

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant Stephen Schmid or Kathryn Schmid Phone (208) 736-8735

Post Office address 205 9th Ave N., Twin Falls, ID 83301

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 water trees on the southern portion of his property

RECEIVED

MAY 08 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

SEE ATTACHMENT "A" to

 to

 to

 to

2. Total amount of water being transferred .870 cubic feet per second and/or acre-feet per annum.

3. Source of water Big Wood River tributary to Malad River

4. Point(s) of Diversion: Groundwater

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres	28.6
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PART 1

6. General Information:

- a. Description of diversion system Water is pumped from well at north end of property
and piped to irrigate field and trees throughout 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:
Water will be rotated on land to allow for irrigation of trees
without expansion of use
- d. Remarks: Previously filed transfer 72767 was rejected after confusion
with the proposed place of use. The proposed PPU does not include
property sold to the Department of Transportation. (SEE EXHIBIT "C")
Application includes a new well location in same section as existing
well.

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. 37-22027 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. Check appropriate box below:

Exhibit "B"

☐ Tax Notice ☒ Warranty Deed ☐ Other _____
3. Source of water Big Wood River tributary to Malad River
4. Date or priority 5/31/1887
5. Water is used for the following purposes:

amount <u>.06</u> (cfs/ac-ft)	for <u>Mitigation</u>	purposes from <u>04/15</u>	to <u>10/31</u>
amount <u>.06</u> (cfs/ac-ft)	for <u>Irrigation</u>	purposes from <u>04/15</u>	to <u>10/31</u>
amount _____ (cfs/ac-ft)	for _____	purposes from _____	to _____
6. Total amount of water under right .06 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	SE	SW	12	01N	18E	Blaine County	
3	SE	NW		1	01S	18E	Blaine County	(Two Wells)

8. Lands irrigated or place of use:

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	
01S	18E									10.3	13.8			4.5					28.6

Total Acres 28.6

9. Describe any other water rights used for the same purpose as described above 37-22027; 37-22029, 37-22031, 37-22033, 37-22035, 37-22037, and 37-22039

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

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. 37-22029 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~~ **Exhibit "B"**. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____
3. Source of water Big Wood River tributary to Malad River
4. Date or priority 5/15/1892
5. Water is used for the following purposes:

amount .18 for Mitigation purposes from 04/15 to 10/31
(cfs/ac-ft)

amount .18 for Irrigation purposes from 04/15 to 10/31
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right .18 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	SE	SW	12	01N	18E	Blaine County	
3	SE	NW		1	01S	18E	Blaine County	(Two Wells)

8. Lands irrigated or place of use:

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	
01S	18E									10.3	13.8			4.5					28.6

Total Acres 28.6

9. Describe any other water rights used for the same purpose as described above 37-22027, 37-22029, 37-22031, 37-22033, 37-22035, 37-22037, and 37-22039

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

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. 37-22031 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~~ **Exhibit "B"**. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority 5/31/1887

5. Water is used for the following purposes:

amount .34 for Mitigation purposes from 04/15 to 10/31
(cfs/ac-ft)

amount .34 for Irrigation purposes from 04/15 to 10/31
(cfs/ac-ft)

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

6. Total amount of water under right .34 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	SE	SW	12	01N	18E	Blaine County	
3	SE	NW		1	01S	18E	Blaine County	(Two Wells)

8. Lands irrigated or place of use:

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	
01S	18E									10.3	13.8			4.5					28.6

Total Acres 28.6

9. Describe any other water rights used for the same purpose as described above 37-22027; 37-22029, 37-22031, 37-22033, 37-22035, 37-22037, and 37-22039

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(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)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

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)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total Acres _____

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. 37-22033 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~~ **Exhibit "B"** Check appropriate box below:
☐ Tax Notice ☒ Warranty Deed ☐ Other _____
3. Source of water Big Wood River tributary to Malad River
4. Date or priority 5/15/1885
5. Water is used for the following purposes:

amount <u>.11</u> (cfs/ac-ft)	for <u>Mitigation</u>	purposes from <u>04/15</u>	to <u>10/31</u>
amount <u>.11</u> (cfs/ac-ft)	for <u>Irrigation</u>	purposes from <u>04/15</u>	to <u>10/31</u>
amount _____ (cfs/ac-ft)	for _____	purposes from _____	to _____
6. Total amount of water under right .11 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	SE	SW	12	01N	18E	Blaine County	
3	SE	NW		1	01S	18E	Blaine County	(Two Wells)

8. Lands irrigated or place of use:

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	
01S	18E									10.3	13.8			4.5					28.6

Total Acres 28.6

9. Describe any other water rights used for the same purpose as described above 37-22027, 37-22029, 37-22031, 37-22033, 37-22035, 37-22037, and 37-22039

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

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. 37-22035 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~~ **Exhibit "B"**. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____
3. Source of water Big Wood River tributary to Malad River
4. Date or priority 6/30/1884
5. Water is used for the following purposes:

amount .12 for Mitigation purposes from 04/15 to 10/31
(cfs/ac-ft)

amount .12 for Irrigation purposes from 04/15 to 10/31
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right .12 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	SE	SW	12	01N	18E	Blaine County	
3	SE	NW		1	01S	18E	Blaine County	(Two Wells)

8. Lands irrigated or place of use:

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	
01S	18E									10.3	13.8			4.5					28.6

Total Acres 28.6

9. Describe any other water rights used for the same purpose as described above 37-22027, 37-22029, 37-22031, 37-22033, 37-22035, 37-22037, and 37-22039

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

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. 37-22037 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:

Exhibit "B"

- ☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority 6/15/1891

5. Water is used for the following purposes:

amount .02 for Mitigation purposes from 04/15 to 10/31
(cfs/ac-ft)

amount .02 for Irrigation purposes from 04/15 to 10/31
(cfs/ac-ft)

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

6. Total amount of water under right .02 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	SE	SW	12	01N	18E	Blaine County	
3	SE	NW		1	01S	18E	Blaine County	(Two Wells)

8. Lands irrigated or place of use:

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	
01S	18E									10.3	13.8			4.5					28.6

Total Acres 28.6

9. Describe any other water rights used for the same purpose as described above 37-22027, 37-22029, 37-22031, 37-22033, 37-22035, 37-22037, and 37-22039

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(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)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

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)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total Acres _____

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. 37-22039 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:

Exhibit "B"

- ☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority 3/24/1883

5. Water is used for the following purposes:

amount .04 for Mitigation purposes from 04/15 to 10/31
(cfs/ac-ft)

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

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

6. Total amount of water under right .04 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	SE	SW	12	01N	18E	Blaine County	
3	SE	NW		1	01S	18E	Blaine County	(Two Wells)

8. Lands irrigated or place of use:

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	
01S	18E									10.3	13.8			4.5					28.6

Total Acres 28.6

9. Describe any other water rights used for the same purpose as described above 37-22027, 37-22029, 37-22031, 37-22033, 37-22035, 37-22037, and 37-22039

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

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 _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

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)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

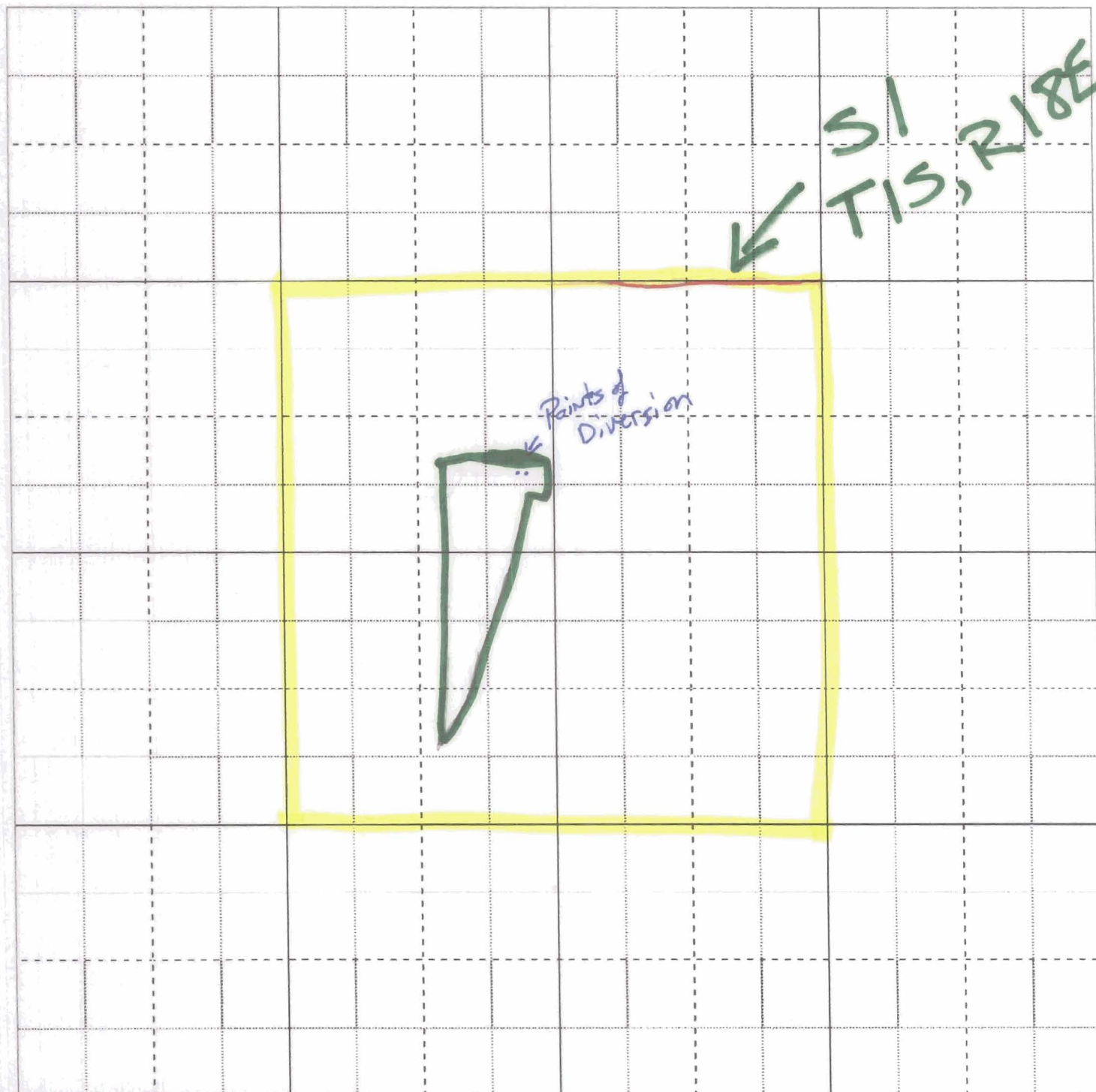
3. Lands irrigated or place of use:

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 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 2 inches equal 1 mile. Draw plan in ink.

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.

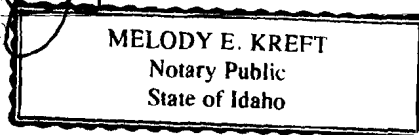
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Mathew P. Schmid
 (Signature of Applicant)

Subscribed and sworn to before me this 8th day of May, 2007

Melody E. Kref
 (Notary Public)

My commission expires 2/8/2013

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by JP Date 5-8-07 Protest filed by _____

Prelim. Check by _____ Fee \$250.5029455

Received by JP Date 5-9-07

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 _____

EXHIBIT “A”

<u>Right Number</u>	<u>Priority</u>	<u>Amount (cfs)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>37-22027</u>	<u>5-31-1887</u>	<u>0.06</u>	<u>Mitigation/Irrigation</u>	<u>04/15 to 10/31</u>
<u>37-22029</u>	<u>5/15/1892</u>	<u>0.18</u>	<u>Mitigation/Irrigation</u>	<u>04/15 to 10/31</u>
<u>37-22031</u>	<u>5/31/1887</u>	<u>0.34</u>	<u>Mitigation/Irrigation</u>	<u>04/15 to 10/31</u>
<u>37-22033</u>	<u>5/15/1885</u>	<u>0.11</u>	<u>Mitigation/Irrigation</u>	<u>04/15 to 10/31</u>
<u>37-22035</u>	<u>6/30/1884</u>	<u>0.12</u>	<u>Mitigation/Irrigation</u>	<u>04/15 to 10/31</u>
<u>37-22037</u>	<u>6/15/1891</u>	<u>0.02</u>	<u>Mitigation/Irrigation</u>	<u>04/15 to 10/31</u>
<u>37-22039</u>	<u>3/24/1883</u>	<u>0.04</u>	<u>Mitigation/Irrigation</u>	<u>4/15 to 10/31</u>

EXHIBIT "B"

AFTER RECORDING MAIL TO:

Stephen Schmid and Kathryn Schmid
205 9th Ave. North
Twin Falls, ID 83301

Instrument # 516212

HAILEY, BLAINE, IDAHO
2005-02-10 02:45:00 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE
MARSHA RIEMANN Fee: 9.00
Ex-Officio Recorder Deputy
Index to: WTY4015 CORP DEED

mg2

WARRANTY DEED

File No.: 104543-TF (ga)

Date: January 31, 2005

For Value Received, A. W. Molyneux and Maxine Molyneux, husband and wife, as to an undivided 70% interest and William L. Molyneux, a single man, as to an undivided 10.25% interest and John I. Molyneux and Kristy M. Molyneux, husband and wife, as to an undivided 19.75% interest, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Stephen Schmid and Kathryn Schmid, husband and wife, hereinafter called the Grantee, whose current address is 205 9th Ave. North, Twin Falls, ID 83301, the following described premises, situated in Blaine County, Idaho, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 01/31/2005

Warranty Deed
- continued

File No.: 104543-TF (ga)

A. W. Molyneux
A. W. Molyneux

Maxine Molyneux
Maxine Molyneux

William L. Molyneux
William L. Molyneux

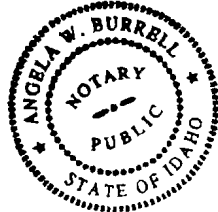
John I. Molyneux
John I. Molyneux

Kristy M. Molyneux
Kristy M. Molyneux

STATE OF Idaho)

COUNTY OF Blaine)
1st

On this **Second day of February, 2005**, before me, a Notary Public in and for said State, personally appeared **A. W. Molyneux and Maxine Molyneux and William L. Molyneux and John I. Molyneux and Kristy M. Molyneux**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.



Angela W. Burrell
Notary Public for the State of Idaho
Residing at: Hailey, ID
My Commission Expires: 8/7/08

EXHIBIT A

A parcel of land located within Section 1, Township 1 South, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

COMMENCING at a 5/8-inch rebar by P.L.S. 907 marking the northwest corner of U.S. Government Lot 3, said Section 1, which point is the REAL POINT OF BEGINNING;

Thence S. 89°39'45" E., 953.50 feet along the North boundary of said Section 1 to a 5/8-inch rebar by P.L.S. 3621 marking the northeast corner of old Tax Lot 1395 at the West boundary of Idaho State Highway No. 75;

Thence 110.31 feet along said Highway boundary and around a curve to the right with a radius of 3,776.63 feet, a central angle of 1°40'25", a tangent of 55.16 feet and a long chord of 110.31 feet that bears S. 7°11'12" W.;

Thence N. 81°58'36" W., 80.67 feet;

Thence 871.53 feet around a curve to the right with a radius of 3,736.63 feet, a central angle of 13°21'49", a tangent of 437.75 feet and a long chord of 869.56 feet that bears S. 14°44'05" W.;

Thence S. 21°33'35" W., 1,716.80 feet along a line of 120 feet westerly and parallel with the centerline of Idaho State Highway No. 75 to the West boundary of SE¼SW¼, said Section 1;

Thence N. 0°11'34" W. 539.65 feet along the West boundary of said SE¼SW¼, Section 1 to a 5/8-inch rebar by P.L.S. 907 marking the Southwest corner of the NE¼SW¼, Section 1;

Thence continuing N. 0°11'34" W., 1,334.93 feet along the West boundary of said NE¼SW¼, Section 1 to a 5/8-inch rebar by P.L.S. 907 marking the Southwest corner of said U.S. Government Lot 3;

Thence N. 0°07'28" W., 666.88 feet along the West boundary of said U.S. Government Lot 3 to the POINT OF BEGINNING.

EXHIBIT "C"

WARRANTY DEED

(Land sold to ID. Trans. Dept.)

Project No. FAP 122-B

Key No. A1545

Parcel No. 1 Parcel I.D. No. 0042604

RETURN TO:

ITD/RIGHT OF WAY

P.O. BOX 7129

BOISE, ID 83707-1129

THIS INDENTURE, Made this 19th day of July, 200⁰, between, A.W. MOLYNEUX AND MAXINE MOLYNEUX, husband and wife, as to and undivided 70% interest, WILLIAM L. MOLYNEUX, a single man, as to an undivided 10.25% interest and JOHN I. MOLYNEUX and KRISTY M. MOLYNEUX, husband and wife, as to an undivided 19.75% interest, Grantors, and the STATE OF IDAHO, IDAHO TRANSPORTATION DEPARTMENT by and through the IDAHO TRANSPORTATION BOARD, 3311 West State Street, Boise, Idaho 83703, Grantee.

WITNESSETH: That the Grantors, for value received, do, by these presents, grant, bargain, sell and convey unto the Grantee, the following described real property, situated in the County of BLAINE, State of Idaho, to-wit:

A parcel of land located in Blaine County, Idaho, being a portion of Lot 3 and the E 1/2 SW 1/4, Section 1, Township 1 South, Range 18 East, Boise Meridian, and more particularly described as follows:

Commencing at the Southwest Corner of Section 1; thence easterly along the southerly line of Section 1, a distance of approximately 1320 feet to the southwesterly corner of the E 1/2 SW 1/4; thence northerly along the westerly line of the E 1/2 SW 1/4, a distance of approximately 580 feet to a point on the northwesterly right of way line of State Highway 75, said point being offset 40.00 feet right from approximate centerline station 347+60, as shown on the survey centerline for Idaho Transportation Department plans titled "Sawtooth Park Highway, Federal Aid Project No. 122-B, Blaine County, Hailey to Lincoln Co. Line, Boise 1930", Sheet 9 of 10, Revised As Constructed March 26, 1932, and said point being the POINT OF BEGINNING;

Thence continuing northerly, along the westerly line of the E 1/2 SW 1/4, a distance of approximately 215 feet to a point offset 120.00 feet right of approximate centerline station 345+60 of said survey centerline;

RECORD AT THE REQUEST OF THE STATE OF IDAHO
FEE EXEMPT - I.C. 67-2301

WARRANTY DEED

Project No. FAP 122-B
Key No. A1545
Parcel No. 1 Parcel I.D. No. 0042864

RETURN TO:
ITD/RIGHT OF WAY
P.O. BOX 7129
BOISE, ID 83707-1129

Thence North 20°58' East, parallel with and offset 120.00 feet right from said survey centerline, a distance of approximately 1715 feet to a point offset 120.00 feet right from centerline PT station 328+43.8 of said survey centerline;

Thence continuing along said parallel line, an arc distance of approximately 900 feet, along a tangential 1°30' curve to the left, to a point offset 120.00 feet right along a radial line, from centerline station 319+15.00 of said survey centerline;

Thence southeasterly, along said radial line, a distance of 80.00 feet to a point on the northwesterly right of way line of State Highway 75, said point being offset 40.00 feet right, along a radial line, from centerline station 319+15.00 of said survey centerline;

Thence southwesterly, along the northwesterly right of way line of State Highway 75, parallel with and offset 40.00 feet from said survey centerline, an arc distance of approximately 920 feet, along a 1°30' curve to the right, to a point offset 40.00 feet right from centerline PT station 328+43.8 of said survey centerline;

Thence South 20°58' West, continuing along the northwesterly right of way line of State Highway 75, parallel with and offset 40.00 feet from said survey centerline, a distance of approximately 1915 feet to the POINT OF BEGINNING.

★ Excepting therefrom any and all water rights associated with the land described herein.

The area described above contains approximately 5.00 Acres.

Reference is made to Idaho Transportation Department plans titled "Sawtooth Park Highway, Federal Aid Project No. 122-B, Blaine County, Hailey to Lincoln Co. Line, Boise 1930", Sheet 9 of 10, Revised As Constructed March 26, 1932, from which, along with additional information, this description has been prepared.

TOGETHER WITH all rights of access belonging to the Grantors, between the herein above described parcel and the right of way of SH-75, Project No. 122-B Highway Survey.

RECORD AT THE REQUEST OF THE STATE OF IDAHO
FEE EXEMPT - I.C. 67-2301

WARRANTY DEED

Project No. FAP 122-B
Key No.A1545
Parcel No.1 Parcel I.D. No.0042604

RETURN TO:
ITD/RIGHT OF WAY
P.O. BOX 7129
BOISE, ID 83707-1129

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that Grantors are the owners in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to reservations, restrictions, dedications, easements, right of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that the Grantors will warrant and defend the same from all lawful claims whatsoever.

RECORD AT THE REQUEST OF THE STATE OF IDAHO
FEE EXEMPT - I.C. 67-2301

WARRANTY DEED

Project No. FAP 122-B
Key No. A1545
Parcel No.1 Parcel I.D. No.0042604

RETURN TO:
ITD/RIGHT OF WAY
P.O. BOX 7129
BOISE, ID 83707-1129

IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals
the day and year first above written.

A.W. MOLYNEUX AND MAXINE MOLYNEUX,
husband and wife, as to an undivided 70%
interest

A.W. Molyneux
A.W. MOLYNEUX

Maxine Molyneux
MAXINE MOLYNEUX

STATE OF Idaho)
County of Blaine) ss.

On this 9th day of July, 2004, before me, the undersigned,
a Notary Public in and for said State, personally appeared A.W. MOLYNEUX
AND MAXINE MOLYNEUX, husband and wife, as to an undivided 70% interest,
known or identified to me to be the persons whose names are subscribed to
the foregoing instrument, and acknowledged to me that they executed the
same.

(SEAL)

ONITA KOONCE
NOTARY PUBLIC
STATE OF IDAHO

Onita Koonce
Notary Public for Idaho
Residing at Gooding
My commission expires 10-14-04

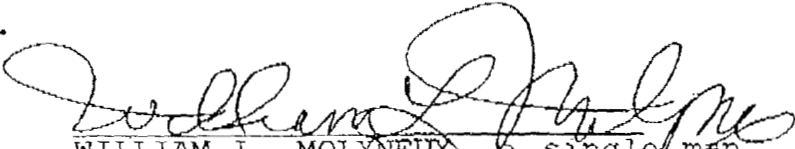
RECORD AT THE REQUEST OF THE STATE OF IDAHO
FEE EXEMPT - I.C. 67-2301

WARRANTY DEED

Project No. FAP 122-B
Key No. A1545
Parcel No.1 Parcel I.D. No.0042604

RETURN TO:
ITD/RIGHT OF WAY
P.O. BOX 7129
BOISE, ID 83707-1129

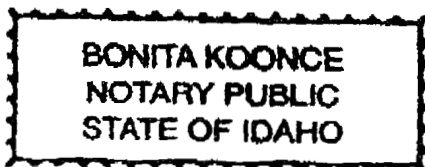
IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals
the day and year first above written.

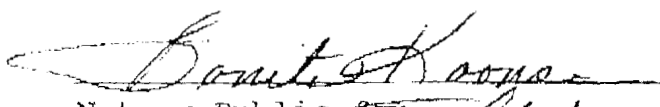

WILLIAM L. MOLYNEUX, a single man,
as to an undivided 10.25% interest

STATE OF Idaho }
County of Blaine } ss.

On this 15th day of July, 2004, before me, the undersigned,
a Notary Public in and for said State, personally appeared WILLIAM L.
MOLYNEUX, a single man, as to an undivided 10.25% interest, known or
identified to me to be the persons whose names are subscribed to the
foregoing instrument, and acknowledged to me that they executed the same.

(SEAL)




Notary Public for Idaho
Residing at Boadwin
My commission expires 10-14-04

WARRANTY DEED

Project No.IM-15-3(106)113
 Key No.7771
 Parcel No.33 Parcel I.D. No.0042297

RETURN TO:
 ITD/RIGHT OF WAY
 P.O. BOX 7129
 BOISE, ID 83707-1129

IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals
 the day and year first above written.

JOHN I. MOLYNEUX AND KRISTY M.
 MOLYNEUX, husband and wife, as
 to an undivided 19.75% interest

John I. Molyneux
 JOHN I. MOLYNEUX
 ITM

Kristy M. Molyneux
 KRISTY M. MOLYNEUX

STATE OF Idaho)
 County of Blaine) ss.

On this 19th day of July, 2004, before me, the undersigned,
 a Notary Public in and for said State, personally appeared JOHN I. MOLYNEUX
 and KRISTY M. MOLYNEUX, husband and wife, as to an undivided 19.75%
 interest, known or identified to me to be the persons whose names are
 subscribed to the foregoing instrument, and acknowledged to me that they
 executed the same.

(SEAL)

BONITA KOONCE
NOTARY PUBLIC
STATE OF IDAHO

Bonita Koonce
 Notary Public for Idaho
 Residing at Gooding
 My commission expires 10-14-04

RECORD AT THE REQUEST OF THE STATE OF IDAHO
 FEE EXEMPT - I.C. 67-2301