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OCT 3 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4990
66414

REPLACEMENT

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant W. Bruce Willis, c/o Edward Simon, Esq. Phone (208) 726-2200Post Office address 131 West 4th Street, P.O. Box 540, Ketchum, Idaho 83340

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 _____

2. Describe the reason for the proposed changes This transfer is requested to include other points of diversion and places of use to maximize the flexibility of the sprinkler irrigation system.

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

1. Right Number 37-08647 Priority 6/27/1990 Amount (cfs/ac-ft) 0.04 cfs 0.02 cfs Nature of Use Irrigation Domestic Period of Use 4/15 to 10/15 11/1 to 12/31
2. Total amount of water being transferred 0.04 cubic feet per second and/or 0.06 acre-feet per annum.
3. Source of water groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
<u>0.06</u>	~~SW~~	NW	NE	5	02N	18E	Blaine	Well and pump - lot 34 (P/D #1)
<u>9/13/46</u>	~~SW~~	NW	NE	5	02N	18E	Blaine	Well and pump - lot 37 (P/D #2)
		SW	NE	5	02N	18E	Blaine	Well and pump - lot 41 (P/D #3)
		SE	NE	5	02N	18E	Blaine	Well and pump - lot 39A (P/D #4)
		NE	NE	5	02N	18E	Blaine	Well and pump - lots 26 (P/D #5)

5. Lands irrigated or place of use: SW SE 32 02N 18E Blaine Well and pump - lot 26 (P/D #6)

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	
02N	18E	5	<u>0.75</u> <u>0.5</u>	0.75	0.75	<u>0.75</u> <u>1.0</u>													3.0
02N	18E	5		D	D														

Total acres 3.0

PART 1

6. General Information:

- a. Description of diversion system Six ^{C&D} 9/13/96 ~~Five~~ wells with submersible pumps to underground sprinkler system, horse facility, two residences, and one outbuilding.
- 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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:
Land will remain irrigated.
- d. Remarks: Five
This transfer requests the addition of ~~four~~ P/D and alteration of the P/U while keeping the same irrigated area.
This transfer is submitted in conjunction with transfers for rights 37-08461 and 37-02584.

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 _____.

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 37-08647

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.09 CFS	10.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.09 CFS	11.1 AF

SOURCE

GROUNDWATER

Priority: 06/27/1990

LOCATION OF POINT(S) OF DIVERSION: Lot 2(NWNE), Sec. 5, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	18E	5	Lot 2(NWNE) 0.5	SWNE 2.5		3
Total number of acres irrigated:						3

PLACE OF USE: DOMESTIC, same as IRRIGATION use

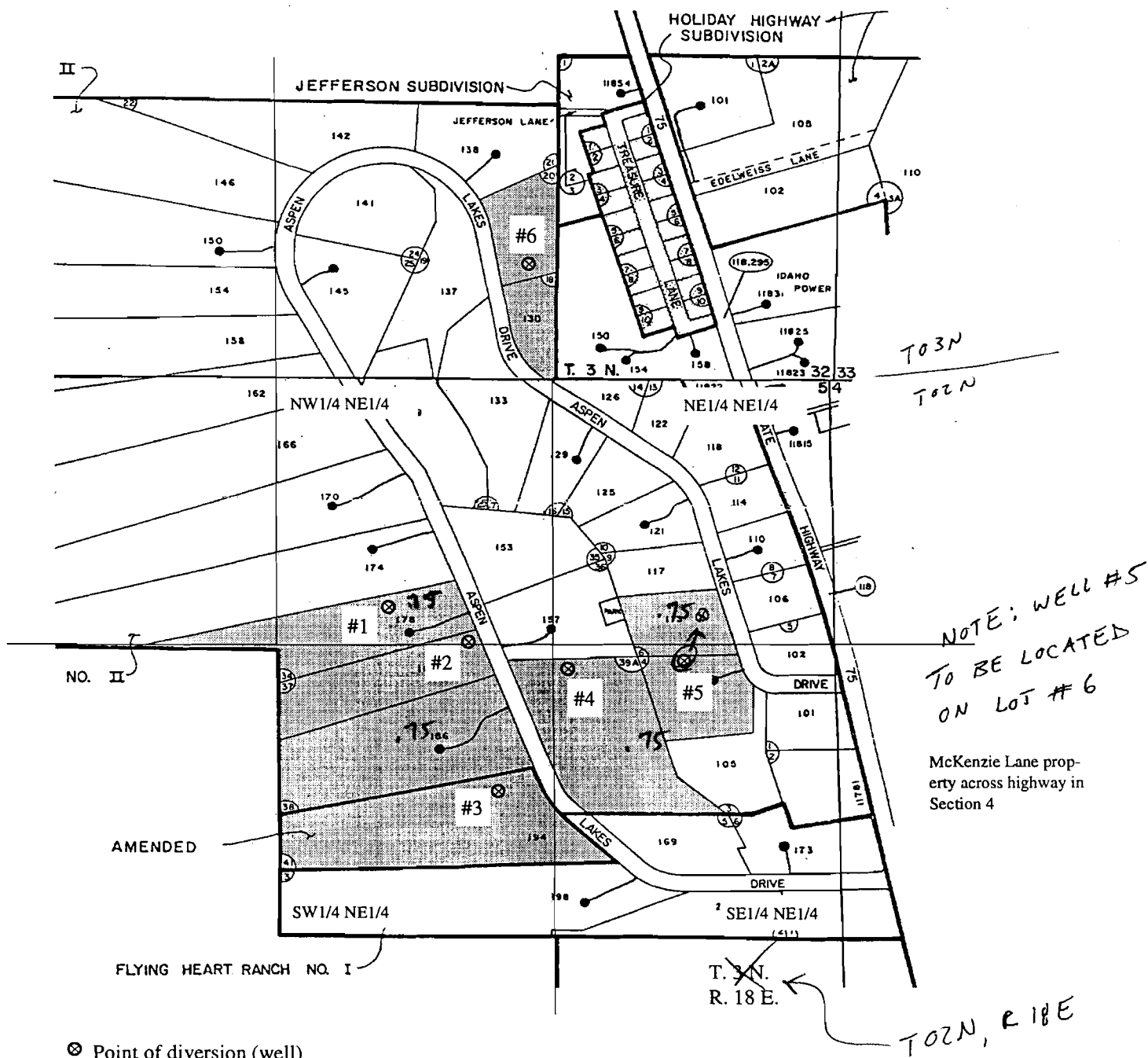
CONDITIONS/REMARKS:

1. Irrigation use under this right is authorized only in connection with a domestic use.
2. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for the use of existing rights used for supplemental purposes.
3. Point of diversion is located within Lot 37, Flying Heart Subdivision #2.
4. Place of use is within Lots 34, 37, & 38, Flying Heart Subdivision #2.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual diversion volume of 10.5 af for irrigation use on the lands described above.
6. Domestic use is for 1 home.
7. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

Water Right No. 37-08647

8. This right when combined with all other rights shall not exceed a combined annual diversion volume of 0.6 af for domestic use.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3



⊗ Point of diversion (well)

Scale: 1" = 500' (approx.)

Willis property in Flying Heart Ranch - diagram for transfers of 37-08461, 37-08647, and 37-02584.
 Property owned is shown shaded. P/U is within these lots as indicated on transfers.

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:

N/A

3. Describe the effects on other water uses resulting from the proposed change:

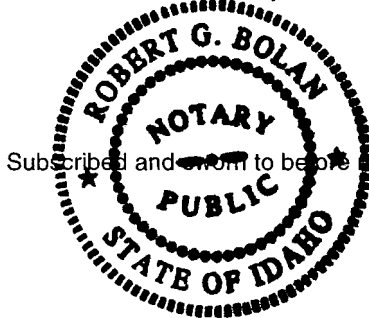
N/A

**THIS PAGE SUPERSEDED BY
 NEXT PAGE, RESIGNED AND NOTARIZED
 09/30/96.**

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.

*Joe McGallister
 (President Valley
 Entertainment)*



Subscribed and sworn to before me this _____

15th

day of _____

(Signature of Applicant)

19 96

(Notary Public)

My commission expires _____

6/17/1998

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by MS Date 5/15/96

Protest filed by _____

Prelim. check by C SKINNER Fee 100.00 5018864

Receipted by C SKINNER Date 2/20/96

Published in _____

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 _____

*** APPLICATION SUPERSEDES
 PREVIOUSLY FILED APPLICATION.
 (AND PAID FOR)**

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

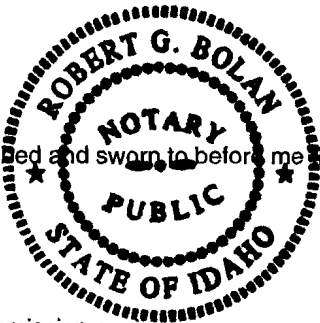
- | <u>New Nature of Use</u> | <u>Amount</u>
(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|--------------------------|------------------------------|------------------------|----------------------|
| <u>N/A</u> | | | _____ to _____ |
| | | | _____ to _____ |
- Quantity and quality of return flows and location of discharge:
N/A
- Describe the effects on other water uses resulting from the proposed change:
N/A

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.

JOE McALLISTER

Subscribed and sworn to before me this



30th

day of

(Signature of Applicant)

September, 1996

(Notary Public)

My commission expires

6/17/99

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by C SKINNER Date 10/16/96

Protest filed by _____

Prelim. check by C SKINNER Fee 100.00 5018864 *

Received by C SKINNER Date 2/20/96 *

Published in Wood River Journal

Copies of protest forwarded by _____

Pub. dates 1/22 + 1/29/97

Hearing held by _____ Date _____

Watermaster recommendation requested on 1/9/97

Recommended for ☐ Approval ☐ Denial

_____ rec'd. 1/30/97

by _____

Copy of transfer sent to lien holder _____

* APPLICATION SUPERSEDES
PREVIOUSLY FILED AND
PAID FOR APPLICATION