5

Total Acres: 101.5

Conditions/Remarks:

1. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-00727A, 34-02253A AND 34-13410.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-00727A, 34-02253A AND 34-13410.

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4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

It will be dry.

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. 75238

Receipt No. _____

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

Current Water Right No. 34-13410

Priority Date: May 01, 1953

Origin: Water Right

Basis: Decreed

Status: Active

Source: UNNAMED STREAM**Tributary:** 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	1.72 CFS		
	Total Diversion		1.72 CFS		

Source and Point(s) of Diversion:

UNNAMED STREAM L1 (SESESE) Sec. 21 Twp 07N Rge 25E CUSTER County

UNNAMED STREAM L4 (NWSWSW) Sec. 22 Twp 07N Rge 25E CUSTER 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	
07N 25E 21																7.0	7.0
07N 25E 27					3.0	24.0	7.0	1.0								L 1	35.0
07N 25E 28	30.0			21.0													51.0

Total Acres: 93

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.33 CFS.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-00727A, 34-02253A AND 34-02487.

3. USE OF THIS RIGHT WITH RIGHT NO. 34-02253A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 93 ACRES IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 294 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00016, 34-00044, 34-00045, 34-00254, 34-00727A, 34-02253A AND 34-02487.
4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. RIGHT NO. 34-02253A IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.
THE UNNAMED STREAM IS KNOWN LOCALLY AS CROWS NEST SPRINGS.

Documentation of Ownership of the Current Place of Use
Tax Lot Information

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

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

It will be dry.

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. 75238

Receipt No. _____

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

Proposed Water Right No. 34-16

Priority Date: December 16, 1907

Origin: Water Right

Basis: Decreed

Status: Active

Source: PASS CREEK**Tributary:** BIG LOST RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01 10/15	3.66 CFS		
	Total Diversion	3.66 CFS		

Source and Point(s) of Diversion:

PASS CREEK NWSWNE Sec. 23 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION POND/COLLECTION PIPE TO INTERCONNECTED PIVOT IRRIGATION SYSTEM

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	
07N	25E	21												6.0				6.0	12.0
07N	25E	27					16.0	3.0											19.0
07N	25E	28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

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

Proposed Water Right No. 34-254

Priority Date: February 03, 1903

Origin: Water Right

Basis: Decreed

Status: Active

Source: PASS CREEK**Tributary:** BIG LOST RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01 10/15	2.50 CFS		
	Total Diversion	2.50 CFS		

Source and Point(s) of Diversion:

PASS CREEK NWSWNE Sec. 23 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION POND/COLLECTION PIPE TO INTERCONNECTED PIVOT IRRIGATION SYSTEM

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	
07N	25E	21												6.0			6.0		12.0
07N	25E	27					16.0	3.0											19.0
07N	25E	28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

Transfer No. 75238

Receipt No. _____

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

Proposed Water Right No. 34-727A

Priority Date: June 01, 1883

Origin: Water Right

Basis: Decreed

Status: Active

Source: PASS CREEK**Tributary:** BIG LOST RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01 10/15	0.80 CFS		
	Total Diversion	0.80 CFS		

Source and Point(s) of Diversion:

PASS CREEK NWSWNE Sec. 23 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION POND/COLLECTION PIPE TO INTERCONNECTED PIVOT IRRIGATION SYSTEM

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	
07N	25E	21												6.0				6.0	12.0
07N	25E	27					16.0	3.0											19.0
07N	25E	28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

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

Proposed Water Right No. 34-2253A

Priority Date: January 20, 1927

Origin: Water Right

Basis: Decreed

Status: Active

Source: UNNAMED STREAM

Tributary: SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01	10/15	2.00 CFS		
	Total Diversion		2.00 CFS		

Source and Point(s) of Diversion:

UNNAMED STREAM L1 (SESESE) Sec. 21 Twp 07N Rge 25E CUSTER County

UNNAMED STREAM L4 (NWSWSW) Sec. 22 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION DAM/COLLECTION PIPE FOR IRRIGATION USING INTERCONNECTED PIVOT IRRIGATION SYSTEM DOMESTIC STOCKWATER

Point of Diversion # 2 DIVERSION DAM/COLLECTION PIPE FOR IRRIGATION USING INTERCONNECTED PIVOT IRRIGATION SYSTEM DOMESTIC STOCKWATER

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	
07N	25E	21												6.0				6.0	12.0
07N	25E	27					16.0	3.0											19.0
07N	25E	28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

Transfer No. 75238

Receipt No. _____

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

Proposed Water Right No. 34-44

Priority Date: June 01, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: JENSEN SPRINGS**Tributary:** SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01 10/15	0.80 CFS		
	Total Diversion	0.80 CFS		

Source and Point(s) of Diversion:

JENSEN SPRINGS SWNWSE Sec. 21 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION POND/COLLECTION PIPE TO INTERCONNECTED PIVOT IRRIGATION SYSTEM

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	
07N 25E 21												6.0			6.0		12.0
07N 25E 27						16.0	3.0										19.0
07N 25E 28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

Transfer No. 75238

Receipt No. _____

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

Proposed Water Right No. 34-45

Priority Date: June 01, 1902

Origin: Water Right

Basis: Decreed

Status: Active

Source: JENSEN SPRINGS**Tributary:** SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01 10/15	0.40 CFS		
	Total Diversion	0.40 CFS		

Source and Point(s) of Diversion:

JENSEN SPRINGS SWNWSE Sec. 21 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION DAM/ COLLECTION PIPE TO INTERCONNECTED PIVOT IRRIGATION SYSTEM

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	
07N 25E 21												6.0				6.0	12.0
07N 25E 27						16.0	3.0										19.0
07N 25E 28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

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Transfer No. 75238

Receipt No. _____

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

Proposed Water Right No. 34-2487

Priority Date: August 16, 1966

Origin: Water Right

Basis: Decreed

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	05/01 10/31	2.51 CFS	439.3 AFA	
Total Diversion		2.51 CFS	439.3 AFA	

Source and Point(s) of Diversion:

GROUND WATER NESENE Sec. 28 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 WELL PUMP TO INTERCONNECTED PIVOT IRRIGATION SYSTEM

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	
07N	25E	21												6.0			6.0		12.0
07N	25E	27					16.0	3.0											19.0
07N	25E	28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

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

Proposed Water Right No. 34-13410

Priority Date: May 01, 1953

Origin: Water Right

Basis: Decreed

Status: Active

Source: UNNAMED STREAM

Tributary: SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01 10/15	1.72 CFS		
	Total Diversion	1.72 CFS		

Source and Point(s) of Diversion:

UNNAMED STREAM L1 (SESESE) Sec. 21 Twp 07N Rge 25E CUSTER County

UNNAMED STREAM L4 (NWSWSW) Sec. 22 Twp 07N Rge 25E CUSTER County

Describe the proposed diversion system

Point of Diversion # 1 DIVERSION DAM/COLLECTION PIPE FOR IRR. USING INTERCONNECTED PIVOT IRRIGATION SYSTEM, DOMESTIC, STOCKWATER

Point of Diversion # 2 DIVERSION DAM/COLLECTION PIPE FOR IRR. USING INTERCONNECTED PIVOT IRRIGATION SYSTEM, DOMESTIC, STOCKWATER

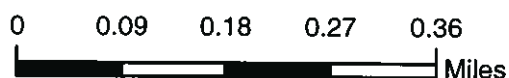
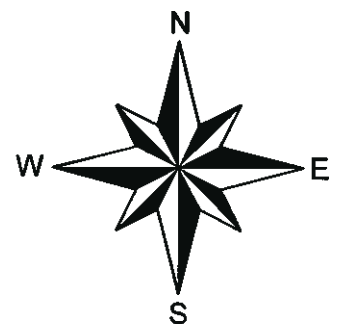
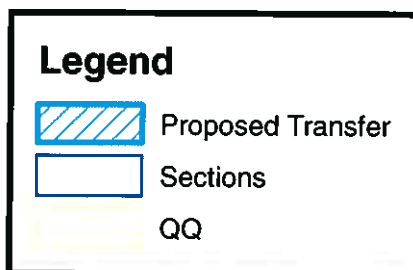
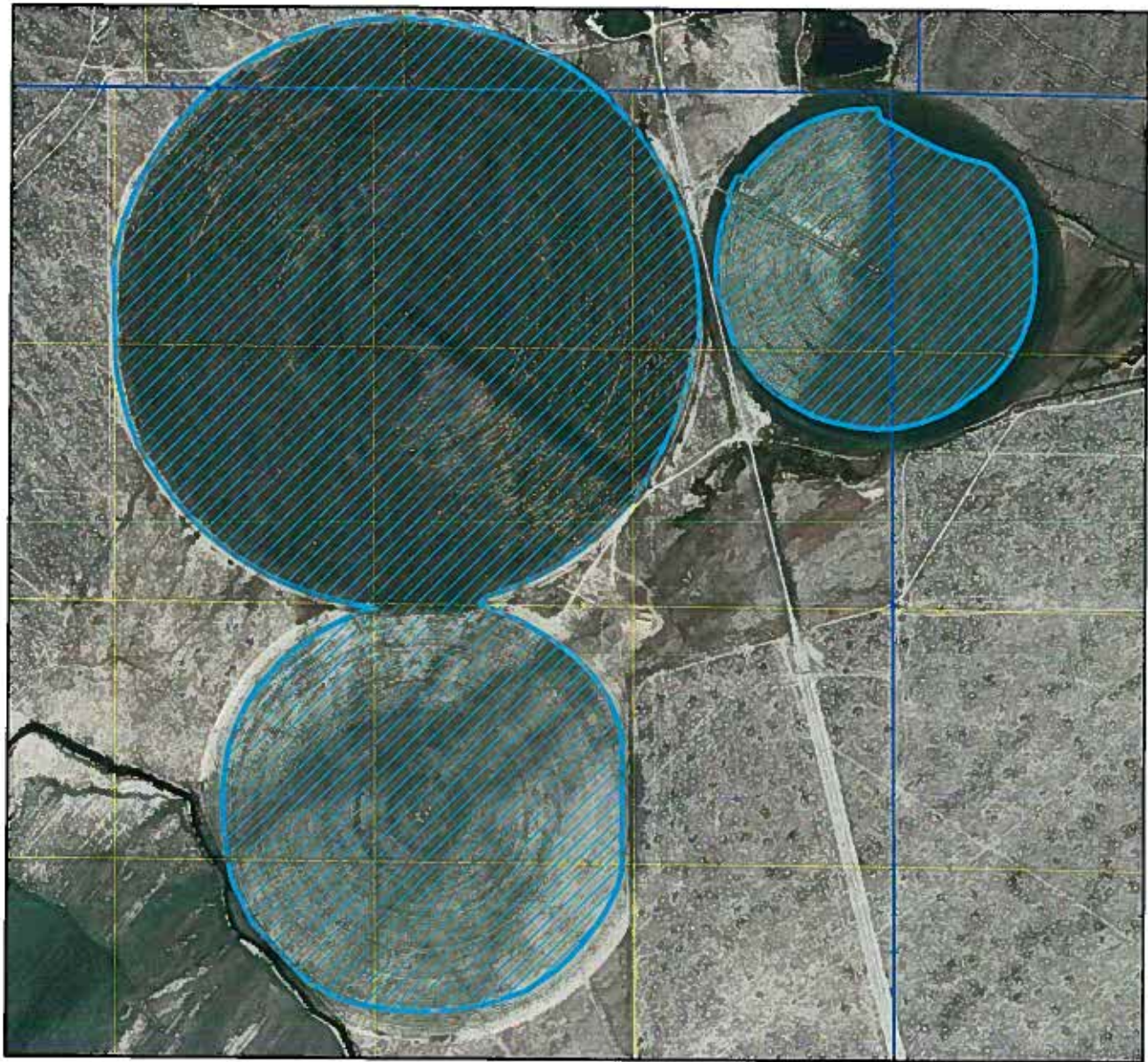
PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	25E	21																	12.0
07N	25E	27					16.0	3.0											19.0
07N	25E	28	29.0	40.0	37.0	8.0	37.0			31.0	19.0			9.0		35.0	18.0		263.0

Total Acres: 294

T7N R25E Sections 21, 28, 27

Owner: Barbara J. Spengler Revocable Trust



Imagery: NAIP 2006

Idaho Department of Water Resources

Map Prepared by Heather Bohac, October 28, 2008

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