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DEPARTMENT OF WATER RESOURCES

T#3

Transfer No. 72904APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Boyd C. and Jill J. Smith Trust Phone (208) 523-0620
Post Office address c/o Holden Kidwell Hahn & Crapo, P.O. Box 50130, Idaho Falls, ID 83405

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Split rights
2. Describe the reason for the proposed changes Create a permissible place of use encompassing
properties owned by the applicant. This transfer is for the North Leigh / Middle
Leigh water rights.

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
<u>SEE</u>				to
<u>ATTACHMENT</u>				to
<u>"A"</u>				to
				to

2. Total amount of water being transferred 11.38 cubic feet per second and/or acre-feet per annum.
3. Source of water North Leigh Creek tributary to Teton River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NE	NW	SE	30	6N	46E	Teton	Pump from Middle Leigh Cr.
		SE	NE	30	6N	46E	Teton	Ricks Canal

5. Lands irrigated or place of use: SEE ATTACHMENT "B"

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

PART 1

6. General Information:

a. Description of diversion system Pump to mainline serving center pivots
and other sprinkler systems. Booster pumps at center pivots.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
☐ Yes ☒ 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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:
No change.

d. Remarks:
This transfer application is based on final SRBA recommendations.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19____.

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ATTACHMENT "A"

PART 1.B.1. Description of right(s), or portion thereof, after the requested change.

Transfer #3 - North/Middle Leigh Creek rights

Revised transfers August 2007

	WR Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use From To	
Group 2	22-312	6/1/1897	3.00 cfs	Irrigation	4/15	10/31
	22-487C	6/1/1897	0.72 cfs	Irrigation	4/15	10/31
	22-13016	6/1/1899	1.48 cfs	Irrigation	4/15	10/31
Group 3	22-130B	1/22/1916	0.68 cfs	Irrigation	4/15	10/31
	22-481A	4/1/1898	0.30 cfs	Irrigation	4/15	10/31
	22-482A	6/1/1900	0.90 cfs	Irrigation	4/15	10/31
	22-483A	6/1/1904	0.30 cfs	Irrigation	4/15	10/31
	22-2029D	1/20/1908	0.71 cfs	Irrigation	4/15	10/31
Group 4	22-130D	1/22/1916	0.80 cfs	Irrigation	4/15	10/31
	22-136C	1/22/1916	1.60 cfs	Irrigation	4/15	10/31
	22-515B	6/1/1899	0.60 cfs	Irrigation	4/15	10/31
	22-516B	6/1/1900	0.40 cfs	Irrigation	4/15	10/31
	22-517B	6/1/1901	0.60 cfs	Irrigation	4/15	10/31
Total Group 2			5.20 cfs	253 acres (limited to 736.3 with Group 1)		
Total Group 3			2.18 cfs	41 acres		
Total Group 4			4.00 cfs	76 acres		
TOTAL ALL RIGHTS			11.38 cfs	370 acres (limited to 853.3 with Group 1)		
				1295 acre-ft/year		

Note: Water right groups refer to the groupings made by IDWR for the SRBA recommendations.

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ATTACHMENT "B"

PART 1.B.5. Lands irrigated or place of use

Transfer #3 - North/Middle Leigh Creek rights

Revised transfers August 2007

Twp	Rge	Sec	Qtr	Qtr	PPU Description*
6N	45E	25	NE	SE	14
			NW	SE	27
			SW	SE	39
			SE	SE	37
		36	NE	NE	39
			SW	NE	21
			SE	NE	25
			SE	NW	21
			SW	NW	7.6
			NE	SW	40
			NW	SE	39
6N	46E	30	NE	SW	22
			NW	SW	24
			SW	SW	32
			SE	SW	37
			NE	SE	34
			NW	SE	26
			SW	SE	39
			SE	SE	39
		31	NE	NE	40
			NW	NE	40
			SW	NE	38
			SE	NE	22
			NE	NW	40
			NW	NW	38
			SW	NW	26
			SE	NW	35
		32	NW	NE	14
			SW	NE	28
			NE	NW	32
			NW	NW	36
			SW	NW	14
			SE	NW	15
			NW	SE	25
			SW	SE	1.3

Total PPU area 1006.9

* SRBA recommended acres - all rights

Irrigated acreage allowed within PPU in any
single irrigation season: 370 acres

(All rights on ranch limited to 1006.9 acres
in combination)

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Group 2
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11/16/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-312
NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 3.000 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION: T06N R46E S30 NENWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	3.000 CFS
PLACE OF USE: IRRIGATION in TETON County		
T06N R46E S30 NESW 22.00	T06N R46E S30 Lot 3 NWSW	24.00
T06N R46E S30 Lot 4 SWSW 32.00	T06N R46E S30 SESW	37.00
T06N R46E S30 NESE 34.00	T06N R46E S30 NWSE	26.00
T06N R46E S30 SWSE 39.00	T06N R46E S30 SESE	39.00

253 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

Right Nos. 22-312, 22-487C, and 22-13016 are limited to the irrigation of a combined total of 253 acres 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

Right Nos. 22-312, 22-487C, and 22-13016 are also diverted through points of diversion described above.

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11/16/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-487C

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.720 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION: T06N R46E S30 NENWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04/15 10/31	0.720 CFS
PLACE OF USE:	IRRIGATION in TETON County		
	T06N R46E S30 NESW	22.00	T06N R46E S30 Lot 3 NWSW 24.00
	T06N R46E S30 Lot 4 SWSW	32.00	T06N R46E S30 SESW 37.00
	T06N R46E S30 NESE	34.00	T06N R46E S30 NWSE 26.00
	T06N R46E S30 SWSE	39.00	T06N R46E S30 SESE 39.00
	253 ACRES TOTAL		

Right Nos. 22-312, 22-487C, and 22-13016 are limited to the irrigation of a combined total of 253 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

This right is limited to the irrigation of 160 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

Right Nos. 22-312, 22-487C, and 22-13016 are also diverted through points of diversion described above.

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IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13016

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 1.480 CFS

PRIORITY DATE: 06/01/1899

POINT OF DIVERSION: T06N R46E S30 NENWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	1.480 CFS
PLACE OF USE: IRRIGATION in TETON County		
T06N R46E S30 NESW	22.00	T06N R46E S30 Lot 3 NWSW 24.00
T06N R46E S30 Lot 4 SWSW	32.00	T06N R46E S30 SESW 37.00
T06N R46E S30 NESE	34.00	T06N R46E S30 NWSE 26.00
T06N R46E S30 SWSE	39.00	T06N R46E S30 SESE 39.00

253 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 736.3 acres in a single irrigation season. Combined Right Nos.: 22-312, 22-487C, 22-13016, 22-42, 22-160, 22-545, 22-616, 22-13160.

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

Right Nos. 22-312, 22-487C, and 22-13016 are limited to the irrigation of a combined total of 253 acres 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.

The portion of Right 22-13016 in excess of Transfer No. 66898 shall be considered abandoned.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right Nos. 22-312, 22-487C, and 22-13016 are also diverted through points of diversion described above.

This right combines portions of old Right Nos. 22-488 and 22-489.

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

RIGHT NUMBER: 22-481A

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.300 CFS

PRIORITY DATE: 04/01/1898

POINT OF DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.300 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
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41 ACRES TOTAL

41.0 The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-481A, 22-482A, 22-483A, 22-2029D.

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

Water is delivered through Ricks Canal.

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11/16/2006

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

RIGHT NUMBER: 22-482A

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.900 CFS

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.900 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
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41 ACRES TOTAL

41.0 The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-481A, 22-482A, 22-483A, 22-2029D.

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

Water is delivered through Ricks Canal.

11/16/2006

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

RIGHT NUMBER: 22-483A

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.300 CFS

PRIORITY DATE: 06/01/1904

POINT OF
DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.300 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
41 ACRES TOTAL					

41.0 The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 22-481A, 22-482A,
22-483A, 22-2029D.

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

Water is delivered through Ricks Canal.

11/16/2006

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

RIGHT NUMBER: 22-2029D

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.710 CFS

PRIORITY DATE: 01/20/1908

POINT OF DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.710 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	NESE	14.00	T06N R45E S25	NWSE	27.00
41 ACRES TOTAL					

41.0 The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 22-481A, 22-482A,
22-483A, 22-2029D.

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 - License

Water is delivered through Ricks Canal.

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08/16/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 22-130B V1

WATER RIGHT NUMBER: 22-130B V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HOLDEN KIDWELL HAHN & CRAPO C/O KENT W FOSTER PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620
Current Owner	THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST C/O HOLDEN KIDWELL HAHN & CRAPO PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Original Owner	SUSAN TWINING PO BOX 101 TETONIA, ID 83452 (208)456-2310
Original Owner	EDMUND S TWINING III PO BOX 101 TETONIA, ID 83452 (208)456-2310

Priority Date: 01/22/1916

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH LEIGH CREEK	SPRING CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.680 CFS	
	<u>Total Diversion:</u>	0.680 CFS	

Location of Point(s) of Diversion

NORTH LEIGH CREEK	SE1/4NE1/4	Sec. 30, Twp 06N, Rge 46E, B.M.
TETON 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	
06N	45E	25													14.0	27.0			41.0

Total Acres: 41

Conditions of Approval:

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 22-130B V1

1. F01 Water is delivered through Ricks Canal.
2. E56 The rights listed below are limited to the irrigation of a combined total of 41.0 acres in a single irrigation season. Combined Right Nos.: 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D.
3. E52 The rights listed below are limited to a total combined diversion rate of 2.18 cfs. Combined Right Nos.: 22-130B, 22-481A, 22-482A, 22-483A, 22-2029D.

Remarks:Comments:

1. dcarlson 6/28/2006 disallowed
 Comment: the water rights 22-481a, 482a, 483a, 2029d are in excess of 0.02cfs/acre for this pou this is the junior water right, so it will be disallowed. they will still be left with 2. cfs on 41 acres.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

Rate	Volume	Acres
		41

Combined Water Rights: 22-130B , 22-483A , 22-482A , 22-481A , 22-2029D

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	6/2/2005 4:53:35 PM	sporter			Active
POD	6/2/2005 4:57:58 PM	sporter			Active
POU	6/2/2005 4:58:46 PM	sporter			Active
Season	6/2/2005 4:59:30 PM	sporter			Active
Summary			06/02/2005	sporter	Active
Priority Date	6/14/2005 10:50:03 AM	aruberry			Active
POD	6/14/2005 11:01:59 AM	aruberry			Active
POU	6/14/2005 11:02:56 AM	aruberry			Active
Source	6/14/2005 11:02:57 AM	aruberry			Active
Use	6/14/2005 11:02:58 AM	aruberry			Active

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Group 4

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11/16/2006

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

RIGHT NUMBER: 22-130D
NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405
SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.800 CFS
PRIORITY DATE: 01/22/1916

POINT OF DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.800 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
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76 ACRES TOTAL

Right Nos. 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B are limited to the irrigation of a combined total of 76 acres 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

Water is delivered through Ricks Canal.

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

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11/16/2006

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

RIGHT NUMBER: 22-136C

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 1.600 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	1.600 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
76 ACRES TOTAL					

Right Nos. 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B are limited to the irrigation of a combined total of 76 acres 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

Water is delivered through Ricks Canal.

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

11/16/2006

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

RIGHT NUMBER: 22-515B

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.600 CFS

PRIORITY DATE: 06/01/1899

POINT OF DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.600 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
76 ACRES TOTAL					

Right Nos. 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B are limited to the irrigation of a combined total of 76 acres 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

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

Water is delivered through Ricks Canal.

11/16/2006

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

RIGHT NUMBER: 22-516B

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.400 CFS

PRIORITY DATE: 06/01/1900

POINT OF
DIVERSION: T06N R46E S30 SENE Within TETON CountyPURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.400 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
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76 ACRES TOTAL

Right Nos. 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B are limited to the irrigation of a combined total of 76 acres 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

Water is delivered through Ricks Canal.

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

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11/16/2006

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

RIGHT NUMBER: 22-517B

NAME AND ADDRESS: THE BOYD CHARLES SMITH & JILL JOHNSON SMITH TRUST
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: NORTH LEIGH CREEK TRIBUTARY: SPRING CREEK
Water is delivered from Middle Leigh Creek.

QUANTITY: 0.600 CFS

PRIORITY DATE: 06/01/1901

POINT OF DIVERSION: T06N R46E S30 SENE Within TETON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.600 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S25	SWSE	39.00	T06N R45E S25	SESE	37.00
76 ACRES TOTAL					

Right Nos. 22-130D, 22-136C, 22-515B, 22-516B, and 22-517B are limited to the irrigation of a combined total of 76 acres 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

Water is delivered through Ricks Canal.

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

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2 – ADDITIONAL INFORMATION

Current Water Right Nos.: 22-312, 22-487C, 22-13016, 22-481A, 22-482A, 22-483A,
22-2029D, 22-130D, 22-136C, 22-515B, 22-516B, 22-517B

Documentation of Ownership of the Current Place of Use:

Adjudication recommendations

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

No.



BROCKWAY ENGINEERING, PLLC.
ALR - APRIL, 10, 2006

-  PPU Boundary for Transfer
  Wells.shp
  Pvc pipe 8in.shp
 Proposed New Irrigation Wells (Approx. Location)
 Valve.shp
 Pvc pipe 18in.shp
 Butterfly valve.shp
 New mainline.shp
 Ditch.shp
 Diversions.shp
 8" W/Risers.shp
 T. 06N. R.46E
 Pump.shp
 Sections.shp
 Pvc pipe 6in.shp
 Ppu by 40.shp

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

1. New Nature of Use Amount Hours/days/year Period of Use
(cfs/ac-ft) _____ to _____
_____ to _____
2. Quantity and quality of return flows and location of discharge:
None
3. Describe the effects on other water uses resulting from the proposed change:
None

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.

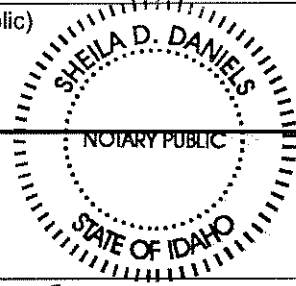
I understand that any willful misrepresentations made in this application may result in voiding its approval.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 7th day of August, 2007

[Signature]
(Notary Public)

My commission expires Aug 6, 2013

**FOR DEPARTMENT USE ONLY**

Transfer contains 21 pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by PC Fee 690 E031868 E033336

Receipted by _____ Date _____

Published in Statewide - Teton Valley News Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ Approval ☐ Denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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