

RECEIVED
JUL 13 2007
WITHDRAWN
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF
WATER RESOURCES

Ident. No. TC-37-54

Attorney for Applicant:

Scott L. Campbell
Post Office Box 829
Boise, ID 83701-0829

DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 18 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of Applicant Sinclair Oil Corp. d/b/a Sun Valley Co. Phone (208) 622-4111

Post Office Address P.O. Box 10, Sun Valley, ID 83353

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and the reason(s) thereof

Applicant proposes to irrigate 50 acres within a new golf course area that are not within the place of use as recommended by the Director. Applicant would commensurably reduce its irrigation of certain areas within the recommended place of use. Without this change, the new golf course area will dry up, resulting in a significant monetary loss.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
37-415	4/25/1881	17.6 cfs	Irrigation	4/15 to 10/31
37-415	4/25/1881	7.4 cfs	Wildlife	4/15 to 10/31
37-415	4/25/1881	7.4 cfs	Aesthetic	4/15 to 10/31
				to

2. Total amount of water being transferred 1.0 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Trail Creek tributary to Bia Wood River

4. Point(s) of Diversion:

Ident No.	Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
			NE	NW	05	04N	18E	Blaine	
			NE	SE	32	05N	18E	Blaine	

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

a. Who owns the water right to be changed? Sinclair Oil Corp. d/b/a Sun Valley Co.

b. Describe the arrangement allowing use of the right Applicant owns the right.

c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
Applicant will reduce or eliminate irrigation of those areas.

d. Has the water right sought to be transferred been used this year? Yes If yes, explain. Irrigation, aesthetic, wildlife.

e. Absent the changes, how would the right be used for the remainder of the year? Irrigation, aesthetic, wildlife.

f. Describe other water rights used for the same purpose.
37-416

g. Remarks: This request only addresses the irrigation component of 37-415 as recommended by the Director. It does not affect the aesthetic or wildlife components.

(Signature of applicant)

Received by AM Date 6/18/07 Fee 50⁰⁰
 Received 6/18/07 # 5029541 Recommend: _____ approve _____ deny _____
 Watermaster recommendation _____

This is to certify that I have examined Temporary Change Application No. _____

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

Witness my hand this _____ day of _____, _____.

BOI MT2:653119.3

Attachment A

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-415

NAME AND ADDRESS: SINCLAIR OIL CORP
DBA SUN VALLEY CO
PO BOX 10
SUN VALLEY ID 83353

SOURCE: TRAIL CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 25.000 CFS

PRIORITY DATE: 04/25/1881

POINT OF
DIVERSION: T04N R18E S5 NENW Within BLAINE County
T05N R18E S32 NESE Within BLAINE CountyPURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE	04/15 10/31	7.400 CFS
IRRIGATION	04/15 10/31	17.600 CFS
AESTHETIC	04/15 10/31	7.400 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S05 Lot 2 NWNE	13.00	T04N R18E S05 Lot 3 NENW	12.00
T04N R18E S05 SWNW	1.80	T04N R18E S05 SENW	31.00
T04N R18E S05 NESW	22.00	T04N R18E S05 NWSW	31.00
T04N R18E S05 SWSW	39.00	T04N R18E S05 SESW	20.00
T04N R18E S06 NESE	2.20 8.20	T04N R18E S06 SESE	32.00 24.00
T04N R18E S07 NENE	37.00	T04N R18E S07 NWNE	6.00 10.00
T04N R18E S07 SWNE	35.00	T04N R18E S07 SENE	39.00
T04N R18E S07 SENW	2.00 7.00	T04N R18E S07 NESW	9.20 8.10
T04N R18E S07 SESW	17.00	T04N R18E S07 NESE	37.00
T04N R18E S07 NWSE	40.00 31.00	T04N R18E S07 SWSE	35.00
T04N R18E S07 SESE	15.00	T04N R18E S08 NENW	16.00
T04N R18E S08 NWNW	39.00	T04N R18E S08 SWNW	36.00 29.00
T04N R18E S08 SENW	1.10	T04N R18E S08 NWSW	8.00
T04N R18E S18 NWNE	8.40	T04N R18E S18 Lot 1 NENW	19.00
T05N R18E S32 NESE	1.90 0.0	T05N R18E S32 Lot 2 SWSE	12.00 0.0
T05N R18E S32 Lot 1 SESE	11.00 0.0		

WILDLIFE in BLAINE County

T04N R18E S05 Lot 2 NWNE		T04N R18E S05 Lot 3 NENW	
T04N R18E S05 SWNW		T04N R18E S05 SENW	
T04N R18E S05 NESW		T04N R18E S05 NWSW	
T04N R18E S05 SWSW		T04N R18E S05 SESW	
T04N R18E S06 NESE		T04N R18E S06 SESE	
T04N R18E S07 NENE		T04N R18E S07 NWNE	
T04N R18E S07 SWNE		T04N R18E S07 SENE	
T04N R18E S07 SENW		T04N R18E S07 NESW	
T04N R18E S07 SESW		T04N R18E S07 NESE	
T04N R18E S07 NWSE		T04N R18E S07 SWSE	
T04N R18E S07 SESE		T04N R18E S08 NENW	

T04N R18E S08	NWNW	T04N R18E S08	SWNW
T04N R18E S08	SENW	T04N R18E S08	NWSW
T04N R18E S18	NWNE	T04N R18E S18 Lot 1	NENW
T05N R18E S32	NESE	T05N R18E S32 Lot 2	SWSE
T05N R18E S32 Lot 1	SESE		
<u>AESTHETIC in BLAINE County</u>			
T04N R18E S05 Lot 2	NWNE	T04N R18E S05 Lot 3	NENW
T04N R18E S05	SWNW	T04N R18E S05	SENW
T04N R18E S05	NESW	T04N R18E S05	NWSW
T04N R18E S05	SWSW	T04N R18E S05	SESW
T04N R18E S06	NESE	T04N R18E S06	SESE
T04N R18E S07	NENE	T04N R18E S07	NWNE
T04N R18E S07	SWNE	T04N R18E S07	SENE
T04N R18E S07	SENW	T04N R18E S07	NESW
T04N R18E S07	SESW	T04N R18E S07	NESE
T04N R18E S07	NWSE	T04N R18E S07	SWSE
T04N R18E S07	SESE	T04N R18E S08	NENW
T04N R18E S08	NWNW	T04N R18E S08	SWNW
T04N R18E S08	SENW	T04N R18E S08	NWSW
T04N R18E S18	NWNE	T04N R18E S18 Lot 1	NENW
T05N R18E S32	NESE	T05N R18E S32 Lot 2	SWSE
T05N R18E S32 Lot 1	SESE		

628.6 ACRES TOTAL

This right is limited to the irrigation of 516.3 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-415

NAME AND ADDRESS: SINCLAIR OIL CORP
DBA SUN VALLEY CO
PO BOX 10
SUN VALLEY ID 83353

SOURCE: TRAIL CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 25.000 CFS

PRIORITY DATE: 04/25/1881

POINT OF
DIVERSION: T04N R18E S5 NENW Within BLAINE County
T05N R18E S32 NESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
WILDLIFE	04/15 10/31	7.400 CFS
IRRIGATION	04/15 10/31	17.600 CFS
AESTHETIC	04/15 10/31	7.400 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S05 Lot 2 NWNE	13.00	T04N R18E S05 Lot 3 NENW	12.00
T04N R18E S05 SWNW	1.80	T04N R18E S05 SENW	31.00
T04N R18E S05 NESW	22.00	T04N R18E S05 NWSW	31.00
T04N R18E S05 SWSW	39.00	T04N R18E S05 SESW	20.00
T04N R18E S06 NESE	2.20	T04N R18E S06 SESE	32.00 - 6 (26)
T04N R18E S07 NENE	37.00	T04N R18E S07 NWNE	6.00
T04N R18E S07 SWNE	35.00	T04N R18E S07 SENE	39.00
T04N R18E S07 SENW	2.00	T04N R18E S07 NESW	9.20 - .9 (8.3)
T04N R18E S07 SESW	17.00	T04N R18E S07 NESE	37.00
T04N R18E S07 NWSE	40.00 - 5.0 (35)	T04N R18E S07 SWSE	35.00 - 6.2 (28.8)
T04N R18E S07 SESE	15.00	T04N R18E S08 NENW	16.00
T04N R18E S08 NWNW	39.00	T04N R18E S08 SWNW	36.00 - 7 (29)
T04N R18E S08 SENW	1.10	T04N R18E S08 NWSW	8.00
T04N R18E S18 NWNE	8.40	T04N R18E S18 Lot 1 NENW	19.00
T05N R18E S32 NESE	11.00 0	T05N R18E S32 Lot 2 SWSE	12.00 0 out
T05N R18E S32 Lot 1 SESE	11.00 0		

WILDLIFE in BLAINE County

T04N R18E S05 Lot 2 NWNE		T04N R18E S05 Lot 3 NENW	
T04N R18E S05 SWNW		T04N R18E S05 SENW	
T04N R18E S05 NESW		T04N R18E S05 NWSW	
T04N R18E S05 SWSW		T04N R18E S05 SESW	
T04N R18E S06 NESE		T04N R18E S06 SESE	1.9
T04N R18E S07 NENE		T04N R18E S07 NWNE	12.0
T04N R18E S07 SWNE		T04N R18E S07 SENE	11.0
T04N R18E S07 SENW		T04N R18E S07 NESW	6.0
T04N R18E S07 SESW		T04N R18E S07 NESE	7.0
T04N R18E S07 NWSE		T04N R18E S07 SWSE	12.1
T04N R18E S07 SESE		T04N R18E S08 NENW	5.0

5.0
6.2
0.9

50.0
200,

T04N R18E S08	NWNW	T04N R18E S08	SWNW
T04N R18E S08	SENW	T04N R18E S08	NWSW
T04N R18E S18	NWNE	T04N R18E S18 Lot 1	NENW
T05N R18E S32	NESE	T05N R18E S32 Lot 2	SWSE
T05N R18E S32 Lot 1	SESE		
<u>AESTHETIC in BLAINE County</u>			
T04N R18E S05 Lot 2	NWNE	T04N R18E S05 Lot 3	NENW
T04N R18E S05	SWNW	T04N R18E S05	SENW
T04N R18E S05	NESW	T04N R18E S05	NWSW
T04N R18E S05	SWSW	T04N R18E S05	SESW
T04N R18E S06	NESE	T04N R18E S06	SESE
T04N R18E S07	NENE	T04N R18E S07	NWNE
T04N R18E S07	SWNE	T04N R18E S07	SENE
T04N R18E S07	SENW	T04N R18E S07	NESW
T04N R18E S07	SESW	T04N R18E S07	NESE
T04N R18E S07	NWSE	T04N R18E S07	SWSE
T04N R18E S07	SESE	T04N R18E S08	NENW
T04N R18E S08	NWNW	T04N R18E S08	SWNW
T04N R18E S08	SENW	T04N R18E S08	NWSW
T04N R18E S18	NWNE	T04N R18E S18 Lot 1	NENW
T05N R18E S32	NESE	T05N R18E S32 Lot 2	SWSE
T05N R18E S32 Lot 1	SESE		

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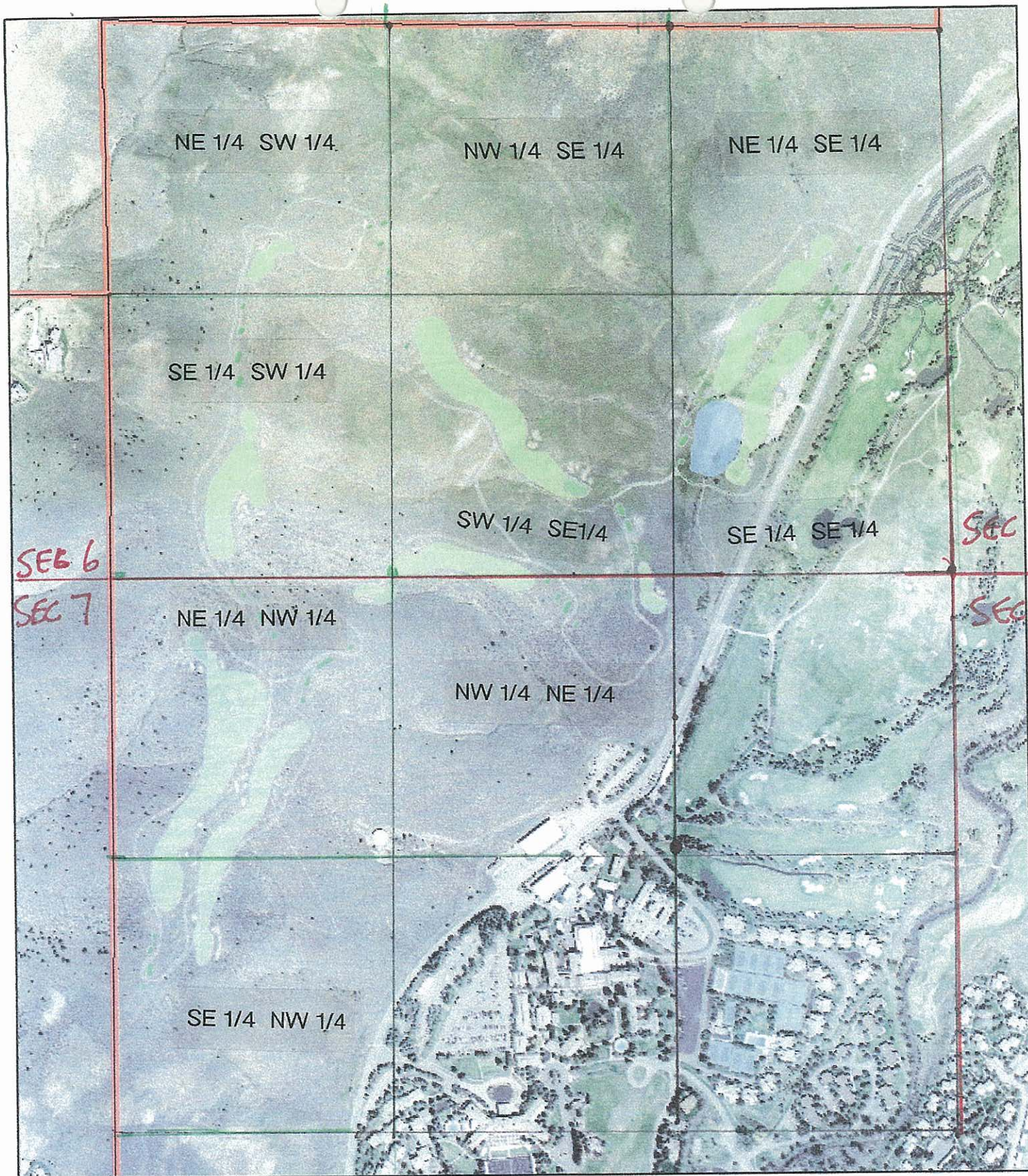
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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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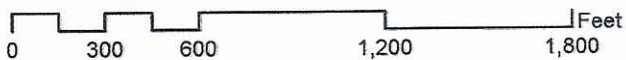
Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

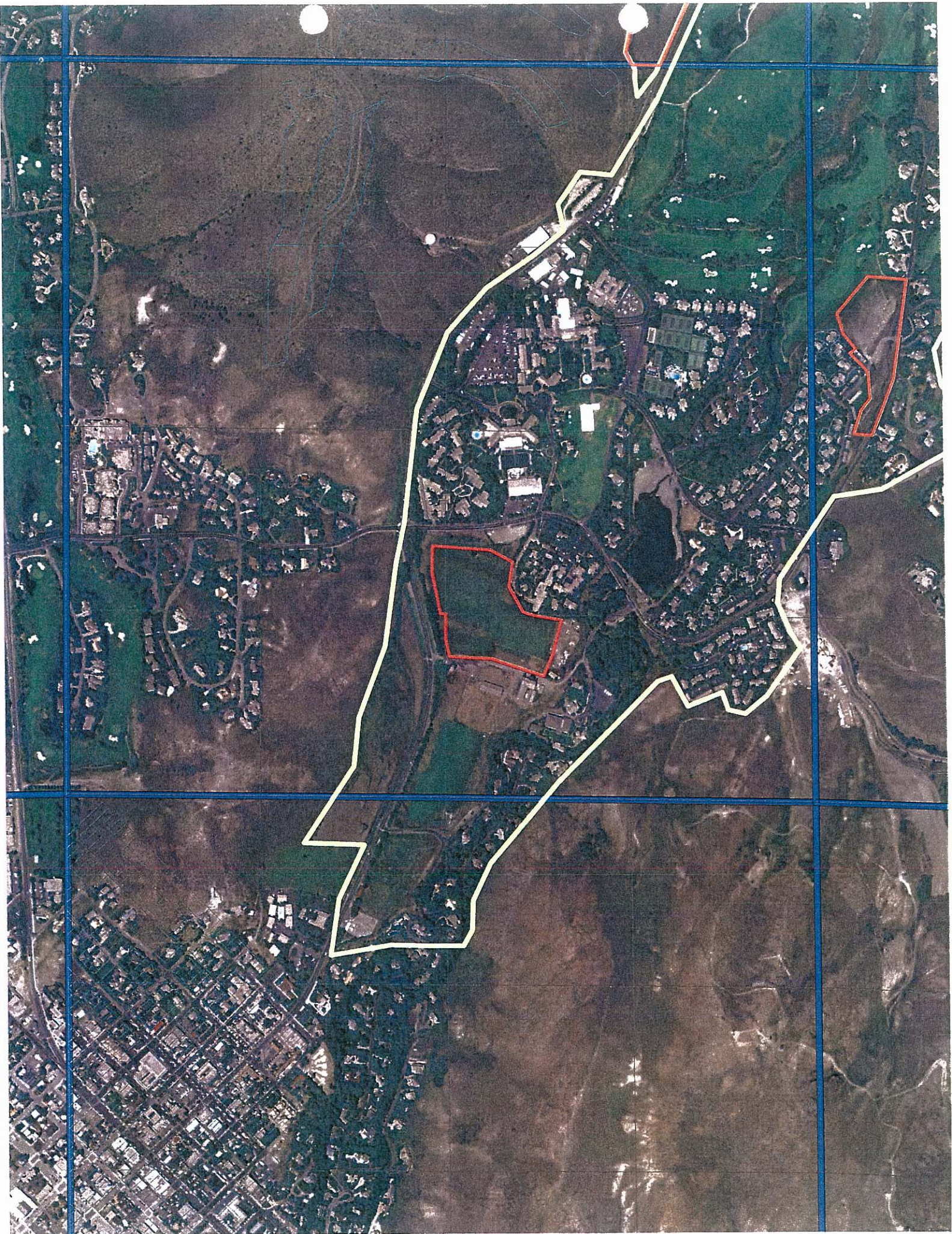
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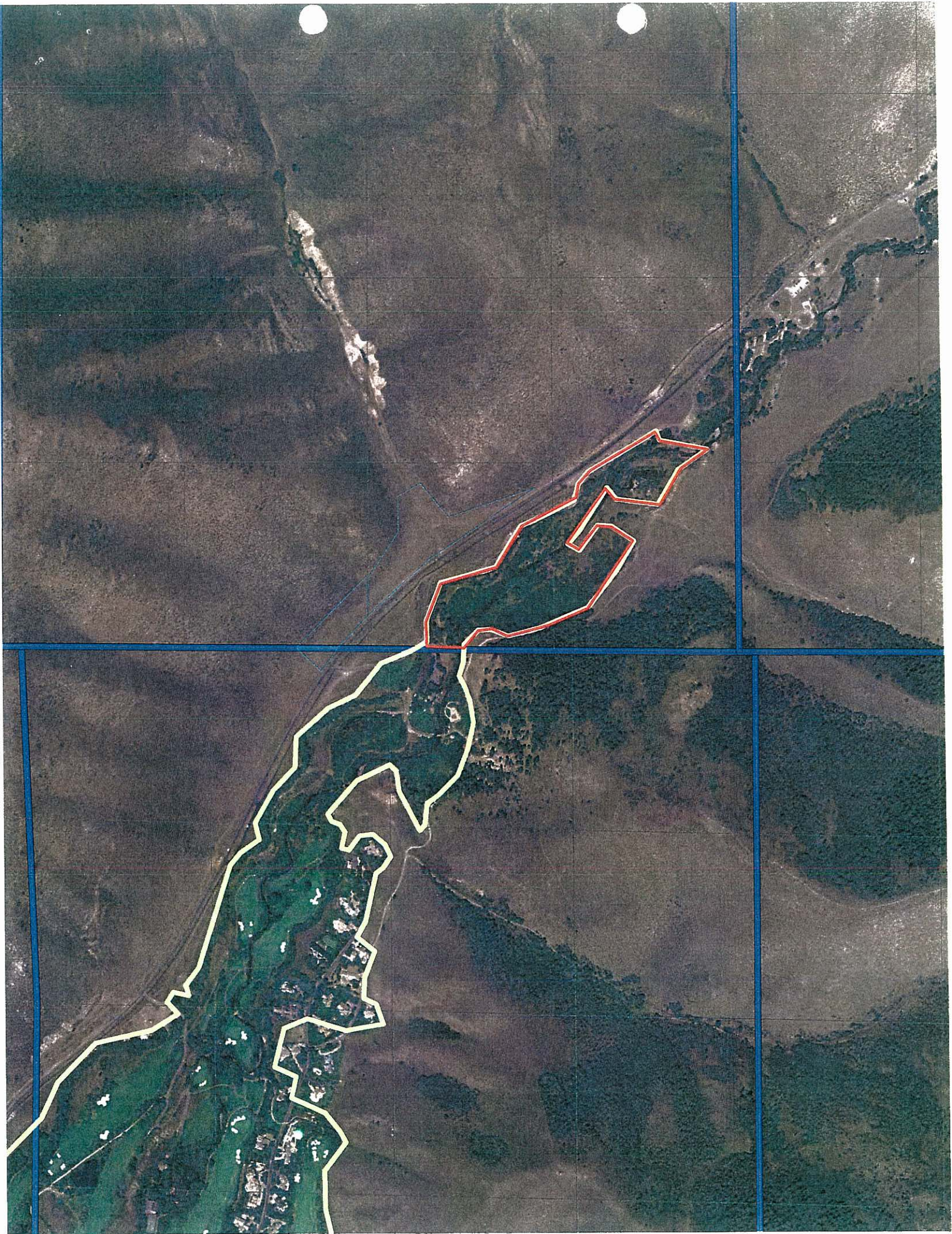


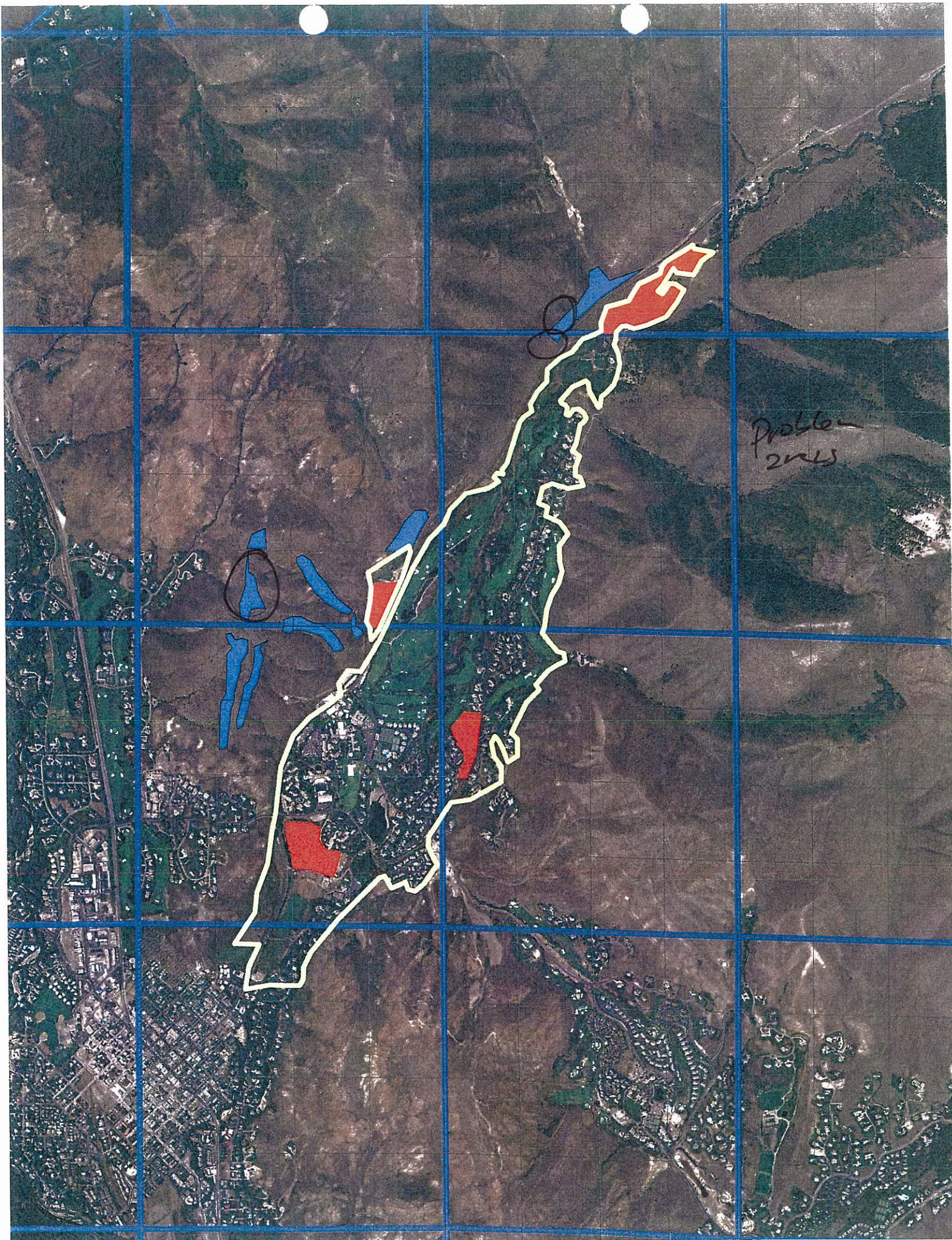
PREPARED BY: BENCHMARK ASSOCIATES P.A.
P.O. BOX 733 - 100 BELL DRIVE
KETCHUM, IDAHO, 83340
PHONE (208)726-9512 FAX (208)726-9514
Copyright 2007 by Benchmark Associates.

SUN VALLEY CO.
West Nine Golf Course

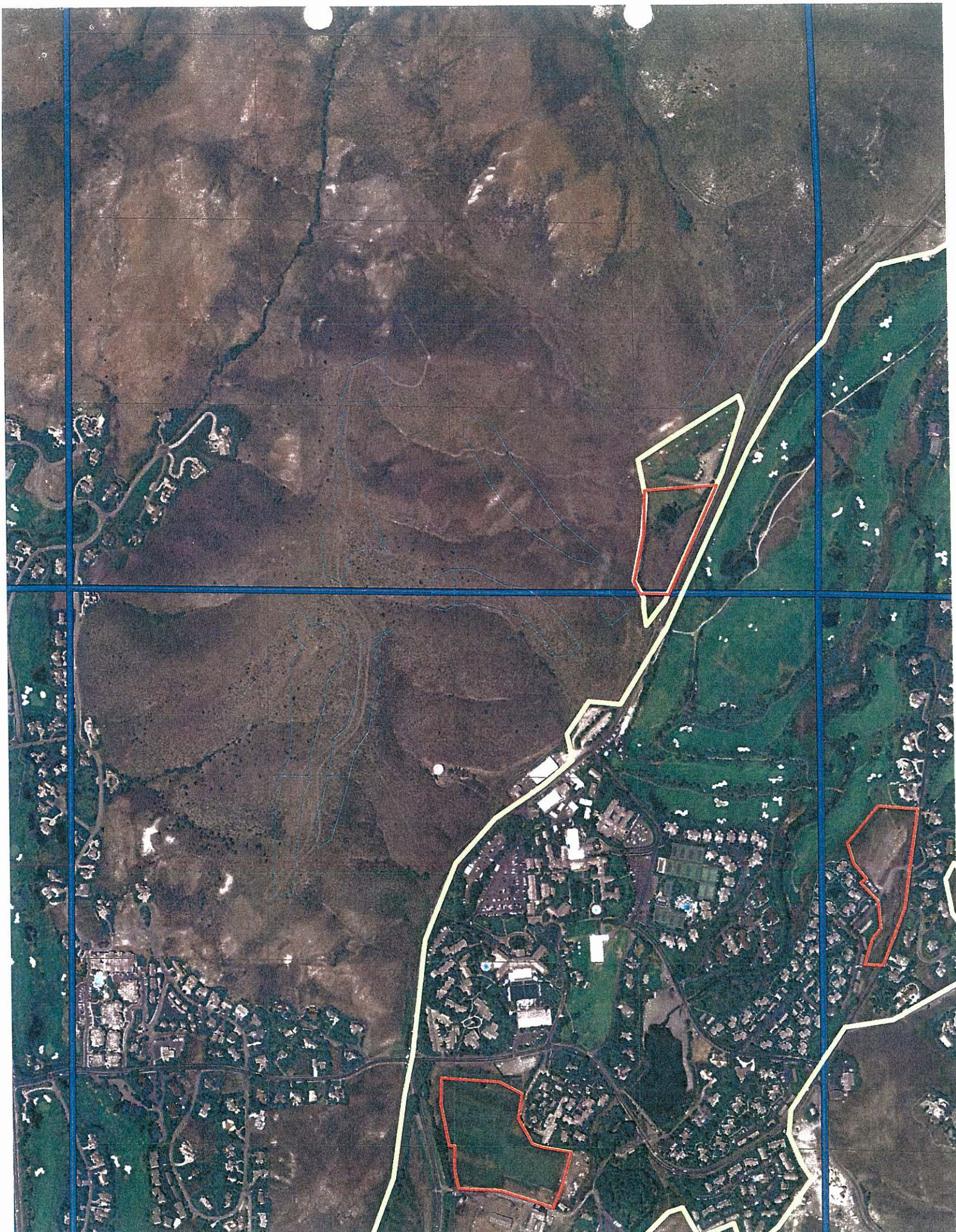








Problem
2004



5N18E32

-1.9

-12

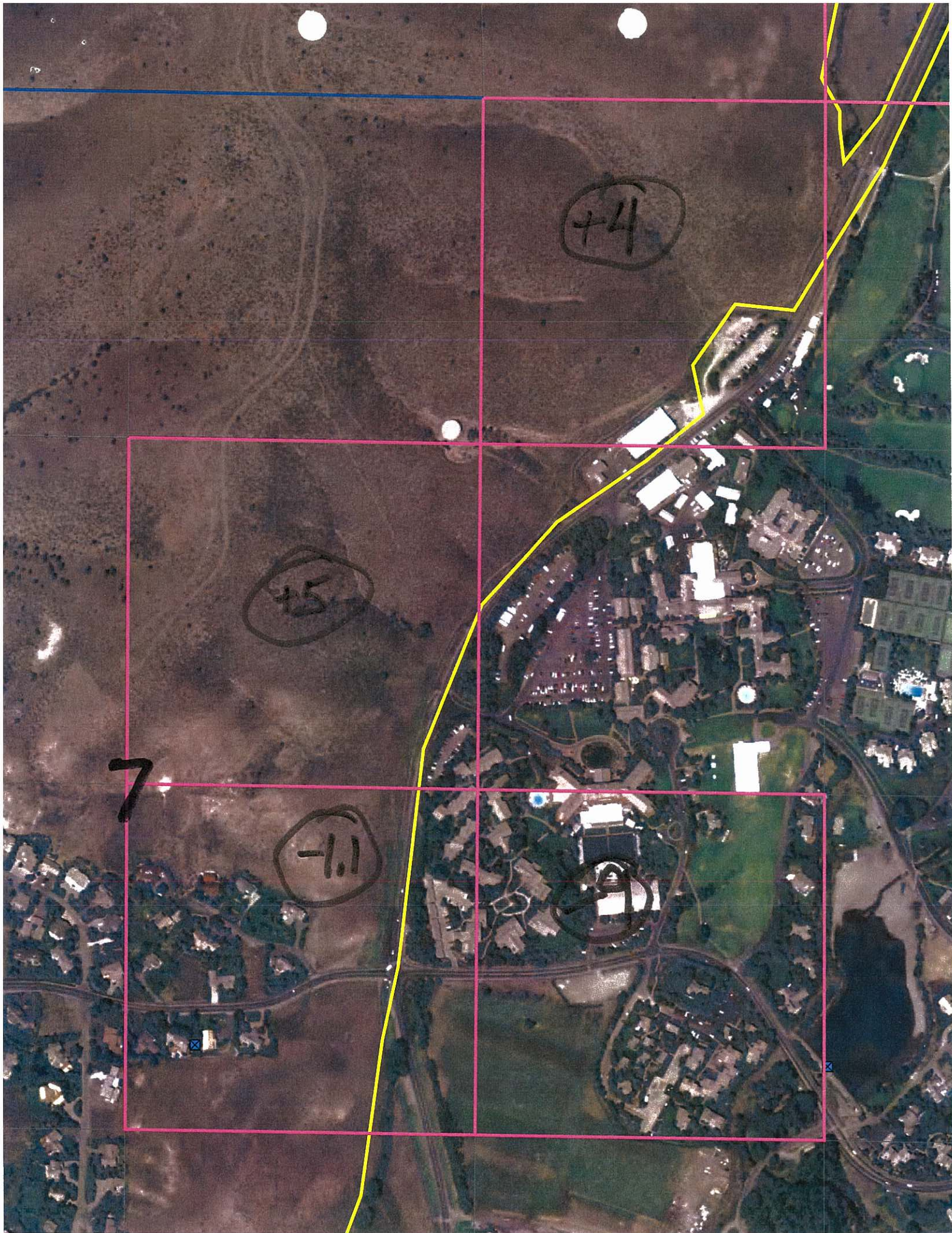
-11



+6

28

65
78



Idaho Department of Water Resources Receipt

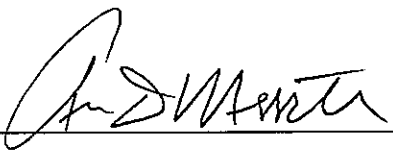
Receipt ID: S029541

Payment Amount \$50.00 Date Received 6/18/07 10:50 Region SOUTHERN
Payment Type Check Check Number 86010735
Payer SUN VALLEY

Comments Temporary Change Application

Fee Details

Amount	Description	Fund	Fund Detail	PCA	Subobject
\$50.00	TRANSFERS	0229	21	64106	1155


Signature Line (Department Representative)

THIS CHECK IS VOID WITHOUT A TAN BACKGROUND AND AN ARTIFICIAL WATERMARK ON THE BACK - HOLD AT AN ANGLE TO VIEW

CHECK NUMBER

86010735

93-168/929



DATE	AMOUNT
06/18/07	*****50.00 *

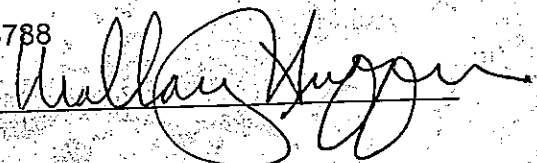
PAY FIFTY & 00/100 DOLLARS

TO THE
ORDER
OF

FIRST INTERSTATE BANK
SHERIDAN, WY

IDAHO DEPT OF WATER RESOURCES
1341 FILLMORE ST., SUITE 200
TWIN FALLS, ID 83301-3380

20005788



BORDER CONTAINS MICROPRINTING

86010735 092901683

6718

Attachment A

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-415
 NAME AND ADDRESS: SINCLAIR OIL CORP
 DBA SUN VALLEY CO
 PO BOX 10
 SUN VALLEY ID 83353

SOURCE: TRAIL CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 25.000 CFS

PRIORITY DATE: 04/25/1881

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 DIVERSION: T04N R18E S5 NENW Within BLAINE County
 T05N R18E S32 NESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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IRRIGATION	04/15 10/31	17.600 CFS
AESTHETIC	04/15 10/31	7.400 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S5 NENW (0.5)	T04N R18E S05 Lot 2 NWNE	13.00	T04N R18E S05 Lot 3 NENW	12.00
T04N R18E S6 NESW (2.0)	T04N R18E S05 SWNW	1.80	T04N R18E S05 SENW	31.00
T04N R18E S6 SESW (5.0)	T04N R18E S05 NESW	22.00	T04N R18E S05 NWSW	31.00
T04N R18E S6 SWSE (8.0)	T04N R18E S05 SWSW	39.00	T04N R18E S05 SESW	20.00
T04N R18E S7 NENW (10.0)	T04N R18E S06 NESE	2.20 8.20	T04N R18E S06 SESE	22.00 24.00
T05N R18E S32 SESW (2.5)	T04N R18E S07 NENE	37.00	T04N R18E S07 NWNE	6.00 10.00
T05N R18E S32 SWSE (7.0)	T04N R18E S07 SWNE	35.00	T04N R18E S07 SENE	39.00
	T04N R18E S07 SENW	2.00 7.00	T04N R18E S07 NESW	9.20 8.10
	T04N R18E S07 SESW	17.00	T04N R18E S07 NESE	37.00
	T04N R18E S07 NWSE	40.00 31.00	T04N R18E S07 SWSE	35.00
	T04N R18E S07 SESE	15.00	T04N R18E S08 NENW	16.00
	T04N R18E S08 NWNW	39.00	T04N R18E S08 SWNW	26.00 29.00
	T04N R18E S08 SENW	1.10	T04N R18E S08 NWSW	8.00
	T04N R18E S18 NWNE	8.40	T04N R18E S18 Lot 1 NENW	19.00
	T05N R18E S32 NESE	1.20 0.0	T05N R18E S32 Lot 2 SWSE	12.00 0.0
	T05N R18E S32 Lot 1 SESE	11.00 0.0		

WILDLIFE in BLAINE County

T04N R18E S05 Lot 2 NWNE	T04N R18E S05 Lot 3 NENW
T04N R18E S05 SWNW	T04N R18E S05 SENW
T04N R18E S05 NESW	T04N R18E S05 NWSW
T04N R18E S05 SWSW	T04N R18E S05 SESW
T04N R18E S06 NESE	T04N R18E S06 SESE
T04N R18E S07 NENE	T04N R18E S07 NWNE
T04N R18E S07 SWNE	T04N R18E S07 SENE
T04N R18E S07 SENW	T04N R18E S07 NESW
T04N R18E S07 SESW	T04N R18E S07 NESE
T04N R18E S07 NWSE	T04N R18E S07 SWSE
T04N R18E S07 SESE	T04N R18E S08 NENW