

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73923APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Brion BraBrock Egan ELC LLC Phone 208-374-5460Post Office address HC 61 Box 1060 Dubois ID 83423

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 _____

2. Describe the reason for the proposed changes Water will be put into a pipe line to presurize sprinkler lines and to avoid ditch loss

400 CFS IN PIPELINE

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
32-25	10-1-1883	3.36	Irr.	4-1 to 10-31
32-43	10-15-1884	2	Irr.	4-1 to 10-31
		.02	stock	4-1 to 10-31
		.02	stock	4-1 to 10-31

2. Total amount of water being transferred 5.36 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Medicine Lodge Creek tributary to Sinks

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	SW	NE	SE	25	11N	34E	Clark	Egan Diversion
		NE	SE	6	10N	35E	Clark	Egan Diversion
	SW	NE	NW	25	11N	34E		New Pipeline

5. 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	
10N	35E	6													25	38	37	36	136
11N	35E	31	40	39	38	40													157

RECEIVED

JUL 23 2007

Department of Water Resources
Eastern RegionTotal Acres 293

73923

6. General Information:

- a. Description of diversion system Heagate out of creek over weir and screen then
water will be put into a pipeline
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
X 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. Not changing land only adding point of diversion
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
None
- d. Remarks:
Land to be irrigated will be the same. A point of diversion will be
added to use a gravity fed system.

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

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Close

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IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

06/14/2007

WATER RIGHT NO. 32-25

Owner Type	Name and Address
Current Owner	BRION D EGAN
Current Owner	BROCK P EGAN
Current Owner	DEANNA EGAN
Current Owner	KODI J EGAN
	HC 61 BOX 1060
	DUBOIS, ID 83423
	(208)374-5460
Original Owner	JACK MC GARRY
	HC 61 BOX 1080
	DUBOIS, ID 83423
	(208)374-5470

Priority Date: 10/01/1883
Basis: Decreed
Status: Active

Source	Tributary
MEDICINE LODGE CREEK	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	3.36 CFS	
STOCKWATER	04/01	10/31	0.02 CFS	
Total Diversion			3.36 CFS	

Location of Point(s) of Diversion:

<http://www.idwr.state.id.us/apps/ExtSearch/RightReportAJ.asp?BasinNumber=32&Seque...> 6/14/2007

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MEDICINE LODGE CREEK	NESE	Sec. 06	Township 10N	Range 35E	CLARK County
MEDICINE LODGE CREEK	SWNESE	Sec. 25	Township 11N	Range 34E	CLARK County

STOCKWATER Use:
Number of stock: 500

Place(s) of use:

Place of Use Legal Description: IRRIGATION CLARK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10N	35E	6		NESE	25		NWSE	38		SWSE	37		SESE	36
11N		31		NENE	40		NWNE	39		SWNE	38		SENE	40

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 293

Conditions of Approval:

1.	X35	Rights 32-25 and 32-43 when combined shall not exceed the irrigation of 293 acres.
2.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 32C.
3.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 32-25 and 32-43 shall not exceed 5.36 cfs, and diversion of water from the point of diversion located in NESE, Sec 6, T10N, R35E shall not exceed 2.44 cfs.
4.	T18	Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
5.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
6.	R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the

<http://www.idwr.state.id.us/apps/ExtSearch/RightReportAJ.asp?BasinNumber=32&Seque...> 6/14/2007

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IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

06/14/2007

WATER RIGHT NO. 32-43

Owner Type	Name and Address
Current Owner	BRION D EGAN
Current Owner	BROCK P EGAN
Current Owner	DEANNA EGAN
Current Owner	KODI J EGAN
	HC 61 BOX 1060
	DUBOIS, ID 83423
	(208)374-5460
Original Owner	PATRICK T MC GARRY
	HC 61 BOX 1080
	DUBOIS, ID 83423
	(208)374-5470

Priority Date: 10/15/1884

Basis: Decreed

Status: Active

Source	Tributary
MEDICINE LODGE CREEK	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	2 CFS	
STOCKWATER	04/01	10/31	0.02 CFS	
Total Diversion			2 CFS	

Location of Point(s) of Diversion:

<http://www.idwr.state.id.us/apps/ExtSearch/RightReportAJ.asp?BasinNumber=32&Seque...> 6/14/2007

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MEDICINE LODGE CREEK	NESE	Sec. 06	Township 10N	Range 35E	CLARK County
MEDICINE LODGE CREEK	SWNESE	Sec. 25	Township 11N	Range 34E	CLARK County

STOCKWATER Use:
Number of stock: 800

Place(s) of use:

Place of Use Legal Description: IRRIGATION CLARK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acre
10N	35E	6		NESE	25		NWSE	38		SWSE	37		SESE	36
11N		31		NENE	40		NWNE	39		SWNE	38		SENE	40

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 293

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SEC 25

NENW

POD

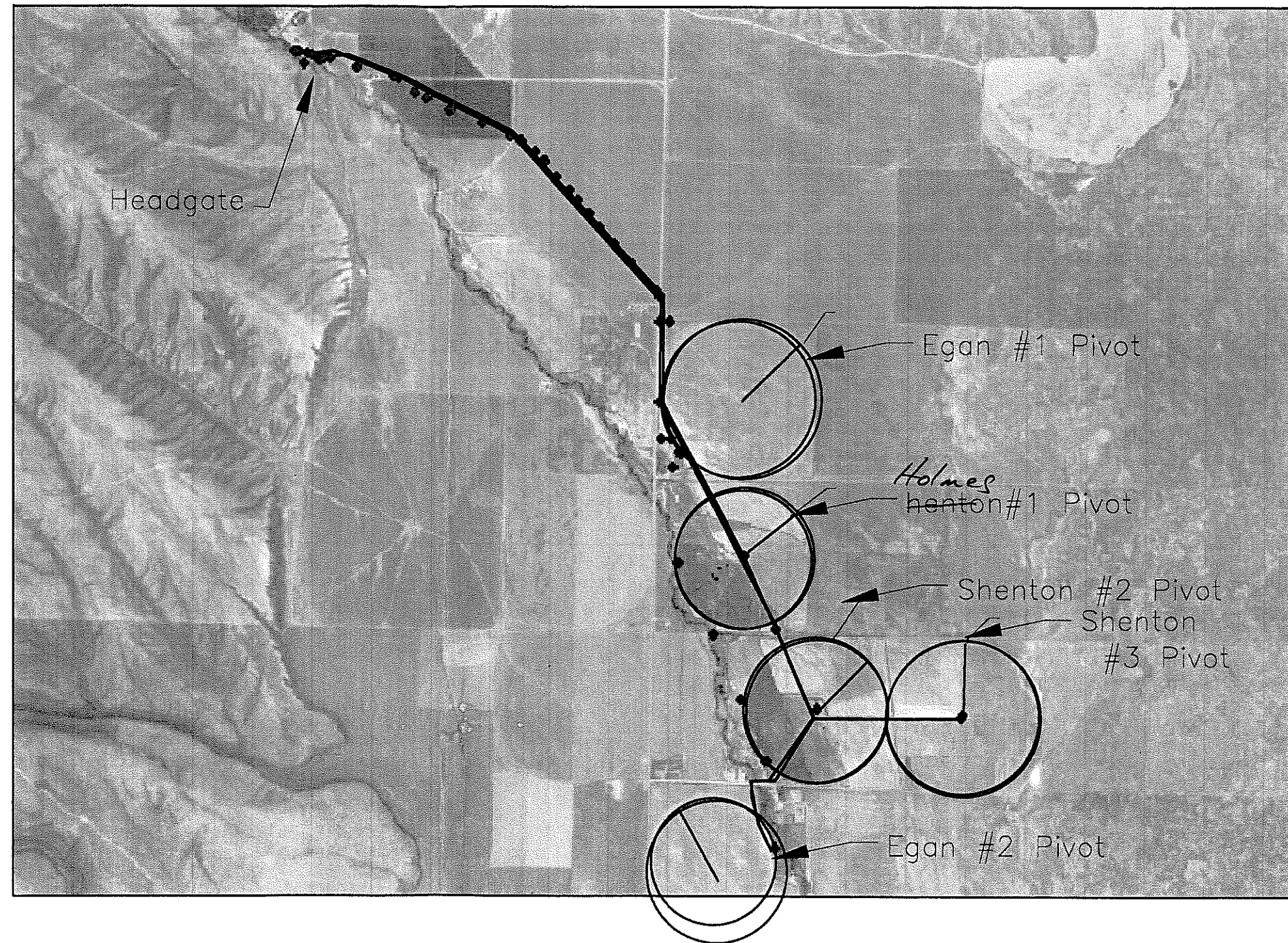
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	LIST OF SHEETS
1	COVER PAGE
2	LAYOUT MAP, APPROVALS
3	DETAIL STA
4	DETAIL STA
5	DETAIL STA
6	DETAIL LATERAL A
7	DETAIL LATERAL B
8	INLET STRUCTURE
9	OUTLET DETAIL
10	PIPE FILL & ROAD CROSSING
11	THRUST BLOCKS

21" PVC	978
18" PVC	2,294
15" PVC	2,088
10" PVC	6,113

NOTE:

- Both under ground and overhead utilities are the landowners and contractors responsibility to locate and avoid.
- NRCS makes no representation on the existence or nonexistence of any utilities.
- NRCS Construction Specifications 430-DD-A, (18"& less), 430-DD-B (over 18" dia) plastic pipeline, and 587 Structure for Water Control are part of this design.



EGAN and SHENTON GROUP GRAVITY PRESSURE PIPELINE

NRCS Natural Resources Conservation Service United States Department of Agriculture	ENTERPRISE CANAL		NRCS Job Class	_____	
	NORTH LATERAL GROUP PIPELINE		_____	_____	
	Yellowstone SCD		_____	_____	
	Newdale, Idaho		_____	_____	
File Name	_____	Designed	_____	Date	_____
Drawing Name	_____	Drawn	_____	_____	_____
Sheet	_____	Checked	_____	_____	_____
of	_____	Approved	_____	_____	_____

PART 3

B. CHANGES IN NATURE OF USE

1.

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

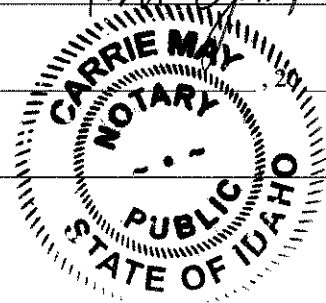
Buon Eggen Buon Eggen Buon Eggen Kelli Eggen

 (Signature of Applicant)

Subscribed and sworn to before me this 23 day of July, 2007.

Carrie May

 (Notary Public)



My commission expires 10/31/11

FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee \$370 E033136 E033136

Receipted by Res Date _____

Published in Post Register 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 _____