

Transfer No. 72000
Receipt No. C071613

Amended

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

1. Applicant Information MC FARLAND LIVESTOCK COMPANY INC
C/O TEX J KAUER
PO BOX 50
LEMHI ID 83465
(208)768-2711

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
74-11	AJC/Decreed	1.60			77.3	HAWLEY CREEK
74-12	AJC/Decreed	2.00			77.3	HAWLEY CREEK
74-16	AJC/Decreed	6.40			324.0	HAWLEY CREEK
74-29	AJC/Decreed	0.70			120.4	HAWLEY CREEK
74-30	AJC/Decreed	5.00			120.4	HAWLEY CREEK

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
74-11	NO	NO	YES	NO	NO	NO
74-12	NO	NO	YES	NO	NO	NO
74-16	NO	NO	YES	NO	NO	NO
74-29	NO	NO	YES	NO	NO	NO
74-30	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Modify place of use to reflect current irrigation system layout.

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
74-11	1.60 cfs	77.3	521.7	
74-12	2.00 cfs	77.3	521.7	
74-16	6.40 cfs	324.0	521.7	
74-29	0.70 cfs	120.4	521.7	
74-30	5.00 cfs	120.4	521.7	
TOTAL	15.70 cfs		521.7	

RECEIVED

FEB 25 2013

Department of Water Resources
Idaho Department of Water Resources

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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.

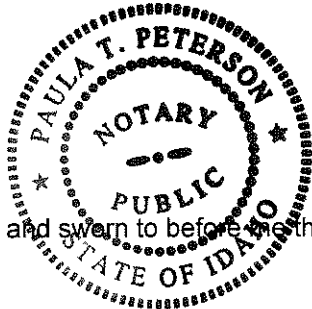
Mr. Pauline Livestock Co. Inc.
Ly J. Kauer

(Signature of Applicant)

President

(Title or Office)

Subscribed and sworn to before me this 21st day of February, 2008.



Paula T. Peterson

(Notary Public)

My commission expires January 24, 2012

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

Current Water Right No. 74-11

Priority Date: March 27, 1911
 Origin: Adjudication Recommendation
 Basis: Decreed
 Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	1.60 CFS		
	Total Diversion	1.60 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK NWSWNE Sec. 2 Twp 15N Rge 27E LEMHI 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		
15N	27E	11											29.1							29.1
15N	27E	14					29.6	18.6												48.2

Total Acres: 77.3

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH RIGHT NO. 74-12 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 77.3 ACRES IN A SINGLE IRRIGATION SEASON.

Documentation of Ownership of the Current Place of Use

Tax Notice

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

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. 74-12

Priority Date: October 16, 1908
 Origin: Adjudication Recommendation
 Basis: Decreed
 Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	2.00 CFS		
Total Diversion		2.00 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK SWNE Sec. 2 Twp 15N Rge 27E LEMHI 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	
15N 27E 11																	29.1
15N 27E 14							29.6	18.6									48.2

Total Acres: 77.3

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 74-11 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 77.3 ACRES IN A SINGLE IRRIGATION SEASON.
2. 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 Notice

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

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. 74-16

Priority Date: April 13, 1911
Origin: Adjudication Recommendation
Basis: Decreed
Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	6.40 CFS		
Total Diversion		6.40 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK SWNE Sec. 2 Twp 15N Rge 27E LEMHI 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	
15N 27E 10															5.0	5.0	10.0
15N 27E 15	40.0	34.0	40.0	40.0									40.0	40.0	40.0	40.0	314.0

Total Acres: 324

Conditions/Remarks:

1. 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

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

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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Transfer No. 72000
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 74-29

Priority Date: April 01, 1881
Origin: Adjudication Recommendation
Basis: Decreed
Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	0.70 CFS		
Total Diversion		0.70 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK SWNE Sec. 2 Twp 15N Rge 27E LEMHI 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	
15N 27E 2											10.5						10.5
15N 27E 10				3.1													3.1
15N 27E 11					4.9	18.5	38.0	7.1		38.3							106.8

Total Acres: 120.4

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 74-30 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 120.4 ACRES IN A SINGLE IRRIGATION SEASON.
2. 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

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

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

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

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Transfer No. 72000
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 74-30

Priority Date: August 01, 1883
Origin: Adjudication Recommendation
Basis: Decreed
Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<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	5.00 CFS		
Total Diversion			5.00 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK SWNE Sec. 2 Twp 15N Rge 27E LEMHI 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	
15N	27E	2											10.5						10.5
15N	27E	10				3.1													3.1
15N	27E	11					4.9	18.5	38.0	7.1			38.3						106.8

Total Acres: 120.4

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH RIGHT NO. 74-29 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 120.4 ACRES IN A SINGLE IRRIGATION SEASON.

Documentation of Ownership of the Current Place of Use

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

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

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

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Transfer No. 72000
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 74-11

Priority Date: March 27, 1911
Origin: Adjudication
Recommendation
Basis: Decreed
Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<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	1.60 CFS		
	Total Diversion	1.60 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK NWSWNE Sec. 2 Twp 15N Rge 27E LEMHI County

Describe the proposed diversion 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	
15N	27E	10														17.0	38.0	55.0	
15N	27E	11										21.0						21.0	
15N	27E	14						35.0	24.0	16.0	19.6	38.0	23.0	36.0		6.8		198.4	
15N	27E	15	39.0	31.0	15.0	32.0									37.0	39.1	27.2	27.0	247.3

Total Acres: 521.7

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

Proposed Water Right No. 74-12

Priority Date: October 16, 1908

Origin: Adjudication
 Recommendation

Basis: Decreed

Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<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	2.00 CFS		
	Total Diversion		2.00 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK NWSWNE Sec. 2 Twp 15N Rge 27E LEMHI County

Describe the proposed diversion 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	
15N	27E	10															17.0	38.0	55.0
15N	27E	11											21.0						21.0
15N	27E	14							35.0	24.0	16.0	19.6	38.0	23.0	36.0		6.8		198.4
15N	27E	15	39.0	31.0	15.0	32.0									37.0	39.1	27.2	27.0	247.3

Total Acres: 521.7

72000

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

Proposed Water Right No. 74-16

Priority Date: April 13, 1911

Origin: Adjudication
 Recommendation

Basis: Decreed

Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<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	6.40 CFS		
	Total Diversion		6.40 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK NWSWNE Sec. 2 Twp 15N Rge 27E LEMHI County

Describe the proposed diversion 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	
15N 27E 10															17.0	38.0	55.0
15N 27E 11											21.0						21.0
15N 27E 14						35.0	24.0	16.0	19.6	38.0	23.0	36.0			6.8		198.4
15N 27E 15	39.0	31.0	15.0	32.0									37.0	39.1	27.2	27.0	247.3

Total Acres: 521.7

72000

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

Proposed Water Right No. 74-29

Priority Date: April 01, 1881
Origin: Adjudication
Recommendation
Basis: Decreed
Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.70 CFS		
	Total Diversion	0.70 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK NWSWNE Sec. 2 Twp 15N Rge 27E LEMHI County

Describe the proposed diversion 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	
15N 27E 10															17.0	38.0	55.0
15N 27E 11											21.0						21.0
15N 27E 14							35.0	24.0	16.0	19.6	38.0	23.0	36.0		6.8		198.4
15N 27E 15	39.0	31.0	15.0	32.0										37.0	39.1	27.2	247.3

Total Acres: 521.7

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

Proposed Water Right No. 74-30

Priority Date: August 01, 1883
Origin: Adjudication
Recommendation
Basis: Decreed
Status: Active

Source: HAWLEY CREEK

Tributary: EIGHTEENMILE CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	5.00 CFS		
	Total Diversion	5.00 CFS		

Source and Point(s) of Diversion:

HAWLEY CREEK NWSWNE Sec. 2 Twp 15N Rge 27E LEMHI County

Describe the proposed diversion 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	
15N	27E	10															17.0	38.0	55.0
15N	27E	11											21.0						21.0
15N	27E	14									35.0	24.0	16.0	19.6	38.0	23.0	36.0	6.8	198.4
15N	27E	15	39.0	31.0	15.0	32.0											37.0	39.1	247.3

Total Acres: 521.7

72000