

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 74856

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant Deer Creek Ranch, Inc. Attn: John Flynn Phone (949) 720-3400

Mailing address P.O. Box 3090, Newport Beach, CA 92658 Email

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create permissible place of use.

2. Describe the reason for the proposed changes Applicant desires to create PPU so that applicant may irrigate residence and other acres - some of which have no appurtenant water rights. In addition, PPU will include lands that were irrigated with water from a channel of the Big Wood until the channel was diverted during the 2006 high spring flow.

RECEIVED
JUN 10 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. <u>Right Number</u>	<u>Priority</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>	
37-466	4/1/1880	9.77 cfs	Irrigation	4/15	to 10/31
					to
					to
					to

2. Total amount of water being transferred 9.77 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Deer Creek tributary to Big Wood River

4. Point(s) of Diversion: Groundwater

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NE	SE	SE	30	3N	18E	Blaine	
	NW	NE	SW	30	3N	18E	Blaine	Groundwater - Potter Marsh Well
	NF	SE	SE	30	3N	18E	Blaine	Groundwater
	SE	SE	SE	30	3N	18E	Blaine	Groundwater
	SE	SE	SW	30	3N	18E	Blaine	Groundwater
		NE	SE	26	3N	17E	Blaine	Groundwater

5. Lands irrigated or place of use: SEE ATTACHMENT A

[illegible]

Total Acres

PART 1

6. General Information:

- a. Description of diversion system Wells pump water into pipeline system that diverts water throughout property. There are twelve pivots
throughout the property.

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 Yes X 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:
Lands now irrigated will be rotated with additional lands to ensure compliance with diversion limits.

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 20_____.

For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:
 - a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
 - b. License No. _____ issued by the Idaho Department of Water Resources.
 - c. Claim No. 37-466 _____ on file with the Idaho Department of Water Resources.
 - d. Transfer No. _____ which produced this right.
2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Deer Creek / Ground Water tributary to Big Wood River

4. Date or priority 04/01/1880

5. Water is used for the following purposes:

amount 9.77 cfs for Irrigation purposes from 04/15 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 9.77 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	NW	NE	SW	30	3N	18E	Blaine	
	NE	SE	SE	30	3N	18E	Blaine	
	NE	SE	SE	30	3N	18E	Blaine	
	SE	SE	SE	30	3N	18E	Blaine	

8. Lands irrigated or place of use: Irrigation Blaine County

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	17E	25			21	21			12	20	18	24			27	26			169
		26				2					11			16	21	17	8.8		75.8
	18E	29										8.4	10						18.4
		30			1.6	9.6			10	4.8	39	31	.2	15	29	31	29	25	225.2
		31	.6																0.6

Total Acres 489

9. Describe any other water rights used for the same purpose as described above 37-833R, 37-11329

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO _____ If yes, describe _____

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

- [illegible]

- [illegible]

Total Acres _____

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

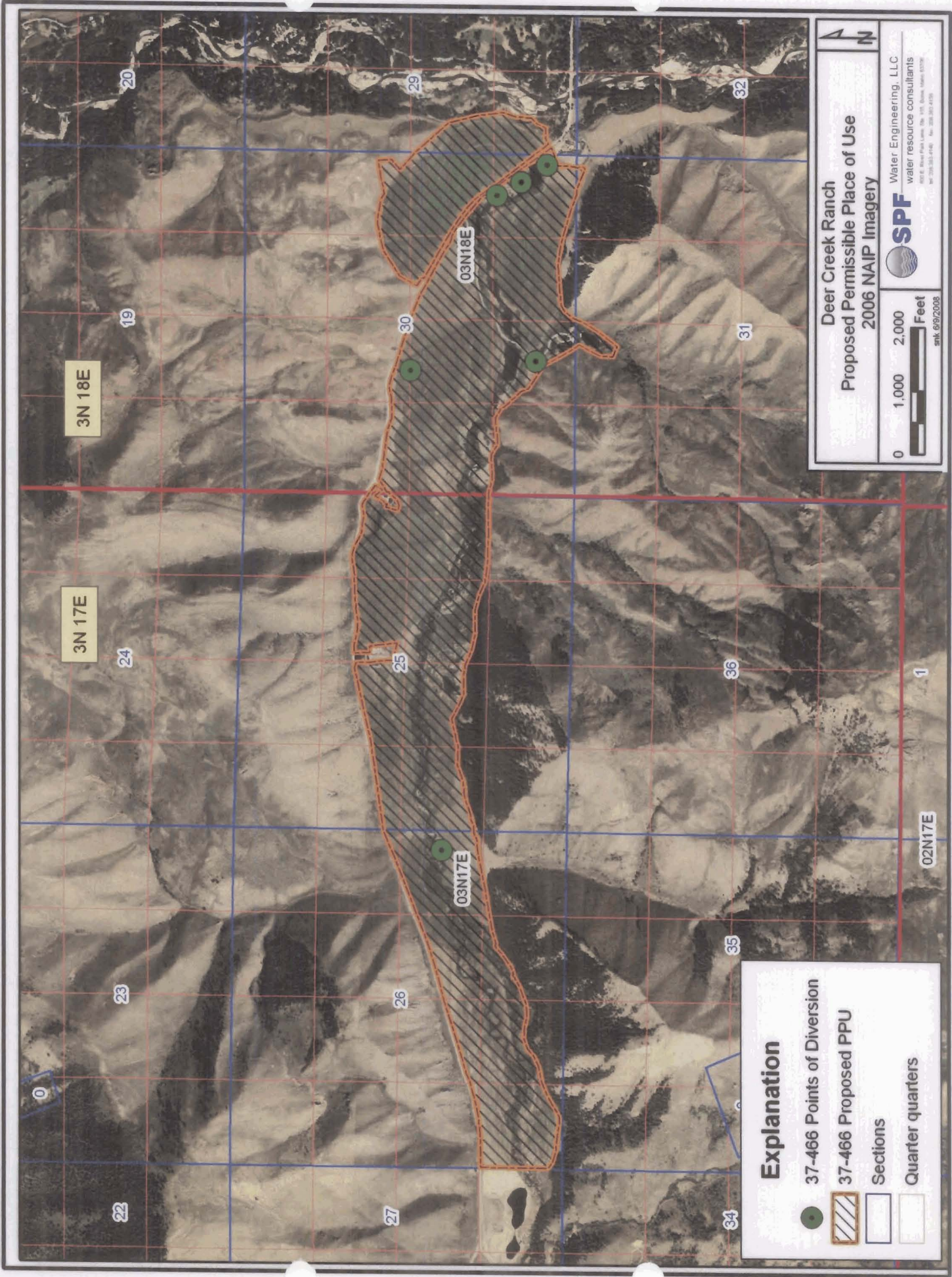
- [illegible]

- [illegible]

Deer Creek Ranch
 37-466 Proposed PPU
 Acres per Quarter-quarter

May 28, 2008

TOWNSHIP	RANGE	SEC	Q	QQ	GOVTLOTNUM	Acres
03N	17E	25	NE	SE	0	22.8
03N	17E	25	NE	SW	0	21.2
03N	17E	25	NW	SW	0	11.6
03N	17E	25	NW	SE	0	19.9
03N	17E	25	SE	NW	0	33.7
03N	17E	25	SE	NE	0	38.6
03N	17E	25	SW	NW	0	30.5
03N	17E	25	SW	NE	0	26.9
03N	17E	26	NE	SE	0	2.0
03N	17E	26	SE	NE	0	37.0
03N	17E	26	SE	NW	0	24.5
03N	17E	26	SE	SW	0	11.4
03N	17E	26	SE	SE	0	0.8
03N	17E	26	SW	NE	0	11.5
03N	17E	26	SW	SW	0	35.4
03N	17E	26	SW	NW	0	1.0
03N	17E	26	SW	SE	0	24.3
03N	18E	29	SW	SW	0	10.9
03N	18E	29	SW	NW	0	12.2
03N	18E	30	NE	SW	0	5.4
03N	18E	30	NE	SE	0	12.8
03N	18E	30	NW	SW	2	12.9
03N	18E	30	NW	SE	0	5.7
03N	18E	30	SE	SW	0	32.6
03N	18E	30	SE	SE	0	35.7
03N	18E	30	SE	NW	0	36.7
03N	18E	30	SE	NE	0	38.5
03N	18E	30	SW	NW	3	43.7
03N	18E	30	SW	NE	0	39.6
03N	18E	30	SW	SE	0	27.4
03N	18E	30	SW	SW	4	1.5
03N	18E	31	NE	NE	0	0.6
03N	18E	31	NW	NE	0	4.9
Total						674.2



Explanation

- 37-466 Points of Diversion
- 37-466 Proposed PPU
- Sections
- Quarter quarters

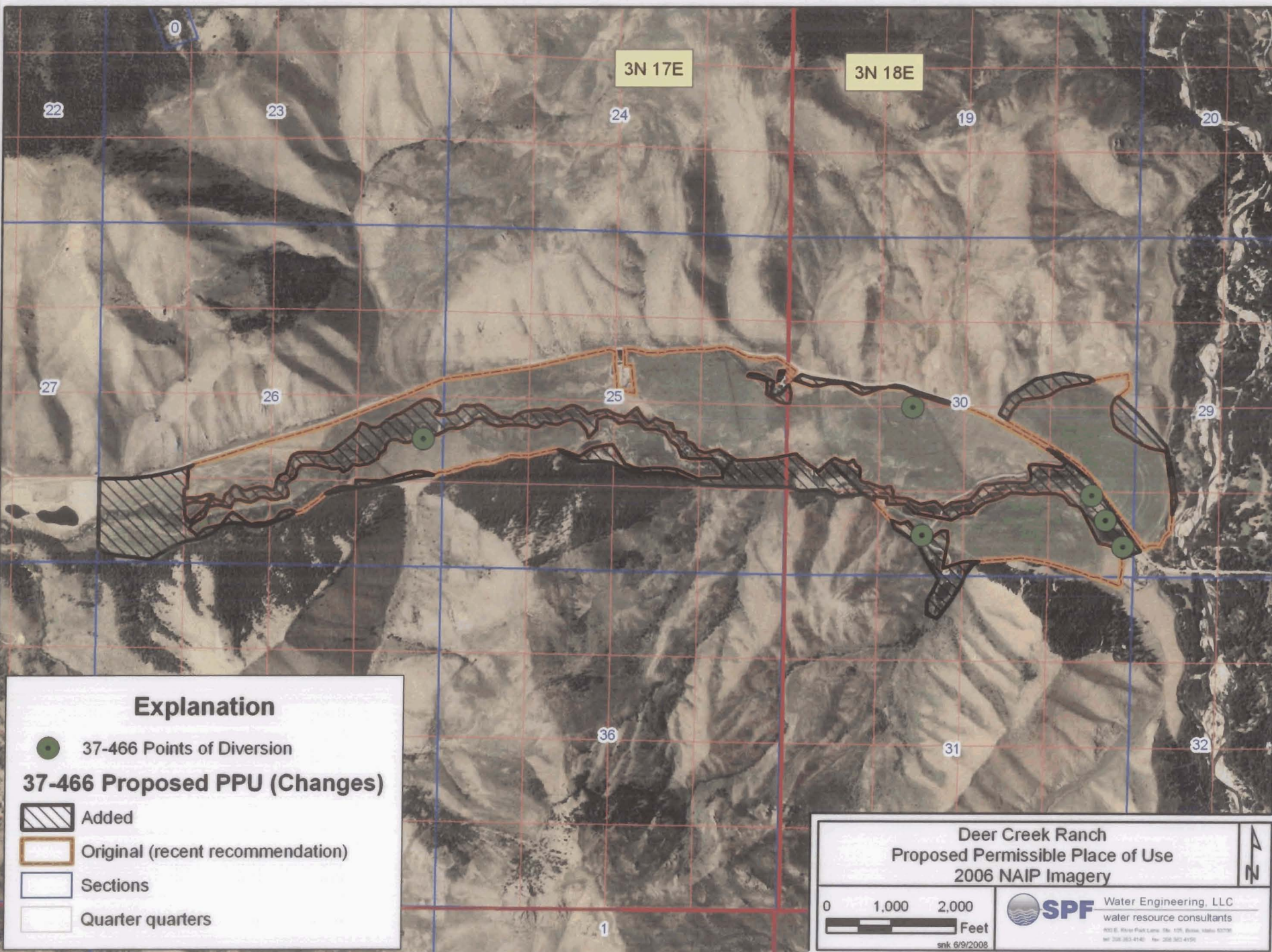


Deer Creek Ranch
Proposed Permissible Place of Use
2006 NAIP Imagery

Water Engineering, LLC
water resource consultants
801 E. River Park Lane, Ste. 100, Salt Lake City, UT 84103
Tel: 313.353.4140 Fax: 313.353.4150



0 1,000 2,000 Feet
9/9/2008



PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ 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.

John G. Flynn
(Signature of Applicant)

JOHN A. FLYNN
EXECUTIVE VICE PRESIDENT

Print Name (and title, if applicable)



Subscribed and sworn to before me this 23rd day of MAY, 2008.

Jone M. Clay
(Notary Public)

My commission expires June 23, 2008

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by J. Cooper Date 6/10/2008 Protest filed by _____

Prelim. Check by J. Cooper Fee \$610.00 (5030239)

Received by J. Cooper Date 6/11/2008

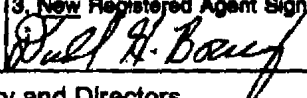
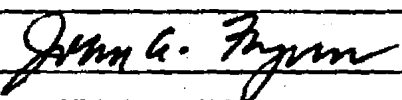
Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

No. C 88971 Return to: SECRETARY OF STATE 450 NORTH FOURTH STREET PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	Due no later than March 31, 2008 Annual Report Form 1. Mailing Address - Correct in this box, if applicable DEER CREEK RANCH, INC. PO BOX 187 HAILEY, ID 83333-1906	2. Registered Agent and Office NO PO BOX ~~DAVE BLOOM~~ ~~1016 N. W. 5th St~~ ~~BOISE, ID 83702~~ CT CORPORATION SYSTEM 1111 W. JEFFERSON #530 BOISE, ID 83702 3. New Registered Agent Signature 			
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.					
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
PRESIDENT	DONALD BREN	P.O. BOX 187	HAILEY	ID	83333
SECRETARY & DIRECTOR	JOHN FLYNN	P.O. BOX 187	HAILEY	ID	83333
DIRECTOR	M. A. POPE	P.O. BOX 187	HAILEY	ID	83333
5. Organized Under the Laws of: IDAHO C 88971		6. Signature  Date <u>3/14/2008</u> Name (Typed or Printed) <u>JOHN A. FLYNN</u> Title <u>EXEC. V. P.</u>			

Do Not Tape or Staple

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